

SCHEDULE 6

Regulations 2 and 20

SUPPORTING INFORMATION

PART I

FURTHER PRESCRIBED INFORMATION FOR SUPPLY WITH COMMUNITY CHARGE DEMAND NOTICES

1. The information mentioned in paragraphs 2 to 17 is prescribed as information which a charging authority must supply when it serves a community charge demand notice.

2. The estimate of each relevant authority of the aggregate of its gross expenditure and the aggregate of its net expenditure for the relevant year and the preceding year for all services administered by it.

3. The amount allowed by each relevant authority for contingencies and contributions to or from financial reserves in the making by it of the calculations under section 95(2) and (3) of the Act for the relevant year or in calculating the amount of its precept for that year (as the case may be).

4. The amount calculated by the charging authority for the relevant year under section 95(4) of the Act, and the amount of the precept for that year of the relevant county council and each relevant community council.

5. The amount allowed by each relevant authority for levies or special levies in the making of the calculation under section 95(2) of the Act for the relevant year or in calculating the amount of its precept for that year (as the case may be).

6. The estimate of each relevant authority of the amount of its reserves at the end of the relevant year and the preceding year.

7. The amount equal to the sum the Secretary of State calculates under section 82(1) of the Act as falling to be paid to each relevant authority by way of revenue support grant for the relevant year.

8. The amount referred to in paragraph 7 divided by—

- (a) in the case of the relevant county council, the total of the relevant populations of the areas of charging authorities falling within the area of that council,
- (b) in the case of the charging authority, the relevant population of its area.

9. The amount the Secretary of State calculates in relation to each relevant authority for the relevant year under paragraph 12 of Schedule 8 to the Act.

10. The amount referred to in paragraph 9 divided by—

- (a) in the case of the relevant county council, the total of the relevant populations of the areas of charging authorities falling within the area of that council,
- (b) in the case of the charging authority, the relevant population of its area.

11.—(1) In the case of the relevant county council, the amount the Secretary of State determines as its standard spending assessment for the relevant year, set out in table 1.3 of Appendix 1 to the report entitled the Welsh Revenue Support Grant Distribution Report made on 14th December 1989 by the Secretary of State for Wales under section 80 of the Act, together with (to facilitate a comparison between the two amounts in each case) the amount which is the total, for that council for the relevant year, of the amounts referred to in paragraphs 7 and 9 and the aggregate of its precepts.

(2) In the case of the charging authority, the amount the Secretary of State determines as its standard spending assessment for the relevant year, set out in table 1.6 of Appendix 1 to the report

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referred to in sub-paragraph (1), together with (to facilitate a comparison between the two amounts in each case) the amount which is the total, for that council for that year, of the amounts referred to in paragraphs 4, 7 and 9 and the relevant community council precepts for that year.

12.—(1) In relation to each relevant authority, its community charge component for standard spending for the relevant year, together with (to facilitate a comparison between the two amounts in each case) its community charge component for that year.

(2) In sub-paragraph (1), a relevant authority's community charge component for standard spending for the relevant year is the amount calculated in accordance with the formula—

SPRN

where—

S is the amount of the relevant authority's standard spending assessment referred to in paragraph 11,

R is the amount, for the relevant authority, referred to in paragraph 8,

N is the amount, for the relevant authority, referred to in paragraph 10,

P is—

(a) in the case of the relevant county council, the total of the relevant populations of the areas of charging authorities falling within the area of that council,

(b) in the case of the charging authority, the relevant population of its area.

(3) In sub-paragraph (1), a relevant authority's community charge component for the relevant year is the amount calculated in accordance with the formula—

CP

where—

C is—

(a) in the case of the relevant county council, the aggregate of its precepts,

(b) in the case of the charging authority, the total, for that year, of the amount calculated by it under section 95(4) of the Act and the relevant community council precepts,

P has the meaning assigned to it in sub-paragraph (2).

13. The aggregate amount of any specific grants which the relevant authority received, or expects to receive, in respect of the relevant year, being an amount which it took into account in making its calculation under section 95(3) of the Act for that year, or in calculating the amount of its precept for that year (as the case may be), divided by—

(a) in the case of the relevant county council, the total of the relevant populations of the areas of charging authorities falling within the area of that council,

(b) in the case of the charging authority, the relevant population of its area.

