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**Changes to legislation:** There are currently no known outstanding effects for the Land Transaction Tax and Anti-avoidance of Devolved Taxes (Wales) Act 2017, Paragraph 21. (See end of Document for details)

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## SCHEDULE 6

### LEASES

#### PART 4

#### AGREEMENTS FOR LEASE, ASSIGNMENTS AND VARIATIONS

##### *Assignment of agreement for lease*

- 21 (1) This paragraph applies where a person (“P”) assigns P’s interest as tenant under an agreement for lease.
- (2) Where this paragraph applies Schedule 2 (transactions entered into before completion of contract) does not apply.
- (3) If the assignment occurs without the agreement having been substantially performed, section 10 (contract and transfer) has effect as if—
- (a) the agreement were with the assignee (“A”) and not P, and
  - (b) the consideration given by A for entering into the agreement included any consideration given by A for the assignment.
- (4) If the assignment occurs after the agreement has been substantially performed—
- (a) the assignment is a separate land transaction, and
  - (b) the effective date of that transaction is the date of the assignment.
- (5) Where there are successive assignments, this paragraph has effect in relation to each one of them.

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#### **Commencement Information**

**II** Sch. 6 para. 21 in force at 1.4.2018 by S.I. 2018/34, art. 3

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