



# Finance Act 1972

## 1972 CHAPTER 41

### PART III

#### CUSTOMS AND EXCISE

#### 59 Gaming licence duty

In paragraph 18(1) of Schedule 2 to the Betting and Gaming Duties Act 1972 (provisions as to rateable values in Scotland) the words " but before 1st April 1973 " shall be omitted and after that paragraph there shall be inserted the following:—

*“Provisions as to rateable values in England and Wales*

- 19 (1) For the purpose of determining the amount of the duty chargeable on a gaming licence in respect of premises in England and Wales for a period beginning after 31st March 1973 the rateable value of any hereditament shall be ascertained in accordance with the following provisions of this paragraph in any case where a rateable value is shown for it in the valuation list then in force and either a lower value or no value is shown for it in the valuation list in force on 31st March 1973.
- (2) Where the rateable value of any hereditament falls to be ascertained in accordance with this paragraph, then—
- (a) if a rateable value is shown for it in the valuation list in force on 31st March 1973, its rateable value shall be taken to be the value so shown, but subject to paragraph (b) below;
  - (b) if, since the time of valuation, there has been a change of use or a material change of circumstances affecting the value of the hereditament its rateable value shall be taken to be the value determined under this paragraph as the rateable value that would have been shown for it in that valuation list if the change had been given effect to in the preparation of that list;
  - (c) if no value is shown for the hereditament in the valuation list in force on 31st March 1973 its rateable value shall be taken to be the

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*Status: This is the original version (as it was originally enacted).*

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value determined under this paragraph as the value that would have been so shown if, at the time of the valuation for the purposes of that list, the premises in respect of which the licence is to be granted had been in existence and all relevant circumstances had been the same as at the time the value of the hereditament is determined under this paragraph.

- (3) Any determination under this paragraph shall be made by the Commissioners after consultation with the valuation officer; but an appeal shall lie to the Lands Tribunal from their determination.
- (4) If the amount of duty chargeable is reduced in consequence of such an appeal, any amount overpaid shall be repaid.
- (5) In this paragraph 'valuation officer' has the same meaning as in the General Rate Act 1967 and 'material change of circumstances' and 'the time of valuation' have the meanings assigned to them by section 68(4) of that Act."