



# Local Government (Scotland) Act 1966

## 1966 CHAPTER 51

### PART II

#### RATES

##### *Valuation and Rating*

#### **15 Valuation according to tone of roll.**

- (1) For the purposes of any new or altered entry to be made in a valuation roll after the passing of this Act [<sup>F1</sup>for a year other than a year of revaluation][<sup>F1</sup>at any time the valuation roll is in force], the value or altered value to be ascribed to lands and heritages shall not exceed the value which would have been ascribed thereto in that roll if the lands and heritages to which the entry relates had for valuation purposes been subsisting throughout the year before the last year of revaluation, on the assumptions that at the time by reference to which that value would have been ascertained—
- (a) the lands and heritages were in the same state as at the time of valuation and any relevant factors (as defined by subsection (2) of this section) were those subsisting at the last-mentioned time; and
  - (b) the locality in which the lands and heritages are situated was in the same state, so far as concerns the other premises situated in that locality and the occupation and use of those premises, the transport services and other facilities available in the locality, and other matters affecting the amenities of the locality, as at the time of valuation.
- (2) In this section “relevant factors” means any of the following, so far as material to the valuation of lands and heritages, namely—
- (a) the mode or category of occupation of the lands and heritages;
  - (b) the quantity of minerals or other substances in or extracted from the lands and heritages;
  - (c) the volume of trade or business carried on on the lands and heritages.

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- (3) References in this section to the time of valuation are references to the time by reference to which the valuation of lands and heritages would have fallen to be ascertained if this section had not been enacted.
- (4) This section does not apply to lands and heritages which are occupied by a public utility undertaking and of which the value falls to be ascertained by reference to the profits of the undertaking carried on therein.

#### Textual Amendments

- F1** Words “at any” to “force” substituted for words “for” to “revaluation” (16.9.1975) by [Local Government \(Scotland\) Act 1975 \(c. 30\), s. 39\(2\), Sch. 6 Pt. II para. 32](#)

### 16 Determination of cumulo rateable value and rateable value pertaining to water undertakings.

For the purposes of the levying of rates in respect of the year 1967-68 and of any subsequent year the cumulo rateable value and the rateable value of lands and heritages occupied for the purposes of a water undertaking shall be taken to be the values respectively determined in accordance with the provisions of Schedule 2 to this Act.

#### Modifications etc. (not altering text)

- C1** S. 16, Sch. 2 repealed in respect of any year subsequent to 1984–85 by [S.I. 1985/197, art. 8](#)

<sup>F2</sup>17 .....

#### Textual Amendments

- F2** S. 17 repealed (1.4.1995) by [1994 c. 39, s. 180\(2\), Sch. 14](#); [S.I. 1994/3150, art. 4\(d\), Sch. 2](#)

<sup>F3</sup>18 .....

#### Textual Amendments

- F3** S. 18 repealed (19.5.1997) by [1997 c. 29, s. 33\(2\), Sch. 4](#); [S.I. 1997/1097, art. art. 3\(d\)](#)

### 19 Gas and Electricity Boards: rating of showrooms.

- (1) For the year 1967-68 and subsequent years, an authority to which this section applies shall, notwithstanding anything in Part V of the <sup>M1</sup>Local Government Act 1948, section 24(2) of the <sup>M2</sup>Valuation and Rating (Scotland) Act 1956 . . . <sup>F4</sup>, be liable to be rated in respect of any shop, room or other place occupied and used by the authority wholly or mainly for the sale, display or demonstration of apparatus or accessories for use by consumers of gas or, as the case may be, electricity; and accordingly any

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such shop, room or other place shall be included in the valuation roll for the area in which it is situated.

- (2) In determining whether any such shop, room or other place is wholly or mainly occupied and used as aforesaid, use for the receipt of payments for gas or electricity consumed shall be disregarded.
- (3) This section applies to the following authorities, that is to say, [<sup>F5</sup>the British Gas Corporation], the North of Scotland Hydro-Electric Board and the South of Scotland Electricity Board.

#### Textual Amendments

- F4** Words repealed by [Gas Act 1972 \(c. 60\)](#), s. 49(1), [Sch. 6 para. 16\(2\)\(a\)](#), [Sch. 8](#)
- F5** Words substituted by [Gas Act 1972 \(c. 60\)](#), s. 49(1), [Sch. 6 para. 16\(2\)\(b\)](#)

#### Modifications etc. (not altering text)

- C2** Ss. 17(1)(2), 19 repealed so far as relating to Scottish Electricity Board (as defined) for any year commencing on or after 1.4.1978 by [S.I. 1978/1175](#), [art. 9](#), [Sch.](#)
- C3** S. 19 repealed so far as relating to the British Gas Corporation in Scotland for any year commencing on or after 1.4.1978 by [S.I. 1978/1176](#), [art. 9](#), [Sch.](#)
- C4** S. 19 repealed for any year commencing on or after 1.4.1978, so far as relating to the Board (the British Railways Board, the National Freight Corporation and any subsidiary of that Board and Corporation) in Scotland, by [S.I. 1978/1174](#), [art. 9](#), [Sch.](#)

#### Marginal Citations

- M1** [1948 c. 26](#).
- M2** [1956 c. 60](#).

