

STAMP DUTY (REMISSION) (NO.2) ORDER 2016

PU (A) 366
22 December 2016

IN exercise of the powers conferred by subsection 80(2) of the Stamp Act 1949 [Act 378], the Minister makes the following order:

CITATION AND COMMENCEMENT

- 1(1)** This order may be cited as the **Stamp Duty (Remission) (No. 2) Order 2016**.
- 1(2)** This Order comes into operation on 1 January 2017.

REMISSION

- 2(1)** An amount according to the loan amount as specified in the Schedule shall be remitted from the stamp duty chargeable on any loan agreement to finance the purchase of only one unit of residential property the value of which is not more than five hundred thousand ringgit (RM500,000.00) executed between an individual who is a Malaysian citizen named in the sale and purchase agreement and—
- (a) a licensed bank under the Financial Services Act 2013 [Act 758];
 - (b) a licensed Islamic bank under the Islamic Financial Services Act 2013 [Act 759];
 - (c) a development financial institution prescribed under the Development Financial Institutions Act 2002 [Act 618];
 - (d) a licensed insurer under the Financial Services Act 2013;
 - (e) a licensed takaful operator under the Islamic Financial Services Act 2013;
 - (f) a co-operative society registered under the Co-operative Societies Act 1993 [Act 502];
 - (g) any employer who provides an employee housing loan scheme;
 - (h) the Malaysian Building Society Berhad incorporated under the Companies Act 1965 [Act 125];
or
 - (i) the Borneo Housing Mortgage Finance Berhad incorporated under the Companies Act 1965.
- 2(2)** The remission of the stamp duty under subparagraph (1) shall only apply if—
- (a) the sale and purchase agreement for the purchase of the residential property is executed on or after 1 January 2017 but not later than 31 December 2018; and
 - (b) the individual has never owned any residential property including a residential property which is obtained by way of inheritance or gift, which is held either individually or jointly.

2(3) The application for the remission of the stamp duty shall be accompanied by a statutory declaration under the Statutory Declarations Act 1960 [Act 13] by the individual referred to in subparagraph (1) confirming that the individual has never owned any residential property including a residential property which is obtained by way of inheritance or gift, which is held either individually or jointly.

2(4) In this paragraph—

“**residential property**” means a house, a condominium unit, an apartment or a flat purchased or obtained solely to be used as a dwelling house; and

“**individual**” means a purchaser or co-purchasers.

SCHEDULE

(1)	(2)
<i>Loan amount</i>	<i>Amount remitted</i>
RM300,000.00 or less	100%
More than RM300,000.00 until RM500,000.00	RM1,500.00 from the total amount of stamp duty chargeable