

**THE PROVISIONAL COLLECTION OF TAX ACT**

---

The Provisional Collection of Tax (Transfer Tax)  
(No. 4) Order, 2011

---

In exercise of the powers conferred upon the Minister by section 3 of the Provisional Collection of Tax Act, and of every other power hereunto enabling, the following Order is hereby made:-

1. This Order may be cited as the Provisional Collection of Tax (Transfer Tax) (No. 4) Order, 2011, and shall be read and construed as one with the Transfer Tax Act (hereinafter referred to as "the Act") and all amendments thereto.

2. Subject to paragraph (3), during the continuance in force of this Order, the provision of the Act specified in the first column of the Schedule hereto is amended in the manner specified in the second column of the Schedule.

3. For the avoidance of doubt it is declared that -

(a) subject to paragraph (b), the rate of tax introduced by the amendment to the Act made by paragraph 2 shall apply to an application for transfer on death -

(i) submitted to Tax Administration Jamaica prior to the [16<sup>th</sup>] day of May, 2011 (hereinafter called "the effective date"); and

(ii) as at that date, pending with Tax Administration Jamaica (hereinafter called "an existing application"), as it applies to an application submitted on or after the effective date; and

payment of tax due under section 5(1) of the Act had been made, whether in whole or in part, at the rate chargeable immediately prior to the effective date, then that rate of tax shall apply in relation to that application.

**SCHEDULE**

**(Paragraph 2)**

**Provision**

**Amendment**

Section 12

Delete subsection (2) and substitute therefor the following -

" (2) On or after the [ 16<sup>th</sup> ] day of [ May ], 2011, based on the assumption introduced by subsection (1) of section 5, a tax is hereby imposed on the total consideration for the transfer mentioned in that subsection; and the tax so imposed shall be computed as follows -

(a) for every dollar of the first \$100,000.00 of value or such other amount as may, for the time being, be prescribed ... .. Nil

(b) for every dollar of the remaining value .. ... 1.5%."

Dated this

2<sup>0th</sup>

day of

September, 2011.



Minister of Finance