



# Local Government Finance Act 1992

## 1992 CHAPTER 14

### PART I

#### COUNCIL TAX: ENGLAND AND WALES

#### CHAPTER IV

#### PRECEPTS

##### *Calculations by major precepting authorities*

#### **[<sup>F1</sup>42B Calculation of basic amount of tax by authorities in England**

- (1) In relation to each financial year a major precepting authority in England must calculate the basic amount of its council tax by applying the formula—

$R \ T$

where—

R is the amount calculated (or last calculated) by the authority under section 42A(4) above as its council tax requirement for the year;

T is the aggregate of the amounts which are calculated by the billing authorities to which the authority issues precepts (“the billing authorities concerned”) as their council tax bases for the year for their areas, or (as the case may require) for the parts of their areas falling within the authority’s area, and are notified by them to the authority within the prescribed period.

- (2) Where the aggregate calculated (or last calculated) by the authority for the year under subsection (2) of section 42A above does not exceed that so calculated under subsection (3) of that section, the amount for item R in subsection (1) above is to be nil.
- (3) The Secretary of State must make regulations containing rules for making for any year the calculation required by item T in subsection (1) above; and the billing authorities

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**Status:** Point in time view as at 28/02/2012.

**Changes to legislation:** Local Government Finance Act 1992, Section 42B is up to date with all changes known to be in force on or before 19 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

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concerned must make the calculations for any year in accordance with the rules for the time being effective (as regards the year) under the regulations.

- (4) Regulations prescribing a period for the purposes of item T in subsection (1) above may provide that, in any case where a billing authority fails to notify its calculation to the precepting authority concerned within that period, that item must be determined in the prescribed manner by such authority or authorities as may be prescribed.
- (5) The Secretary of State may by regulations do either or both of the following—
- (a) alter the constituents of any calculation to be made under subsection (1) above (whether by adding, deleting or amending items);
  - (b) provide for rules governing the making of any calculation under that subsection (whether by adding provisions to, or deleting or amending provisions of, this section, or by a combination of those methods).]

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#### Textual Amendments

- F1** Ss. 42A, 42B inserted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), [ss. 75, 240\(2\)](#); [S.I. 2011/2896](#), [art. 2\(g\)](#)

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