

SCHEDULE

Consequential amendments and revocations

PART 1: Amendments

Amendment of Magistrates' Courts Rules

1. The Magistrates' Courts Rules 1981(1) are amended as follows—
 - (a) In rule 2 (Interpretation), in paragraph (1), after the definition of “judgment summons” insert—

““the Schedule 12 procedure” means the procedure in Schedule 12 to the Tribunals, Courts and Enforcement Act 2007 (taking control of goods and selling them to recover a sum of money).”
 - (b) in rule 46 (Notice to defendant of fine or forfeited recognisance), in paragraph (1), for “distress” substitute “control”;
 - (c) in rule 53 (Notice to defendant before enforcing order), in paragraph (1), for “distress” substitute “control”;
 - (d) in rule 54 (Execution of distress warrant)—
 - (i) in paragraph (1)—
 - (aa) for “warrant of distress” substitute “warrant of control”;
 - (bb) in sub-paragraph (a), for “person against whom the distress is to be levied” substitute “debtor”; and
 - (cc) in sub-paragraph (b), for “levy the said sum by distress and sale of the goods belonging to the said person” substitute “recover the said sum from the debtor by way of the Schedule 12 procedure”;
 - (ii) in paragraph (2), for “person against whom the distress is to be levied” substitute “debtor”;
 - (iii) in paragraph (3), for “sum to be levied” substitute “debt”;
 - (iv) in paragraph (3B)—
 - (aa) for “warrant of distress” substitute “warrant of control”;
 - (bb) in sub-paragraph (a), for “person against whom the distress is to be levied” in both places where those words occur substitute “debtor”;
 - (cc) in sub-paragraph (b), for “sum for which distress is levied and the reason for the distress” substitute “debt and the reason for the use of the Schedule 12 procedure”; and
 - (dd) in sub-paragraph (c), for “person against whom the distress is to be levied” substitute “debtor”; and
 - (v) omit paragraphs (4) to (11);
 - (e) in rule 55 (Payment after imprisonment imposed), in paragraph (1)(a) and (c), for “distress” substitute “control”;
 - (f) in rule 65 (Particulars of fine enforcement to be entered in register), in paragraph (2)(e), for “distress” substitute “use of the Schedule 12 procedure”; and

(1) [S.I. 1981/552](#), as amended by [S.I. 1990/1190](#) r.3(2), [S.I. 1999/2765](#) r.2, [S.I. 2001/167](#) r.3, [S.I. 2001/610](#) rr.2,3,7, [S.I. 2003/1236](#) rr.9, 29 and [S.I. 2005/617](#), art. 2, Schedule paragraph 85.

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- (g) in rule 105 (Signature of forms prescribed by rules made under the Act of 1980), in paragraph (2), for “distress” substitute “control”.

Amendment of Non-Domestic Rating (Collection and Enforcement) Regulations

2.—(1) The Non-Domestic Rating (Collection and Enforcement) (Local Lists) Regulations 1989⁽²⁾ are amended as follows—

- (a) in regulation 10 (Interpretation and application of Part III), in paragraph (1)—
- (i) at the end of the definition of “debtor”, omit “and”;
 - (ii) at the end of the definition of “liability order”, for “.” substitute “; and”; and
 - (iii) after the definition of “liability order” insert—

““Schedule 12” means Schedule 12 to the Tribunals, Courts and Enforcement Act 2007, “the Schedule 12 procedure” means the procedure in that Schedule (taking control of goods and selling them to recover a sum of money), and “enforcement agent” has the meaning given in that Schedule.”;
- (b) for regulation 14 (Distress) substitute—

