



Revenue Scotland and Tax Powers Act 2014

2014 asp 16

PART 8

PENALTIES

CHAPTER 2

PENALTIES FOR FAILURE TO MAKE RETURNS OR PAY TAX

Amounts of penalties for failure to make returns: LBTT

163 Land and buildings transaction tax: 12 month penalty for failure to make return

- (1) P is liable to a penalty under this section if (and only if) P's failure continues after the end of the period of 12 months beginning with the penalty date.
- (2) Where, by failing to make the return, P deliberately withholds information which would enable or assist Revenue Scotland to assess P's liability to tax, the penalty under this section is the greater of—
 - (a) 100% of any liability to tax which would have been shown in the return in question, and
 - (b) £300.
- (3) In any case not falling within subsection (2), the penalty under this section is the greater of—
 - (a) 5% of any liability to tax which would have been shown in the return in question, and
 - (b) £300.