OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2013 Rhif 216 (Cy.28)

2013 No. 216 (W.28)

LLYWODRAETH LEOL, CYMRU

LOCAL GOVERNMENT, WALES

Rheoliadau Awdurdodau Lleol (Addasu Cyfrifiadau Angenrheidiol) (Cymru) 2013

The Local Authorities (Alteration of Requisite Calculations) (Wales) Regulations 2013

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

Mae'r Rheoliadau hyn wedi eu gwneud o dan adran 32(9) (cyfrifo anghenion cyllideb gan awdurdodau yng Nghymru), adran 33(4) (cyfrifo swm sylfaenol treth gan awdurdodau yng Nghymru), adran 43(7) (cyfrifo anghenion cyllideb gan awdurdodau yng Nghymru) ac adran 44(4) (cyfrifo swm sylfaenol treth gan awdurdodau yng Nghymru) o Ddeddf Cyllid Llywodraeth Leol 1992 ("Deddf 1992"). Mae'r adrannau hyn yn nodi sut mae awdurdod bilio a phrif awdurdod praeseptio yng Nghymru i gyfrifo'u hanghenion cyllideb ar gyfer blwyddyn ariannol a sut mae awdurdod bilio a phrif awdurdod praeseptio yng Nghymru i gyfrifo swm sylfaenol eu treth gyngor.

Mae'r diwygiadau'n effeithiol ar gyfer y blynyddoedd ariannol sy'n dechrau ar neu ar ôl 1 Ebrill 2013.

Mae rheoliad 2 o'r Rheoliadau hyn yn diwygio adran 32(2)(a) o Ddeddf 1992 i hepgor gwariant sydd i'w godi ar Gyfrif Refeniw ardal gwella busnes ("AGB") o'r gwariant y mae'n rhaid i awdurdod bilio ei agregu o dan adran 32(2). Mae rheoliad 2 hefyd yn diwygio adran 32(3) i hepgor ardoll AGB neu gyfraniadau ariannol a wneir gan berson o dan adran 43 o Ddeddf Llywodraeth Leol 2003 a symiau sy'n daladwy gan Weinidogion Cymru o dan adran 31 o Ddeddf Llywodraeth Leol 2003 mewn perthynas â chynllun gostyngiadau'r dreth gyngor awdurdod o'r incwm y mae'n rhaid i'r awdurdod ei agregu o dan adran 32(3).

Mae rheoliad 2 yn diwygio adran 32(2) ymhellach

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made under section 32(9) (calculation of budget requirement by authorities in Wales), section 33(4) (calculation of basic amount of tax by authorities in Wales), section 43(7) (calculation of budget requirement by authorities in Wales) and section 44(4) (calculation of basic amount of tax by authorities in Wales) of the Local Government Finance Act 1992 ("the 1992 Act"). These sections set out how a billing authority and a major precepting authority in Wales are to calculate their budget requirements for a financial year and how a billing and a major precepting authority in Wales are to calculate the basic amount of their council tax.

The amendments take effect for financial years beginning on or after 1 April 2013.

Regulation 2 of these Regulations amends section 32(2)(a) of the 1992 Act to exclude expenditure to be charged to a business improvement district ("BID") Revenue Account from the expenditure that a billing authority must aggregate under section 32(2). Regulation 2 also amends section 32(3) to exclude BID levy or financial contributions made by a person under section 43 of the Local Government Act 2003 and sums payable by the Welsh Ministers under section 31 of the Local Government Act 2003 in respect of an authority's council tax reduction scheme from the income that the authority must aggregate under section 32(3).

Regulation 2 further amends section 32(2) so that an

fel ei bod yn bendant yn ofynnol i awdurdod gymryd i ystyriaeth unrhyw wariant y mae'n disgwyl ei ysgwyddo yn y flwyddyn wrth ad-dalu grantiau neu ardrethi annomestig wedi eu hailddosbarthu ("AAH"). Mae rheoliad 2 hefyd yn diwygio adran 32(3) fel ei bod yn bendant yn ofynnol i awdurdod gymryd i ystyriaeth daliadau AAH a grantiau y mae'n disgwyl eu cael am flwyddyn ariannol gynharach.

authority is expressly required to take into account any expenditure it expects to incur in the year in repaying grants or redistributed non-domestic rates ("RNDR"). Regulation 2 also amends section 32(3) so that an authority is expressly required to take into account payments of RNDR and grants that it expects to receive for an earlier financial year.

