

# COMMERCIAL PROPERTY TAX AND SDLT 2013

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## Tolley® Conferences

Ensuring tax efficiency  
when navigating through the  
changing landscape of SDLT  
and commercial property tax

Wednesday 27 February 2013  
Central London

**Chairman:**

**Patrick Cannon**, Barrister, Tax Chambers, 15 Old Square

**Speakers:**

**Peter Cosmetatos**, Finance Director, British Property Federation

**Gordon Keenay**, Deputy Head, KPMG Stamp Taxes Group

**Martin Scammell**, VAT Consultant

**Harriet Brown**, Barrister, Tax Chambers, 15 Old Square

**Andrew Green**, Director of European Tax Services, FTI Consulting

**Justin Lyon-Taylor**, Director, FTI Consulting

**Craig Leslie**, Head of SDLT, Ernst & Young

**John Watson**, Head of Tax, Ashurst

**Simon Swann**, Partner, Ashurst

**Ian Valentine**, Deputy Director Excise, Customs, Stamps and  
Money Laundering, HMRC

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from LexisNexis®

## WHY ATTEND?

The landscape of commercial property tax and SDLT is currently undergoing a number of changes. New rules surrounding SDLT on high-value property, HMRC's focus on anti-avoidance and various other commercial property tax issues are creating difficulties for those working within this area of taxation.

Attending this conference will ensure you are equipped with the necessary information and guidance you need to successfully operate in this tricky tax environment.

## Benefits of attending

- Become aware of the upcoming changes to SDLT rules, particularly in regards to high-value property and how best to plan.
- Learn from our expert line-up of speakers, including the highly regarded Patrick Cannon.
- HMRC's Ian Valentine will be providing his insight on the recent changes and what is in store for the future.
- This conference covers all the most important areas of commercial property tax and SDLT in one day!
- Get an exclusive view of the highly relevant case law to have occurred over the past 12 months.

## You should be attending if you are a...

- Property Tax and SDLT Advisor
- Tax Practitioner
- Accountant
- Tax and Property Lawyer
- Investment Property Manager
- In-house corporate Tax and Property Advisor

## LEADING LIGHTS

### Chairman:

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Our **Corporate Tax Series** covers groundbreaking and cutting edge topics, vital for someone working on The Front Line. Conferences include Corporate International Tax Planning, Corporate Tax Reform: Patent Box and R&D Tax Credits, The Tax Journal Conference, International Transfer Pricing and much more. Contact us to find out more of what's on offer and the potential for multiple booking discounts. Call **Adrian Dunphy** on **+44 (0)20 7347 3561** for more information.

### Pre-Conference Networking

Every delegate has access to our pre-conference online networking. Our system, Leebug, allows you to connect, discuss and debate the issues, set up meetings and submit questions for the panels.

### Sponsorship Opportunities

#### Helping you to reach tax professionals working on The Front Line

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*“This conference was very useful! Every subject was relevant and interesting and the speakers were of a very high calibre.”*

Becky Rees, Parisi Tax LLP

## THE LINE UP

### 09.00 Registration

### 09.30 Chairman's opening remarks

Patrick Cannon, Barrister, Tax Chambers,  
15 Old Square

### 09.40 Assessing the current landscape of commercial property tax and changes over the last 12 months

- Understanding the impact of the 2012 Finance Act
- A review of the proposed changes moving into 2013 and amendments over the past 12 months
- General commercial property tax planning considerations and implications to consider moving forward

Peter Cosmetatos, Director of Finance (Policy),  
British Property Federation

### 10.25 SDLT legislation change: examining the new rules ensuring effective tax planning before implementation

- Navigating around the new SDLT rules surrounding high-value property
  - 15% rate change
  - A new annual charge assessed
  - Capital gains tax on the disposal of residential property
  - Implications for those acquiring or disposing of high-value property
- Potential tax planning solutions around the new rules to be considered

Craig Leslie, Head of SDLT, Ernst & Young

### 11.10 Networking and refreshments break

### 11.30 Sub-Sales and recent litigation in SDLT

- December draft sub-sale clauses: implications and future tax planning
- DV3 Upper Tribunal judgment implications for open enquires and other schemes
- Vardy Properties v HMRC: implications for open enquiries and other schemes
- Pollen Estates v HMRC: implications for other areas of the SDLT code
- The GAAR in SDLT and interaction with s75A and Ramsay

