

SCHEDULE 1

Article 3

ENACTMENTS REPEALED AND INSTRUMENTS REVOKED

(1) Enactment or instrument	(2) Extent of repeal
The Lands Clauses Consolidation Act 1845 (c. 18)	Section 133
The City of London Sewers Act 1848 (c.clxiii)	Section 177
The City of London Sewers Act 1851 (c.xci)	Section 42, insofar as it relates to section 177 of the City of London Sewers Act 1848
The Allotments Act 1922 (c. 51)	Section 16
The Rating and Valuation Act 1925 (c. 90)	Section 2(7)
The London Government Act 1963 (c. 33)	Section 67
The Police Act 1964 (c. 48)	Section 57
The Compulsory Purchase Act 1965 (c. 56)	Section 27
The Transport Act 1968 (c. 73)	Section 162(1), (3), (4)(a) and (5)
The Decimal Currency Act 1969 (c. 19)	Paragraph 6 of Schedule 2
The Post Office Act 1969 (c. 48)	Section 52
The Local Government Act 1972 (c. 70)	Paragraph 23 of Schedule 13
The Local Government Act 1974 (c. 7)	Sections 15 to 19, 21 and 22, Schedule 3 and paragraphs 3 to 10 of Schedule 7
The Rating of Minor Structural Alterations to Dwellings (Specified Amount) Order 1974 (S.I.1974/629)	
The General Rate (Public Utilities) Act 1977 (c. 11)	The whole Act
The Rating (Disabled Persons) Act 1978 (c. 40)	Sections 1 to 3 and 8(3) and Schedule 1
The Local Government, Planning and Land Act 1980 (c. 65)	(a) (a) Sections 28 to 31, 33 to 44, 47(1) to (3), and (4)(a) and (d); (b) in section 69(1) the words from “paragraph 8” to “by virtue of” and the words “(which makes similar provision for Scotland)”; (c) in section 179, the words “and rates”; (d) Part IV of Schedule 32 and paragraphs 9 to 11 of Schedule 33
The Local Government Finance Act 1982 (c. 32)	Sections 1 and 6
The Telecommunications Act 1984 (c. 12)	Section 31 and paragraph 15 of Schedule 5
The County Courts Act 1984 (c. 28)	Section 147(2) and (3)

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(1) Enactment or instrument	(2) Extent of repeal
The London Regional Transport Act 1984 (c. 32)	Paragraph 3 of Schedule 4
The Rates Act 1984 (c. 33)	Section 15, paragraphs 2 to 22 of Schedule 1 and Schedule 2
The Tyne and Wear Metro (Rateable Values) Order 1984 (S.I. 1985/102)	
The Drainage Rates (Disabled Persons) Act 1986 (c. 17)	The whole Act
The Home Loss Payments Orders 1989 (S.I. 1989/24)	

SCHEDULE 2

Article 7

CONSEQUENTIAL AMENDMENTS OF THE GENERAL RATE ACT 1967

(1) Provision	(2) Amendment
Section 7(1)(1)	
<p>(a) (a) the words “(a) the date of publication of the rate under section 4 of this Act; or” shall be omitted;</p> <p>(b) for the word “latest” there shall be substituted the word “later”.</p>	
Section 12(7)	In paragraph (b) for the words after “shall” to the end there shall be substituted the words “be paid by the precepting authority to the rating authority.”.
Section 20(1A)(2)	
The words “Subject to subsection (1B) of this section,” shall be omitted.	
Section 108(3)	
<p>(a) (a) in subsection (1) for the words from the beginning to “officer may” there shall be substituted the words—</p> <p>“(1) Any person may, subject to subsection (2A) of this section,”;</p>	

- (1) Section 7(1) was amended by the Courts Act 1971 (c. 23), Schedule 11, Part IV, and the Crown Court Rules 1982 (S.I. 1982/1109).
- (2) Section 20(1A) and (1B) were inserted by the Local Government, Planning and Land Act 1980 (c. 65), section 30(3).
- (3) Section 108 was substituted by the Rates Act 1984 (c. 33), Schedule 1, paragraph 20. Section 108(1)(c) was amended by paragraph 1 of Schedule 2 to the Valuation and Community Charge Tribunals (Transfer of Jurisdiction) Regulations 1989 (S.I. 1989/440).

