



# Finance Act 2005

## 2005 CHAPTER 7

### PART 3

#### STAMP TAXES

##### *Stamp duty land tax*

#### **94 Alternative property finance**

Schedule 8 (which makes amendments of Part 4 of FA 2003 relating to alternative property finance) has effect.

##### *Stamp duty land tax and stamp duty*

#### **<sup>F1</sup>95 Raising of thresholds**

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##### **Textual Amendments**

- F1** [S. 95](#) repealed (with effect in accordance with Sch. 26 Pt. 7(1) Note of the amending Act) by [Finance Act 2006 \(c. 25\)](#), [Sch. 26 Pt. 7\(1\)](#)

#### **<sup>F2</sup>96 Removal of disadvantaged areas relief for non-residential property**

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##### **Textual Amendments**

- F2** [S. 96](#) omitted (with effect in accordance with Sch. 39 para. 10(4) of the amending Act) by virtue of [Finance Act 2012 \(c. 14\)](#), [Sch. 39 para. 8\(2\)\(d\)\(i\)](#) (with [Sch. 39 paras. 11-13](#))

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*Status: Point in time view as at 17/07/2012.*

*Changes to legislation: There are currently no known outstanding effects for the Finance Act 2005, Part 3. (See end of Document for details)*

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*Stamp duty and stamp duty reserve tax*

**97 Demutualisation of insurance companies**

- (1) Section 90 of FA 1986 (other exceptions to the principal charge to stamp duty reserve tax under section 87 of that Act) is amended as follows.
- (2) In subsection (1A) (section 87 not to apply to agreement to transfer unit under unit trust scheme if instrument giving effect to agreement would be exempt from stamp duty by virtue of provision in paragraph (a) or (b)) after paragraph (b) insert “, or
  - (c) section 96 of the Finance Act 1997 (demutualisation of insurance companies).”.
- (3) Schedule 19 to FA 1999 (stamp duty and stamp duty reserve tax: unit trusts) is amended as follows.
- (4) In paragraph 6 (exclusion, in certain cases of change of ownership, of charge to stamp duty reserve tax on surrender of unit to managers) in sub-paragraph (5) (provisions under which certain instruments would be exempt from stamp duty) after paragraph (b) insert “; and
  - (c) section 96 of the Finance Act 1997 (demutualisation of insurance companies).”.
- (5) The amendment in subsection (2) applies where the relevant day for the purposes of section 87 of FA 1986 falls on or after the day on which this Act is passed.
- (6) The amendment in subsection (4) applies in relation to surrenders (within the meaning of Part 2 of Schedule 19 to FA 1999) occurring on or after the day on which this Act is passed.

**Status:**

Point in time view as at 17/07/2012.

**Changes to legislation:**

There are currently no known outstanding effects for the Finance Act 2005, Part 3.