
ILLUSTRATIVE DRAFT REGULATIONS

STAMP DUTY RESERVE TAX

The Stamp Duty Reserve Tax (UK Depository Interest in Foreign Securities) (Amendment) Regulations ****

Made - - - - - ****
Laid before the House of Commons ****
Coming into force - - - - - ****

The Treasury make the following Regulations, in exercise of the powers conferred by sections 119 and 121 of the Finance Act 1999(a).

Citation and commencement

1. These Regulations may be cited as the Stamp Duty Reserve Tax (UK Depository Interest in Foreign Securities) (Amendment) Regulations 2006 and shall come into force on.

Amendment of the Stamp Duty Reserve Tax (UK Depository Interest in Foreign Securities) Regulations 1999

2.—(1) The Stamp Duty Reserve Tax (UK Depository Interest in Foreign Securities) Regulations 1999(b) are amended as follows.

(2) In regulation 2—

- (a) the definition of “collective investment scheme”(c); and
- (b) paragraph (c) of the definition of “foreign securities”(d);

are revoked.

Consequential revocation

3. Article 186 of the Financial Services and Markets Act 2000 (Consequential Amendments) (Tax) Order 2001(e) (which is spent in consequence of regulation 2(2)(a)) is revoked.

A. Commissioner
A. N. Other

Two of the Lords Commissioners of Her Majesty’s Treasury

(a) 1999 c. 16. These provisions are subject to prospective repeal by virtue of section 123(3) of the Finance Act 1999.
(b) S.I. 1999/2383. The relevant amendments are those made by regulation 3 of S.I. 2000/1871, article 186 of S.I. 2001/3629, paragraph 23 of Part 2 of Schedule 7 to S.I. 2001/3755 and regulation 2 of S.I. 2001/3779.
(c) This definition was amended by article 186 of S.I. 2001/3629.
(d) This definition was amended by regulation 3 of S.I. 2000/871, paragraph 23 of Part 2 of Schedule 7 to S.I. 2001/3755 and regulation 2 of S.I. 2001/3779.
(e) S.I. 2001/3629.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Stamp Duty Reserve Tax (UK Depository Interest in Foreign Securities) Regulations 1999 (S.I. 1999 2383) in order to permit units or shares in collective investment schemes to be foreign securities to which the Regulations apply.

Regulation 1 provides for the citation and commencement of these Regulations.

Regulation 2 amends regulation 2 of the 1999 Regulations by revoking paragraph (c) of the definition of “foreign securities”. That paragraph precludes units or shares in collective investment schemes from being such securities for the purposes of the Regulations. Regulation 2 also revokes the definition of “collective investment scheme” which becomes otiose in consequence of the revocation of paragraph (c) of that definition.

Regulation 3 makes a revocation (of article 186 of the Financial Services and Markets Act 2000 (Consequential Amendments) (Taxes) Order 2001 (S.I. 2001/3629) which is a necessary incidental of the revocation of the definition of “collective investment scheme” by regulation 2.

These Regulations do not impose new costs on business