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RECHTSANWÄLTE GMBH

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The Austrian tenancy law

Latest news concerning residential homes

Mag. Mario KAPP

Mag. Raffaella LÖDL-KLEIN

- ⊙ **Stamp Duty Tax** was payable in the case of
 - written tenancy agreements or
 - extensions of written tenancy agreements
- ⊙ landlord was obliged to charge and pay Stamp Duty Tax and notify the tax authority

- ◎ **permanent** lease agreements:
 - Up to 1% of three times the annual gross rent
(1% of 36 months rent)

- ◎ **temporary** lease agreements concerning **residential homes**:
 - 1% of the rent for the entire duration of the contract, but not more than 1% of 36 months rent

- ⊙ from **11 November, 2017**, lease agreements concerning **residential homes** are exempt from Stamp Duty Tax
→ **free of charge**
- ⊙ apartment rental agreements are still chargeable
- ⊙ main motivation:
reduce tenants' overhead costs

- ⊙ lease agreements regarding business premises
→ still subject to Stamp Duty Tax
- ⊙ **relief for tenants of residential homes**
- ⊙ leases for other purposes still significantly burdened
- ⊙ abolished stamp duties in their entirety would be desirable

THANK YOU FOR YOUR
ATTENTION



Mag. Mario KAPP



Mag. Raffaella LÖDL-KLEIN

KAPP & PARTNER
Rechtsanwälte GmbH

office@kapp.at

www.kapp.at

