
Schedule 1 — When liability for transfer duty on a dutiable transaction arises and the person liable to pay it

[s. 19 and 20]

Column 1	Column 2	Column 3	Column 4
Provision of section 11	Dutiable transaction	When liability for transfer duty arises	Person liable to pay transfer duty
s. 11(1)(a)	Transfer	When the property is transferred	Transferee
s. 11(1)(b)	Agreement for transfer	When the agreement is made	Purchaser or transferee
s. 11(1)(c)	Declaration of trust	When the declaration is made	Person making the declaration
s. 11(1)(d)(i)	Vesting by statute law	When the vesting takes place	Person in whom the property is vested
s. 11(1)(d)(ii)	Vesting by court order	When the order is made	Person in whom the property is vested
s. 11(1)(e)	Foreclosure of mortgage	When the foreclosure order is made	Mortgagee
s. 11(1)(f)	Acquisition of new dutiable property	The earlier of the following — (a) when the property is acquired; or	Person that acquires the property

Column 1	Column 2	Column 3	Column 4
Provision of section 11	Dutiable transaction	When liability for transfer duty arises	Person liable to pay transfer duty
		(b) if an instrument evidences the acquisition, when the instrument is executed	
s. 11(1)(g)	Surrender of special dutiable property	When the surrender takes place	Person to whom the interest is surrendered; or in the case of a surrender referred to in section 18(f), the person to whom the mining tenement is granted in accordance with the agreement; or in the case of a surrender referred to in section 18(g), the person that paid the consideration for the surrender
s. 11(1)(h)	A trust acquisition or trust surrender	When the interest in the trust is acquired or surrendered	Person that is the trustee of the discretionary trust

Duties Act 2008

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Column 1	Column 2	Column 3	Column 4
Provision of section 11	Dutiable transaction	When liability for transfer duty arises	Person liable to pay transfer duty
s. 11(1)(i)	A partnership acquisition	The earlier of the following — (a) when the partnership interest is acquired; or (b) if the acquisition is evidenced by an instrument, when the instrument is executed	Person that acquires the partnership interest
s. 11(1)(j)	A farm-in agreement	When the agreement is made	Person referred to in section 13(1)(b)

Schedule 2 — Rates of transfer duty**Division 1 — General rate**

[s. 26 and 184]

Dutiable value	General rate of duty
\$ 0 — \$80 000	\$1.90 per \$100.00 or part of \$100.00
\$80 001 — \$100 000	\$1 520 + \$2.85 per \$100.00 or part of \$100.00 above \$80 000
\$100 001 — \$250 000	\$2 090 + \$3.80 per \$100.00 or part of \$100.00 above \$100 000
\$250 001 — \$500 000	\$7 790 + \$4.75 per \$100.00 or part of \$100.00 above \$250 000
\$500 001 and upwards	\$19 665 + \$5.15 per \$100.00 or part of \$100.00 above \$500 000

Division 2 — Concessional rates

[Chapter 2 Part 6 Divisions 3, 4A and 4]

[Heading amended by No. 30 of 2008 s. 28.]

Concessional transaction	Dutiable value	Concessional rate of duty
s. 143 First home owners		
If the property includes a home	\$0 — \$430 000 \$430 001 — \$530 000	Nil \$19.19 per \$100.00 or part of \$100.00 above \$430 000
If the property does not include a home	\$0 — \$300 000 \$300 001 — \$400 000	Nil \$13.01 per \$100.00 or part of \$100.00 above \$300 000

Duties Act 2008

Schedule 2 Rates of transfer duty

Division 3 Nominal duty

Concessional transaction	Dutiable value	Concessional rate of duty
s. 147E Residential property	\$0 — \$120 000	\$1.90 per \$100.00 or part of \$100.00
	\$120 001 — \$150 000	\$2 280 + \$2.85 per \$100.00 or part of \$100.00 above \$120 000
	\$150 001 — \$360 000	\$3 135 + \$3.80 per \$100.00 or part of \$100.00 above \$150 000
	\$360 001 — \$725 000	\$11 115 + \$4.75 per \$100.00 or part of \$100.00 above \$360 000
	\$725 001 and upwards	\$28 453 + \$5.15 per \$100.00 or part of \$100.00 above \$725 000
s. 147 Residential or business property	\$0 — \$100 000	\$1.50 per \$100.00 or part of \$100.00
	\$100 001 — \$200 000	\$1 500 + \$4.39 per \$100.00 or part of \$100.00 above \$100 000

[Division 2 amended by No. 30 of 2008 s. 28; No. 15 of 2014 s. 5.]

Division 3 — Nominal duty

The amount of nominal duty is \$20.00.