(1) Provision	(2) Amendment
<p>(b) for paragraph (b) of subsection (1) there shall be substituted the following paragraph—</p> <p> “(b) any notice of objection, proposal or notice of appeal served or transmitted with respect to the valuation list in force immediately before 1st April 1990 in a rating area;”</p> <p>(c) in paragraph (c) of subsection (1)—</p> <p> (i) for the words “currently in force” there shall be substituted the words “in force immediately before 1st April 1990”; and</p> <p> (ii) the words after “rating area” shall be omitted;</p> <p>(d) after subsection (2) there shall be inserted the following subsection—</p> <p> “(2A) Paragraphs (b) and (c) of subsection (1) of this section shall cease to have effect on 1st April 2000.”; and</p> <p>(e) subsections (3) and (4) shall be omitted.</p>	

SCHEDULE 3

Article 8

OTHER CONSEQUENTIAL AMENDMENTS

PART I

PUBLIC GENERAL ACTS

The Public Health Acts Amendment Act 1907 (c. 53)

1. In section 21—
 - (a) the words “and value” shall be omitted; and
 - (b) after the word “ratepayers” there shall be added the words “and persons who are liable under the Local Government Finance Act 1988 to pay an amount in respect of any community charge”.

The Small Holdings and Allotments Act 1908 (c.

36)

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2. In section 23(2) for the word “ratepayers” there shall be substituted the words “persons who are liable under the Local Government Finance Act 1988 to pay an amount in respect of any community charge”.

The Statutory Orders (Special Procedure) Act 1945 (9 & 10 Geo 6, c.18)

3. In section 11(1) for the definition of “local authority” there shall be substituted the following definition—

““local authority” means—

- (a) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
- (b) a levying body within the meaning of section 74 of that Act; and
- (c) a body as regards which section 75 of that Act applies.”.

The Civil Defence Act 1948 (12 & 13 Geo. 6, c.5)

4. In section 9(1), in the definition of “local authority”, there shall be substituted for the words from “any authority” to “rate” the following words—

- “(a) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
- (b) a levying body within the meaning of section 74 of that Act; and
- (c) a body as regards which section 75 of that Act applies.”.

The Coal-Mining (Subsidence) Act 1957 (c. 59)

5. In section 13(1), for sub-paragraphs (a) and (b) there shall be substituted the following sub-paragraph—

- “(a) in England and Wales, to the Lands Tribunal or, where all the parties so agree, to the county court;”.

6. In section 17(1)—

- (a) for the definition of “dwelling-house” there shall be substituted the following definition—

““dwelling house” means any building or part of a building used wholly or partly as a private dwelling, together with any yard, garden, outhouses and appurtenances belonging to or usually enjoyed with that building or part;”;

and
- (b) the definition of “rating unit” shall be omitted.

7. In paragraph 1 of the Second Schedule—

- (a) in sub-paragraph (a) for the words “a rating unit, that rating unit” there shall be substituted the words “a dwelling-house, that dwelling-house”;
- (b) after sub-paragraph (a) there shall be added the following sub-paragraph—

“(aa) where any other property which has suffered subsidence damage is a relevant non-domestic hereditament for the purposes of Part III of the Local Government Finance Act 1988, that hereditament; and”;

and
- (c) in the proviso for the words “a rating unit and property not included in any rating unit” there shall be substituted the words “two or more units of property”; and the word “rating” wherever it subsequently occurs shall be omitted.

