

Status: Point in time view as at 01/01/2004.

Changes to legislation: Finance Act 2003, Cross Heading: Land partly non-residential and partly residential is up to date with all changes known to be in force on or before 28 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 6

STAMP DUTY LAND TAX: DISADVANTAGED AREAS RELIEF

PART 3

LAND PARTLY SITUATED IN A DISADVANTAGED AREA

Land partly non-residential and partly residential

- 10 (1) This paragraph applies where the land situated in a disadvantaged area is partly non-residential property and partly residential property.

References in this paragraph to the consideration attributable to land that is non-residential property or land that is residential property (or to the rent or annual rent so attributable) are to the consideration (or rent or annual rent) attributable to land in a disadvantaged area that is, on a just and reasonable apportionment, so attributable.

- (2) The consideration attributable to land that is non-residential property does not count as chargeable consideration.
- (3) The following provisions apply in relation to the consideration attributable to land that is residential property.
- (4) If—
- (a) the consideration so attributable does not include rent and the relevant consideration does not exceed £150,000, or
 - (b) the consideration so attributable consists only of rent and the relevant rental value does not exceed £150,000,
- none of the consideration so attributable counts as chargeable consideration.
- (5) If the consideration so attributable includes rent and the relevant rental value does not exceed £150,000, the rent so attributable does not count as chargeable consideration.
- (6) If the consideration so attributable includes consideration other than rent, then—
- (a) if—
 - (i) the annual rent so attributable does not exceed £600, and
 - (ii) the relevant consideration does not exceed £150,000,the consideration other than rent does not count as chargeable consideration;
 - (b) if the annual rent so attributable exceeds £600, the 0% band in the Tables in subsection (2) of section 55 does not apply in relation to the consideration other than rent and any case that would have fallen within that band is treated as falling within the 1% band.

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