
STATUTORY INSTRUMENTS

1968 No. 1672

The Registers of Drainage Boards Regulations 1968

AMENDMENTS TO REGISTER AND MAP

Alteration of district

8. Where the boundaries of a drainage district are altered (whether by the amalgamation of the whole or part of another drainage district with the district or otherwise), the drainage board shall—

- (a) strike through the particulars in Part I of the register of the register of every hereditament the whole or part of which is excluded from the district, and
- (b) make such amendments to the register and map in respect of every new hereditament comprised in the district as a result of such alteration and in respect of every hereditament part of which has been excluded as a result of such alteration as would be necessary to comply with regulation 5 if the initial date had fallen after the date on which the alteration took place.

Annual value decisions

9.—(1) This regulation applies where—

- (a) no particulars of a hereditament are entered in the register of a drainage board, or where particulars of a hereditament are so entered, but do not include particulars of its annual value, and
 - (b) the board subsequently make an annual value decision in respect of the hereditament.
- (2) The drainage board shall forthwith enter in the register in respect of the hereditament—
- (a) in the first case referred to in paragraph (1) (a) such particulars as would have been necessary to comply with regulation 5 if the initial date had fallen after the date on which the decision was made, and
 - (b) in the second case particulars of the annual value.

Annual value adjustments

10. As soon as a drainage board have made an annual value adjustment in respect of an annual value property particulars of which are entered in the register, they shall delete any subsisting entry relating to its annual value which is included in those particulars and shall add to those particulars the amount determined by the adjustment as the annual value of the property.

Rateable value apportionments

11.—(1) As soon as a drainage board have made a rateable value apportionment in relation to a hereditament in their district particulars of which are entered in the register as particulars of an annual value property, they shall make such amendments to the register as may be necessary to show therein the same particulars of the hereditament as would have been required if the initial date had fallen after the date on which the apportionment was made.

(2) Where since particulars of a hereditament have been entered in the register as particulars of a split rating unit the hereditament has been included in a rating unit (in this paragraph referred to as “the new rating unit”) different from the rating unit particulars of the rateable value of which are entered in the register in relation to the hereditament, the drainage board shall, as soon as they receive notice that the hereditament has been so included, add to the particulars of the hereditament in the register the rateable value of the new rating unit, adding underneath the words “(R.V. of new rating unit)”, and shall delete any subsisting entries in the register made pursuant to sub-paragraphs (b), (c), or (d) of regulation 5(5).

(3) As soon as a drainage board have made a new rateable value apportionment in relation to a hereditament particulars of which are entered in the register as particulars of a split rating unit, they shall delete the subsisting entries relating to the hereditament made pursuant to sub-paragraphs (c) and (d) of regulation 5(5) and add to the particulars of the hereditament entered in the register the apportioned value and the date on which the apportionment was made.

Cancellations

12. If a drainage board cancel an annual value decision, an annual value adjustment or a rateable value apportionment pursuant to section 32 of the Act, they shall delete the entries in the register relating to the decision or (as the case may be) the adjustment or the apportionment.

Appeals

13.—(1) Where an appeal to a local valuation court against an annual value decision, an annual value adjustment or a rateable value apportionment made by a drainage board in respect of a hereditament has been lodged (within the meaning of section 32(6) of the Act), the drainage board shall insert in red in the register immediately beneath the particulars of the value the subject of the appeal the words “Appeal lodged on” followed by the date of lodgement.

(2) If, when such an appeal has been finally determined, the amount of the annual value or (as the case may be) the apportioned value of the hereditament then differs from the amount of that value shown in the register, the drainage board shall—

- (a) in the case of an appeal against an annual value decision or an annual value adjustment, add to the particulars of the hereditament in the register particulars of the amount which has become the annual value of the hereditament, and delete any subsisting entry of its annual value; and
- (b) in the case of an appeal against a rateable value apportionment, add to the particulars of the hereditament in the register the amount which has become the apportioned value of the hereditament and the date on which such new apportioned value became effective (so describing it), and delete any subsisting entry relating to the hereditament made pursuant to sub-paragraph (c) or (d) of regulation 5(5).

