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SCHEDULES

SCHEDULE 9 **E+W**

NON-DOMESTIC RATING: ADMINISTRATION

[^{F1}Powers] of entry

Textual Amendments

- F1** Word in [Sch. 9 para. 6B cross-heading](#) substituted (1.4.2021) by [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), [ss. 153\(3\)](#), [157\(4\)\(b\)](#)

- [^{F2}6B.** (1) If a valuation officer needs to value a hereditament in England for the purpose of carrying out functions conferred or imposed on the officer by or under this Part, the officer and any person authorised by the officer in writing may enter on, survey and value the hereditament if sub-paragraphs (2) and (4) are fulfilled and (where it applies) sub-paragraph (5) is fulfilled.
- (2) The valuation officer must obtain the approval of the tribunal before the officer or a person authorised by the officer exercises the power under sub-paragraph (1).
- (3) The tribunal must not give its approval unless it is satisfied that the valuation officer needs to value the hereditament.
- (4) After the tribunal has given its approval, at least 3 days' notice in writing must be given of the proposed exercise of the power.
- (5) In a case where a person authorised by the valuation officer proposes to exercise the power, the person must if required produce the authorisation.
- (6) A person who wilfully delays or obstructs a person in the exercise of a power under this paragraph is liable on summary conviction to a fine not exceeding level 1 on the standard scale.
- (7) For the purpose of the requirement under sub-paragraph (4), the following days are to be disregarded—
- (a) a Saturday, a Sunday, Christmas Day or Good Friday;
- (b) a day which is a bank holiday under the Banking and Financial Dealings Act 1971 in England and Wales.
- (8) The tribunal may—
- (a) determine any application brought under this paragraph and any question arising from that application;
- (b) specify the arrangements by which any entry approved by it must be conducted, including whether the entry may occur on more than one day.
- (9) In this paragraph “the tribunal” means the First-tier Tribunal.]

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Textual Amendments

F2 Sch. 9 para. 6B inserted (1.10.2015) by [The Council Tax and Non-Domestic Rating \(Powers of Entry: Safeguards\) \(England\) Order 2015 \(S.I. 2015/982\)](#), arts. 1, **2(2)**

- 7 (1) If a valuation officer needs to value a hereditament [^{F3}in Wales] for the purpose of carrying out functions conferred or imposed on him by or under this Part, he and any person authorised by him in writing may enter on, survey and value the hereditament if sub-paragraph (2) below is fulfilled and (where it applies) sub-paragraph (3) below is fulfilled.
- (2) At least 24 hours' notice in writing of the proposed exercise of the power must be given.
- (3) In a case where a person authorised by the valuation officer proposes to exercise the power, the person must if required produce his authority.
- (4) If a person wilfully delays or obstructs a person in the exercise of a power under this paragraph, he shall be liable on summary conviction to a fine not exceeding level 1 on the standard scale.

Textual Amendments

F3 Words in Sch. 9 para. 7(1) inserted (1.10.2015) by [The Council Tax and Non-Domestic Rating \(Powers of Entry: Safeguards\) \(England\) Order 2015 \(S.I. 2015/982\)](#), arts. 1, **2(3)**

- [^{F4}7A (1) A billing authority in Wales may enter and survey a hereditament in its area if the authority has grounds for believing that the inspection is required for the purpose of carrying out functions conferred or imposed upon it by or under this Part.
- (2) But the billing authority must obtain the approval of a valuation tribunal established under paragraph 1 of Schedule 11 before it exercises the power under sub-paragraph (1) above.
- (3) After the tribunal has given its approval, the billing authority must give at least 24 hours' notice in writing of the proposed exercise of the power.
- (4) A person who proposes to exercise the power under sub-paragraph (1) above must if required produce written evidence of authority to carry out the inspection.
- (5) A person who wilfully delays or obstructs a person in the exercise of a power under this paragraph is liable on summary conviction to a fine not exceeding level 1 on the standard scale.]

Textual Amendments

F4 Sch. 9 para. 7A inserted (1.4.2021) by [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), **ss. 153(2), 157(4)(b)**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied (with modifications) by S.I. 2024/414 art. 5Sch. 1 para. 7

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 44A(2A) inserted by 2023 c. 53 Sch. para. 2(b)
- s. 44A(5)(e) inserted by 2023 c. 53 Sch. para. 2(c)
- s. 52A inserted by 2023 c. 53 s. 8
- s. 54(7A) inserted by 2023 c. 53 Sch. para. 34
- s. 57A(7A) inserted by 2023 c. 53 Sch. para. 4(d)
- s. 63A(1A) inserted by 2023 c. 53 s. 12(1)
- s. 63E inserted by 2023 c. 53 s. 12(2)
- s. 67(1A) inserted by 2023 c. 53 Sch. para. 7(a)
- s. 67(8A)(8B) inserted by 2023 c. 53 Sch. para. 37(a)
- s. 143(7A)-(7F) inserted by 2023 c. 53 Sch. para. 8(c)
- s. 143(9AZB) inserted by 2023 c. 53 Sch. para. 39(a)
- Sch. 4ZA inserted by 2023 c. 53 s. 1(3)
- Sch. 4ZB inserted by 2023 c. 53 s. 2(4)
- Sch. 5A para. 8 inserted by 2023 c. 53 Sch. para. 38
- Sch. 5A inserted by 2023 c. 53 s. 3(3)
- Sch. 9 para. 4B-4H and cross-heading inserted by 2023 c. 53 s. 13(2)
- Sch. 9 para. 4I-4M and cross-heading inserted by 2023 c. 53 s. 13(3)
- Sch. 9 para. 5BA-5BC and cross-heading inserted by 2023 c. 53 s. 13(6)
- Sch. 9 para. 5BD-5BF and cross-heading inserted by 2023 c. 53 s. 13(7)
- Sch. 9 para. 5CA and cross-heading inserted by 2023 c. 53 Sch. para. 46
- Sch. 9 para. 5CB inserted by 2023 c. 53 Sch. para. 47
- Sch. 9 para. 5F(1A)(1B) inserted by 2023 c. 53 Sch. para. 49(c)
- Sch. 9 para. 5F(A1) inserted by 2023 c. 53 Sch. para. 49(a)
- Sch. 9 para. 5FA inserted by 2023 c. 53 Sch. para. 50
- Sch. 9 para. 5FB inserted by 2023 c. 53 Sch. para. 51
- Sch. 9 para. 5ZA5ZB and cross-heading inserted by 2023 c. 53 s. 13(4)
- Sch. 9 para. 5ZC-5ZF and cross-heading inserted by 2023 c. 53 s. 13(5)
- Sch. 9 para. 7B inserted by 2023 c. 53 s. 10