

Changes to legislation: Finance Act 1999, Cross Heading: Charge is up to date with all changes known to be in force on or before 09 October 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 13

STAMP DUTY: INSTRUMENTS CHARGEABLE AND RATES OF DUTY

Modifications etc. (not altering text)

- C1 Sch. 13 restricted (10.7.2003) by Finance Act 2003 (c. 14), s. 125(1) (with s. 125(8))
- C1 Sch. 13 excluded (with effect in accordance with Sch. 24 para. 12(4) of the amending Act) by Finance Act 2014 (c. 26), Sch. 24 para. 5

PART I

CONVEYANCE OR TRANSFER ON SALE

Modifications etc. (not altering text)

- C1 Sch. 13 Pt. I excluded (28.7.2000 with effect as mentioned in s. 130(10) of the amending Act) by 2000 c. 17, s. 130(1)(10)
- C1 Sch. 13 Pt. I modified (*retrospective* to 28.3.2000 and with effect as mentioned in s. 118(10)(11) of the amending Act) by 2000 c. 17, s. 118 (with s. 118(9))
Sch. 13 Pt. I modified (*retrospective* to 28.3.2000 and with effect as mentioned in s. 119(11)(12) of the amending Act) by 2000 c. 17, s. 119 (with s. 120)
Sch. 13 Pt. I modified (*retrospective* to 28.3.2000 and with effect as mentioned in s. 122(8)(9) of the amending Act) by 2000 c. 17, s. 122
Sch. 13 Pt. I amended (11.5.2001 with effect as mentioned in s. 92(8) of the amending Act) by 2001 c. 9, s. 92, Sch. 30 para. 1(1); S.I. 2001/3748, art. 2
Sch. 13 Pt. I excluded (11.5.2001 with effect as mentioned in s. 92(8) of the amending Act) by 2001 c. 9, s. 92(1); S.I. 2001/3748, art. 2

Charge

- 1 (1) Stamp duty is chargeable on a conveyance or transfer on sale.
- (2) For this purpose “[^{F1}transfer on sale]” includes every instrument, and every decree or order of a court or commissioners, by which any property, or any estate or interest in property, is, on being sold, transferred to or vested in the purchaser or another person on behalf of or at the direction of the purchaser.
- [^{F2}(3) Sub-paragraph (1) is subject to sub-paragraphs [^{F3}(3A)] to (6).
- [Stamp duty is not chargeable under sub-paragraph (1) on a transfer of stock or [^{F4}(3A) marketable securities where—
 - (a) the amount or value of the consideration for the sale is £1,000 or under, and

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- (b) the instrument is certified at £1,000.]
- (4) Where a company acquires any shares in itself by virtue of section [F5690] of the Companies Act [F52006] (power of company to purchase own shares) or otherwise, sub-paragraph (1) does not apply to any instrument by which the shares are transferred to the company.
- (5) Where a company holds any shares in itself by virtue of section [F6724] of that Act (treasury shares) or otherwise, [F7 sub-paragraph (1) does not apply to any instrument to which sub-paragraph (6) applies.]
- (6) This sub-paragraph applies to any instrument for the sale or transfer of any of the shares by the company, other than an instrument which, in the absence of sub-paragraph (5), would be an instrument in relation to which—
- (a) section 67(2) of the Finance Act 1986 (transfer to person whose business is issuing depositary receipts etc), or
 - (b) section 70(2) of that Act (transfer to person who provides clearance services etc),
- applied.]

Textual Amendments

- F1** Words in Sch. 13 para. 1(2) substituted (with effect in accordance with s.125(8) of the amending Act) by [Finance Act 2003 \(c. 14\)](#), [Sch. 20 para. 6](#)
- F2** Sch. 13 para. 1(3)-(6) inserted (with effect in accordance with s. 195(12) of the amending Act) by [Finance Act 2003 \(c. 14\)](#), [Sch. 40 para. 5](#); S.I. 2003/3077, art. 2
- F3** Word in Sch. 13 para. 1(3) substituted (with effect in accordance with s. 98(5) of the amending Act) by [Finance Act 2008 \(c. 9\)](#), [s. 98\(2\)](#)
- F4** Sch. 13 para. 1(3A) inserted (with effect in accordance with s. 98(5) of the amending Act) by [Finance Act 2008 \(c. 9\)](#), [s. 98\(3\)](#)
- F5** Words in Sch. 13 para. 1(4) substituted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments\) \(Taxes and National Insurance\) Order 2009 \(S.I. 2009/1890\)](#), arts. 1(1), [11\(b\)](#)
- F6** Word in Sch. 13 para. 1(5) substituted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments\) \(Taxes and National Insurance\) Order 2009 \(S.I. 2009/1890\)](#), arts. 1(1), [11\(e\)](#)
- F7** Words in Sch. 13 para. 1(5) substituted (with effect in accordance with s. 99(2) of the amending Act) by [Finance Act 2008 \(c. 9\)](#), [Sch. 32 para. 10\(2\)](#) (with [Sch. 32 para. 22\(1\)\(b\)](#))

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 17 para. 6 - 8 Sch. 19 Pt. 1-III repealed (prosp.) by [1999 c. 16 s. 123\(3\)s. 123\(4\)139Sch. 20 Pt. 5\(6\)](#) Note