

Non-Domestic Rating (Lists) Bill

EXPLANATORY NOTES

Explanatory notes to the Bill, prepared by the Ministry of Housing, Communities and Local Government, have been ordered to be published as HL Bill 198—EN.

EUROPEAN CONVENTION ON HUMAN RIGHTS

Lord Bourne of Aberystwyth has made the following statement under section 19(1)(a) of the Human Rights Act 1998:

In my view the provisions of the Non-Domestic Rating (Lists) Bill are compatible with the Convention rights.

Non-Domestic Rating (Lists) Bill

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Make provision to change the dates on which non-domestic rating lists must be compiled; and for connected purposes.

BE IT ENACTED by the Queen’s most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Compilation of rating lists

- (1) Section 41 of LGFA 1988 (local non-domestic rating lists) is amended in accordance with subsections (2) and (3).
- (2) In subsection (2A) (date on which English local rating lists must be compiled), in paragraph (b)— 5
 - (a) after “2017” insert “, on 1 April 2021”, and
 - (b) for “fifth” substitute “third”.
- (3) In subsection (5) (deadline for proposed list to be sent to billing authority), for “30 September” substitute “31 December”.
- (4) Section 52 of LGFA 1988 (central non-domestic rating lists) is amended in accordance with subsections (5) and (6). 10
- (5) In subsection (2A) (date on which English central rating lists must be compiled), in paragraph (b)— 15
 - (a) after “2017” insert “, on 1 April 2021”, and
 - (b) for “fifth” substitute “third”.
- (6) In subsection (5) (deadline for proposed list to be sent to Secretary of State), for “30 September” substitute “31 December”.
- (7) In section 54A of LGFA 1988 (postponement of compilation of Welsh lists for 2015 onwards)— 20
 - (a) in subsection (4)(b) (date on which Welsh local rating lists must be compiled), after “specified date” insert “, on 1 April 2021”, and
 - (b) in subsection (5)(b) (date on which Welsh central rating lists must be compiled), after “specified date” insert “, on 1 April 2021”.

2 Consequential amendments

- (1) In section 57A of LGFA 1988 (transitional provision: England), in subsection (13), for paragraph (a) (meaning of “relevant period”) substitute—
- “(a) a relevant period is—
- (i) each period of five years beginning on 1 April 2005 and on 1 April 2010, 5
 - (ii) the period of four years beginning on 1 April 2017, or
 - (iii) a period of three years beginning on 1 April 2021 or on any 1 April after that date on which lists must be compiled;” 10
- (2) In section 58 of LGFA 1988 (special provision: Wales), in subsection (10)(a) (meaning of “relevant period”)—
- (a) the words after “period is” become sub-paragraph (i),
 - (b) in that sub-paragraph, after “1990” insert “or 1 April 2017”, and
 - (c) at the end of that sub-paragraph insert “, or 15
 - (ii) the period of four years beginning on 1 April 2017;”.
- (3) The Non-Domestic Rating (Chargeable Amounts) (England) Regulations 2016 (S.I. 2016/1265) are amended in accordance with subsections (4) and (5).
- (4) In regulation 4(1) (meaning of “relevant period”), for “2022” substitute “2021”.
- (5) In regulation 10 (appropriate fraction)— 20
- (a) in paragraph (2)—
 - (i) at the end of sub-paragraph (c) insert “and”, and
 - (ii) omit sub-paragraph (e) and the “and” before it;
 - (b) in paragraphs (4)(d), (6)(d), (9)(d) and (11)(d)—
 - (i) for “years” substitute “year”, and 25
 - (ii) omit “and 1st April 2021”;
 - (c) in paragraph (7)—
 - (i) at the end of sub-paragraph (c) insert “and”, and
 - (ii) omit sub-paragraph (e) and the “and” before it.
- (6) The amendments made by subsections (3) to (5) are without prejudice to any power to make an order or regulations amending or revoking the regulations mentioned in subsection (3). 30

3 Interpretation

In this Act “LGFA 1988” means the Local Government Finance Act 1988.

4 Extent, commencement and short title 35

- (1) This Act extends to England and Wales.
- (2) This Act comes into force at the end of the period of two months beginning with the day on which it is passed.
- (3) This Act may be cited as the Non-Domestic Rating (Lists) Act 2019.

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To make provision to change the dates on which non-domestic rating lists must be compiled; and for connected purposes.

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