Mae rheoliadau 2 a 3 yn disodli cyfeiriadau at "relevant special grant" â chyfeiriadau at "special grant" yn adran 32(3)(a) ac yn y diffiniad o P yn adran 33(1). Mae rheoliad 3 hefyd yn mewnosod yn y diffiniad o P yn adran 33(1) gyfeiriad at symiau sy'n daladwy gan Weinidogion Cymru mewn perthynas â chynllun gostyngiadau'r dreth gyngor awdurdod.

Regulations 2 and 3 replace references to "relevant special grant" with references to "special grant" in section 32(3)(a) and in the definition of P in section 33(1). Regulation 3 also inserts in the definition of P in section 33(1) a reference to sums payable by the Welsh Ministers in respect of an authority's council tax reduction scheme.

Mae rheoliad 2(6) yn amnewid adran 32(12) sy'n esbonio ystyron symiau sy'n daladwy mewn perthynas ag AAH a grant cynnal refeniw ("GCR") yn adrannau 32 a 33. Diben hyn yw sicrhau bod symiau o AAH a GCR sydd wedi eu hepgor o gyfrifiadau anghenion cyllideb yn yr adrannau hynny yn ymwneud â'r symiau hynny sy'n daladwy o dan y priod Adroddiadau Llywodraeth Leol am flwyddyn benodol yn unig. Mae'r is-adran (12) a amnewidiwyd hefyd yn esbonio ystyron ardoll AGB a Chyfrif Refeniw AGB yn adran 32 ac ystyron grant ychwanegol, grant arbennig a symiau sy'n daladwy mewn perthynas â chynllun gostyngiadau'r dreth gyngor awdurdod yn adrannau 32 a 33.

Regulation 2(6) substitutes section 32(12) which explains the meanings of sums payable in respect of RNDR and revenue support grant ("RSG") in sections 32 and 33. The purpose is to ensure that the amounts of RNDR and RSG excluded from the budget requirement calculation in those sections relate only to such amounts payable under the respective Local Government Reports for a particular year. Substituted subsection (12) also explains the meanings of BID levy and BID Revenue Account in section 32 and of additional grant, special grant and sums payable in respect of an authority's council tax reduction scheme in sections 32 and 33.

Mae rheoliad 4(2) yn diwygio adran 43(2) fel ei bod yn bendant yn ofynnol i brif awdurdod praeseptio gymryd i ystyriaeth unrhyw wariant y mae'n disgwyl ei ysgwyddo yn y flwyddyn wrth ad-dalu grantiau neu AAH. Yn yr un modd, mae rheoliad 4(4) yn diwygio adran 43(3) fel ei bod yn bendant yn ofynnol i awdurdod gymryd i ystyriaeth daliadau AAH a grantiau y mae'n disgwyl eu cael am flwyddyn ariannol gynharach.

Regulation 4(2) amends section 43(2) so that a major precepting authority is expressly required to take into account any expenditure that it expects to incur in the year in repaying grants or RNDR. Similarly, regulation 4(4) amends section 43(3) so that an authority is expressly required to take into account payments of RNDR and grants that it expects to receive for an earlier financial year.

Mae rheoliadau 4(3) a 5 yn disodli cyfeiriadau at "relevant special grant" â chyfeiriadau at "special grant" yn adran 43(3)(a)(i) ac yn y diffiniad o P yn adran 44(1).

Regulations 4(3) and 5 replace references to "relevant special grant" with references to "special grant" in section 43(3)(a)(i) and in the definition of P in section 44(1).

Mae rheoliadau 4(3) a 5 yn diwygio adrannau 43(3)(a)(i) a 44(1) ymhellach fel bod rhaid i brif awdurdodau praeseptio gymryd i ystyriaeth unrhyw arian gwaelodol a gafwyd oddi wrth yr Ysgrifennydd Gwladol am flwyddyn ariannol wrth wneud y cyfrifiad angenrheidiol ar gyfer y flwyddyn honno.

