



Western Australia

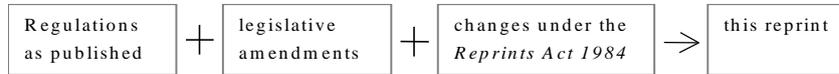
Stamp Act 1921

Stamp Regulations 2003

Reprint 1: The regulations as at 12 August 2005

Guide for using this reprint

What the reprint includes



Endnotes, Compilation table, and Table of provisions that have not come into operation

1. Details about the original regulations and legislation that has amended its text are shown in the Compilation table in endnote 1, at the back of the reprint. The table also shows any previous reprint.
2. Transitional, savings, or other provisions identified in the Compilation table may be important. The table may refer to another endnote setting out the text of these provisions in full.
3. A table of provisions that have not come into operation, to be found in endnote 1a if it is needed, lists any provisions of the regulations being reprinted that have not come into operation and any amendments that have not come into operation. The full text is set out in another endnote that is referred to in the table.

Notes amongst text (italicised and within square brackets)

1. If the reprint includes a regulation that was inserted, or has been amended, since the regulations being reprinted were made, editorial notes at the foot of the regulation give some history of how the regulation came to be as it is. If the regulation replaced an earlier regulation, no history of the earlier regulation is given (the full history of the regulations is in the Compilation table).

Notes of this kind may also be at the foot of Schedules or headings.

2. The other kind of editorial note shows something has been —
 - removed (because it was repealed or deleted from the law); or
 - omitted under the *Reprints Act 1984* s. 7(4) (because, although still technically part of the text, it no longer has any effect).

The text of anything removed or omitted can be found in an earlier reprint (if there is one) or one of the written laws identified in the Compilation table.

Reprint numbering and date

1. The reprint number (in the footer of each page of the document) shows how many times the regulations have been reprinted. For example, numbering a reprint as “Reprint 3” would mean that the reprint was the 3rd reprint since the regulations were published. Reprint numbering was implemented as from 1 January 2003.
2. The information in the reprint is current on the date shown as the date as at which the regulations are reprinted. That date is not the date when the reprint was published by the State Law Publisher and it is probably not the date when the most recent amendment had effect.

Western Australia

Stamp Regulations 2003

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Western Australia

Reprinted under the
Reprints Act 1984 as
at 12 August 2005

Stamp Act 1921

Stamp Regulations 2003

1. Citation

These regulations may be cited as the *Stamp Regulations 2003*¹.

2. Commencement

These regulations come into operation on the day on which the *Stamp Amendment Act 2003* comes into operation¹.

[3. *Omitted under the Reprints Act 1984 s. 7(4)(f).*]

4. Interpretation

In these regulations —

“**section**” means section of the Act;

“**Third Schedule**” means the Third Schedule to the Act.

5. Recognised financial markets (s. 4(1))

For the purposes of the definition of “recognised financial market” in section 4(1), the following financial markets are prescribed —

- (a) Australian Stock Exchange Limited;

- (b) Stock Exchange of Newcastle Limited;
- (c) any stock exchange that is a member of the World Federation of Exchanges.

[Regulation 5 amended in Gazette 29 Jun 2004 p. 2550.]

6. Manner of endorsement (s. 17C)

- (1) The endorsement of an instrument for the purposes of section 17C(1)(g) is to be effected by the notation on the instrument of sufficient information to indicate —
 - (a) which of the events referred to in section 17C(1) has occurred;
 - (b) where duty, penalty tax or any other amount has been paid in relation to the instrument, the amount so paid; and
 - (c) that the endorsement is made by, or on behalf of, the Commissioner.
- (2) An endorsement may include any other information the Commissioner considers appropriate.

[Regulation 6 amended in Gazette 3 Dec 2004 p. 5729.]

7. Business licences (s. 31B)

For the purposes of section 31B, the following kinds of business licences are prescribed —

- (a) authorisations and entitlements under the *Fish Resources Management Act 1994*;
- (b) pearling licences, hatchery licences and quotas under the *Pearling Act 1990*;
- (c) taxi plates under the *Taxi Act 1994*;
- (d) licences under the *Liquor Licensing Act 1988*;
- (e) licences under the *Marketing of Eggs Act 1945*, Part IVA;

- (f) commercial radio broadcasting licences and commercial television broadcasting licences under the *Broadcasting Services Act 1992* of the Commonwealth;
- (g) subscription based broadcasting licences under Part 7 of the *Broadcasting Services Act 1992* of the Commonwealth.

