
STATUTORY INSTRUMENTS

1970 No. 1152

The Drainage Rates (Appeals) Regulations 1970

PRELIMINARY

Citation and commencement

1. These regulations may be cited as the Drainage Rates (Appeals) Regulations 1970 and shall come into operation on 11th August 1970.

Interpretation

2.—(1) Except in so far as the context otherwise requires—

- (a) any reference in these regulations to a regulation bearing a number is a reference to the regulation bearing that number in these regulations; and
- (b) any reference in a regulation to a paragraph bearing a number is a reference to the paragraph bearing that number in that regulation.

(2) In these regulations the following expressions have the meanings hereby assigned to them respectively, that is to say:—

“the Act” means the Agriculture (Miscellaneous Provisions) Act 1968;

“the Act of 1930” means the Land Drainage Act 1930;

“the Act of 1967” means the General Rate Act 1967;

“appeal” means an appeal against a determination made by a drainage board under section 30 or section 31 of the Act or a decision of a drainage board under section 29(2) of the Act of 1930, and in relation to an appeal—

“appellant” means the person whose notice of objection to the determination or decision results in the hearing of the appeal;

“the court” means the local valuation court convened, or (where the context so requires) to be convened, under section 33(1) of the Act to hear and determine the appeal;

“the drainage board” means the drainage board whose determination or decision is the subject of the appeal;

“the drainage district” means the district for which such board is the drainage board;

“party” means a person who is entitled to appear and be heard as a party and who appears at the hearing whether in person or in other manner permitted by these regulations; and

“the chairman” means the person acting as chairman of the court;

“divided hereditament” means a hereditament different parts of which are situated in different panel areas;

“drainage board” has the same meaning as in the Act of 1930;

“hereditament” means a hereditament for the purposes of drainage rates;

“the Minister” means the Minister of Agriculture, Fisheries and Food;

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“panel” means a local valuation panel constituted in pursuance of the Act of 1967;

“panel area” means an area for which a panel is constituted under a scheme in force for the purposes of section 88 of the Act of 1967;

“prescribed panel” has the meaning assigned to it by regulation 3;

“rating unit” means a hereditament for the purposes of general rates;

“relevant panel area”, in relation to a divided hereditament means a panel area in which a part of the hereditament is situated;

“undivided hereditament” means a hereditament the whole of which is situated in one panel area; and

“valuation list” and “valuation officer” have the meanings assigned to them respectively by section 115(1) of the Act of 1967.

(3) The Interpretation Act 1889 applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.