Regulations 4(3) and 5 further amend sections 43(3)(a)(i) and 44(1) such that major precepting authorities must take into account any floor funding received from the Secretary of State for a financial year when making the required calculation for that year.

Mae rheoliad 4(5) yn mewnosod is-adran (6C) yn adran 43 i ddarparu diffiniad o "floor funding" at ddibenion adrannau 43 a 44 a hefyd i ddarparu bod y diffiniadau o AAH, GCR, grant ychwanegol, grant arbennig ac arian gwaelodol yn adran 32(12A) hefyd yn gymwys i adrannau 43 a 44 o Ddeddf 1992.

Regulation 4(5) inserts subsection (6C) into section 43 to provide a definition of "floor funding" for the purposes of sections 43 and 44 and also to provide that the definitions of RNDR, RSG, additional grant, special grant and floor funding in section 32(12A) also apply to sections 43 and 44 of the 1992 Act.

OFFERYNNAU STATUDOL CYMRU

2013 Rhif 216 (Cy.28)

LLYWODRAETH LEOL, CYMRU

Rheoliadau Awdurdodau Lleol (Addasu Cyfrifiadau Angenrheidiol) (Cymru) 2013

Gwnaed	*4 Chwefror 2013*
Gosodwyd gerbron Cynulliad Cenedlaethol Cymru	*6 Chwefror 2013*
Yn dod i rym	*28 Chwefror 2013*

Mae Gweinidogion Cymru yn gwneud y Rheoliadau a ganlyn drwy arfer y pwerau a roddwyd iddynt gan adrannau 32(9), 33(4), 43(7) a 44(4) o Ddeddf Cyllid Llywodraeth Leol 1992(**1**).

Enwi, cychwyn, cymhwyso a dehongli

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Awdurdodau Lleol (Addasu Cyfrifiadau Angenrheidiol) (Cymru) 2013 a deuant i rym ar 28 Chwefror 2013.

(2) Mae'r Rheoliadau hyn yn gymwys o ran Cymru a blynyddoedd ariannol sy'n dechrau ar neu ar ôl 1 Ebrill 2013.

(3) Yn y Rheoliadau hyn, ystyr "Deddf 1992" ("*the 1992 Act*") yw Deddf Cyllid Llywodraeth Leol 1992.

Cyfrifo anghenion cyllideb gan awdurdodau yng Nghymru

2.—(1) Mae adran 32 o Ddeddf 1992 (cyfrifo anghenion cyllideb gan awdurdodau yng Nghymru) wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2)(**2**)—

(a) yn lle paragraff (a), rhodder—

(**1**) 1992 p.14. Diwygiwyd adrannau 32(9), 33(4), 43(7) a 44(4) gan adran 79 o Ddeddf Lleoliaeth 2011 (p.20) ac Atodlen 7 iddi.

(**2**) Diwygiwyd adran 32(2) gan O.S. 1994/246 a chan adrannau 79 a 237 o Ddeddf Lleoliaeth 2011 ac Atodlen 7 iddi.

WELSH STATUTORY INSTRUMENTS

2013 No. 216 (W.28)

LOCAL GOVERNMENT, WALES

The Local Authorities (Alteration of Requisite Calculations) (Wales) Regulations 2013

Made	*4 February 2013*
Laid before the National Assembly for Wales	*6 February 2013*
Coming into force	*28 February 2013*

The Welsh Ministers make the following Regulations in exercise of the powers conferred on them by sections 32(9), 33(4), 43(7) and 44(4) of the Local Government Finance Act 1992(**1**).

Title, commencement, application and interpretation

1.—(1) The title of these Regulations is the Local Authorities (Alteration of Requisite Calculations) (Wales) Regulations 2013 and they come into force on 28 February 2013.

(2) These Regulations apply in relation to Wales and financial years beginning on or after 1 April 2013.

(3) In these Regulations, "the 1992 Act" ("*Deddf 1992*") means the Local Government Finance Act 1992.

Calculation of budget requirement by authorities in Wales

2.—(1) Section 32 of the 1992 Act (calculation of budget requirement by authorities in Wales) is amended as follows.

(2) In subsection (2)(**2**)—

(a) for paragraph (a), substitute—

(**1**) 1992 c.14. Sections 32(9), 33(4), 43(7) and 44(4) were amended by section 79 of and Schedule 7 to the Localism Act 2011 (c.20).

