



Caravans (Standard Community Charge and Rating) Act 1991

1991 CHAPTER 2

1 Caravans in England and Wales: standard community charges and non-domestic rates. **E+W**

- (1) Section 3(5) of the ^{M1}Local Government Finance Act 1988 (under which the owner of a caravan on a protected site may be subject to a standard community charge) is repealed.

The following provisions of that Act (which are ancillary provisions about the standard community charge in relation to caravans) are also repealed—

- (a) in section 4, subsections (9) and (10) and in subsection (11) the words from “and where a caravan” to the end,
- (b) in section 19(3)(b), the words “or is owner of the caravan concerned”,
- (c) in sections 31(10) and 33(5)(b), the words “or caravan”, and
- (d) in section 40(10), the words “and caravans”.

^{F1}(2)

- (3) The repeals in subsections (1) and (2) above shall be deemed always to have had effect.
- (4) Any amount paid in respect of a standard community charge which depended on a provision repealed by subsection (1)—
 - (a) shall be repaid if the person by whom it was paid so requires, or
 - (b) shall (as the charging authority determines) be repaid or credited against any subsequent liability of that person in respect of a community charge of the authority.
- (5) There shall be removed from community charges registers such items relating to standard community charges as may be required in consequence of subsections (1) and (3).
- (6) There shall be made such alterations of local non-domestic rating lists compiled on 1st April 1990 as may be required in consequence of subsections (2) and (3); any such

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Changes to legislation: There are currently no known outstanding effects for the Caravans (Standard Community Charge and Rating) Act 1991, Section 1. (See end of Document for details)

alterations shall have effect from 1st April 1990 or such later date as may in any case be applicable in accordance with regulations under subsection (7).

Any additional sums payable in respect of non-domestic rates shall be recoverable accordingly.

- (7) The Secretary of State may make regulations for the purpose of giving effect to subsections (2), (3) and (6); and the regulations may have retrospective effect and may apply, with or without modifications any of the provisions made by or under the ^{M2}Local Government Finance Act 1988 in relation to non-domestic rating.

Regulations under this subsection shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

- (8) Expressions used in this section and in the Local Government Finance Act 1988 have the same meaning in this section as in that Act.

Extent Information

- E1** This version of this provision extends to England and Wales only; a separate version has been created for Scotland and Northern Ireland only

Textual Amendments

- F1** S. 1(2) repealed (29.4.1996) by 1996 c. 12, s. 2(4)

Marginal Citations

- M1** 1988 c. 41.
M2 1988 c. 41.

1 Caravans in England and Wales: standard community charges and non-domestic rates. **S+N.I.**

- (1) Section 3(5) of the ^{M3}Local Government Finance Act 1988 (under which the owner of a caravan on a protected site may be subject to a standard community charge) is repealed.

The following provisions of that Act (which are ancillary provisions about the standard community charge in relation to caravans) are also repealed—

- (a) in section 4, subsections (9) and (10) and in subsection (11) the words from “and where a caravan” to the end,
 - (b) in section 19(3)(b), the words “or is owner of the caravan concerned”,
 - (c) in sections 31(10) and 33(5)(b), the words “or caravan”, and
 - (d) in section 40(10), the words “and caravans”.
- (2) In section 66(3) of the Local Government Finance Act 1988, the words from “one or both” to the end of paragraph (a) (which have the effect of excluding pitches for caravans on protected sites from non-domestic rating) are repealed.
- Section 66(6) and (8) of that Act (which contain provisions ancillary to section 66(3) (a)) are also repealed.
- (3) The repeals in subsections (1) and (2) above shall be deemed always to have had effect.

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- (4) Any amount paid in respect of a standard community charge which depended on a provision repealed by subsection (1)—
- (a) shall be repaid if the person by whom it was paid so requires, or
 - (b) shall (as the charging authority determines) be repaid or credited against any subsequent liability of that person in respect of a community charge of the authority.
- (5) There shall be removed from community charges registers such items relating to standard community charges as may be required in consequence of subsections (1) and (3).
- (6) There shall be made such alterations of local non-domestic rating lists compiled on 1st April 1990 as may be required in consequence of subsections (2) and (3); any such alterations shall have effect from 1st April 1990 or such later date as may in any case be applicable in accordance with regulations under subsection (7).

Any additional sums payable in respect of non-domestic rates shall be recoverable accordingly.

- (7) The Secretary of State may make regulations for the purpose of giving effect to subsections (2), (3) and (6); and the regulations may have retrospective effect and may apply, with or without modifications any of the provisions made by or under the ^{M4}Local Government Finance Act 1988 in relation to non-domestic rating.

Regulations under this subsection shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

- (8) Expressions used in this section and in the Local Government Finance Act 1988 have the same meaning in this section as in that Act.

Extent Information

E2 This version of this provision extends to Scotland and Northern Ireland only; a separate version has been created for England and Wales only

Marginal Citations

M3 1988 c. 41.

M4 1988 c. 41.

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