

SCHEDULE 8

Section 276.

CONSEQUENTIAL AMENDMENTS

The Land Registration Act 1925

- 1 In section 73 of the Land Registration Act 1925 for the words "Part III of the Finance Act 1975 " there shall be substituted the words " the Capital Transfer Tax Act 1984 " and for the words " that Part " there shall be substituted the words " that Act ".

The Crown Proceedings Act 1947

- 2 In section 14(1)(b) of the Crown Proceedings Act 1947, for the words from " payment" to the end there shall be substituted the words " payment of capital transfer tax under the Capital Transfer Tax Act 1984 ".

The Land Charges Act 1972

- 3 (1) In section 2 of the Land Charges Act 1972—
- (a) in subsection (4)(ii) for the words " Part III of the Finance Act 1975 " there shall be substituted the words " he Capital Transfer Tax Act 1984 "; and
 - (b) in subsection (5)(i) for the words "Part III of the Finance Act 1975 (capital transfer tax)" there shall be substituted the words " the Capital Transfer Tax Act 1984 ".
- (2) In section 4(6) of that Act for the words " Part III of the Finance Act 1975 " there shall be substituted the words " the Capital Transfer Tax Act 1984 ".

The Finance Act 1975

- 4 In section 49(4) of the Finance Act 1975 after the words "paragraph 1 of Schedule 6 to this Act" there shall be inserted the words " or section 18 of the Capital Transfer Tax Act 1984 ".

The Development Land Tax Act 1976

- 5 In section 10(5)(a) of the Development Land Tax Act 1976 for the words "paragraph 12 of Schedule 6 to the Finance Act 1975 " there shall be substituted the words " Schedule 3 to the Capital Transfer Tax Act 1984 ".
- 6 (1) Section 34 of the Development Land Tax Act 1976 shall be amended as follows.
- (2) In subsection (3)(d)(ii) for the words " Chapter II of Part IV of the Finance Act 1982 " there shall be substituted the words " any provision, apart from section 79, of Chapter III of Part III of the Capital Transfer Tax Act 1984 ".
 - (3) In subsection (5)(a) after the words "Act 1976 " there shall be inserted the words " or section 31 of the Capital Transfer Tax Act 1984 " and for the words "section 76 of that Act" there shall be substituted the words " section 30(2) of the Capital Transfer Tax Act 1984 ".
 - (4) In subsection (6) for the words " Subsections (2) and (2A) of section 51 of the Finance Act 1975 " there shall be substituted the words " Sections 2(3) and 3(4) of the Capital

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Transfer Tax Act 1984 " and for the words "Part III of the Finance Act 1975 " there shall be substituted the words " the Capital Transfer Tax Act 1984 ".

- 7 (1) Schedule 6 to the Development Land Tax Act 1976 shall be amended as follows.
- (2) In paragraph 18(2)—
- (a) after the words " section 22 of the Finance Act 1927 " there shall be inserted the words " or section 4 of the Capital Transfer Tax Act 1984 " , for the words "that Act" there shall be substituted the words " the Finance Act 1975 " and after the words " section 77 of the Finance Act 1976 " there shall be inserted the words " or under section 31 of the Capital Transfer Tax Act 1984 " ; and
 - (b) in paragraph (a) for the words from " subsection (7) " to " Act 1976 " there shall be substituted the words " section 32 of, or paragraph 3 of Schedule 5 to, the Capital Transfer Tax Act 1984 " .
- (3) In paragraph 19(4) for the words " paragraph 1(2) of Schedule 10 to the Finance Act 1975 " there shall be substituted the words " section 5(4) of the Capital Transfer Tax Act 1984 " .
- (4) In paragraph 24(1)—
- (a) in paragraph (b) for the words " subsection (3) of section 37 of the Finance Act 1975 " there shall be substituted the words " Schedule 1 to the Capital Transfer Tax Act 1984 " ; and
 - (b) in paragraph (c) for the words " the said subsection (3) " there shall be substituted the words " the said Schedule 1 " .

The Finance Act 1977

- 8 In section 38 of the Finance Act 1977—
- (a) in subsection (1) for the words " a direction has effect under section 93 of the Finance Act 1982 " there, shall be substituted the words " a direction has effect under paragraph 1 of Schedule 4 to the Capital Transfer Tax Act 1984 " ; and
 - (b) in subsection (5)(a) for the words " the said section 93 " there shall be substituted the words " the said paragraph 1 " .

