

*Status: Point in time view as at 01/10/2011.*

*Changes to legislation: There are currently no known outstanding effects for the Rates (Amendment) Act (Northern Ireland) 2009. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 1

Section 17.

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *The principal Order*

VALID FROM 01/04/2015

**1** In Article 2(2) (interpretation), after the definition of “public utility undertaking” insert the following definition—

““railway company” means a body operating a railway undertaking;”.

**2** In Article 9 (levying of rates), in paragraph (3), for the words from “the succeeding” to “instalments” substitute “ Article 29 or 29A or Schedule 9 ”.

**3** In Article 37 (hereditaments), after paragraph (4) add the following paragraph—

“(5) Regulations under paragraph (4) may include rules for ascertaining—

- (a) whether the different hereditaments or the one hereditament (as the case may be) shall be treated as occupied or unoccupied;
- (b) who shall be treated as the owner or occupier of the different hereditaments or the one hereditament (as the case may be).”.

VALID FROM 01/04/2015

**4** In Article 50 (alteration in valuation list by Commissioner), head (iv) of paragraph (1)(a) (power to alter valuation list to show the net annual value of certain hereditaments) shall cease to have effect.

**5** In Article 52 (procedure on appeal to Commissioner), in paragraph (4A)(b), for the words from “12(1)” to the end substitute “ 15 of Part 1 of Schedule 12 (subject to paragraphs 7(3) and 12) ”.

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**6** In Article 56 (supplementary provisions as to alterations, etc.), in paragraph (8)(d) (service of certificates of certain alterations), for “, (iii), (iv) or (v)” substitute “ or (iii) ”.

**7** In Schedule 8A (unoccupied hereditaments), in paragraph 1(1), at the end of head (a) insert “ and ”.

**8** In Schedule 8B (new buildings (completion days)), for paragraph 9 substitute the following paragraph—

“**9.**—(1) The appellant may appeal to the appropriate Tribunal from a decision of the Commissioner on an appeal under paragraph 4.

(2) Paragraphs (2) and (3) of Article 54 (appeal from decision of Commissioner) shall apply on an appeal under this paragraph as they apply on an appeal under that Article (and Article 54A applies accordingly).”.

**9** Entry 9 (sewers, etc.) in Schedule 11 (properties not to be treated as hereditaments) shall be deemed never to have been repealed by Article 308(2) of, and Schedule 13 to, the Water and Sewerage Services (Northern Ireland) Order 2006 (NI 21) and in the third column of that entry, for “Public Health (Ireland) Act 1878” substitute “ Water and Sewerage Services (Northern Ireland) Order 2006 ”.

**10** In Part 1 of Schedule 12 (basis of valuation – general rule), in paragraph 3A(1) (estimated net annual value during deemed completion period), after “net annual value” insert “ or capital value ”

## SCHEDULE 2

Section 18.

### REPEALS

#### Commencement Information

- I** Sch. 2 partly in operation; Sch. 2 not in operation at Royal Assent see s. 19; Sch. 2 in operation for specified purposes at 14.12.2009 by S.R. 2009/375, art. 2(2), Sch. 2; Sch. 2 in operation for certain purposes at 10.2.2011 and 1.10.2011 by S.R. 2011/16, art. 2, Schs. 1, 2

#### Short Title

The Rates (Northern Ireland) Order 1977 (NI 28).

#### Extent of repeal

In Article 13(1), sub-paragraph (d) and in sub-paragraph (f) “(d)”.  
Article 25A(3A).  
Article 39A(4).

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	Articles 39C to 39E. In Article 50, paragraph (1)(a)(iv) and in paragraph (3) “or (iv)”.
	Schedule 3. In Schedule 8A, in paragraph 1 sub-paragraph (1)(c) and the immediately preceding “and” and sub-paragraph (4). In Schedule 8B, in paragraph 1 sub-paragraphs (6) to (8).
	Schedule 9A. In Schedule 12, Parts 4 and 10.
The Electricity (Northern Ireland) Order 1992 (NI 1).	In Schedule 12, paragraph 17.
The Gas (Northern Ireland) Order 1996 (NI 2).	In Schedule 6 the entry relating to the Rates (Northern Ireland) Order 1977.
The Rates (Amendment) (Northern Ireland) Order 1996 (NI 25).	Article 7. Article 9. Article 12(c).
The Rates (Amendment) (Northern Ireland) Order 1998 (NI 22).	Article 5. Schedule 1. In Schedule 2, paragraph 6
The Postal Services Act 2000 (c. 26).	In Schedule 8, paragraph 16.
The Rates (Amendment) (Northern Ireland) Order 2004 (NI 4).	In Article 3(1), the words “on 1st April 2011”.
The Rates (Amendment) (Northern Ireland) Order 2006 (NI 18).	Article 21. In Article 22, paragraphs (2)(b) and (3). Article 26. In Schedule 2, paragraphs 21 to 23, 31(3), 47 and 48(5).
The Water and Sewerage Services (Northern Ireland) Order 2006 (NI 21).	In Schedule 12, paragraph 12.

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