“Enforcement by taking control of goods

14. Where a liability order has been made, payment may be enforced by using the Schedule 12 procedure.”;

- (c) omit regulation 15 (Appeals in connection with distress);
- (d) in regulation 16 (Commitment to prison)—
- (i) in paragraph (1)—
 - (aa) for “levy an amount by distress under” substitute “enforce payment by use of the Schedule 12 procedure pursuant to”;
 - (bb) for “person making the distress” substitute “enforcement agent”; and
 - (cc) for “on which to levy the amount” substitute “to enforce payment”;
 - (ii) in paragraph (4)(a), for “the appropriate amount mentioned in regulation 14(2), or (as the case may be) so much of it as remains outstanding” substitute “the amount outstanding (within the meaning of Schedule 12)”;
 - (iii) in paragraph (6A)(a), for “the appropriate amount mentioned in regulation 14(2) (or so much of it as remains outstanding)” substitute “the amount outstanding (within the meaning of Schedule 12)”;
 - (iv) in paragraph (8), for “for want of sufficient distress” substitute “for insufficient recovery by way of the Schedule 12 procedure”;
- (e) in regulation 19 (Relationship between remedies under a liability order), for “distress” in the four places where it occurs, substitute “the Schedule 12 procedure”;
- (f) in regulation 21 (Magistrates’ courts), in paragraph (4), omit “regulation 15 (appeals in connection with distress)”;
- (g) in regulation 24, in paragraph (5)(b), for the words after “connected with” substitute “the use of the Schedule 12 procedure which may be recovered pursuant to regulations under paragraph 62 of Schedule 12.” and
- (h) omit Schedule 3 (Charges connected with distress).

(2) [S.I. 1989/1058](#); relevant amendments were made by [S.I. 1998/3089](#), regulations 4 and 6 and Schedule 2, by [S.I. 2003/2210](#), regulation 4 (for England), and by [S.I. 2004/1013](#), regulation 3 (for Wales).

(2) The Non-Domestic Rating (Collection and Enforcement) (Miscellaneous Provisions) Regulations 1990⁽³⁾ are amended as follows—

- (a) In regulation 4 (Joint owners and occupiers: enforcement)—
 - (i) in paragraph (6), for “distress may be made” substitute “the Schedule 12 procedure may be used”;
 - (ii) in paragraphs (7) and (8), for “distress has been made” substitute “the Schedule 12 procedure has been used”; and
 - (iii) in paragraph (9), and in the two places in paragraph (10) where it occurs, for “distress” substitute “the Schedule 12 procedure”;
 - (iv) in paragraph (11)—
 - (aa) for “making distress” substitute “using the Schedule 12 procedure”;
 - (bb) for “distress being levied against” substitute “control being taken of”;
 - (cc) for “under Schedule 3 to these Regulations from such a distress” substitute “under the Taking Control of Goods (Fees) Regulations 2014⁽⁴⁾ from the use of the Schedule 12 procedure”; and
 - (dd) for “levy was intended to be made” substitute “Schedule 12 procedure was intended to be used”; and
 - (v) for paragraph (12) substitute—

“(12) Where—

 - (a) a liability order has been made against more than one person in respect of an amount; and
 - (b) a charge has arisen against one of them for the enforcement stage within the meaning of regulation 5 of the Taking Control of Goods (Fees) Regulations 2014 in respect of that amount,

no further charge for the enforcement stage or compliance stage (within the meaning of regulation 5 of the Taking Control of Goods (Fees) Regulations 2014) in consequence of any further use or attempted use of the Schedule 12 procedure in respect of that amount may be recovered from any of them; and a charge for the compliance stage shall be treated for those purposes as a charge with respect to the others as well as that one.”
- (b) in regulation 5 (Enforcement in relation to partnerships), in paragraph (4)—
 - (i) for “distress being levied” substitute “the Schedule 12 procedure being used”; and
 - (ii) for “under Schedule 3 to those Regulations from such a distress” substitute “under the Taking Control of Goods (Fees) Regulations 2014 from the use of the Schedule 12 procedure”.

