



# Inheritance Tax Act 1984

## 1984 CHAPTER 51

### PART V

#### MISCELLANEOUS RELIEFS

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#### MISCELLANEOUS

#### *Mutual and voidable transfers*

148, ..... F1  
149.

#### **Textual Amendments**

**F1** Finance Act 1986 s. 101(3), Sch. 19, para. 25, and Sch. 23, Part X, *repealed* ss.148 and 149 (*exemption for mutual transfers*) where the donee's transfer is made on or after 18 March 1986.

#### **150 Voidable transfers.**

- (1) Where on a claim made for the purpose it is shown that the whole or any part of a chargeable transfer (“the relevant transfer”) has by virtue of any enactment or rule of law been set aside as voidable or otherwise defeasible—
  - (a) tax paid or payable by the claimant (in respect of the relevant transfer or any other chargeable transfer made before the claim) that would not have been payable if the relevant transfer had been void ab initio shall be repaid to him by the Board, or as the case may be shall not be payable, and
  - (b) the rate or rates of tax applicable to any chargeable transfer made after the claim by the person who made the relevant transfer shall be determined as if that transfer or that part of it had been void as aforesaid.

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**Changes to legislation:** There are currently no known outstanding effects for the Inheritance Tax Act 1984, Cross Heading: Mutual and voidable transfers. (See end of Document for details)

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(2) In subsection (1)(a) above the reference to tax includes a reference to interest on tax.

[<sup>F2</sup>(3) A claim under this section must be made not more than 4 years after the claimant knew, or ought reasonably to have known, that the relevant transfer has been set aside.]

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**Textual Amendments**

**F2** S. 150(3) inserted (1.4.2011) by Finance Act 2009 (c. 10), s. 99, **Sch. 51 para. 8**; S.I. 2010/867, **art. 2(2)**

**Changes to legislation:**

There are currently no known outstanding effects for the Inheritance Tax Act 1984, Cross  
Heading: Mutual and voidable transfers.