

SCHEDULES

SCHEDULE 12

FUNDS

The Local Government Finance Act 1992 (c. 14)

- 4 (1) Section 32 of the Local Government Finance Act 1992 (calculation of budget requirement) is amended as follows.
- (2) In subsection (3)(a), after “fund” insert “ or (as the case may be) council fund ”.
- (3) After subsection (3) insert—
- “(3A) In the case of any billing authority in Wales, subsection (3)(a) above does not require the estimation of sums payable into their council fund in respect of council tax or non-domestic rates.”
- (4) In subsection (7)(a)(i), after “general fund” insert “ or (as the case may be) council fund ”.
- ^{F1}(5)
- (6) In subsection (9)(b), for “(8)” substitute “ (8B) ”.

Textual Amendments

- F1** Sch. 12 para. 4(5) repealed (15.1.2012) by Localism Act 2011 (c. 20), s. 240(2), Sch. 25 Pt. 13; S.I. 2012/57, art. 4(1)(ee)(iii)

Commencement Information

- I1** Sch. 12 in force at 3.4.1995, see s. 66 and S.I. 1995/852, art. 6(1) (with art. 6(2)-(5))

- 5 (1) Section 33 of that Act (calculation of basic amount of council tax) is amended as follows.
- (2) In subsection (1), after “general fund” insert “ or (as the case may be) council fund ”.
- ^{F2}(3)

Textual Amendments

- F2** Sch. 12 para. 5(3) repealed (15.1.2012) by Localism Act 2011 (c. 20), s. 240(2), Sch. 25 Pt. 13; S.I. 2012/57, art. 4(1)(ee)(iii)

Commencement Information

- I2** Sch. 12 in force at 3.4.1995, see s. 66 and S.I. 1995/852, art. 6(1) (with art. 6(2)-(5))

Changes to legislation: There are currently no known outstanding effects for the Local Government (Wales) Act 1994, Cross Heading: The Local Government Finance Act 1992 (c. 14). (See end of Document for details)

6 In section 35 of that Act (definition of “special items”), at the end add—

“(4) Subsection (2) above shall have effect in relation to a Welsh county council or county borough council as if for paragraphs (b) and (c) there were substituted—

(”) any expenses incurred by a billing authority and arising in connection with property which it holds in trust for a part of its area are its special expenses;

(c) any expenses incurred by a billing authority which relate to a part of its area and which are of the same kind as expenses which—

(i) relate to another part of its area; and

(ii) are to be met out of property held in trust for that part; are its special expenses;”.

(5) Expenses of a billing authority are not to be treated as its special expenses for the purposes of subsection (1) above if they are expenses of meeting a levy issued to it by, or anticipated by it from—

(a) a Welsh joint planning board constituted under section 2(1B) of the ^{M1}Town and Country Planning Act 1990 for a united district which comprises or includes the whole or part of the area of a National Park; or

(b) a special planning board constituted under paragraph 3A of Schedule 17 to the ^{M2}Local Government Act 1972.”

Commencement Information

I3 Sch. 12 in force at 3.4.1995, see s. 66 and S.I. 1995/852, **art. 6(1)** (with **art. 6(2)-(5)**)

Marginal Citations

M1 1990 c. 8.

M2 1972 c. 70.

7 In sections 37 ^{F3}. . . of that Act (substitute calculations), ^{F3}. . . in subsection (5)(a), after “general fund” insert “ or (as the case may be) council fund ”.

Textual Amendments

F3 Words in Sch. 12 para. 7 repealed (27.7.1999 with application as mentioned in s. 30(2)) by 1999 c. 27, ss. 30, 34, **Sch. 2(2)**

^{F4}8

Textual Amendments

F4 Sch. 12 para. 8 repealed (27.7.1999 with application as mentioned in s. 30(2)) by 1999 c. 27, ss. 30, 34, **Sch. 2(2)**

Changes to legislation:

There are currently no known outstanding effects for the Local Government (Wales) Act 1994,
Cross Heading: The Local Government Finance Act 1992 (c. 14).