

Status: Point in time view as at 31/10/1997.

Changes to legislation: Local Government Act 1972, Part II is up to date with all changes known to be in force on or before 19 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 13

LOANS AND OTHER FINANCIAL PROVISIONS

PART II

AMENDMENTS WITH RESPECT TO FINANCE AND RATING

^{F1}23

Textual Amendments

F1 Sch. 13 para. 23 repealed by S.I. 1990/776, art. 3, **Sch. 1**

The Rural Water Supplies and Sewerage Act 1944

24 ^{F2}

Textual Amendments

F2 Sch. 13, para. 24 repealed (1.12.1991) by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), ss. 3(1), **Sch. 3 Pt I**.

Parish Councils Act 1957

25 ^{F3}

Textual Amendments

F3 Sch. 13, para. 25 repealed (21. 8. 1998) by S.I.1991/1730, arts. 1, 2(1), **Sch. 1**.

^{F4}26

Textual Amendments

F4 Sch. 13 para. 26 repealed (with savings in S.I. 1990/431, **Sch. 1 para. 1(a)**) by Local Government and Housing Act 1989 (c. 42, SIF 81:1), s. 194(2), **Sch. 12 Pt. I**

^{F5}27

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Textual Amendments

F5 Sch. 13 para. 27 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

The^{M1} General Rate Act 1967

Marginal Citations

M1 1967 c. 9.

28 (1) The ^{M2}General Rate Act 1967 shall be amended in accordance with the following provisions of this paragraph.

^{X1}(2) In section 2(2) for the words “rural district council” in both places where they occur, and in section 5(1)(e) for those words, there shall be substituted the words “ district council ”.

^{X1}(3) In section 38(4), for the word “counties” there shall be substituted the words “ non-metropolitan counties and metropolitan districts ”.

^{X1}(4) In section 67(2)(b) for sub-paragraphs (ii) and (iii) there shall be substituted the following paragraph:—

“(ii) in respect of any rating district.”

^{X1}(5) In section 112, the words “or urban district”, “or district” and “rural” shall cease to have effect.

^{X1}(6) In section 115, for the definition of “rating district” there shall be substituted the following definition:—

““rating district” means—

- (a) as respects Greater London, a rating area or, subject to paragraph 8(1)(b) of Schedule 4 to this Act, any part of a rating area which is subject to separate or differential rating (otherwise than in respect of a garden or square or by reason of any provision of the City of London (Tithes and Rates) Act 1910 or the City of London (Tithes) Act 1947);
- (b) except as respects Greater London—
 - (i) any part of a rating area which is subject to separate or differential rating ;
 - (ii) in a parish or community part of which is so subject, the part which is not so subject;
 - (iii) a parish no part of which is so subject ;
 - (iv) a community which is not co-extensive with the area of a district and no part of which is so subject ;
 - (v) any part of a rating area in England not falling within sub-paragraph (i), (ii) or (iii) above”;

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Editorial Information

- X1** The text of Sch. 13 paras. 24, 25, 28(2)–(6) 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.

Marginal Citations

- M2** 1967 c. 9.

- 29 (1) Sections 88, 89 and 91 of the said Act of 1967 shall have effect subject to the following provisions of this paragraph.
- (2) It shall be the duty of every new county council to make and submit to the Secretary of State not later than a date prescribed for the purposes of this sub-paragraph a scheme for the constitution of a local valuation panel for the county or two or more local valuation panels for areas which together comprise the whole of the county.
- (3) A county council may discharge the said duty by making and submitting to the Secretary of State a joint scheme with one or more other county councils for the constitution of a local valuation panel or local valuation panels for the whole of their respective counties, or for areas which together comprise the whole of their respective counties.
- (4) A scheme under this paragraph shall be treated for all purposes as having been made under section 91(1)(a) of the said Act of 1967 and submitted to the Secretary of State under section 91(3) of that Act.
- (5) Any such scheme approved by the Secretary of State under section 91(5) of that Act shall not come into operation until a date prescribed for the purposes of this sub-paragraph.
- (6) Any scheme in force for the purposes of section 88 of that Act immediately before 1st April 1974 for an existing county or county borough shall, notwithstanding the abolition or alteration of the county or borough but subject to section 91(1) of that Act, continue in force until a date prescribed for the purposes of this sub-paragraph and shall then expire.
- (7) Any vacancy occurring before the date prescribed for the purposes of this sub-paragraph in the membership of a local valuation panel constituted under a scheme continued in force by sub-paragraph (6) above shall—
- (a) if the area for which the panel is constituted is co-extensive with or wholly comprised in the area of a new county, be filled by a person appointed by the council of that county;
 - (b) otherwise, be filled by a person appointed jointly by the councils for those counties which include any part of the area for which the panel is constituted.

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