THE PROPERTY TRANSFER TAX (AMENDMENT) BILL, 2025

MEMORANDUM

The object of this Bill is to amend the Property Transfer Act, so as to—

(a) extend the tax relief applicable to a company transferring the shares and a company receiving the shares that has been part of a group of companies which is subject of a group reorganisation;

(b) limit the forms of surrender or forfeiture of shares for no consideration that are exempt from property transfer tax; and

(c) provide for matters connected with, or incidental to, the foregoing.

M. MUCHENDE,
Solicitor General

N.A.B 23, 2025
29th October,2025

A BILL

ENTITLED

An Act to amend the Property Transfer Tax Act

ENACTED by the Parliament of Zambia. Enactment

1. (1) This Act may be cited as the Property Transfer Tax (Amendment) Act, 2025, and shall be read as one with the Property Transfer Tax Act, in this Act referred to as the principal Act. Short title and commencement Cap. 340

(2) This Act shall come into operation on 1st January, 2026.

2. Section 5 of the principal Act is amended by the deletion of subsection (2B) and the substitution therefor of the following: Amendment of section 5

> (2B) Despite subsection (2A), where the Commissioner-General is satisfied that a transfer of shares is made for the purposes of a group reorganisation, the Commissioner-General may determine a nil value for that transfer, except that this subsection shall only apply where the company transferring the shares and the company receiving the shares has been part of the group of companies, which is subject of the group reorganisation, for three years or more preceding the transfer.

Amendment of section 6

3. Section 6(1) of the principal Act is amended by the deletion of paragraph (h) and the substitution therefor of the following:

(h) the surrender or forfeiture of shares for no consideration where the Commissioner-General is satisfied that the surrender or forfeiture is not intended to avoid property transfer tax, except that a subsequent transfer to a different person shall be liable to property transfer tax.