

**A BY-LAW RESPECTING
DEED TRANSFER TAX**

Clause 1 - Short Title

1. This by-law shall be known, and may be cited as, the “Transfer Tax By-Law”.

Clause 2 - Transfer Tax

2.1 (1) A deed transfer tax shall continue to apply in the Municipality, pursuant to the *Municipal Government Act*.

(2) The transfer tax applies to the sale price of every property that is transferred by deed.

2.2 (1) The rate of transfer tax under this by-law is one per cent (1%) of the sale price of every property transferred and shall apply to every transfer of property by deed, beginning on the day after the date upon which this by-law comes into force.

(2) Pursuant to the Act, this by-law will come into force upon publication, and a copy of the notice of publication shall be affixed to this by-law.

Clause 3 - Interest and Penalty

3.1 (1) Deed transfer tax due under this by-law shall be paid within ten (10) days of the transfer and, if not paid when due, the grantee shall pay interest at the rate of fifteen per cent (15%) per annum until paid, beginning ten (10) days after the transfer.

(2) The rate of interest on overdue tax in this clause may henceforth be amended by policy of Council, pursuant to the Act.

3.2 A grantee shall pay an additional penalty of ten per cent (10%) on any deed transfer tax that remains unpaid after thirty (30) days from the date of transfer.

Clause 4 - Transitional

4.1 All previous by-laws relating to deed transfer tax are hereby repealed and shall have no further force or effect, provided that on the date upon which this by-law comes into force, and only on that day, the rate of tax for a transfer made on or before that day shall be one-half of one percent (.05%).

4.2 The Municipality may continue to collect any interest or penalties under the previous by-law, insofar as that is permitted by law.

Clause 5 - Interpretation

5.1 In this by-law:

(1) “Act” means the **Municipal Government Act**;

“Clerk” means the Clerk of the Municipality;

“Municipality” means the Municipality of the County of Antigonish;

(2) The following words or phrases shall have the meaning given to them in the Act:
“deed”, “sale price or value”.

5.2 The clause headings in this by-law are provided for reference only and do not form part of the text of this by-law.

THIS IS TO CERTIFY THAT the foregoing is a true and exact copy of a by-law passed at a duly called meeting of the Council of the Municipality of the County of Antigonish held on the 15th day of June, 1999.

GIVEN under the hands of the Warden and Clerk and the seal of the Municipality this 15th day of June, 1999.

WARDEN

CLERK