



**Statutory Declaration
 Claiming for Partial Refund of Stamp Duty Paid
 for change of residential property cases (“Declaration”)**

I, _____ (Name of Buyer/Transferee*), holder of Hong Kong Permanent Identity Card No. _____, of _____ (Address), do solemnly and sincerely declare and say as follows:

1. I am the sole buyer/sole transferee/one of the buyers/one of the transferees* of the (a) residential property and (b) car parking space* described below (“the Property”):

- (a) _____
 (b) _____

with the Agreement for Sale and Purchase / Conveyance on Sale / Deed of Gift* executed on:
 (DD/MM/YYYY) _____ / _____ / _____ .

2. The facts herein deposed to are within my own knowledge.

3. As at the date of acquisition of the above property ^(Note 1), I acquired the Property herein on my own behalf; and

- I was a Hong Kong permanent resident within the meaning of section 29A(1) of the Stamp Duty Ordinance;
 I was the beneficial owner of the (a) residential property and (b) car parking space* described below (“the Original Property”):

- (a) _____
 (b) _____

I was not a beneficial owner of any other residential property and not a beneficial owner of any other car parking space* in Hong Kong or any share or part thereof except the Original Property.

4. I have disposed of the Original Property within 6 months ^(Note 2) / 12 months ^(Note 3) from the date of assignment of the Property.

5. A true copy of my Hong Kong Identity Card is now produced and exhibited hereto.

AND I make this solemn Declaration conscientiously believing the same to be true and by virtue of the Oaths and Declarations Ordinance (Cap. 11).

DECLARED by the said _____)

at _____)

_____, Hong Kong)

this _____ day of _____)

(Signature of Declarant)

Before me,
Notary Public / Justice of the Peace / Solicitor / Commissioner for Oaths*

*delete whichever inapplicable.

(tick as appropriate)

Note 1: The date of acquisition of the property is the date of the first agreement if there is more than one agreement or, if there is no agreement for sale, the date of conveyance on sale / deed of gift.

Note 2: Apply to the case where the Property was acquired before 5 November 2016.

Note 3: Apply to the case where the Property was acquired on or after 5 November 2016.

WARNING

According to section 36 of the Crimes Ordinance (Cap. 200), any person who knowingly and wilfully makes (otherwise than on oath) a statement false in a material particular in a statutory declaration shall be guilty of an offence and shall be liable on conviction upon indictment to imprisonment for two years and to a fine.

Under section 11(2) of the Stamp Duty Ordinance (Cap. 117), any person who with intent to defraud the Government executes any instrument in which all the facts and circumstances affecting the liability of any instrument to stamp duty, or the amount of the stamp duty chargeable on an instrument are not fully and truly set forth therein commits an offence. Section 60 provides that any person who commits or attempts to commit any offence under the ordinance shall be liable to a fine at level 6 and to imprisonment for 1 year.

Personal Information Collection Statement

1. The Inland Revenue Department will use the information provided by you in connection with this Declaration or the Property for the purposes of the Stamp Duty Ordinance and may disclose/ transfer any or all of such information to any third party (e.g. the Immigration Department) provided that the disclosure/ transfer is authorized or permitted by law.
2. Except where there is an exemption provided under the Personal Data (Privacy) Ordinance, you have the right to request access to and correction of your personal data. Such request should be addressed to the Superintendent of Stamp Office at 3/F, Revenue Tower, 5 Gloucester Road, Wan Chai, Hong Kong.