

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 Provision of section 11	Column 2 Dutiable transaction	Column 3 When liability for transfer duty arises	Column 4 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

Duties Act 2008

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

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)(g)	Surrender of special dutiable property	(b) if an instrument evidences the acquisition, when the instrument is executed 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), (ga), (gb) or (gc), the person that paid the consideration for the surrender

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)(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
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 1 amended: No. 12 of 2019 s. 130.]

Schedule 2 — Rates of transfer duty

[s. 3, 9, 26 and 184]

[Heading amended: No. 16 of 2022 s. 24(1).]

Division 1 — General rate

[Heading inserted: No. 16 of 2022 s. 24(2).]

Dutiable value (<i>rounded down to nearest whole dollar</i>)	General rate of duty
\$0 — \$120 000	\$1.90 per \$100 or part of \$100
\$120 001 — \$150 000	\$2 280 + \$2.85 per \$100 or part of \$100 above \$120 000
\$150 001 — \$360 000	\$3 135 + \$3.80 per \$100 or part of \$100 above \$150 000
\$360 001 — \$725 000	\$11 115 + \$4.75 per \$100 or part of \$100 above \$360 000
\$725 001 and upwards	\$28 453 + \$5.15 per \$100 or part of \$100 above \$725 000

[Division 1 inserted: No. 16 of 2022 s. 24(2).]

Division 2 — Concessional rates

[Heading inserted: No. 16 of 2022 s. 24(2).]

Concessional transaction	Dutiable value (<i>rounded down to nearest whole dollar</i>)	Concessional rate of duty
s. 143 First home owners		
If the property includes a home	\$0 — \$430 000	Nil
	\$430 001 — \$530 000	\$19.19 per \$100 or part of \$100 above \$430 000

Concessional transaction	Dutiable value (<i>rounded down to nearest whole dollar</i>)	Concessional rate of duty
If the property does not include a home	\$0 — \$300 000	Nil
	\$300 001 — \$400 000	\$13.01 per \$100 or part of \$100 above \$300 000
s. 147 Residential or business property	\$0 — \$120 000	\$1.50 per \$100 or part of \$100
	\$120 001 — \$200 000	\$1 800 + \$4.04 per \$100 or part of \$100 above \$120 000

[Division 2 inserted: No. 16 of 2022 s. 24(2).]

Division 3 — Nominal duty

The amount of nominal duty is \$20.00.