STATUTORY INSTRUMENTS

1989 No. 2477

The Railways (Rateable Values) Order 1989

PART V

ANNUAL RECALCULATION OF RATEABLE VALUES

Interpretation

16.—(1) In this Part, in any formula—

(a) F is the figure produced by calculating in accordance with the formula—

$$\frac{g-G}{G},$$

where—

g is the estimated annual average number of millions of tonnes of revenue-earning freight carried on the railways of the British Railways Board in the period of three years ending on 31st March in th relevant preceding year; and

G, subject to article 17(4), is the estimated annual average of millions of tonnes of revenue-earning freight carried on those railways in the period of three years ending on 31st March 1990, calculated to the nearest tenth part of a million;

(b) P is the figure produced by calculating in accordance with the formula—

$$\frac{j-J}{J},$$

where—

j is the estimated annual average number of millions of passenger journeys undertaken on the railways of the relevant designated person in the period of three years ending on 31st March in the relevant preceding year, and

J, subject to articles 17(4) and 18(4), is the estimated annual average number of such passenger journeys in the period of three years ending on 31st March 1990, calculated to the nearest tenth part of a million;

and

(c) T has the same meaning as in article 8(b).

(2) In this Part "designated person" means a person named in the Schedule and in relation to a class of hereditaments "relevant designated person" means the person in occupation of those hereditaments.

(3) Where in any year the provision of a railway service by a designated person has been temporarily interrupted, any estimate required to be made for the purposes of this Part in relation to that person shall be made as if during the period of the interruption a normal service had been maintained.

British Railways Board

17.—(1) This article applies to railway hereditaments occupied by the British Railways Board.

(2) Where in relation to any year the figure produced by calculating in relation to each class of hereditament in accordance with the formula—

$$\frac{2P+F}{3}$$

is less than 0.05 and greater than 0.05, the recalculation factor applicable to that class—

   (a) in the first such year shall be 0, and

   (b) in any subsequent such year, shall be the recalculation factor applicable in accordance with this article in the relevant preceding year.

(3) Where in relation to any year the figure produced by calculating in accordance with paragraph (2) is either—

   (i) equal to or greater than 0.05, or

   (ii) equal to or less than −0.05, the recalculation factor applicable to that class in that year shall be calculated in accordance with the formula—

$$\frac{T(2P+F)}{9}$$

.

(4) In relation to either class and any year beginning after the year in which paragraph (3) first applies, paragraph (2) shall apply as if for J and G respectively there were substituted K and H, where—

   K is a number equal to the value applicable to j in the last foregoing year in which the applicable recalculation factor for that class was determined under paragraph (3), and

   H is a number equal to that determined as g for that class in that year.

London Underground and Tyne and Wear Metro

18.—(1) This article applies to railway hereditaments occupied by London Underground Limited and such hereditaments occupied by the Tyne and Wear Passenger Transport Executive.

(2) Where in relation to any year the value attributable to j in respect of either class of hereditaments to which this article applies is less than that produced by calculating in respect of the class in accordance with the formula—

$$J\left(\frac{105}{100}\right)$$

("the upper threshold") and greater than that produced by calculating in accordance with the formula—

$$J\left(\frac{95}{100}\right)$$

("the lower threshold") the recalculation factor applicable to that class—

   (a) in the first such year shall be 0, and

   (b) in any subsequent such year shall be an amount equal to the recalculation factor applicable in accordance with this article in the relevant preceding year.

(3) Where in relation to any year the value attributable to j in respect of either class of hereditaments is equal to or exceeds the upper threshold or is equal to or lower than the lower

threshold, the recalculation factor applicable to that class in that year shall be the figure produced by calculating in accordance with the formula—

$$\frac{T \times P}{3}.$$

(4) In relation to either class of hereditaments and any year beginning after the year in which paragraph (3) first applies to that class, paragraph (2) shall apply as if for J there were substituted K, where K is a number having the same value as j in the last foregoing year in relation to which the applicable recalculation factor for that class was that determined in accordance with paragraph (3).