

1974 No. 1552

RATING AND VALUATION

The Rate Rebate (Amendment) (No. 4) Regulations 1974

Made - - - 16th September 1974

Laid before Parliament 18th September 1974

Coming into Operation 29th September 1974

The Secretary of State for the Environment, in exercise of the powers conferred upon him by section 11(1) of the Local Government Act 1974^(a) and of all other powers enabling him in that behalf, with the consent of the Treasury, hereby makes the following regulations:—

1. These regulations may be cited as the Rate Rebate (Amendment) (No. 4) Regulations 1974 and shall come into operation on 29th September 1974.

2.—(1) The Interpretation Act 1889^(b) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

(2) In these regulations “the principal regulations” means the Rate Rebate Regulations 1974^(c).

3.—(1) Notwithstanding the provisions of regulation 27(1) of the principal regulations, as amended ^(d), a rate rebate shall be granted to a residential occupier who is in receipt of supplementary benefit if he satisfies the conditions set out in paragraph (2) below.

(2) The said conditions are that during the period beginning on 30th September 1974 or any later date on which he first receives supplementary benefit and ending on the date of his application for a rate rebate (in this regulation called “the relevant period”)—

(a) he has been in continuous receipt of supplementary benefit and

(b) in relation to him x is less than y where—

x represents the amount of supplementary benefit paid or payable to him in respect of the relevant period and

y represents the total of—

(i) the amount of rate rebate, and

(ii) the amount of any rent rebate or rent allowance under Part II of the Housing Finance Act 1972^(e) as amended by the Furnished Lettings (Rent Allowances) Act 1973^(f),

which he would have received during the relevant period had he not been in receipt of supplementary benefit and had the grant of such rebates or allowances commenced at the beginning of the relevant period.

(a) 1974 c. 7.

(c) S.I. 1974/411 (1974 I, p. 1294).

(e) 1972 c. 47.

(b) 1889 c. 63.

(d) The amending regulations are not relevant.

(f) 1973 c. 6.

(3) Notwithstanding the provisions of regulation 19 of the principal regulations, as amended (a), where a rate rebate is granted in consequence of paragraph (1) above the rebate period shall commence at the beginning of the relevant period.

Signed by authority of
the Secretary of State.

John Silkin,
Minister for Planning and Local Government,
Department of the Environment.

12th September 1974.

We consent.

Donald R. Coleman,
T. Pendry,
Two of the Lords Commissioners of
Her Majesty's Treasury.

16th September 1974.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the statutory rate rebate scheme provided in the Rate Rebate Regulations 1974.

They enable the grant of a rate rebate (subject to any reduction under section 16(2) of the Ministry of Social Security Act 1966), from the beginning of the period mentioned below, to a residential occupier who is in receipt of supplementary benefit if—

- (1) he would have received less payment in supplementary benefit than he would otherwise have received in rate rebate and any rent rebate or allowance during the period from 30th September 1974 or such later date on which he first receives supplementary benefit to the date of his application for rate rebate and
- (2) he has been in receipt of supplementary benefit for the whole of that period.

(a) The relevant amending regulations are S.I. 1974/1060 (1974 II, p. 3949).

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