
WELSH STATUTORY INSTRUMENTS

2005 No. 758

The Non-Domestic Rating (Alteration of Lists and Appeals) (Wales) Regulations 2005

PART 2

Alteration of Local Rating Lists

Proposals: general

6.—(1) A proposal shall be made by notice in writing served on the valuation officer which must —

- (a) state the name and address of the proposer;
- (b) state whether the proposer is, in respect of the property —
 - (i) the interested person;
 - (ii) the relevant authority; or
 - (iii) a person described in regulation 4(2)(c);
- (c) identify the property to which the proposal relates;
- (d) identify the respects in which it is proposed that the list be altered; and
- (e) include —
 - (i) a statement of the grounds for making the proposal and, in the case of a proposal made on any of the grounds set out in regulation 4(1)(a), (c) or (g) to (o), a statement of the reasons for believing that those grounds exist;
 - (ii) in the case of a proposal made on the ground set out in regulation 4(1)(b), a statement of the nature of the change in question and of the date on which the proposer believes the change occurred;
 - (iii) in the case of a proposal made on the ground set out in regulation 4(1)(d) or (f), a statement identifying the alteration in question, whether by reference to the day on which the alteration was made or otherwise;
 - (iv) in the case of a proposal made on the ground set out in regulation 4(1)(e), the information specified in paragraph (2);
 - (v) in the case of a proposal made on the ground set out in regulation 4(1)(f), a statement of the day proposed in place of the day shown in the list; and
 - (vi) in the case of proposal made on one of the grounds set out in regulation 4 (1)(a) to (g), and (i) and (l), in respect of a hereditament occupied under a lease, easement or licence to occupy, the information specified in paragraph (3).

(2) The information required by paragraph (1)(e)(iv) is —

- (a) the identity of the hereditament to which the decision in question relates;
- (b) the name of the tribunal or court which made the decision;

- (c) the date of the decision;
 - (d) the reasons for believing that the decision is relevant to the rateable value or other information to which the proposal relates; and
 - (e) the reasons for believing, in the light of the decision, that the rateable value or other information to which the proposal relates is inaccurate.
- (3) The information required by paragraph (1)(e)(vi) is the amount payable each year, as at the date of the proposal, in respect of the lease, easement or licence to occupy.
- (4) A proposal may deal with more than one hereditament only —
- (a) if it is made on the grounds set out in regulation 4(1)(k) or (l); or
 - (b) where the person making the proposal does so in the same capacity as respects each hereditament and each hereditament is within the same building or the same curtilage.
- (5) A proposal made on the grounds set out in regulation 4(1)(d) or (f) may include a request for either or both of the following —
- (a) the restoration of the list to its state before the alteration was made; and
 - (b) a further alteration of the list in respect of the hereditament.