
STATUTORY INSTRUMENTS

1991 No. 877

**The Community Charges (Demand Notices)
(Additional Provisions) (Wales) Regulations 1991**

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Community Charges (Demand Notices) (Additional Provisions) (Wales) Regulations 1991 and shall come into force on 4th April 1991.

(2) In these Regulations—

“the 1990 Regulations” means the Community Charges and Non-Domestic Rating (Demand Notices) (Wales) Regulations 1990(1);

“1991 adjustment notice” means a notice (other than a notice which would require payment of an amount of £0)—

(a) which is given under regulation 26(2) of, or paragraph 7(2) of Schedule 1 or paragraph 4(2) of Schedule 2 to, the Community Charges (Administration and Enforcement) Regulations 1989(2) by a charging authority to a person in respect of his liability to pay an amount under a community charge demand notice; and

(b) which is so given either—

(i) solely in consequence of the substitution for the amount set by the authority for its personal community charges for the whole or any part of its area of an amount which has been reduced by virtue of the Community Charges (General Reduction) Act 1991; or

(ii) solely in consequence of that substitution and an alteration of the applicable relief; and a notice is given solely in consequence of the matters referred to in sub-paragraph (b) notwithstanding that a consequential adjustment falls to be made to the benefit or excess benefit;

“1991 personal community charge demand notice” means a community charge demand notice requiring the payment of an amount in respect of a charging authority’s personal community charge as it has effect for the chargeable financial year beginning on 1st April 1991;

“1991 standard community charge demand notice” means a community charge demand notice requiring the payment of an amount in respect of a charging authority’s standard community charge as it has effect for the chargeable financial year beginning on 1st April 1991;

“1991 collective community charge demand notice” means a community charge demand notice requiring the payment of an amount in respect of a charging authority’s collective community charges as it has effect for the chargeable financial year beginning on 1st April 1991;

“applicable relief”, in relation to a 1991 adjustment notice, means, where regulations under section 13A of the Local Government Finance Act 1988 apply to reduce the amount a chargeable person is liable to pay in respect of the personal community charge to which the notice relates, the amount of that reduction;

(1) S.I. 1990/293, amended by S.I. 1991/118 and 434.

(2) S.I. 1989/438; relevant amendments were made by S.I. 1989/2274, 1990/402 and 711 and 1991/140.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“benefit”, in relation to a 1991 adjustment notice, means the amount of any reduction in the amount demanded under the notice which is attributable to a reduction, or assumed or expected reduction, in the amount a person is liable to pay in respect of the community charge concerned as it has effect for the chargeable financial year beginning on 1st April 1991, in consequence of any provision included in regulations under section 31A(1) of the Social Security Act 1986⁽³⁾;

“excess benefit”, in relation to a 1991 adjustment notice, means the amount of any addition to the amount demanded under the notice which is attributable to excess community charge benefit which is being recovered in the manner described in section 31D(3)(b) of the Social Security Act 1986;

(3) In these Regulations, any reference to a numbered form is a reference to the form bearing that number, prescribed in Schedule 1 to the 1990 Regulations.

(4) Except as otherwise provided, expressions used in these Regulations which are also used in the 1990 Regulations have the same meaning as in those Regulations.

(3) 1986 c. 50; sections 31A and 31D were inserted by the Local Government Finance Act 1988 (c. 41), Schedule 10, paragraph 6.