

1985 No. 68

RATES

Rates (Amendment No. 2) Regulations (Northern Ireland) 1985

Made 29th March 1985

Coming into operation 1st April 1985

The Department of Finance and Personnel(a) in exercise of the powers conferred by Article 35 of the Rates (Northern Ireland) Order 1977(b) and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Rates (Amendment No. 2) Regulations (Northern Ireland) 1985 and shall come into operation on 1st April 1985.

(2) In these Regulations “certificated case” means a case in which a certificate has been issued by the Department of Health and Social Services under regulation 9(1) of the Housing Benefits Regulations (Northern Ireland) 1983(c).

Amendment of the Rates Regulations (Northern Ireland) 1973

2. The Rates Regulations (Northern Ireland) 1973(d) shall be amended as follows:—

(a) Regulation 4(3) is hereby revoked;

(b) for paragraph 3(e) of the Schedule there shall be substituted—

“3(e) 10% of the total of amounts, other than amounts in certificated cases, found during the year to be recoverable in respect of adjustments of rate rebates under Article 3 of the Housing Benefits (Northern Ireland) Order 1983(e) in respect of hereditaments or former hereditaments in the district.”;

(c) for paragraph 5(b) of the Schedule there shall be substituted—

“5(b) 10% of the total amount of rate rebates other than rate rebates in certificated cases, afforded in the year under Article 3 of the Housing Benefits (Northern Ireland) Order 1983 in respect of hereditaments or former hereditaments in the district.”.

Sealed with the Official Seal of the Department of Finance and Personnel on 29th March 1985.

(L.S.)

B. Lyttle

Under Secretary

(a) Formerly the Department of Finance. See S.I. 1982/338 (N.I. 6) Art. 3
 (b) S.I. 1977/2157 (N.I. 28)
 (c) S.R. 1983 No. 292 as amended by S.R. 1984 No. 77
 (d) S.R. & O. (N.I.) 1973 No. 374 as amended by S.R. 1974 No. 39
 (e) S.I. 1983/1121 (N.I. 14)

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations amend the Rates Regulations (Northern Ireland) 1973 (“the 1973 Regulations”) by excluding rate rebates in certificated cases (persons in receipt of supplementary benefit) from the calculation of the product of a rate of one penny in the pound for any district for the purpose of determining under Article 34(1) of the Rates (Northern Ireland) Order 1977 the sum payable to a district council in respect of any year as being equal to the product of the district rate made by that council for that year. The Regulations also revoke Regulation 4(3) of the 1973 Regulations which prescribed a method of determining rateable values using beginning and end of year values.

The Rates (Amendment) Regulations (Northern Ireland) 1985, S.R. 1985 No. 40, purported to be made by the Department of the Environment on 1st March 1985, are null and void.