



Finance Act 1998

1998 CHAPTER 36

PART V

OTHER TAXES

Stamp duty

[^{F1}149 Stamp duty on conveyance or transfer on sale.

- (1) Section 55 of the ^{M1}Finance Act 1963 and section 4 of the ^{M2}Finance Act Northern Ireland) 1963 (both of which provide for rates of stamp duty on conveyance or transfer on sale) shall each be amended as follows.
- (2) In subsection (1)(d) (rate of £1.50p for every £100 etc where consideration does not exceed £500,000 and the instrument is certified at that amount) for “£1.50p” there shall be substituted “ £2 ”.
- (3) In subsection (1)(e) (rate of £2 for every £100 etc) for “£2” there shall be substituted “ £3 ”.
- (4) This section shall apply to instruments executed on or after 24th March 1998, except where the instrument in question is executed in pursuance of a contract made on or before 17th March 1998.
- (5) This section shall be deemed to have come into force on 24th March 1998.]

Textual Amendments

- F1** S. 149 repealed (27.7.1999 with effect as mentioned in [Sch. 20 Pt. V\(2\)](#) of the amending Act) by 1999 c. 16, s. 139, [Sch. 20 Pt. V\(2\)](#), Note 1, 2

Marginal Citations

- M1** 1963 c. 25.
M2 1963 c. 22 (N.I.).

Changes to legislation: There are currently no known outstanding effects for the Finance Act 1998, Cross Heading: Stamp duty. (See end of Document for details)

150 Relief from double stamp duties etc.

- (1) Where an instrument which is chargeable with stamp duty in Great Britain and in Northern Ireland has been stamped in either of those parts of the United Kingdom—
 - (a) the instrument shall, to the extent of the duty it bears, be deemed to be stamped in the other part of the United Kingdom, but
 - (b) if the stamp duty chargeable on the instrument in that other part of the United Kingdom exceeds the stamp duty chargeable on the instrument in the part of the United Kingdom in which it has been stamped, the instrument shall not be deemed to have been duly stamped in that other part of the United Kingdom unless and until stamped in accordance with the law which has effect in that part of the United Kingdom with a stamp denoting an amount equal to the excess.
- (2) An instrument which, by virtue of paragraph (b) of subsection (1) above, is not deemed to have been duly stamped in a part of the United Kingdom unless and until stamped with a stamp denoting an amount equal to the excess mentioned in that paragraph may, notwithstanding anything in section 15 of the ^{M3}Stamp Act 1891, be stamped with such a stamp without payment of any penalty at any time within 30 days after it has first been received in that part of the United Kingdom.
- (3) In section 22 of the ^{M4}Stamp Duties Management Act 1891 (discontinuance of dies) for the words from “London” to “Gazettes” there shall be substituted “London, Edinburgh and Belfast Gazettes”.
- (4) Section 29 of the ^{M5}Government of Ireland Act 1920 (the provisions of which are either spent or re-enacted with modifications in subsection (1) above) shall cease to have effect.
- (5) The saving in Part I of Schedule 6 to the ^{M6}Northern Ireland Constitution Act 1973 (repeals) for orders made under section 69 of the ^{M7}Government of Ireland Act 1920 shall cease to have effect in relation to Part IV of the Government of Ireland (Adaptation of the ^{M8}Taxing Acts) Order 1922 (the provisions of which are either spent or re-enacted with modifications in subsections (2) and (3) above).

Marginal Citations

- M3** 1891 c. 39.
M4 1891 c. 38.
M5 1920 c. 67.
M6 1973 c. 36.
M7 1920 c. 67.
M8 S.R. & O. 1922/80.

Changes to legislation:

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Stamp duty.