Amendment of Council Tax (Administration and Enforcement) Regulations

3. The Council Tax (Administration and Enforcement) Regulations 1992⁽⁵⁾ are amended as follows—

- (a) in regulation 32 (Interpretation and application of Part VI), in paragraph (1)—
 - (i) at the end of the definition of “liability order”, omit “and”;

⁽³⁾ [S.I. 1990/145](#)

⁽⁴⁾ [S.I. 2014/1](#)

⁽⁵⁾ [S.I. 1992/613](#); relevant amendments were made by [S.I. 1993/773](#), regulations 5 and 8 and Schedule 5, by [S.I. 1998/295](#), regulations 6 and 8, and by [S.I. 2004/1013](#), regulation 3 (for Wales).

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- (ii) at the end of the definition of “net earnings”, for “.” substitute “; and”; and
- (iii) after the definition of “net earnings” insert—
 - ““Schedule 12” means Schedule 12 to the Tribunals, Courts and Enforcement Act 2007, and “the Schedule 12 procedure” means the procedure in that Schedule (taking control of goods and selling them to recover a sum of money).”;
- (b) in regulation 37 (Making of attachment of earnings order), in paragraph (1A)—
 - (i) at the end of sub-paragraph (a), for “; and” substitute “.”; and
 - (ii) omit sub-paragraph (b);
- (c) for regulation 45 (Distress) substitute—

“Enforcement by taking control of goods

- 45.** Where a liability order has been made, payment may be enforced by using the Schedule 12 procedure.”;
- (d) omit regulations 45A (Information preliminary to distress) and 46 (Appeals in connection with distress);
 - (e) in regulation 47 (Commitment to prison)—
 - (i) in paragraph (1)—
 - (aa) for “levy an amount by distress under” substitute “enforce payment by use of the Schedule 12 procedure pursuant to”;
 - (bb) for “person making the distress” substitute “enforcement agent”; and
 - (cc) for “on which to levy the amount” substitute “to enforce payment”;
 - (ii) in paragraph (4)(a), for “the appropriate amount mentioned in regulation 45(2), or (as the case may be) so much of it as remains outstanding” substitute “the amount outstanding (within the meaning of Schedule 12)”; and
 - (iii) in paragraph (6A)(a), for “the appropriate amount mentioned in regulation 45(2) (or so much of it as remains outstanding)” substitute “the amount outstanding (within the meaning of Schedule 12)”; and
 - (f) in regulation 52 (Relationship between remedies), for “distress” in the four places where it occurs, substitute “the Schedule 12 procedure”;
 - (g) in regulation 53 (Magistrates’ courts), in paragraph (4), omit “regulation 46 (appeals in connection with distress)”; and
 - (h) in regulation 54 (Joint and several liability: enforcement)—
 - (i) in paragraph (5)(b), for “a distress may be made” substitute “the Schedule 12 procedure may be used”;
 - (ii) in paragraph (7), for “a distress has been made” substitute “the Schedule 12 procedure has been used”; and
 - (iii) in paragraph (9), for “distress” substitute “the Schedule 12 procedure”;
 - (iv) in paragraph (10)—
 - (aa) for “making distress” substitute “using the Schedule 12 procedure”;
 - (bb) for “distress may be levied against” substitute “control may be taken of”;

- (cc) for “under Schedule 5 from such a distress” substitute “under the Taking Control of Goods (Fees) Regulations 2014⁽⁶⁾ from the use of the Schedule 12 procedure”; and
 - (dd) for “levy was intended to be made” substitute “Schedule 12 procedure was intended to be used”;
 - (v) for sub-paragraph (11) substitute—
 - “(11) Where—
 - (a) a liability order has been made against more than one person in respect of an amount; and
 - (b) a charge has arisen against one of them for the enforcement stage within the meaning of regulation 5 of the Taking Control of Goods (Fees) Regulations 2014 in respect of that amount,
- no further charge for the enforcement stage or compliance stage (within the meaning of regulation 5 of the Taking Control of Goods (Fees) Regulations 2014) in consequence of any further use or attempted use of the Schedule 12 procedure in respect of that amount may be recovered from any of them; and a charge for the compliance stage shall be treated for those purposes as a charge with respect to the others as well as that one.”;
- (i) in regulation 58 (Outstanding liabilities on death), in paragraph (5)(b), for the words after “charges” substitute “which may be recovered pursuant to the Taking Control of Goods (Fees) Regulations 2014”; and
 - (j) omit Schedule 5 (Charges connected with distress).

