



## 2009 CHAPTER 8

### *Energy efficiency*

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3. After Article 30C of the principal Order (inserted by section 2) there shall be inserted the following Article—

#### **“Energy efficiency**

**30D.**—(1) Regulations may provide that, in prescribed cases, the amount which, apart from this Article, would be payable in respect of a prescribed period on account of a rate in respect of a dwelling-house to which this Article applies shall be reduced by a prescribed sum.

(2) This Article applies to a dwelling-house if—

- (a) prescribed measures to improve its energy efficiency have been taken to a prescribed standard; and
- (b) prescribed conditions are satisfied.

(3) In this Article—

“dwelling-house” includes a hereditament which is used partly for the purposes of a private dwelling;

“energy efficiency” has the same meaning as in Article 30C(6);

“rate in respect of a dwelling-house”, in relation to a hereditament which is used partly for the purposes of a private dwelling, means a rate in respect of its rateable capital value.

(4) The prescribed period for the purposes of paragraph (1) shall not—

- (a) except in prescribed cases, exceed one year; or

- (b) begin after 31st March 2015.
- (5) The Department may by order made subject to affirmative resolution—
  - (a) substitute a later date for the date mentioned in paragraph (4)(b);
  - (b) make transitional provision, or provide savings, in connection with the effect of paragraph (4).
- (6) Regulations may provide that a reduction shall not be made under this Article unless a person has consented to the inspection of the dwelling-house in question and regulations may make provision for such inspections.
- (7) Regulations may make provision—
  - (a) about the method of claiming a reduction under this Article (including documents or information to be provided);
  - (b) about the method of making a reduction under this Article.
- (8) Regulations may provide for prescribed functions under the regulations to be exercisable by such persons as the Department may determine.
- (9) Regulations may provide that—
  - (a) a person aggrieved by a decision of the Department under the regulations may—
    - (i) require the Department to review its decision; and
    - (ii) appeal to the Valuation Tribunal;
  - (b) the Department or any person aggrieved by a decision of the Valuation Tribunal on an appeal by virtue of sub-paragraph (a) as being erroneous on a point of law may require the Valuation Tribunal to state and sign a case for the Court of Appeal.
- (10) Regulations may provide that this Article shall not apply to—
  - (a) a dwelling-house which is a hereditament in the social sector (within the meaning of Article 23A);
  - (b) a dwelling-house which is a hereditament in the private rented sector (within the meaning of Article 30C); and
  - (c) such other dwelling-houses as may be prescribed.
- (11) Regulations for the purposes of paragraph (1) may prescribe a period beginning before the making of the regulations but not earlier than the beginning of the year in which the regulations are made.
- (12) Regulations may make such provision as the Department considers necessary or expedient for the purposes of this Article.”.