(**2**) Section 32(2) was amended by S.I.1994/246 and by sections 79 and 237 of and Schedule 7 to the Localism Act 2011.

"(a) the expenditure which the authority estimates it will incur in the year in performing its functions and will charge to a revenue account for the year;"; a

(b) ar ôl paragraff (a), mewnosoder—

"(aa) the expenditure that the authority estimates it will incur in the year in making repayments of—

(i) grant paid to it by the Secretary of State or the Welsh Ministers, or

(ii) amounts paid to it by the Welsh Ministers in respect of redistributed non-domestic rates;".

(3) Ar ôl is-adran (2), mewnosoder—

"(2A) The expenditure mentioned in subsection (2)(a) does not include expenditure which the authority estimates it will charge to a BID Revenue Account."

(4) Yn is-adran (3)(a)(**1**)—

(a) ar ôl "redistributed non-domestic rates," mewnosoder "BID levy or financial contribution made under section 43 of the Local Government Act 2003(**2**),";

(b) ar ôl "revenue support grant," mewnosoder "its council tax reduction scheme,"; ac

(c) yn lle "relevant special grant" rhodder "special grant".

(5) Ar ôl is-adran (3)(a), mewnosoder—

"(aa) the sums that it estimates will be payable to it for an earlier financial year in respect of—

(i) redistributed non-domestic rates,

(ii) revenue support grant, or

(iii) additional grant;".

(6) Yn lle is-adran (12) rhodder—

"(12) In this section and section 33—

(a) references to sums payable for a financial year in respect of redistributed non-domestic rates are to sums so payable in accordance with the local government finance report for the year under section 84G of the 1988 Act relating to the authority (including as amended by a report under paragraph 13 of Schedule 8 to that Act);

(**1**) Diwygiwyd adran 32(3)(a) gan adran 38 o Ddeddf Llywodraeth Leol (Cymru) 1994 (p.19) a pharagraff 4 o Atodlen 12 iddi, gan reoliad 3(2) o O.S. 1994/246 a chan reoliad 2(1) o O.S. 1995/234. Fe'i haddaswyd o ran blwyddyn ariannol 2012-2013 gan reoliad 2(a) o O.S. 2012/521 (Cy.82). Fe'i diwygiwyd hefyd gan adran 79 o Ddeddf Lleoliaeth 2011 ac Atodlen 7 iddi.

(**2**) 2003 p.26.

"(a) the expenditure which the authority estimates it will incur in the year in performing its functions and will charge to a revenue account for the year;"; and

(b) after paragraph (a), insert—

"(aa) the expenditure that the authority estimates it will incur in the year in making repayments of—

(i) grant paid to it by the Secretary of State or the Welsh Ministers, or

(ii) amounts paid to it by the Welsh Ministers in respect of redistributed non-domestic rates;".

(3) After subsection (2), insert—

"(2A) The expenditure mentioned in subsection (2)(a) does not include expenditure which the authority estimates it will charge to a BID Revenue Account."

(4) In subsection (3)(a)(**1**)—

(a) after "redistributed non-domestic rates," insert "BID levy or financial contribution made under section 43 of the Local Government Act 2003(**2**),";

(b) after "revenue support grant," insert "its council tax reduction scheme,"; and

(c) for "relevant special grant" substitute "special grant".

(5) After subsection (3)(a), insert—

"(aa) the sums that it estimates will be payable to it for an earlier financial year in respect of—

(i) redistributed non-domestic rates,

(ii) revenue support grant, or

(iii) additional grant;".

(6) For subsection (12) substitute—

"(12) In this section and section 33—

(a) references to sums payable for a financial year in respect of redistributed non-domestic rates are to sums so payable in accordance with the local government finance report for the year under section 84G of the 1988 Act relating to the authority (including as amended by a report under paragraph 13 of Schedule 8 to that Act);

(**1**) Section 32(3)(a) was amended by section 38 of and paragraph 4 of Schedule 12 to the Local Government (Wales) Act 1994 (c.19), by regulation 3(2) of S.I. 1994/246 and by regulation 2(1) of S.I. 1995/234. It was modified in relation to the financial year 2012-2013 by regulation 2(a) of S.I. 2012/521 (W.82). It was also amended by section 79 of and Schedule 7 to the Localism Act 2011.