Amendment of Child Support (Collection and Enforcement) Regulations

4. The Child Support (Collection and Enforcement) Regulations 1992⁽⁷⁾ are amended as follows—

- (a) for regulation 30 (Enforcement of liability orders by distress) substitute—

“Enforcement of liability orders by taking control of goods

30. The procedure under Schedule 12 of the Tribunals, Courts and Enforcement Act 2007 pursuant to section 35(1) of the Act may be used anywhere in England and Wales.”; and

- (b) omit regulations 31 (Appeals in connection with distress) and 32 (Charges connected with distress) and Schedule 2 (Charges connected with distress).

Amendment of Enforcement of Road Traffic Debts Order

5. The Enforcement of Road Traffic Debts Order 1993⁽⁸⁾ is amended as follows—

- (a) in article 1 (Citation, commencement and interpretation), in paragraph (2)—
 - (i) in the definition of “enforcement officer”, for the words after “means” substitute “a person who is able under section 63 of the Tribunals, Courts and Enforcement Act 2007 to act as an enforcement agent”;
 - (ii) omit the definition of “execution fees”; and

⁽⁶⁾ S.I. 2014/1

⁽⁷⁾ S.I. 1992/1989

⁽⁸⁾ S.I. 1993/2073; amended by S.I. 2001/1386

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- (iii) after the definition of “respondent” insert—
 - ““the Schedule 12 procedure” means the procedure in Schedule 12 to the Tribunals, Courts and Enforcement Act 2007 (taking control of goods and selling them to recover a sum of money), and “the amount outstanding” has the meaning given in that Schedule;”;
- (b) in article 2 (Specified debts), in paragraph (2), for “execution” substitute “control”;
- (c) in article 3 (Requirements to be satisfied before taking enforcement proceedings)—
 - (i) in paragraph (1), for “execution” substitute “control”;
 - (ii) in paragraph (3)—
 - (aa) in sub-paragraph (a), for “execution” substitute “the use of the Schedule 12 procedure”;
 - (bb) in sub-paragraph (b), for the words after “believe that” substitute “the use of the Schedule 12 procedure will fail to recover the amount outstanding”;
 - (iii) in paragraph (4), for “execution” substitute “the use of the Schedule 12 procedure”; and
 - (iv) in paragraph (5)—
 - (aa) in the definition of “enforcement proceedings”, for “execution against goods” substitute “the Schedule 12 procedure”; and
 - (bb) in the definition of “no relevant return to the warrant”, for sub-paragraphs (i) and (ii) substitute—
 - “(i) it has not been possible to take control of goods because access has been denied to the premises occupied by the respondent or because the goods have been removed from those premises;
 - (ii) any goods of which control has been taken are insufficient to satisfy the amount outstanding; or”;
- (d) in article 4 (Enforcement of specified debts)—
 - (i) in paragraph (1), for “85 to 104 and 125” substitute “85 to 88 and 104”; and
 - (ii) in paragraph (2), omit “123,” and “, 126”;
- (e) in article 5—
 - (i) in paragraph (1), for “execution in the nature of a writ of fieri facias” substitute “control”; and
 - (ii) in paragraph (2), for the words after “authority” substitute “to use the Schedule 12 procedure against the respondent’s goods (wherever they may be found in England and Wales) to recover the amount outstanding”;
- (f) in article 7—
 - (i) in paragraph (1), for the words after “warrant of” substitute “control issued by it the total amount to be recovered, exclusive of fees for its execution”; and
 - (ii) omit paragraph (2); and
 - (iii) omit articles 9 to 17.

