

1981 No. 328

RATING AND VALUATION

The Rate-demands Rules 1981

<i>Made - - - -</i>	<i>4th March 1981</i>
<i>Laid before Parliament</i>	<i>11th March 1981</i>
<i>Coming into Operation</i>	<i>1st April 1981</i>

The Secretary of State for the Environment, after consultation with the associations of local authorities with whom consultation appeared to him to be desirable, in exercise of the powers conferred by section 113 of the General Rate Act 1967(a) and now vested in him(b) and of all other powers enabling him in that behalf, hereby makes the following rules:—

1. These rules may be cited as the Rate-demands Rules 1981 and shall come into operation on 1st April 1981.

2.—(1) Any reference in these rules to a numbered section shall, unless the reference is to a section of a specified Act, be construed as a reference to the section bearing that number in the General Rate Act 1967.

(2) In these rules “residential occupier” has the same meaning as in section 13 of the Local Government Act 1974(c).

3. These rules shall apply in relation to rates made by the councils of districts and London boroughs in respect of any rate period beginning on or after 1st April 1981 save that nothing in these rules shall be taken as rendering invalid, for any rate period in the year beginning 1st April 1981, any demand note prepared in accordance with the Rate-demands Rules 1974(d).

4. Subject to the provisions of any enactment every demand note on which a rate is levied shall show the particulars and information required by these rules.

5. There shall be included in the demand note a statement as to whether any rate has been previously made by the rating authority in that year.

6. The demand note shall show the amount of rates due in relation to the hereditament in respect of which the demand note is issued and an explanation as to the method by which that amount was calculated.

7. There shall be included in the demand note information showing the amounts in the pound of the rate reductions made for domestic or mixed hereditaments respectively in pursuance of section 48(1) or, in any case where the period is less than a year, the equivalent reductions made in pursuance of section 48(2)(e).

(a) 1967 c. 9; section 113 was amended by the Local Government Act 1974 (c. 7), Schedule 7, paragraph 8.

(b) S.I. 1970/1681.

(c) Section 13 was amended by the Local Government, Planning and Land Act 1980 (c. 65), section 45.

(d) S.I. 1974/363.

(e) Section 48 was amended by the Local Government, Planning and Land Act 1980, section 33.

8. There shall be included in the demand note information showing—
- (a) that a person who is a residential occupier may, according to his personal circumstances, be entitled to a rate rebate and that the rating authority will provide on request further information on the subject;
 - (b) that a person who is the occupier of a hereditament may, in certain circumstances, be entitled to pay rates by instalments under section 50;
 - (c) that a disabled person who is the occupier of a hereditament which has special facilities for him or makes payment by way of rent in respect of all or any part of such a hereditament, or a person who is a member of the same household as a disabled person who is the occupier of such a hereditament or makes such payments may, in certain circumstances, be entitled to a rebate under section 1 of the Rating (Disabled Persons) Act 1978(a);
 - (d) that a body which occupies a hereditament which is an institution for the disabled may, in certain circumstances, be entitled to a rate rebate under section 2 of the Rating (Disabled Persons) Act 1978.

9. As regards hereditaments in respect of which an allowance may be claimed under section 55(2) or 56(1)(b) the rating authority shall include in the demand note information with respect to the allowance which may be claimed.

10. Where information is included in the demand note in pursuance of rule 8 or 9 above, there shall also be included in that demand note the name and address of the person to whom any application for such entitlement or allowance should be made.

11. There shall be included in the demand note information as to the methods by which payment may be made, and the address of a place at which and the hours during which payment may be made in person.

12. The demand note shall show the address of the valuation officer for the rating area and shall state his functions in relation to the maintenance, preparation and alteration of valuation lists.

13. The demand note shall show the name of any authority from whom a precept has been received by the rating authority which is relevant to the part of the area of the authority within which the hereditament is situated.

14.—(1) A demand note may include a demand for any other rate, rent or charge.

(2) Where any charge is to be collected by a rating authority the demand note shall show, distinct from the general rate, the amount in the pound being levied for that charge or, where the charge is a fixed charge, the actual amount of that charge.

15. The rating authority may, if it thinks fit, show the particulars and information required by these rules in a single demand note in cases where a person is rated in respect of two or more hereditaments.

16. The Rate-demands Rules 1974(c) are hereby revoked.

Michael R. D. Heseltine,
Secretary of State for
the Environment.

4th March 1981.

(a) 1978 c. 40.
(b) Sections 55 and 56 were amended by the Local Government, Planning and Land Act 1980, section 36.
(c) S.I. 1974/363.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These rules, which supersede the Rate-demands Rules 1974 prescribe matters to be contained in rate demand notes apart from those required to be shown by any statutory provisions. They apply to rate demand notes made in respect of any rate period beginning on or after 1st April 1981. They do not prescribe the form of the rate demand note which is left to the discretion of rating authorities. Among the matters to be shown are an explanation as to how the amount of rates is calculated and information as to the availability of various rate rebates and allowances.

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