8. Vehicles (s. 76B(1), definition of “market value”)

For the purposes of section 76B(1), the following classes of vehicles are prescribed for the purposes of the definition of “market value”, paragraph (a)(i) —

- (a) motor cars;
- (b) motor cycles; and
- (c) motor wagons,

(as defined in the *Road Traffic Act 1974* as in force on the commencement of the *Stamp Amendment Regulations 2004*¹) other than heavy vehicles (as defined in section 76B(1) of the Act).

[Regulation 8 inserted in Gazette 27 Feb 2004 p. 640.]

8A. Vehicles (s. 76B(1), definition of “optional feature”)

For the purposes of section 76B(1), any particular type of engine in a vehicle is prescribed for the purposes of the definition of an “optional feature”, paragraph (b).

[Regulation 8A inserted in Gazette 16 Nov 2004 p. 5070.]

9. Conveyance or transfer on sale of property — exemptions (Third Schedule, item 2(7a)(c))

- (1) For the purposes of the Third Schedule, item 2(7a)(c) animals that are held or used in connection with a business that is not in the business of primary production are prescribed.

- (2) In this regulation —
“**primary production**” has the meaning given in
section 75D(1).

[Regulation 9 inserted in Gazette 7 May 2004 p. 1412.]

10. Policies of insurance — exemptions (Third Schedule, item 8(4))

- (1) For the purposes of the Third Schedule, item 8(4) the following classes of policies of insurance are prescribed —
- (a) policies of insurance issued by registered organisations in the course of their health insurance business;
 - (b) policies of insurance under the Defence Service Homes Insurance Scheme.

- (2) In this regulation —
“**Defence Service Homes Insurance Scheme**” has the meaning given in section 38 of the *Defence Service Homes Act 1918* of the Commonwealth;

“**health insurance business**” has the meaning given in section 67 of the *National Health Act 1953* of the Commonwealth;

“**registered organisation**” has the meaning given in section 4 of the *National Health Act 1953* of the Commonwealth.

11. Vehicle licences — exemptions (Third Schedule, item 9(3))

For the purposes of the Third Schedule, item 9(3) the following classes of vehicles, class of persons and purpose are prescribed —

- (a) tractor plants and tractors (other than prime mover types), as described in the First Schedule to the *Road Traffic Act 1974*;
- (b) persons who own a vehicle the vehicle licence fee for which is reduced under regulation 21M of the *Road Traffic (Licensing) Regulations 1975*;

(c) the uses of the vehicle described in that regulation 21M.

[12. *Repealed in Gazette 13 Aug 2004 p. 3252.*]

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Notes

- ¹ This reprint is a compilation as at 12 August 2005 of the *Stamp Regulations 2003* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

| Citation | Gazettal | Commencement |
|--|---------------------------|---|
| <i>Stamp Regulations 2003</i> | 27 Jun 2003 p. 2415-18 | 1 Jul 2003 (see r. 2 and <i>Gazette</i> 27 Jun 2003 p. 2383) |
| <i>Stamp Amendment Regulations 2003</i> | 30 Dec 2003 p. 5730 | 1 Jan 2004 (see r. 2 and <i>Gazette</i> 30 Dec 2003 p. 5721) |
| <i>Stamp Amendment Regulations 2004</i> | 27 Feb 2004 p. 639-40 | 1 Mar 2004 (see r. 2 and <i>Gazette</i> 30 Dec 2003 p. 5721) |
| <i>Stamp Amendment Regulations</i> <i>(No. 2) 2004</i> | 7 May 2004 p. 1412 | 7 May 2004 |
| <i>Stamp Amendment Regulations</i> <i>(No. 3) 2004</i> | 29 Jun 2004 p. 2549-50 | 29 Jun 2004 |
| <i>Stamp Amendment Regulations</i> <i>(No. 4) 2004</i> | 13 Aug 2004 p. 3252 | 13 Aug 2004 |
| <i>Stamp Amendment Regulations</i> <i>(No. 6) 2004</i> | 16 Nov 2004 p. 5069-70 | 1 Dec 2004 (see r. 2) |
| <i>Stamp Amendment Regulations</i> <i>(No. 5) 2004</i> | 3 Dec 2004 p. 5729 | 3 Dec 2004 |
| Reprint 1: The <i>Stamp Regulations 2003</i> as at 12 Aug 2005 (includes amendments listed above) | | |