Amendment of Local Authorities (Contracting Out of Billing, Collection and Enforcement Functions) Orders

6.—(1) The Local Authorities (Contracting Out of Tax Billing, Collection and Enforcement Functions) Order 1996⁽⁹⁾ is amended as follows—

- (a) in article 1 (Title, commencement and interpretation), after paragraph (2) insert—

“(3) In this Order, “the Schedule 12 procedure” means the procedure in Schedule 12 to the Tribunals, Courts and Enforcement Act 2007 (taking control of goods and selling them to recover a sum of money), and “the amount outstanding” has the meaning given in that Schedule.”
- (b) in article 25 (Distress)—
 - (i) for the heading substitute “Enforcement by taking control of goods”;
 - (ii) for sub-paragraph (a), substitute—

“(a) of using the Schedule 12 procedure to enforce payment by the debtor of the amount outstanding;”;
 - (iii) in sub-paragraph (b), for “levying distress” substitute “using the Schedule 12 procedure”; and
 - (iv) in sub-paragraph (c), for the words from “amount mentioned” to “pursuance of the distress,” substitute “amount outstanding is paid or tendered before control is taken of any goods, or after control has been taken of goods”;
- (c) in article 42 (Distress)—
 - (i) for the heading substitute “Enforcement by taking control of goods”;
 - (ii) for sub-paragraph (a), substitute—

“(a) of using the Schedule 12 procedure to enforce payment by the debtor of the amount outstanding;”;
 - (iii) in sub-paragraph (b), for “levying distress” substitute “using the Schedule 12 procedure”; and
 - (iv) in sub-paragraph (c), for the words from “amount mentioned” to “pursuance of the distress,” substitute “amount outstanding is paid or tendered before control is taken of any goods, or after control has been taken of goods”;
- (d) in article 58 (Distress)—
 - (i) for the heading substitute “Enforcement by taking control of goods”;
 - (ii) for sub-paragraph (a), substitute—

“(a) of using the Schedule 12 procedure to enforce payment by the debtor of the amount outstanding;”;
 - (iii) in sub-paragraph (b), for “levying distress” substitute “using the Schedule 12 procedure”; and
 - (iv) in sub-paragraph (c), for the words from “amount mentioned” to “pursuance of the distress,” substitute “amount outstanding is paid or tendered before control is taken of any goods, or after control has been taken of goods”; and
- (e) in article 70 (Enforcement)—
 - (i) for “distress” where it first occurs, substitute “use of the Schedule 12 procedure”;
 - (ii) in sub-paragraph (c), for “take steps to levy any amount by distress and sale of the goods of” substitute “use the Schedule 12 procedure against”;

⁽⁹⁾ [S.I. 1996/1880](#)

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- (iii) in sub-paragraph (d), for “levy distress” substitute “use the Schedule 12 procedure”; and
 - (iv) in sub-paragraph (e), for “which have already been seized” substitute “of which control has already been taken”.
- (2) The Local Authorities (Contracting Out of BID Levy Billing, Collection and Enforcement Functions) Order 2005⁽¹⁰⁾ is amended as follows—
- (a) in article 1 (Title, commencement and interpretation)—
 - (i) after the definition of “hereditament”, delete “and”;
 - (ii) at the end of the definition of “liability order”, for “.” substitute “; and”; and
 - (iii) after the definition of “liability order”, insert—

““the Schedule 12 procedure” means the procedure in Schedule 12 to the Tribunals, Courts and Enforcement Act 2007 (taking control of goods and selling them to recover a sum of money), and “the amount outstanding” has the meaning given in that Schedule;”;
 - (b) in article 9 (Distress)—
 - (i) for the heading substitute “Enforcement by taking control of goods”;
 - (ii) for sub-paragraph (a), substitute—

