

Western Australia

## **Stamp Amendment Act 2000**

---

As at 06 Jul 2000

No. 28 of 2000

Extract from [www.slp.wa.gov.au](http://www.slp.wa.gov.au), see that website for further information



Western Australia

## Stamp Amendment Act 2000

---

### CONTENTS

---

1.	Short title	1
2.	Commencement	2
3.	Act amended	2
4.	Section 70 amended	2
5.	Section 75ABA inserted	3
	75ABA. Power of exemption for transfers by bankruptcy trustee to bankrupt	3



Western Australia

## Stamp Amendment Act 2000

---

No. 28 of 2000

---

**An Act to amend the *Stamp Act 1921*.**

[Assented to 6 July 2000]

The Parliament of Western Australia enacts as follows:

**1. Short title**

This Act may be cited as the *Stamp Amendment Act 2000*.

s. 2

---

**2. Commencement**

This Act comes into operation on the day it receives the Royal Assent.

**3. Act amended**

The amendments in this Act are to the *Stamp Act 1921*\*.

[\* *Reprinted as at 23 January 1996.*

*For subsequent amendments see 1998 Index to Legislation of Western Australia, Table 1, p. 237, and Acts Nos. 2, 24, 25 and 26 of 1999.]*

**4. Section 70 amended**

- (1) Section 70(1) is amended by deleting the definition of “chargeable with duty” and inserting the following definition instead —

“

“**chargeable with duty**” means chargeable with duty under —

- (a) item 4, 10, 14A, 15, 17 or 19 of the Second Schedule; or
- (b) item 12(1) or (3) if —
  - (i) the term of the lease, including any period for which the lease may be renewed, exceeds, or is to exceed, 20 years; and
  - (ii) any option to renew the lease is, or is to be, exercisable by the lessor;

”.

- (2) Section 70(1) is amended in the definition of “transfer” by inserting after “vest,” —

“ grant, ”.

5. **Section 75ABA inserted**

After section 75AB the following section is inserted —

“

**75ABA. Power of exemption for transfers by bankruptcy trustee to bankrupt**

- (1) When the Commissioner is satisfied that an instrument is an instrument by which property that vested in a bankruptcy trustee on the bankruptcy of a person is conveyed from the bankruptcy trustee back to that person, the Commissioner may exempt the instrument from duty and the instrument is to be endorsed accordingly.
- (2) In this section —  
“**bankruptcy trustee**” means —
  - (a) the Official Trustee in Bankruptcy; or
  - (b) a registered trustee,  
under the *Bankruptcy Act 1966* of the Commonwealth.

”.

=====