Patrick Cannon, Barrister, Tax Chambers,  
15 Old Square

Gordon Keenay, Deputy Head, KPMG Stamp  
Taxes Group

### 12.15 Capital allowances: ensuring the correct action at the acquisition stage to avoid future implications

- Assessing the potential impact of the proposed changes in 2014
- Experiences of the last 12 months explored surrounding capital allowances on fixtures
- Practical tips in gaining the correct tax relief at acquisition stage
- Ensuring the correct paperwork and timeline considerations to avoid future issues

Andrew Green, Director of European Tax  
Services, FTI Consulting

Justin Lyon-Taylor, Director, FTI Consulting

### 13.00 Lunch

### 14.00 VAT - what's still to worry about?

- Finance Act 2012 – hidden liabilities and the abuse of language
- TOGC – the world turned upside down
- Residential care and student accommodation – a problem resolved?

Martin Scammell, VAT Consultant

### 14.45 Non-UK investors acquiring UK property: recent developments

- Taking advantage of the new business investment relief in s809VA
- Impact of the new statutory residence test
- Preparing for the reform of the capital gains and transfer of assets abroad anti-avoidance rules

Harriet Brown, Barrister, Tax Chambers,  
15 Old Square

### 15.30 Networking and refreshments break

### 15.50 Investment structures and tax planning opportunities existing in commercial property

- Understanding the recent developments and current opportunities surrounding REITs and PAIFs
- An examination of other property investment vehicles in existence, including those offshore and how they can maximise tax relief
- Potential tax implications in using commercial property investment vehicles

John Watson, Partner, Ashurst

Simon Swann, Partner, Ashurst

### 16.35 An HMRC perspective on the current situation of commercial property tax and SDLT

- An HMRC view on recent developments surrounding SDLT
- HMRC direction and what can be expected for the future
- Current HMRC priorities in regulating commercial property tax and SDLT

Ian Valentine, Deputy Director Excise, Customs,  
Stamps and Money Laundering, HMRC

### 17.20 Chairman's closing remarks

### 17.25 Close of conference

*“Very useful topics covered.  
Good setting. Well organised”*

Danielle George, Segro Plc

For more information and to book your place visit:

[www.conferencesandtraining.com/commercial-property](http://www.conferencesandtraining.com/commercial-property)

# BOOKING FORM

## COMMERCIAL PROPERTY TAX AND SDLT 2013

Wednesday 27 February 2013  
Central London

### Other forthcoming events

Should you require any further information on any of the events below, please tick the appropriate box and return to LexisNexis.

- Controlled Foreign Companies (CFC) and Foreign Permanent Establishments – what are the implications of the new rules? webinar, 30 January 2013
- The UK GAAR: compliance and effective decision making conference, 7 February 2013
- Corporate International Tax Planning conference, 21 February 2013

For more information visit [www.conferencesandtraining.com](http://www.conferencesandtraining.com)

### Administration

**VENUE**  
Central London

**FEE**  
Your one-day fee includes attendance, refreshments, lunch and course documentation. Full payment, including VAT, must be received prior to the conference. Please post a cheque for the full amount with your completed registration form or tick the payment by credit card box and we will call you to obtain card details. Once payment has been received a VAT invoice/receipt will be issued.

**OUR CONFIRMATION OF YOUR BOOKING**  
All bookings will be acknowledged in writing within five working days of receipt and joining instructions (final conference details and a venue location map) will be emailed to delegates approximately two weeks before the event. Please telephone the Bookings Enquiries line immediately:

- if you have not received written acknowledgement of your booking within 7 days of sending it by fax, post or email or
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**CANCELLATIONS**  
A refund of fees will be made only for cancellations received in writing at least 14 days before the event (less a 25% cancellation fee to cover administration costs). No refunds will be made for cancellations received within 14 days of the event and failure to attend after confirming a booking will be subject to the same terms. We regret that the transfer of a booking to another event cannot be made but a substitute delegate will be accepted at any time before the event.

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\*The early booking discounts are only available when you register by the dates stated below.

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### Payment details

#### PRACTICE

- £549 + VAT per delegate for bookings received before 30 November 2012 - **SAVE £150**
- £599 + VAT per delegate for bookings received before 1 January 2013 - **SAVE £100**
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- £250 (zero VAT) documentation only

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