(3) Where, owing to the dismissal or abandonment of such an appeal or other circumstances, the amount of the annual or apportioned value remains that shown in the register, the drainage board shall enter under the words noting the appeal a brief note of such dismissal or abandonment or other circumstances.

(4) An appeal shall, for the purpose of these regulations, be taken to be finally determined on the occurrence of whichever of the following events last occurs after the appeal has been lodged, that is to say—

- (a) the local valuation court with which the appeal has been lodged has given a decision on the appeal and the period within which an appeal may be made against that decision to the Lands Tribunal expires without any such appeal having been made;

- (b) the Lands Tribunal has given a decision on that appeal and the time within which the Tribunal may be required to state and sign a case for the decision of the Court of Appeal with respect to the decision of the Tribunal expires without such a requirement having been made;
- (c) in pursuance of such a requirement such a case is stated and signed and the Court of Appeal or, if there is an appeal to the House of Lords, that House, gives a decision on that case;
- (d) the time for bringing an appeal against the decision of the Court of Appeal expires without its having been brought;
- (e) the proceedings on any appeal or case stated referred to in this paragraph are abandoned or otherwise disposed of without a decision being given on it;
- (f) in compliance with any directions given by any court or tribunal to which an appeal has been made or for the opinion of which a case has been stated the drainage board alter or quash the determination.

Dating of annual value entries

14. Whenever a drainage board after the initial date enter in the register particulars of the annual value of a hereditament, they shall insert underneath those particulars the words “A.V. on” followed by the date on which that value became effective.

Changes affecting Parts II and III of register

15. Where owing to any act or event since the initial date—
- (a) the statement set out in Part II or III of the register of a drainage board differs from the statement which would have been set out if the initial date had fallen after that act or event, the board shall amend Part II or (as the case may be) Part III so that it sets out the last-mentioned statement;
 - (b) the map of the drainage board shows particulars different from those it would have shown if the initial date had fallen after that act or event, the board shall amend the map so as to show thereon the particulars which it would have shown if the initial date had so fallen and shall delete any particulars which have become incorrect.

Manner of making alterations to register

16.—(1) All deletions of existing entries in the register shall be made by striking through those entries.

(2) Every new entry which supersedes an existing entry, and every deletion of an existing entry, shall be initialled and dated by the officer of the drainage board making the same.

Fresh editions

17. A drainage board shall, whenever it is expedient to do so, prepare a fresh edition of the register or, where the register is a loose-leaf register, of any sheet or card thereof, showing only particulars of subsisting entries in the register, and shall indicate on the register or (as the case may be) the sheet or card thereof the date on which the fresh edition is prepared.

Amendments to map

18.—(1) Where the map of a drainage board is required to be amended by the deletion of any particulars shown thereon, the drainage board shall, subject to paragraph (2), prepare a fresh edition of the map, or, where the map comprises more than one sheet, of any sheet thereof, showing the

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particulars which would be required to be shown if the fresh edition were being prepared as the map, or part of the map, in accordance with regulation 3 and the date of the preparation of the fresh edition were the initial date, omitting any particulars which have become incorrect, and shall indicate on the map or (as the case may be) the sheet thereof the date on which the fresh edition is prepared.

(2) Where the preparation of a fresh edition of the map or any sheet thereof results in the substitution of an ordnance sheet of a new edition (whether an edition of the county series or an edition on which the national grid is superimposed) for an ordnance sheet of a previous edition, the drainage board shall amend any particulars entered in the register pursuant to regulation 5(4) so as to show the particulars which would have been required if the sheet of the new edition had been used in the preparation of the map pursuant to regulation 6.

(3) Where the amendment required to be made to the map is trivial, and the expense of preparing for that purpose a fresh edition of the map, or of any sheet thereof, would not be justified, the board may prepare a transparent overlay for the map or, if the map comprises more than one sheet, for any sheet thereof, which shall indicate clearly the alteration intended to be made to the map or that sheet.

(4) Every such overlay shall be fastened to the map to which it is an overlay so that the details thereon coincide with those on the map or sheet, but so that it may be lifted away to enable either the map or sheet alone, or the map and sheet and any other overlay fastened thereto, to be inspected.