(**2**) 2003 c.26.

(b) references to sums payable for a financial year in respect of revenue support grant are to sums so payable in accordance with the local government finance report for the year under section 84G of the 1988 Act (including as amended by a report under section 84L of that Act);

(c) references to sums payable for a financial year in respect of an authority's council tax reduction scheme are to sums payable by the Welsh Ministers under section 31 of the Local Government Act 2003 in respect of a scheme which applies in accordance with regulations under section 13A(**1**) or in default in accordance with regulations under section 13A of, and paragraph 6 of Schedule 1B(**2**);

(d) references to sums payable for a financial year in respect of additional grant are to sums so payable in accordance with a report for the year under section 86A of the 1988 Act; and

(e) references to sums payable for a financial year in respect of special grant are to sums payable in the year in accordance with a special grant report under section 88C of the 1988 Act."

(7) Ar ôl is-adran (12), mewnosoder—

"(12A) "BID levy" and "BID Revenue Account" have the meaning given in Part 4 of the Local Government Act 2003."

Cyfrifo swm sylfaenol treth gyngor gan awdurdodau yng Nghymru

3.—(1) Mae adran 33 o Ddeddf 1992 (cyfrifo swm sylfaenol treth gan awdurdodau yng Nghymru) wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)(**3**), yn y diffiniad o P—

(a) ar ôl "revenue support grant,", mewnosoder "its council tax reduction scheme,"; a

(b) yn lle "relevant special grant" rhodder "special grant".

(**1**) Amnewidiwyd adran 13A gan adran 10(1) o Ddeddf Cyllid Llywodraeth Leol 2012 (p. 17). Adeg gwneud y Rheoliadau hyn, mae rheoliadau wedi eu gwneud o dan adran 13A: Rheoliadau Cynlluniau Gostyngiadau'r Dreth Gyngor a Gofynion Rhagnodedig (Cymru) 2012 (O.S. 2012/3144 (Cy. 316)).

(**2**) Mewnosodwyd Atodlen 1B gan adran 10(5) o Ddeddf Cyllid Llywodraeth Leol 2012. Adeg gwneud y Rheoliadau hyn, mae rheoliadau wedi eu gwneud o dan adran 13A a pharagraff 6 o Atodlen 1B: Rheoliadau Cynlluniau Gostyngiadau'r Dreth Gyngor (Cynllun Diofyn) (Cymru) 2012 (O.S. 2012/3145 (Cy.317)).

(**3**) Diwygiwyd adran 33(1) gan adran 38 o Ddeddf Llywodraeth Leol (Cymru) 1994 a pharagraff 5 o Atodlen 12 iddi, gan reoliad 4(1) o O.S. 1994/246 a chan reoliad 3 o O.S. 1995/234. O ran blwyddyn ariannol 2012-2013 fe'i haddaswyd gan reoliad 3 o O.S. 2012/521 (Cy.82). Fe'i diwygiwyd hefyd gan adran 79 o Ddeddf Lleoliaeth 2011 ac Atodlen 7 iddi.

(b) references to sums payable for a financial year in respect of revenue support grant are to sums so payable in accordance with the local government finance report for the year under section 84G of the 1988 Act (including as amended by a report under section 84L of that Act);

(c) references to sums payable for a financial year in respect of an authority's council tax reduction scheme are to sums payable by the Welsh Ministers under section 31 of the Local Government Act 2003 in respect of a scheme which applies in accordance with regulations under section 13A(**1**) or in default in accordance with regulations under section 13A of, and paragraph 6 of Schedule 1B(**2**);

(d) references to sums payable for a financial year in respect of additional grant are to sums so payable in accordance with a report for the year under section 86A of the 1988 Act; and

(e) references to sums payable for a financial year in respect of special grant are to sums payable in the year in accordance with a special grant report under section 88C of the 1988 Act."

(7) After subsection (12), insert—

"(12A) "BID levy" and "BID Revenue Account" have the meaning given in Part 4 of the Local Government Act 2003."

Calculation of basic amount of council tax by authorities in Wales

3.—(1) Section 33 of the 1992 Act (calculation of basic amount of tax by authorities in Wales) is amended as follows.