The Stock Transfer Act 1963 (c. 18)

8. In section 4(1), in the definition of “local authority”, there shall be substituted for the words from “any authority” to “rate” the following words—

- “(a) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
- (b) a levying body within the meaning of section 74 of that Act; and
- (c) a body as regards which section 75 of that Act applies.”.

The Industrial and Provident Societies Act 1965 (c. 12)

9. In section 31(a) for the words “any local authority within the meaning of the Local Loans Act 1875” there shall be substituted the following words—

- “(i) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
- (ii) a levying body within the meaning of section 74 of that Act; and
- (iii) a body as regards which section 75 of that Act applies”.

The Public Works Loans Act 1965 (c. 63)

10. In section 2(1)(a) for the words from “any authority” to the end there shall be substituted the words—

- “(i) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
- (ii) a levying body within the meaning of section 74 of that Act; and
- (iii) a body as regards which section 75 of that Act applies;”.

The Sea Fisheries Regulation Act 1966 (c. 38)

11. In section 3 the words “ratepayers and” shall be omitted.

The National Loans Act 1968 (c. 13)

12. For paragraph 1(a) of Schedule 4(4) there shall be substituted the following sub-paragraph—

- “(a) in relation to England and Wales—
 - (i) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
 - (ii) a levying body within the meaning of section 74 of that Act; and
 - (iii) a body as regards which section 75 of that Act applies”.

The Development of Tourism Act 1969 (c. 51)

13. In section 14(2)(a) for the words from “any authority” to “rate” there shall be substituted the following—

- “(i) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;

(4) Paragraph 1 was amended by paragraph 25 of Schedule 1 to the Abolition of Domestic Rates Etc. (Scotland) Act 1987 (c. 47).

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- (ii) a levying body within the meaning of section 74 of that Act; and
- (iii) a body as regards which section 75 of that Act applies”.

The Pensions (Increase) Act 1971 (c. 56)

14. In paragraph 6(1)(a) of Schedule 3(5) for the words after “Wales” there shall be substituted the following words–

- “(i) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
- (ii) a levying body within the meaning of section 74 of that Act; and
- (iii) a body as regards which section 75 of that Act applies; and”.

The Town and Country Planning Act 1971 (c. 78)

15. In section 290(1)(6), in the definition of “local authority”–

- (a) for the words from “the council of a county” to “drainage board and” there shall be substituted the following–
 - “(a) a charging authority, a precepting authority (except the Receiver for the Metropolitan Police District), a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
 - (b) a levying body within the meaning of section 74 of that Act; and
 - (c) a body as regards which section 75 of that Act applies, and includes”;
- (b) for the words “within the meaning of that Act” there shall be substituted the words “as aforesaid”.

The Local Government Act 1972 (c. 70)

16. In section 150(1)–

- (a) in paragraphs (a), (b) and (c) the words “or community” (in each place where they occur) shall be omitted;
- (b) in paragraph (b) the words “or communities” (in both places where they occur) shall be omitted;
- (c) in paragraph (c) the words “or a community meeting of a community” and the commas immediately before and after those words shall be omitted;
- (d) there shall be inserted after the word “parish” where it last occurs in paragraph (c) a semi-colon and the following–
 - “(d) in the case of a community council for a community not grouped under a common community council, be chargeable on the community;
 - (e) in the case of a common community council for communities so grouped, be chargeable on the communities within the group;
 - (f) in the case of a community meeting of a community having a separate community council, be chargeable on the community;
 - (g) in the case of a community meeting of a community grouped under a common community council, be chargeable on the communities within the group;

(5) Paragraph 6(1)(a) was amended by the Local Authorities etc. (Miscellaneous Provision) (No. 2) Order 1974 (S.I 1974/595), article 3(16).

(6) The definition of “local authority” was amended by the Water Act 1989 (c. 15), Schedule 25, paragraph 42(3)(a).

- (h) in the case of a community meeting of a community not having a community council, whether separate or common, be chargeable on the district in which the community is situated:

Provided that paragraph (h) shall not apply in any case in relation to which a resolution in accordance with section 33(4)(d) of the Local Government Finance Act 1988 (special expenses of a charging authority) is in force”.

