



Greater London Authority Act 1999

1999 CHAPTER 29

PART XII

SUPPLEMENTARY PROVISIONS

Taxation provisions

417 Stamp duty and stamp duty reserve tax.

- (1) Neither stamp duty nor stamp duty reserve tax shall be chargeable on, or in respect of,—
- (a) a transfer instrument;
 - (b) an instrument or agreement which is certified to the Commissioners of Inland Revenue by a Minister of the Crown as made in pursuance of a transfer instrument; or
 - (c) an instrument or agreement which is certified to the Commissioners of Inland Revenue by a Minister of the Crown as giving effect to a preparatory reorganisation, to the extent that the instrument or agreement is so certified.
- (2) No instrument or agreement which is certified as mentioned in paragraph (b) or (c) of subsection (1) above shall be taken to be duly stamped unless—
- (a) it is stamped with the duty to which it would, but for that subsection, be liable; or
 - (b) it has, in accordance with section 12 of the ^{M1}Stamp Act 1891, been stamped with a particular stamp denoting that it is not chargeable with any duty or that it is duly stamped.
- (3) Section 12 of the ^{M2}Finance Act 1895 shall not operate to require—
- (a) the delivery to the Inland Revenue of a copy of this Act, or
 - (b) the payment of stamp duty under that section on any copy of this Act,
- and shall not apply in relation to any instrument on which, by virtue of subsection (1) above, stamp duty is not chargeable.

Changes to legislation: Greater London Authority Act 1999, Cross Heading: Taxation provisions is up to date with all changes known to be in force on or before 26 April 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) View outstanding changes

- (4) In subsection (1) above, “transfer instrument” means—
- (a) an order under section 408 or 411 above; or
 - (b) a scheme under section 409 above.
- (5) In subsection (1) above “preparatory reorganisation” means the transfer of property, rights and liabilities—
- (a) from London Regional Transport to any of its subsidiaries,
 - (b) from a subsidiary of London Regional Transport to London Regional Transport,
 - (c) from a subsidiary of London Regional Transport to another such subsidiary, or
 - (d) from a Minister of the Crown to London Regional Transport or any of its subsidiaries,
- preparatory to any provision made or to be made by or under this Act.

Marginal Citations

- M1 1891 c. 39.
 M2 1895 c. 16.

418 Stamp duty: instruments under London Regional Transport Act 1984.

- (1) Section 64 of the ^{M3}London Regional Transport Act 1984 (stamp duty) shall be amended as follows.
- (2) In subsection (7)(a) (which, among other things, provides an exemption in relation to transfers in pursuance of a scheme made under section 9(6) in compliance with a direction of the Secretary of State under section 10)—
- (a) after “or to a transfer made in pursuance of” there shall be inserted “, or otherwise in connection with,”;
 - (b) after “section 9(6) of this Act” there shall be inserted “ (i) ”; and
 - (c) after “under section 10 of this Act; or” there shall be inserted—
 - “(ii) in preparation for, or in pursuance of, a PPP agreement, within the meaning of Chapter VII of Part IV of the Greater London Authority Act 1999, or a contract falling within paragraph 6(2) of Schedule 33 to that Act; or”.
- (3) After subsection (7) there shall be inserted—
- “(7A) Any reference in subsection (7)(a) above to a transfer includes—
- (a) a reference to an agreement for a lease or underlease; and
 - (b) a reference to the grant of a lease or underlease.”

Marginal Citations

- M3 1984 c. 32.

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419 Taxation.

- (1) The following bodies, namely—
- (a) Transport for London,
 - (b) the [^{F1}Mayor's Office for Policing and Crime], and
 - (c) [^{F2}the London Fire Commissioner,]
- shall each be treated as a local authority for the purposes of the enactments mentioned in subsection (2) below.
- (2) The enactments are—
- [^{F3}(a) section 984 of the Corporation Tax Act 2010 (exemption of local authorities from corporation tax);]
 - [^{F4}(aa) section 838 of the Income Tax Act 2007 (exemption of local authorities from income tax); and]
 - (b) section 271 of the ^{M4}Taxation of Chargeable Gains Act 1992 (exemption of local authorities from capital gains tax).
- (3) In sections 170 to 181 of the ^{M5}Taxation of Chargeable Gains Act 1992 (groups of companies) references to a company do not apply to Transport for London.
- (4) Schedule 33 to this Act (which makes further provision about taxation) shall have effect.

Textual Amendments

- F1** Words in s. 419(1)(b) substituted (16.1.2012) by [Police Reform and Social Responsibility Act 2011](#) (c. 13), s. 157(1), [Sch. 16 para. 58](#); S.I. 2011/3019, art. 3, Sch. 1
- F2** S. 419(1)(c) substituted (E.W.) (31.1.2017 for specified purposes) by [Policing and Crime Act 2017](#) (c. 3), s. 183(1)(5)(e), [Sch. 2 para. 12](#)
- F3** S. 419(2)(a) substituted (with effect in accordance with s. 1184(1) of the amending Act) by [Corporation Tax Act 2010](#) (c. 4), s. 1184(1), [Sch. 1 para. 306\(a\)](#) (with Sch. 2)
- F4** S. 419(2)(aa) inserted (6.4.2007) by [Income Tax Act 2007](#) (c. 3), s. 1034(1), [Sch. 1 para. 388\(b\)](#) (with Sch. 2)

Marginal Citations

- M4** 1992 c. 12.
M5 1992 c. 12.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 334(2A)-(2E) substituted for s. 334(2)-(6) by [2023 c. 55 s. 95\(2\)](#)
- s. 334(9)-(11) inserted by [2023 c. 55 s. 95\(3\)](#)
- s. 337(1A) inserted by [2023 c. 55 s. 96\(1\)\(c\)](#)
- s. 337(2)(ca) inserted by [2023 c. 55 Sch. 6 para. 15](#)
- Sch. 23 para. 1(3A) inserted by [2023 c. 55 s. 244\(2\)](#)
- Sch. 23 para. 3A3B and cross-heading inserted by [2023 c. 55 s. 244\(3\)](#)
- Sch. 23 para. 4(2A)(2B) inserted by [2023 c. 55 s. 244\(4\)](#)
- Sch. 23 para. 4A and cross-heading inserted by [2023 c. 55 s. 244\(6\)](#)