(2) In subsection (1)(**3**), in the definition of P—

(a) after "revenue support grant,", insert "its council tax reduction scheme,"; and

(b) for "relevant special grant" substitute "special grant".

(**1**) Section 13A was substituted by section 10(1) of the Local Government Finance Act 2012 (c.17). At the time of making these Regulations, regulations have been made under section 13A: the Council Tax Reduction Schemes and Prescribed Requirements (Wales) Regulations 2012 (S.I. 2012/3144 (W. 316)).

(**2**) Schedule 1B was inserted by section 10(5) of the Local Government Finance Act 2012. At the time of making of these Regulations, regulations have been made under section 13A and paragraph 6 of Schedule 1B: the Council Tax Reduction Schemes (Default Scheme) (Wales) Regulations 2012 (S.I. 2012/3145 (W.317)).

(**3**) Section 33(1) was amended by section 38 of and paragraph 5 of Schedule 12 to the Local Government (Wales) Act 1994, by regulation 4(1) of S.I. 1994/246 and by regulation 3 of S.I. 1995/234. In relation to the financial year 2012-2013 it was modified by regulation 3 of S.I. 2012/521 (W.82). It was also amended by section 79 of and Schedule 7 to the Localism Act 2011.

(3) Ar ôl is-adran (1), mewnosoder—

"(1A) In this section, references to sums payable for a financial year in respect of—

(i) redistributed non-domestic rates,

(ii) revenue support grant,

(iii) an authority's council tax reduction scheme,

(iv) additional grant, and

(v) special grant,

are to be construed in accordance with section 32(12)."

Cyfrifo anghenion cyllideb gan awdurdodau yng Nghymru

4.—(1) Mae adran 43 o Ddeddf 1992 (cyfrifo anghenion cyllideb gan awdurdodau yng Nghymru) wedi ei diwygio fel a ganlyn.

(2) Ar ôl is-adran (2)(a), mewnosoder—

"(aa) the expenditure that the authority estimates it will incur in the year in making repayments of—

(i) grant paid to it by the Secretary of State or the Welsh Ministers, or

(ii) amounts paid to it by the Welsh Ministers in respect of redistributed non-domestic rates;".

(3) Yn is-adran (3)(a)(i)(**1**) yn lle "relevant special grant" rhodder "special grant, floor funding".

(4) Ar ôl is-adran (3)(a), mewnosoder—

"(aa) the sums that it estimates will be payable to it for an earlier financial year in respect of—

(i) redistributed non-domestic rates,

(ii) revenue support grant,

(iii) additional grant,

(iv) floor funding, or

(v) police grant;".

(5) Ar ôl is-adran (6B), mewnosoder—

"(6C) In this section and section 44—

(a) references to sums payable for a financial year in respect of floor funding are to sums that are payable by the Secretary of State in the year to a major precepting authority in addition to the police grant referred to in subsection (6A), and

(**1**) Diwygiwyd adran 43(3)(a) gan reoliad 5 o O.S. 1994/246 a chan reoliad 4(1) o O.S. 1995/234. Fe'i haddaswyd o ran blwyddyn ariannol 2012/2013 gan reoliad 4 o O.S. 2012/521 (Cy.82). Fe'i diwygiwyd hefyd gan adran 79 o Ddeddf Lleoliaeth 2011 ac Atodlen 7 iddi.

(3) After subsection (1), insert—

"(1A) In this section, references to sums payable for a financial year in respect of—

(i) redistributed non-domestic rates,

(ii) revenue support grant,

(iii) an authority's council tax reduction scheme,

(iv) additional grant, and

(v) special grant,

are to be construed in accordance with section 32(12)."

Calculation of budget requirement by authorities in Wales

4.—(1) Section 43 of the 1992 Act (calculation of budget requirement by authorities in Wales) is amended as follows.

(2) After subsection (2)(a) insert—

"(aa) the expenditure that the authority estimates it will incur in the year in making repayments of—

(i) grant paid to it by the Secretary of State or the Welsh Ministers, or

(ii) amounts paid to it by the Welsh Ministers in respect of redistributed non-domestic rates;".

