

Amendment	Page	Line
SC 382	198	37

Dawn Primarolo

(Bristol South - Lab)

**Amendment 382**

‘() At the end of that paragraph insert—

“(7) The reference to a lease in sub-paragraph (1) is to—

(a) a lease actually granted on or after the implementation date,

or

(b) a lease that is treated as existing by reason of a deemed grant under paragraph 12A(2) or 19(3) of which the effective date is on or after the implementation date.”.

**SUMMARY**

1. This amendment ensures that the charge to stamp duty land tax on ‘abnormal’ rent increases can only affect leases that are granted, or treated as granted, on or after 1 December 2003

**DETAILS**

2. The amendment affects paragraph 7 of Schedule 25, which itself makes changes to paragraph 14 of Schedule 17A Finance Act (‘FA’) 2003. This legislation makes provision for a charge to stamp duty land tax where there is an increase in rent payable under a lease after the end of the fifth year of the term, and that increase is so large as to be ‘abnormal’ (as defined in paragraph 15 of Schedule 17A FA 2003, as amended by paragraph 8 of Schedule 25 to this Bill).
3. The amendment puts it beyond doubt that the charge on ‘abnormal’ increases applies only to leases which were originally granted, or treated as granted, on or after 1 December 2003.