HMRC - STSM081090 - Trust Documents Not Required To Be Presented For Stamping

The following documents do not require stamping if executed on or after 13 March 2008:

Documents creating a trust (whether under hand or seal)

Documents altering one of the essentials of a trust (thereby creating a new trust)

Less formal documents which effect the creation or alteration of a trust (for example signed minutes relating to company resolutions)

Orders confined to the lifting of protective trusts (previously exempt)

Orders effecting gifts

All other orders that contain declarations of trust and do not affect the disposition of trust property

Interlocutors confined to lifting the alimentary restriction on a liferent (these were not chargeable with stamp duty even before 13 March 2008)

Interlocutors altering the powers of trustees

The following types of order also do not require stamping if executed on or after 13 March 2008:

An order appointing original or new trustees

An order appointing new trustees and vesting in them the right to transfer stock or marketable securities capable of being vested

An order appointing new trustees and vesting in them the right to sue for any chose in action (in Scotland, any debt)

An order vesting in new trustees the right to transfer a marketable security and to receive dividends.

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