“(a) of using the Schedule 12 procedure to enforce payment by the debtor of the amount outstanding;”;
 - (iii) in sub-paragraph (b), for “levying distress” substitute “using the Schedule 12 procedure”; and
 - (iv) in sub-paragraph (c), for the words from “amount mentioned” to “pursuance of the distress,” substitute “amount outstanding is paid or tendered before control is taken of any goods, or after control has been taken of goods”; and
 - (c) in article 17 (Enforcement)—
 - (i) for “distress” where it first occurs, substitute “use of the Schedule 12 procedure”;
 - (ii) in sub-paragraph (c), for “take steps to levy any amount by distress and sale of the goods of” substitute “use the Schedule 12 procedure against”; and
 - (iii) in sub-paragraph (d), for “which have already been seized” substitute “of which control has already been taken”.

Amendment of Stamp Duty Land Tax (Administration) Regulations

7. The Stamp Duty Land Tax (Administration) Regulations 2003⁽¹¹⁾ are amended as follows—
- (a) omit regulations 29 to 32; and
 - (b) omit Schedule 3.

Amendment of High Court Enforcement Officers Regulations

8. The High Court Enforcement Officers Regulations 2004⁽¹²⁾ are amended as follows—
- (a) in regulation 13 (Fees)—
 - (i) omit paragraph (2); and

⁽¹⁰⁾ S.I. 2005/215

⁽¹¹⁾ S.I. 2003/2837

⁽¹²⁾ S.I. 2004/400; amended by S.I. 2004/673

(ii) after paragraph (3) insert—

“(3A) Where an enforcement officer uses the Schedule 12 procedure and the proceeds, if any, are insufficient to enable the enforcement officer to recover the compliance fee, that fee (or the balance of it which remains outstanding) must be paid by the person on whose application the writ was issued.

(3B) In paragraph (3A), “Schedule 12 procedure” and “compliance fee” have the same meanings as in the Taking Control of Goods (Fees) Regulations 2014⁽¹³⁾.”;

- (b) omit regulation 15;
- (c) omit Part A of Schedule 3; and
- (d) omit Schedule 4.

Amendment of Business Improvement Districts Regulations

9.—(1) The Business Improvement Districts (England) Regulations 2004⁽¹⁴⁾ are amended as follows.

(2) In Schedule 4—

(a) in paragraph 1, after sub-paragraph (9) insert—

“(10) In this Schedule, “the Schedule 12 procedure” means the procedure in Schedule 12 to the Tribunals, Courts and Enforcement Act 2007 (taking control of goods and selling them to recover a sum of money).”;

- (b) in paragraph 9, in sub-paragraph (1), for “Schedules 3 and 4” substitute “Schedule 4”;
- (c) in paragraph 10 (Outstanding liabilities on death), in sub-paragraph (5)(b), for the words after “charges” substitute “which may be recovered pursuant to the Taking Control of Goods (Fees) Regulations 2014”;
- (d) in paragraph 13 (Joint owners and occupiers: enforcement)—
 - (i) in sub-paragraph (5), for “distress may be made” substitute “the Schedule 12 procedure may be used”;
 - (ii) in sub-paragraphs (6) and (7), for “distress has been made” substitute “the Schedule 12 procedure has been used”;
 - (iii) in sub-paragraphs (8) and (9), for “distress” in each place where it occurs substitute “the Schedule 12 procedure”;
 - (iv) in sub-paragraph (10)—
 - (aa) for “making distress” substitute “using the Schedule 12 procedure”;
 - (bb) for “distress being levied against” substitute “control being taken of”;
 - (cc) for “under Schedule 3 to the 1989 Regulations from such a distress” substitute “under the Taking Control of Goods (Fees) Regulations 2014 from the use of the Schedule 12 procedure”; and
 - (dd) for “levy was intended to be made” substitute “Schedule 12 procedure was intended to be used”; and
 - (v) for sub-paragraph (11) substitute—