The Capital Gains Tax Act 1979

- 9 In subsections (1)(b) and (3)(a) of section 146 of the Capital Gains Tax Act 1979 for the words " paragraph 12 of Schedule 6 to the Finance Act 1975 " there shall be substituted the words " Schedule 3 to the Capital Transfer Tax Act 1984 " .
- 10 (1) Section 147 of the Capital Gains Tax Act 1979 shall be amended as follows.
- (2) In subsection (1) for the words " sub-paragraph (2) of paragraph 13 of Schedule 6 to the Finance Act 1975 " there shall be substituted the words " subsection (2) of section 26 of the Capital Transfer Tax Act 1984 " and for the words "sub-paragraph (1) of that paragraph " there shall be substituted the words " subsection (1) of that section " .
- (3) In subsection (2)—
- (a) in paragraph (a) for the words "paragraph 12 of the said Schedule 6 " there shall be substituted the words " Schedule 3. to the Capital Transfer Tax Act 1984 " ; and

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- (b) in paragraph (b) for the words "paragraph 17 of Schedule 4. to the said Act of 1975 " there shall be substituted the words " section 230 of the Capital Transfer Tax Act 1984 ".
- (4) In subsection (3) for the words " section 77 of the Finance Act 1976 " there shall be substituted the words " section 31 of the Capital Transfer Tax Act 1984 " and for the words " the said section 77 " there shall be substituted the words " the said section 31 ".
- (5) In subsection (5) for the words " section 78 of the Finance Act 1976 " there shall be substituted the words " section 32 of the Capital Transfer Tax Act 1984 ".
- (6) In subsection (7)—
- (a) for the words " section 77(1)(c), (d) or (e) of the Finance Act 1976" there shall be substituted the words " section 31(1)(c), (d) or (e) of the Capital Transfer Tax Act 1984 ";
- (b) for the words " the said section 77(1)(c)" there shall be substituted the words " the said section 31(1)(c) "; and
- (c) for the words " the said section 77(1)(d) or (e)" there shall be substituted the words " the said section 31(1)(d) or (e) ".
- (7) In subsection (9) after the word " under " there shall be inserted the words " Chapter II of Part II or section 78 of, or Schedule 5 to, the Capital Transfer Tax Act 1984. ".
- 11 (1) Section 149 of the Capital Gains Tax Act 1979 shall be amended as follows.
- (2) In subsection (1)—
- (a) in paragraph (a) for the words " section 90 of the Finance Act 1976 " there shall be substituted the words " section 13 of the Capital Transfer Tax Act 1984 ";
- (b) in paragraph (b) for the words " section 67 of the Finance Act 1978 " there shall be substituted the words " section 28 of the Capital Transfer Tax Act 1984 ".
- (3) In subsection (4)(b) for the words from "paragraph 17(1)" to " has effect)" there shall be substituted the words " section 86(1) of the Capital Transfer Tax Act 1984 (that is to say, those in relation to which the said section 13 of that Act has effect) ".
- (4) In subsection (5) for the words "the said paragraph 17(1)" there shall be substituted the words " the said section 86(1) ".
- 12 In paragraphs 1 and 3 of Schedule 4 to the Capital Gains Tax Act 1979 for the words " Schedule 14 to the Finance Act 1981 " wherever they occur there shall be substituted the words " Chapter II of Part V of the Capital Transfer Tax Act 1984 ".

The National Heritage Act J 980

- 13 In section 8(1) of the National Heritage Act 1980 after the words " Finance Act 1975 " there shall be inserted the words " or section 230 of the Capital Transfer Tax Act 1984 ".
- 14 In section 12(3) of the National Heritage Act 1980 for the words "the said paragraph 17(4)" there shall be substituted the words " section 230(4) of the Capital Transfer Tax Act 1984 ".

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- 15 In section 13(3) of the National Heritage Act 1980 after the words " this section " there shall be inserted the words " or section 230(1) or 231(2) of the Capital Transfer Tax Act 1984 ".
- 16 In section 14(1) of the National Heritage Act 1980, for the words " or of the provisions amended by section 12 above " there shall be substituted the words " or under section 230 of the Capital Transfer Tax Act 1984 ".

