

1991 No. 479

GOVERNMENT LOANS

Government Loans (Fees) Regulations (Northern Ireland) 1991

Made 25th October 1991

Coming into operation 9th December 1991

The Department of Finance and Personnel, in exercise of the powers conferred on it by Article 9(3) of the Financial Provisions (Northern Ireland) Order 1983(a) and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Government Loans (Fees) Regulations (Northern Ireland) 1991 and shall come into operation on 9th December 1991.

Revocation

2. The Government Loans (Fees) Regulations (Northern Ireland) 1985(b) are hereby revoked.

Interpretation

3. In these Regulations—

“fixed interest loan” means, where the loan is made by means of a single advance, a government loan on which the rate of interest is fixed for the duration of the loan or where the loan is made by means of several advances issued to the borrower on different dates, a government loan on which the rate of interest in respect of each advance is fixed for the duration of the advance;

“the Order of 1983” means the Financial Provisions (Northern Ireland) Order 1983.

General fee

4. In respect of every loan made by the Department from the Consolidated Fund and described in Schedule 1 to the Order of 1983, other than loans described in paragraphs 1(a) and 4 of the said Schedule, there shall be paid by the borrower a fee of £250.

(a) S.I. 1983/147 (N.I. 1); Part III of and Schedule 1 to S.I. 1983/147 (N.I. 1) have been extended by S.I. 1989/490 (N.I. 2) Article 7(2); Part III of and Schedule 2 to S.I. 1983/147 (N.I. 1) have been amended by Article 6 of S.I. 1984/1157 (N.I. 7) and Articles 7 and 10(2) of and the Schedule to S.I. 1989/984 (N.I. 7)

(b) S.R. 1985 No. 49

Fees for local or public loans

5. In the case of loans described in paragraph 1 of Schedule 1 to the Order of 1983, on the occasion of each advance on foot of the loan, there shall be paid by the borrower, in addition to any fee which may be payable under regulation 4, fees of the following amounts, that is to say:—

- (a) in the case of fixed interest loans a fee of 35p for every £1,000 or part of £1,000 of the advance;
- (b) in the case of variable interest loans a fee of 45p for every £1,000 or part of £1,000 of the advance;

provided that in no case shall the fee payable under this regulation be greater than £250 or less than £25.

Option fee

6. The fee payable on the exercise of an option to repay a variable interest loan and to replace it by a fixed interest loan shall be £25.

Time of payment

7. The fees payable under these Regulations in respect of any loan or advance on foot thereof shall be paid on or before the date on which such loan or advance is made.

Sealed with the Official Seal of the Department of Finance and Personnel
on 25th October 1991.

(L.S.)

Edgar F. Jardine

Assistant Secretary

(This note is not part of the Regulations.)

These Regulations, which revoke the Government Loans (Fees) Regulations (Northern Ireland) 1985, increase the fees payable by borrowers of government loans made under Article 8 of the Financial Provisions (Northern Ireland) Order 1983.

The Regulations increase from £100 to £250 the general fee for government loans other than local loans to a district council and funding loans (regulation 4). Regulation 5 increases the fee on fixed interest loans to district councils and certain other public authorities from 25p to 35p for every £1,000 or part of £1,000 advanced and increases the fee on variable interest loans to those authorities from 30p to 45p for every £1,000 or part of £1,000 advanced, these fees being, in each case, subject to a minimum of £25 (formerly £10) and a new maximum of £250.

Regulation 6 increases from £10 to £25 the fee payable on the exercise of an option to repay a variable interest loan and to replace it by a fixed interest loan.

Regulation 7 provides that fees shall be paid on or before the date on which a loan or advance is made.