(3) In subsection (3)(a)(i)(**1**) for "relevant special grant" substitute "special grant, floor funding".

(4) After subsection (3)(a), insert—

"(aa) the sums that it estimates will be payable to it for an earlier financial year in respect of—

(i) redistributed non-domestic rates,

(ii) revenue support grant,

(iii) additional grant,

(iv) floor funding, or

(v) police grant;".

(5) After subsection (6B), insert—

"(6C) In this section and section 44—

(a) references to sums payable for a financial year in respect of floor funding are to sums that are payable by the Secretary of State in the year to a major precepting authority in addition to the police grant referred to in subsection (6A), and

(**1**) Section 43(3)(a) was amended by regulation 5 of S.I. 1994/246 and by regulation 4(1) of S.I. 1995/234. It was modified in relation to the financial year 2012/2013 by regulation 4 of S.I. 2012/521(W.82). It was also amended by section 79 of and Schedule 7 to the Localism Act 2011.

(b) references to sums payable for a financial year in respect of—

(i) redistributed non-domestic rates,

(ii) revenue support grant,

(iii) additional grant, or

(iv) special grant,

are to be construed in accordance with section 32(12)."

Cyfrifo swm sylfaenol treth gyngor gan awdurdodau yng Nghymru

5.—(1) Mae adran 44 o Ddeddf 1992 (cyfrifo swm sylfaenol treth gan awdurdodau yng Nghymru) wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)(**1**), yn y diffiniad o P, yn lle "relevant special grant" rhodder "special grant, floor funding".

(3) Ar ôl is-adran (1), mewnosoder—

"(1A) In this section—

(a) references to sums payable for a financial year in respect of—

(i) redistributed non-domestic rates,

(ii) revenue support grant,

(iii) additional grant, and

(iv) special grant,

are to be construed in accordance with section 33(12); and

(b) references to sums payable for a financial year in respect of floor funding are to be construed in accordance with section 43(6C)."

Carl Sargeant

Y Gweinidog Llywodraeth Leol a Chymunedau, un o Weinidogion Cymru

4 Chwefror 2013

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Argraffwyd a chyhoeddwyd yn y Deyrnas Unedig gan The Stationery Office Limited o dan awdurdod ac arolygiaeth Carol Tullo, Rheolwr Gwasg Ei Mawrhydi ac Argraffydd Deddfau Seneddol y Frenhines.

(**1**) Diwygiwyd adran 44(1) gan reoliad 4(1) o O.S. 1994/246 a chan reoliad 5 o O.S. 1995/234. O ran blwyddyn ariannol 2012/2013 fe'i haddaswyd gan reoliad 5 o O.S. 2011/521 (Cy.82). Fe'i diwygiwyd hefyd gan adran 79 o Ddeddf Lleoliaeth 2011 ac Atodlen 7 iddi.

(b) references to sums payable for a financial year in respect of—

(i) redistributed non-domestic rates,

(ii) revenue support grant,

(iii) additional grant, or

(iv) special grant,

are to be construed in accordance with section 32(12)."

Calculation of basic amount of council tax by authorities in Wales

5.—(1) Section 44 of the 1992 Act (calculation of basic amount of tax by authorities in Wales) is amended as follows.

(2) In subsection (1)(**1**), in the definition of P, for "relevant special grant" substitute "special grant, floor funding".

(3) After subsection (1), insert—

"(1A) In this section—

(a) references to sums payable for a financial year in respect of—

(i) redistributed non-domestic rates,

(ii) revenue support grant,

(iii) additional grant, and

(iv) special grant,

are to be construed in accordance with section 33(12); and

(b) references to sums payable for a financial year in respect of floor funding are to be construed in accordance with section 43(6C)."

Minister for Local Government and Communities, one of the Welsh Ministers

4 February 2013

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(**1**) Section 44(1) was amended by regulation 4(1) of S.I. 1994/246 and by regulation 5 of S.I. 1995/234. In relation to the financial year 2012/2013 it was modified by regulation 5 of S.I. 2011/521 (W.82). It was also amended by section 79 of and Schedule 7 to the Localism Act 2011.

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2013 Rhif 216 (Cy.28)

2013 No. 216 (W.28)

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The Local Authorities (Alteration of Requisite Calculations) (Wales) Regulations 2013

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