The Finance Act 1980

- 17 (1) Section 52 of the Finance Act 1980 shall be amended as follows.
- (2) In subsection (1)—
- (a) for the words " a direction has effect under section 93 of the Finance Act 1982 " there shall be substituted the words " a direction has effect under paragraph 1 of Schedule 4 to the Capital Transfer Tax Act 1984 ";
 - (b) in paragraph (a) for the words " subsection (3) of that section " there shall be substituted the words " sub-paragraph (1) of paragraph 3 of that Schedule "; and
 - (c) in paragraph (b) for the words " that subsection" there shall be substituted the words " that sub-paragraph ".
- (3) In subsections (2) and (3) for the words " subsection (3)(a)(i) or (ii) of the said section 93 " there shall be substituted the words " sub-paragraph (1)(a)(i) or (ii) of the said paragraph 3 ".
- (4) In subsection (7)—
- (a) in paragraph (a) for the words from " paragraph 3(1)" to "paragraph 3(4)" there shall be substituted the words " paragraph 9(1) of Schedule 4 to the Capital Transfer Tax Act 1984 there is (or, but for paragraph 9(4) " ; and
 - (b) in paragraph (b) for the words " section 93 of that Act" there shall be substituted the words " paragraph 1 of that Schedule ".
- 18 (1) Section 53 of the Finance Act 1980 shall be amended as follows.
- (2) In subsection (1)—
- (a) for the words " subsection (3) of section 93 of the Finance Act 1982 " there shall be substituted the words " sub-paragraph (1) of paragraph 3 of Schedule 4 to the Capital Transfer Tax Act 1984 " ; and
 - (b) in paragraph (a) for the words " the said section 93 " there shall be substituted the words " paragraph 1 of the said Schedule 4 ".
- (3) In subsection (4)—
- (a) in paragraph (a) for the words from " paragraph 3(1) " to " paragraph 3(4)" there shall be substituted the words " paragraph 9(1) of Schedule 4 to the Capital Transfer Tax Act 1984 there is (or, but for paragraph 9(4) " ; and
 - (b) in paragraph (b) for the words " section 93 of that Act" there shall be substituted the words " paragraph 1 of that Schedule ".
- 19 In section 98 of the Finance Act 1980 for the words between " by virtue of" and " but" there shall be substituted the words " paragraph 9(1) or 17(1) of Schedule 4 to the Capital Transfer Tax Act 1984 there is no charge to capital transfer tax in respect of the property ceasing to be comprised in the settlement or a reduced charge to that tax by virtue of paragraph 9(4) or 17(4) of that Schedule ".

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The Supreme Court Act 1981

- 20 In section 109 of the Supreme Court Act 1981—
- (a) in subsections (1) and (2) for the words " Part III of the Finance Act 1975" there shall be substituted the words " the Capital Transfer Tax Act 1984 "; and
 - (b) in subsection (3) for the words " section 94(1)(a) of the Finance Act 1980 " there shall be substituted the words " section 256(1)(a) of the Capital Transfer Act 1984 ".

The Finance Act 1982

- 21 In section 61(1) of the Finance Act 1982—
- (a) for the words " section 93 below " there shall be substituted the words " paragraph 1 of Schedule 4 to the Capital Transfer Tax Act 1984 "; and
 - (b) in paragraph (a) for the words " subsection (3)(a)(i) of section 93 " there shall be substituted the words " paragraph 3(1)(a)(i) of that Schedule ".
- 22 In section 62 of the Finance Act 1982 for the words " section 93 below" there shall be substituted the words " paragraph 1 of Schedule 4 to the Capital Transfer Tax Act 1984 ".

The Finance (No. 2) Act 1983

- 23 In section 7(8) of the Finance (No. 2) Act 1983 for the words "paragraph 11 of Schedule 6 to the Finance Act 1975 " there shall be substituted the words " section 24 of the Capital Transfer Tax Act 1984 ".

The Value Added Tax Act 1983

- 24 In Group II of Schedule 6 to the Value Added Tax Act 1983—
- (a) in item 2, for the words from " section 32(3)(a) " onwards there shall be substituted the words " paragraph 1(3)(a) or (4), paragraph 3(4)(a), or the words following paragraph 3(4), of Schedule 5 to the Capital Transfer Tax Act 1984 "; and
 - (b) in item 3, for the words " section 78(4) of the Finance Act 1976 " there shall be substituted the words " section 32(4) of the Capital Transfer Tax Act 1984 ".

The Land Registration Act (Northern Ireland) 1970

- 25 In paragraph 7 of Part II of Schedule 6 to the Land Registration Act (Northern Ireland) 1970 for the words "Part III of the' Finance Act 1975 " there shall be substituted the words " the Capital Transfer Tax Act 1984 ".