

# ART MARKET PARTICIPANT

## What is a UK Art Market Participant?

An Art Market Participant (AMP) is defined as a business involved in the sale or purchase of relevant works of art over the threshold of 10,000 euros (or equivalent in any currency).

An AMP is required to comply with the [UK Money Laundering Regulations](#) (MLRs).

A work of art is defined in the Value Added Tax Act 1994 section 21(6) to (6B) for the purpose of section 21(5)(a) of that Act. This is summarised as:

- a painting, drawing, collage, decorative plaque or similar picture
- an original engraving, lithograph or other print
- an original sculpture or statuary
- a sculpture cast
- a tapestry or other hanging
- a ceramic
- an enamel on copper
- a photograph

but not:

- a technical drawing, map or plan
- any picture comprised in a manufactured article that has been hand-decorated
- scenery (including backcloths)

An artist selling their own works of art is not included within the UK definition of an AMP.

## Art fairs in the UK

Many dealers from outside the UK are unaware that they may need to register with HMRC for VAT and anti money laundering.

Dealers coming from outside the UK to a UK art fair, selling art over the AMP threshold of 10,000 euros (or equivalent in any currency) are subject to the same MLRs.

They must register with HMRC and comply with the regulatory requirements. This includes having a written risk assessment, written policies, controls and procedures, training and conducting customer due diligence to an appropriate level.

Overseas dealers under VAT rules will be considered as non-established-taxable-persons (NETPs). If they make any taxable supplies in the UK, regardless of the value the NETP must register for VAT and pay VAT on any sales done in the UK. To find guidance on NETPs go to GOV.UK and search 'Who should register for VAT (VAT Notice 700/1)'.

## Further information

To find HMRC guidance and further information on understanding specific risks for AMPs go to GOV.UK and search 'Art market participants guidance for money laundering supervision'.

To register with HMRC go to GOV.UK and search 'register or renew your money laundering supervision with HMRC'. You'll need your Government Gateway User ID and Password to log in. If you don't have this yet you'll need to set up an organization account on the Government Gateway first.

If you have any further queries or have lost or forgotten your Government Gateway User ID and/or password, please contact [MLRCIT@hmrc.gov.uk](mailto:MLRCIT@hmrc.gov.uk) for help.