“(11) Where—

 - (a) a liability order has been made against more than one person in respect of an amount; and

⁽¹³⁾ S.I. 2014/1

⁽¹⁴⁾ S.I. 2004/2443; amended by S.I. 2013/2265

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- (b) a charge has arisen against one of them for the enforcement stage within the meaning of regulation 5 of the Taking Control of Goods (Fees) Regulations 2014 in respect of that amount,
no further charge for the enforcement stage or compliance stage (within the meaning of regulation 5 of the Taking Control of Goods (Fees) Regulations 2014) in consequence of any further use or attempted use of the Schedule 12 procedure in respect of that amount may be recovered from any of them; and a charge for the compliance stage shall be treated for those purposes as a charge with respect to the others as well as that one.”; and
- (e) in paragraph 14 (Enforcement in relation to partnerships), in paragraph (4)—
 - (i) for “distress being levied against” substitute “control being taken of”; and
 - (ii) for “under Schedule 3 to the 1989 Regulations from such a distress” substitute “under the Taking Control of Goods (Fees) Regulations 2014 from the use of the Schedule 12 procedure”.

10.—(1) The Business Improvement Districts (Wales) Regulations 2005⁽¹⁵⁾ are amended as follows.

(2) In Schedule 4—

- (a) in paragraph 1, after sub-paragraph (8) insert—

“(9) In this Schedule, “the Schedule 12 procedure” means the procedure in Schedule 12 to the Tribunals, Courts and Enforcement Act 2007 (taking control of goods and selling them to recover a sum of money).”;
- (b) in paragraph 10 (Outstanding liabilities on death), in sub-paragraph (5)(b), for the words after “charges” substitute “which may be recovered pursuant to the Taking Control of Goods (Fees) Regulations 2014”;
- (c) in paragraph 13 (Joint owners and occupiers: enforcement)—
 - (i) in sub-paragraph (5), for “distress may be made” substitute “the Schedule 12 procedure may be used”;
 - (ii) in sub-paragraphs (6) and (7), for “distress has been made” substitute “the Schedule 12 procedure has been used”;
 - (iii) in sub-paragraphs (8) and (9), for “distress” in each place where it occurs substitute “the Schedule 12 procedure”;
 - (iv) in sub-paragraph (10)—
 - (aa) for “making distress” substitute “using the Schedule 12 procedure”;
 - (bb) for “distress being levied against” substitute “control being taken of”;
 - (cc) for “under Schedule 3 to the 1989 Regulations from such a distress” substitute “under the Taking Control of Goods (Fees) Regulations 2014 from the use of the Schedule 12 procedure”; and
 - (dd) for “levy was intended to be made” substitute “Schedule 12 procedure was intended to be used”; and
 - (v) for sub-paragraph (11) substitute—

“(11) Where—

 - (a) a liability order has been made against more than one person in respect of an amount; and

⁽¹⁵⁾ S.I. 2005/1312

- (b) a charge has arisen against one of them for the enforcement stage within the meaning of regulation 5 of the Taking Control of Goods (Fees) Regulations 2014 in respect of that amount,
no further charge for the enforcement stage or compliance stage (within the meaning of regulation 5 of the Taking Control of Goods (Fees) Regulations 2014) in consequence of any further use or attempted use of the Schedule 12 procedure in respect of that amount may be recovered from any of them; and a charge for the compliance stage shall be treated for those purposes as a charge with respect to the others as well as that one.”; and
 - (d) in paragraph 14 (Enforcement in relation to partnerships), in paragraph (4)—
 - (i) for “distress being levied against” substitute “control being taken of”; and
 - (ii) for “under Schedule 3 to those regulations from such a distress” substitute “under the Taking Control of Goods (Fees) Regulations 2014 from the use of the Schedule 12 procedure”.
- (3) In the Welsh text of those Regulations (Rheoliadau Ardaloedd Gwella Busnes (Cymru) 2005), in Schedule 4—
- (a) in paragraph 1, after sub-paragraph (8) insert—

