

STAMP DUTY (EXEMPTION) (NO. 4) ORDER 2013

PU (A) 52

6 February 2013

IN exercise of the powers conferred by subsection 80(1) of the Stamp Act 1949 [Act 378], the Minister makes the following order:

CITATION

1 This order may be cited as the **Stamp Duty (Exemption) (No. 4) Order 2013**.

EXEMPTION

- 2(1)** An instrument relating to the sale and purchase of retail debenture and retail sukuk as approved by the Securities Commission under the Capital Markets and Services Act 2007 [Act 671] are exempted from stamp duty.
- 2(2)** A retail debenture referred to in subparagraph (1)—
- a) has the same meaning assigned to the definition of “debenture” in the Capital Markets and Services Act 2007; and
 - b) shall be any debenture that is proposed to be issued or offered to a retail investor and includes a debenture where an invitation to subscribe or purchase of the debenture is proposed to be issued to the retail investor.
- 2(3)** A retail sukuk referred to in subparagraph (1)—
- a) has the same meaning as provided in the guidelines relating to sukuk issued by the Securities Commission under the Capital Markets and Services Act 2007; and
 - b) shall be any sukuk that is proposed to be issued or offered to a retail investor and includes a sukuk where an invitation to subscribe or purchase of the sukuk is proposed to be issued to the retail investor.
- 2(4)** A retail investor referred to in subparagraphs (2) and (3) shall be any person other than—
- a) the Central Bank of Malaysia established under the Central Bank of Malaysia Act 2009 [Act 701];
 - b) a person to whom an excluded offer or excluded invitation is made as specified in Part A of Schedule 6 to the Capital Markets and Services Act 2007; and
 - c) a person to whom an excluded issue is made as specified in Part A of Schedule 7 to the Capital Markets and Services Act 2007.

APPLICATION

3 The exemption in paragraph 2 shall apply to the instruments executed, by a retail investor who is an individual, on or after 1 October 2012 but not later than 31 December 2015.