

*Status: Point in time view as at 01/04/2015.*

*Changes to legislation: There are currently no known outstanding effects for the Land and Buildings Transaction Tax (Scotland) Act 2013, SCHEDULE 6. (See end of Document for details)*

## SCHEDULE 6

(introduced by section 27)

### RELIEF FOR CERTAIN ACQUISITIONS BY REGISTERED SOCIAL LANDLORDS

#### *The relief*

- 1 A land transaction under which the buyer is a registered social landlord is exempt from charge if [<sup>F1</sup>one or more of] the qualifying conditions are met.

#### **Textual Amendments**

- F1** Words in Sch. 6 para. 1 inserted (1.4.2015) by [The Land and Buildings Transaction Tax \(Addition and Modification of Reliefs\) \(Scotland\) Order 2015 \(S.S.I. 2015/93\)](#), arts. 1(2), **2(3)(a)**

#### **Commencement Information**

- I1** Sch. 6 para. 1 in force at 1.4.2015 by [S.S.I. 2015/108](#), **art. 2**

#### *The qualifying conditions*

- 2 The qualifying conditions are—
- (a) that the registered social landlord is controlled by its tenants,
  - (b) that the seller is one of the following—
    - (i) a registered social landlord,
    - (ii) the Scottish Ministers,
    - (iii) a local authority, [<sup>F2</sup>or]
  - (c) that the transaction is funded with the assistance of a grant or other financial assistance—
    - (i) made or given by way of a distribution pursuant to section 25 of the National Lottery etc. Act 1993 (c.39) (application of money by distributing bodies), or
    - (ii) under section 2 of the Housing (Scotland) Act 1988 (c.43) (general functions of the Scottish Ministers).

#### **Textual Amendments**

- F2** Word in Sch. 6 para. 2(b)(iii) substituted (1.4.2015) by [The Land and Buildings Transaction Tax \(Addition and Modification of Reliefs\) \(Scotland\) Order 2015 \(S.S.I. 2015/93\)](#), arts. 1(2), **2(3)(b)**

#### **Commencement Information**

- I2** Sch. 6 para. 2 in force at 1.4.2015 by [S.S.I. 2015/108](#), **art. 2**

#### *Landlord controlled by tenants*

- 3 The reference in paragraph 2(a) to a registered social landlord controlled by its tenants is to a registered social landlord the majority of whose board members are tenants occupying properties owned or managed by it.

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**Commencement Information**

**I3** Sch. 6 para. 3 in force at 1.4.2015 by [S.S.I. 2015/108](#) , **art. 2**

4 For the purposes of paragraph 3, “board member” is to be construed as follows—

Type of registered social landlord	Board member
Company	A director of the company
Body corporate whose affairs are managed by its members	A member
Body of trustees	A trustee
None of the above	A member of the committee of management or other body to which is entrusted the direction of the affairs of the registered social landlord

**Commencement Information**

**I4** Sch. 6 para. 4 in force at 1.4.2015 by [S.S.I. 2015/108](#) , **art. 2**

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