

Rating (Property in Common Occupation) and Council Tax (Empty Dwellings) Bill

MARSHALLED
LIST OF AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

[Amendments marked ★ are new or have been altered]

Amendment
No.

Clause 1

THE EARL OF LYTTON

- 1 Page 2, line 30, at end insert –
“() Any change made in the 2010 Rating Lists to the existence or extent of a hereditament by virtue of this section applicable on 31 March 2017 must also be given effect by the Valuation Officer in the 2017 Rating Lists, unless physical circumstances affecting the constitution of the hereditament changed on 1 April 2017.”
- 2 Page 2, line 30, at end insert –
“() Any refunds payable by a billing authority by virtue of assessment alterations directly consequential upon this section must be reimbursed to that authority by the Exchequer.”
- 3★ Page 2, line 30, at end insert –
“() The Valuation Office Agency must forthwith upon the coming into force of this section publish on its website such advice and guidance as to the provisions of this section, and such means of identification of the hereditament, as to enable a ratepayer by accessing the online Rating Lists readily to check the status of their assessment and whether the provisions of this section apply to it.”

After Clause 1

LORD KENNEDY OF SOUTHWARK
LORD SHIPLEY

4 Insert the following new Clause—

“Impact of treating multiple hereditaments as one for the purposes of non-domestic rating

- (1) Within 24 months of the date on which this Act is passed, a Minister of the Crown must undertake a review of the impact of the provisions contained within section 1.
- (2) In undertaking the review required under subsection (1), the Minister must include—
 - (a) the number of ratepayers who have sought consequential changes to their property’s rateable value,
 - (b) the number of local authorities which have received requests from ratepayers to make consequential changes to their property’s rateable value,
 - (c) the financial impact, if any, on each local authority which has made consequential changes to a ratepayer’s property’s rateable value, and
 - (d) the steps taken, if any, to reimburse local authorities for any losses resulting from changes to a ratepayer’s property’s rateable value.
- (3) The Minister must lay the review before both Houses of Parliament.”

Clause 2

BARONESS PINNOCK
LORD SHIPLEY

5 Page 2, line 33, leave out subsection (1) and insert—

- “(1) Section 11B of the LGFA 1992 (higher amount for long-term empty dwellings: England) is amended as follows.
- (1A) In subsection (1)(b) (maximum percentage by which council tax may be increased), leave out “of not more than 50 as it may so specify” and insert “as specified in subsection (1A)”.
- (1B) After subsection (1), insert—
- “(1A) If a dwelling has been empty for—
- (a) between two years and five years, the percentage is not more than 100;
 - (b) between five years and ten years, the percentage is not more than 200;
 - (c) more than ten years, the percentage is not more than 300.””

LORD KENNEDY OF SOUTHWARK

6 Page 2, line 35, leave out “100” and insert “200”

Clause 2 - continued

LORD STUNELL
BARONESS PINNOCK

- 7 Page 2, line 35, at end insert “, except where the dwelling is undergoing works to increase its energy rating by two or more levels, in which case the figure shall be “75”.”

LORD KENNEDY OF SOUTHWARK
LORD BIRD

- 8 Page 2, line 35, at end insert –
“() In section 11B of LGFA 1992 (higher amount for long-term empty dwellings: England), in subsection (8) (definition of a long-term empty dwelling), for “2 years” substitute “1 year”.”

LORD BIRD

- 9★ Page 2, line 35, at end insert –
“() In section 11B of the LGFA 1992 (higher amount for long-term empty dwellings: England), for subsection (8) substitute –
“(8) For the purposes of this section, billing authorities must determine what constitutes a “long-term empty dwelling” in their area.””

BARONESS PINNOCK
LORD SHIPLEY

- 10 Page 2, line 36, leave out “amendment made by subsection (1)” and insert “amendments made by subsections (1A) and (1B)”

After Clause 2

BARONESS PINNOCK
LORD SHIPLEY

- 11 Insert the following new Clause –
“Definition of long-term empty dwelling
In section 11B of the LGFA 1992 (higher amount for long-term empty dwellings: England), after subsection (8) insert –
“() The Secretary of State must by regulations provide guidance to billing authorities on how to determine whether a dwelling is “unoccupied” or “substantially unfurnished”, under subsection (8).””

LORD KENNEDY OF SOUTHWARK

- 12 Insert the following new Clause –
“Impact of the charging of a higher amount for long-term empty dwellings
(1) Within 24 months of the date on which this Act is passed, a Minister of the Crown must undertake a review of the impact of the provisions contained within section 2.

After Clause 2 - continued

- (2) The Minister of the Crown must lay the review before both Houses of Parliament.”

BARONESS PINNOCK
BARONESS THORNHILL

13

Insert the following new Clause—

“Review: impact of higher amount for long-term empty dwellings and penalties

- (1) Within 24 months of the date on which this Act is passed, a Minister of the Crown must undertake a review of the impact of the provisions contained within section 2.
- (2) In undertaking the review required under subsection (1), the Minister may also consider the impact of any penalties imposed on persons for failing to register their dwelling as empty.
- (3) The Minister must lay the review before both Houses of Parliament.”

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15 June 2018