<sup>F6</sup>**20** .....

#### Textual Amendments

- F6** S. 20 repealed (1.4.1995) by [1994 c. 39](#), s. 180(2), [Sch. 14](#); [S.I. 1994/3150](#), [art. 4\(d\)](#), [Sch. 2](#)

## 21 Amendment of section 22 of the Valuation and Rating (Scotland) Act 1956.

In section 22(1) of the Valuation and Rating (Scotland) Act 1956 (which relates to the exemption of churches, etc. from rates) for the paragraphs (a) and (b) there shall be substituted the words “any premises to which this subsection applies, which belong to or are held by a religious body, so long as the use of the premises is wholly or mainly for purposes connected with that body and no profit is derived by that body from the use of the premises for any other purpose.

This subsection applies to any church, chapel, meeting place, church hall, chapel hall or other similar building.” ; and accordingly subsection (4)(b) of the said section 22 shall cease to have effect.

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#### Modifications etc. (not altering text)

- C5** The text of ss. 13 para. (b), 21, 48(1), Sch. 5 paras. 2, 5 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991

## 22 Complaints regarding omissions from the valuation roll.

- (1) Any person interested may complain to the <sup>F7</sup>First-tier Tribunal for Scotland] for a valuation area (which terms in this section have the same meaning as in the <sup>M3</sup>Valuation and Rating (Scotland) Act 1956) to the effect—

- <sup>F8</sup>(a) that particular lands and heritages are not included in the valuation roll for that area and that they ought to be so included; <sup>F9</sup>or
- (b) that lands and heritages consisting of a pitch for a caravan have been treated as part of a single unit of lands and heritages by virtue of section 3(1) of the Rating (Caravan Sites) Act 1976 and ought to be separately entered in such valuation roll;]

<sup>F10</sup> ...

- (2) After hearing a complaint under this section the <sup>F7</sup>First-tier Tribunal for Scotland] may dismiss it or may direct that such entry be made in the Valuation roll as respects the lands and heritages concerned as may be specified in the direction.
- (3) A decision made under the last foregoing subsection shall be subject to appeal by way of stated case in the manner provided by section 7 of the <sup>M4</sup>Valuation of Lands (Scotland) Amendment Act 1879.

#### Textual Amendments

- F7** Words in s. 22 substituted (1.4.2023) by [The First-tier Tribunal for Scotland \(Transfer of Functions of Valuation Appeals Committees\) Regulations 2023 \(S.S.I. 2023/45\)](#), reg. 1(2), **sch. 2 para. 4(2)(a)** (with sch. 1 paras. 1-4, 13-20)
- F8** “a” inserted by virtue of [Rating \(Caravan Sites\) Act 1976 \(c. 15\)](#), **s. 3(8)** which provided that s. 22 should have effect as if that insertion were made after the word “effect”
- F9** Words inserted by virtue of [Rating \(Caravan Sites\) Act 1976 \(c. 15\)](#), **s. 3(8)** which provided that s. 22 should have effect as if that insertion were made after the words “so included”
- F10** Words in s. 22(1) omitted (1.4.2023) by virtue of [The First-tier Tribunal for Scotland \(Transfer of Functions of Valuation Appeals Committees\) Regulations 2023 \(S.S.I. 2023/45\)](#), reg. 1(2), **sch. 2 para. 4(2)(b)** (with sch. 1 paras. 1-4, 13-20)

#### Marginal Citations

- M3** 1956 c. 60.  
**M4** 1879 c. 42.

## 23 Amendment of section 7 of the Valuation of Lands (Scotland) Amendment Act 1879.

- (1) Any application for a stated case under section 7 of the <sup>M5</sup>Valuation of Lands (Scotland) Amendment Act 1879 may be made in writing within the prescribed period from the date of the decision of the Valuation Appeal Committee <sup>F11</sup>or the First-

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tier Tribunal for Scotland], or if the decision was made in the absence of any party intending to make such an application, within the prescribed period from the date of receipt by him of the notification of the decision, and accordingly in the said section 7 the words “and shall then declare himself dissatisfied with such determination” shall cease to have effect.

- (2) In this section “the prescribed period” means the period for the time being prescribed by virtue of section 6 of the <sup>M6</sup>Rating and Valuation (Scotland) Act 1952 within which grounds of appeal relating to a stated case under the said section 7 may be lodged.

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#### Textual Amendments

- F11** Words in s. 23(1) inserted (1.4.2023) by [The First-tier Tribunal for Scotland \(Transfer of Functions of Valuation Appeals Committees\) Regulations 2023 \(S.S.I. 2023/45\)](#), reg. 1(2), **sch. 2 para. 4(3)** (with sch. 1 paras. 1-4, 13-20)

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#### Marginal Citations

- M5** 1879 c. 42.  
**M6** 1952 c. 47.

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