

SCHEDULE 2

Regulations 35(1) and 48(1)

FORMS OF LIABILITY ORDER AND OF WARRANT OF COMMITMENT  
FORM ALIABILITY ORDER IN RESPECT OF COUNCIL TAX

Regulation 34 of the Council Tax (Administration and Enforcement) Regulations 1992

..... Magistrates' Court

Date:

Defendant:

Address:

On the complaint of *[name of billing authority]* that the sum of £  is due from the defendant to the complainant under Part V of the Council Tax (Administration and Enforcement) Regulations 1992 and is outstanding, it is adjudged that the defendant is liable to pay the aggregate amount specified below, and it is ordered that that amount may be enforced in the manner mentioned in Part VI of those Regulations accordingly.

Sum payable and outstanding: £

Costs of complainant: £

.....

Aggregate amount in respect of which the liability order is made: £

Justice of the Peace  
[or by order of the Court Clerk of  
the Court]

FORM BLIABILITY ORDER IN RESPECT OF COUNCIL TAX

Status: This is the original version (as it was originally made).

Regulation 34 of the Council Tax (Administration and Enforcement) Regulations 1992

..... Magistrates' Court

Date:

On the complaint of {name of billing authority} that the sums specified in the Table below are under Part V of the Council Tax (Administration and Enforcement) Regulations 1992 due from the defendants so specified to the complainant and are outstanding, it is adjudged that the defendants are liable to pay the aggregate amounts specified in respect of them in the Table, and it is ordered that those amounts may be enforced in the manner mentioned in Part VI of those Regulations accordingly.

TABLE

<i>Name and address of defendant</i>	<i>Sum payable and outstanding</i>	<i>Costs of complainant</i>	<i>Aggregate amount in respect of which the liability order is made with respect to the defendant</i>

Justice of the Peace  
[or by order of the Court Clerk of the Court]

FORM CWARRANT OF COMMITMENT

Regulation 47 of the Council Tax (Administration and Enforcement) Regulations 1992

.....Magistrates' Court

Date:

Defendant:

Address:

A liability order ("the order") was made in respect of the debtor by the [ ] Magistrates' Court on [ ] under regulation 34 of the Council Tax (Administration and Enforcement) Regulations 1992 ("the Regulations").

The court is satisfied-

- (i) that the [name of billing authority] ("the authority") sought under regulation 45 of the Regulations to levy by distress the amount then outstanding in respect of which the order was made of [ ], together with charges determined in accordance with Schedule 5 to the Regulations of [ ];
- (ii) that the authority has been unable to levy that amount by distress;
- (iii) that the debtor has attained the age of 18 years; and
- (iv) having inquired in the debtor's presence as to his means and as to whether the failure to pay which has led to the application for a warrant of commitment is due to his wilful refusal or culpable neglect, that it was due to such wilful refusal or culpable neglect.

The decision of the court is that the debtor be [committed to prison] [detained] for [ ] unless the aggregate amount mentioned below in respect of which this warrant is made is sooner paid\*.

This warrant is made in respect of-

Amount outstanding (including charges) in respect of which distress was sought:

Costs of commitment of the authority: .....

Aggregate amount:

And you [name of person or persons to whom warrant is directed] are hereby required to take the debtor and convey him to [name of prison or place of detention] and there deliver the debtor to the [governor][officer in charge] thereof; and you, the [governor][officer in charge], to receive the debtor into your custody and keep the debtor for [period of imprisonment] from the debtor's arrest under this warrant or until the debtor be sooner discharged in due course of law.

Justice of the Peace  
[or by order of the Court Clerk of  
the Court]

\*Note: The period of imprisonment will be reduced as provided by regulation 47(7)(b) of the Regulations if part payment is made of the aggregate amount.