



Local Government Finance Act 1988

1988 CHAPTER 41

PART III

NON-DOMESTIC RATING

Interpretation

66 Domestic property

- (1) Property is domestic if—
 - (a) it is used wholly for the purposes of living accommodation,
 - (b) it is a yard, garden, outhouse or other appurtenance belonging to or enjoyed with property falling within paragraph (a) above,
 - (c) it is a private garage used wholly or mainly for the accommodation of a private motor vehicle, or
 - (d) it is private storage premises used wholly or mainly for the storage of articles of domestic use.
- (2) But property is not domestic property if it is wholly or mainly used in the course of a business for the provision to individuals whose sole or main residence is elsewhere of accommodation for short periods together with domestic or other services or other benefits or facilities.
- (3) A pitch for a caravan is domestic property if one or both of the following conditions is fulfilled—
 - (a) it is part of a site which is a protected site;
 - (b) it is occupied by a caravan which is the sole or main residence of an individual (construing sole or main residence in accordance with section 2 above).
- (4) A mooring is domestic property if it is occupied by a boat which is the sole or main residence of an individual (construing sole or main residence in accordance with section 2 above).
- (5) Property not in use is domestic if it appears that when next in use it will be domestic.

Status: This is the original version (as it was originally enacted).

- (6) In applying subsection (5) above no assumption may be made that a site which is not a protected site will become one.
- (7) Whether anything is a caravan shall be construed in accordance with Part I of the Caravan Sites and Control of Development Act 1960.
- (8) Whether a site is a protected site shall be construed in accordance with Part I of the Caravan Sites Act 1968.
- (9) The Secretary of State may by order amend, or substitute another definition for, any definition of domestic property for the time being effective for the purposes of this Part.