14. The aggregate amount of any fees, charges or other income (but not specific grants) which the relevant authority received or expects to receive in respect of the relevant year, and of any reserves which it used or expects to use in respect of that year, being an amount which it took into account in making its calculation under section 95(3) of the Act for that year, or in calculating the amount of its precept for that year (as the case may be), divided by—

(a) in the case of the relevant county council, the total of the relevant populations of the areas of charging authorities falling within the area of that council,

(b) in the case of the charging authority, the relevant population of its area.

15. Where an amount is being recovered under the community charge demand notice concerned in respect of a penalty but the person to whom the notice is issued has not previously been informed of the ground on which the penalty is imposed, a statement of that ground.

16. Where the community charge demand notice concerned is served in respect of a personal community charge, a general indication as to the circumstances in which an entitlement to community charge benefit may arise and as to how it may be claimed and the manner in which it is given, together with information (including an address and telephone number) as to the person to whom enquiries concerning its availability may be directed.

17. Where the community charge demand notice concerned is served in respect of a standard community charge, a description of the class of property specified by the charging authority under section 40 of the Act to which the relevant property belongs, and the multiplier effective for that class.

PART II

FURTHER PRESCRIBED INFORMATION FOR SUPPLY WITH RATE DEMAND NOTICES

18. The information mentioned in paragraphs 2 to 14 is prescribed as information which a charging authority must supply when it serves a rate demand notice.

PART III

INTERPRETATION

19. In this Schedule—

“demand notice” means a community charge demand notice or a rate demand notice;

“relevant authority” means the charging authority by whom the demand notice is issued, and the relevant county council;

“relevant community council” means a community council which has power to issue a precept for the relevant year to the charging authority by whom the demand notice is issued;

“relevant population”, in relation to the area of a charging authority, means the relevant population for the relevant year of that authority’s area notified to the relevant county council under paragraph 5(4) of Schedule 12A to the Act.

20.—(1) References in this Schedule to a calculation of a charging authority under section 95(2) or (3), or the amount calculated under section 95(4), are references to a calculation and an amount calculated respectively by reference to which the charging authority set (or last set) an amount for its personal community charges under section 32, 34 or 35 of the Act for the relevant year.

(2) Subject to sub-paragraph (3), references in this Schedule to a precept of an authority or council are references to the item listed, or included among the items listed, in section 32(4) of the Act (whether a precept or an amount included by the charging authority concerned under the provisions of section 37 of the Act) which relates to that authority or council, and by reference to which the charging authority concerned set (or last set) an amount for its personal community charges under section 32, 34 or 35 of the Act for the relevant year.

(3) References in this Schedule to the aggregate of a county council’s precepts are references to the aggregate of the precepts issued for the relevant year to all its appropriate charging authorities,

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except that where more than one such precept is issued to an appropriate charging authority, the aggregate shall be calculated having regard to the last such precept to be issued to that authority.

(4) For the purposes of sub-paragraph (3), a charging authority is an appropriate charging authority in relation to a county council if that council is a relevant county council in relation to that charging authority.

21. References in this Schedule to a provision of the Welsh Revenue Support Grant Distribution Report made on 14th December 1989 by the Secretary of State for Wales under section 80 of the Act include references to any equivalent provision of a later report made under section 80 of the Act and approved by resolution of the House of Commons.

22. For the purposes of paragraph 2—

- (a) the gross expenditure of a relevant authority in respect of a service for a year is the sum of all items of the authority charged to revenue account for the year attributable to the service, but does not include allowances for contingencies or contributions to financial reserves,
- (b) the net expenditure of a relevant authority in respect of a service for a year is the residue of its gross expenditure in respect of the service for the year after deduction of specific grants, fees, charges and other income attributable to the service and credited to revenue account (but not reserves applied to the funding of the service).

23. The estimates for the relevant year to be supplied pursuant to paragraphs 2 and 6 when the charging authority serves a demand notice are estimates to be made by that authority at the time of, or made for the purposes of, its calculations under section 95(2) or (3) of the Act, or (as the case may be) supplied by the relevant county council at the time of the issue of, or in connection with, its precept.

24. Where the relevant year in relation to a demand notice is a financial year beginning in or after 1991, the estimates for the preceding year to be supplied pursuant to paragraphs 2 and 6 when the charging authority serves the notice are estimates made by that authority at (or as soon as practicable after) the time of, or made for the purposes of, its calculations under section 95(2) or (3) of the Act, or (as the case may be) supplied by the relevant county council at the time of the issue of, or in connection with, its precept.

25. Where the relevant year in relation to a demand notice is the financial year beginning in 1990, the estimates for the preceding year to be supplied pursuant to paragraphs 2 and 6 when the charging authority serves the notice are to be estimates especially made by the relevant authorities for the purpose.