



Land and Buildings Transaction Tax (Scotland) Act 2013

2013 asp 11

PART 4

RETURNS AND PAYMENT

CHAPTER 2

PAYMENT OF TAX

42 Regulations about applications under section 41

- (1) The Scottish Ministers may, by regulations, make further provision about applications under section 41.
- (2) The regulations may in particular—
 - (a) specify when an application is to be made,
 - (b) require the buyer to provide such information as the Tax Authority may reasonably require for the purposes of determining whether to accept an application,
 - (c) specify the grounds on which an application may be refused,
 - (d) specify the procedure for reaching a decision on the application,
 - (e) make provision for postponing payment of tax when an application has been made,
 - (f) provide for the effect of accepting an application,
 - (g) require the buyer to make a return or further return, and to make such payments or further payments of tax as may be specified, in such circumstances as may be specified.
- (3) Regulations under this section may also provide that where the circumstances in subsection (4) arise—
 - (a) sections 31 and 32 (adjustment where contingency ceases or consideration is ascertained) do not apply in relation to the payment, and

Changes to legislation: There are currently no known outstanding effects for the Land and Buildings Transaction Tax (Scotland) Act 2013, Section 42. (See end of Document for details)

- (b) instead, any necessary adjustment is to be made in accordance with the regulations.
- (4) The circumstances are—
- (a) a payment is made as mentioned in section 41(3), and
 - (b) an application under this section is accepted in respect of other chargeable consideration taken into account in calculating the amount of that payment.

Commencement Information

II S. 42 in force at 7.11.2014 by S.S.I. 2014/279, art. 2, Sch.

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