“(9) Yn yr Atodlen hon, ystyr “gweithdrefn Atodlen 12” yw’r weithdrefn yn Atodlen 12 i Ddeddf Tribiwnlysoedd, Llysoedd a Gorfodi 2007 (cymryd rheolaeth o nwyddau a’u gwerthu i adennill swm o arian).”;
 - (b) in paragraph 10 (Atebolrwydd heb ei dalu ar adeg marwolaeth), in sub-paragraph (5)(b), for the words after “ydynt” substitute “y caniateir iddynt gael eu hadennill yn unol â Rheoliadau Cymryd Rheolaeth o Nwyddau (Ffioedd) 2014”;
 - (c) in paragraph 13 (Cydddeiliaid a chyd-berchenogion: gorfodi)—
 - (i) in sub-paragraph (5), for “cymryd camau atafaelu” substitute “defnyddio gweithdrefn Atodlen 12”;
 - (ii) in sub-paragraphs (6) and (7), for “camau atafaelu wedi cael eu cymryd” substitute “gweithdrefn Atodlen 12 wedi ei defnyddio”;
 - (iii) in sub-paragraph (8) for “drwy atafaelu” substitute “o dan weithdrefn Atodlen 12, na thrwy”;
 - (iv) in sub-paragraph (9)—
 - (aa) in paragraph (a) for “drwy atafaelu” substitute “o dan weithdrefn Atodlen 12, na thrwy”;
 - (bb) in paragraph (b) for “atafael” in each place where it occurs substitute “o dan weithdrefn Atodlen 12”;
 - (v) in sub-paragraph (10)—
 - (aa) for “gymryd camau atafaelu” substitute “ddefnyddio gweithdrefn Atodlen 12”;
 - (bb) after the word “atal” for “atafael” substitute “cymryd rheolaeth o’r”;
 - (cc) for “o dan Atodiad 3 o Reoliadau 1989 o atafaelu’r nwyddau” substitute “o dan Reoliadau Cymryd Rheolaeth o Nwyddau (Ffioedd) 2014 o ddefnyddio gweithdrefn Atodlen 12”; and
 - (dd) for “codi’r left” substitute “defnyddio gweithdrefn Atodlen 12”;
 - (vi) for sub-paragraph (11) substitute—

“(11) Pan fydd—

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- (a) gorchymyn atebolrwydd wedi ei wneud yn erbyn mwy nag un person o ran swm; a
- (b) tâl wedi codi yn erbyn un ohonynt ar gyfer y cyfnod gorfodi o fewn ystyr rheoliad 5 o Reoliadau Cymryd Rheolaeth o Nwyddau (Ffioedd) 2014 o ran y swm hwnnw,
ni chaniateir ychwanegu tâl pellach ar gyfer y cyfnod gorfodi neu'r cyfnod cydymffurfio (o fewn ystyr rheoliad 5 o Reoliadau Cymryd Rheolaeth o Nwyddau (Ffioedd) 2014) o ganlyniad i unrhyw ddefnydd pellach neu ymgais ar ddefnydd pellach o weithdrefn Atodlen 12 yn erbyn unrhyw un ohonynt o ran y swm hwnnw; a rhaid trin tâl ar gyfer y cyfnod cydymffurfio at y dibenion hynny fel tâl o ran y rhai eraill yn ogystal â hwnnw.”; and
- (d) in paragraph 14 (Gorfodi yng nghyswllt partneriaethau), in paragraph (4)—
 - (i) after the word “atal” for “atafaelu” substitute “cymryd rheolaeth o”; and
 - (ii) for “o dan Atodlen 3 o'r rheoliadau hynny sy'n codi o'r atafaelu” substitute “o dan Reoliadau Cymryd Rheolaeth o Nwyddau (Ffioedd) 2014 o ddefnyddio gweithdrefn Atodlen 12”.