17. For paragraph (b) of section 168(1) there shall be substituted the following paragraph–

- “(b) in the case of any charging authority–
 - (i) of the amount payable to the authority by way of personal community charge, standard community charge, collective community charge and non-domestic rates; and
 - (ii) of the amount paid to any other authority in pursuance of a precept or levy.”.

18. For subsection (5) of section 168 there shall be substituted the following subsection–

- “(5) In this section “local authority” means–
 - (a) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
 - (b) a levying body within the meaning of section 74 of that Act; and
 - (c) a body as regards which section 75 of that Act applies”.

The Land Compensation Act 1973 (c. 26)

19. In section 30–

- (a) in subsection (1)(b) after the words “1st April 1973” there shall be inserted the words “but before 1st April 1990”;
- (b) after subsection (1) there shall be inserted the following subsection–
 - “(1A) The amount of a home loss payment shall be £1,500 where the date of a displacement is on or after 1st April 1990.”.

The National Heritage Act 1980 (c. 17)

20. In paragraph 2 of Schedule 1 for the words “Section 40 of the General Rate Act 1967 (relief for charities and other organisations)” there shall be substituted the words “Sections 43(6), 45(6) and 47 of the Local Government Finance Act 1988”.

The Highways Act 1980 (c. 66)

21. In paragraph 3(3)(a) of Schedule 6 for the words from “any council” to “1875” there shall be substituted the words–

- “(i) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
- (ii) a levying body within the meaning of section 74 of that Act; and
- (iii) a body as regards which section 75 of that Act applies”.

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The New Towns Act 1981 (c. 64)

22. In section 80(1), in the definition of “local authority”, for the words from “the council” to “drainage board” there shall be substituted the following—

- “(a) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
- (b) a levying body within the meaning of section 74 of that Act; and
- (c) a body as regards which section 75 of that Act applies”.

The Acquisition of Land Act 1981 (c. 67)

23. In section 7(1)(7), for the definition of “local authority”, there shall be substituted the following definition—

““local authority” means—

- (a) a charging authority, a precepting authority, a combined police authority or a combined fire authority, as defined in section 144 of the Local Government Finance Act 1988;
- (b) a levying body within the meaning of section 74 of that Act;
- (c) a body as regards which section 75 of that Act applies;
- (d) any joint board or joint committee if all the constituent authorities are such authorities as are described in paragraphs (a) to (c); and
- (e) the Honourable Society of the Inner Temple or the Honourable Society of the Middle Temple.”.

The National Heritage Act 1983 (c. 47)

24. In paragraphs 2(5), 12(5), 22(3) and 32(5) of Schedule 1 and in paragraph 2(5) of Schedule 3, for the words after “shall” there shall in each case be substituted the words “for the purposes of Part III of the Local Government Finance Act 1988 be treated as if it were a Crown hereditament.”.

The Further Education Act 1985 (c. 47)

25. In section 3—

- (a) in subsection (8)(c), for the words “rate fund” there shall be substituted the words “county fund or general fund”; and
- (b) in subsection (10), the definition of “rate fund” shall be omitted.

The Local Government Act 1985 (c. 51)

26. In paragraph (b) of section 77(1)(8), for the words “any such authority” there shall be substituted the words “any authority to which this subsection applies”.

The Education Reform Act 1988 (c. 40)

27. In Part I of Schedule 13, the entry relating to section 3(10) of the Further Education Act 1985 shall be omitted.

(7) The definition of “local authority” was amended by the Water Act 1989 (c. 15), Schedule 27, Part I.

(8) Section 77(1) is partially repealed with effect from 1st April 1990 by section 194(2) of the Local Government and Housing Act 1989 (c. 42); see article 4 of the Local Government and Housing Act 1989 (Commencement No. 5 and Transitional Provisions) Order 1990 (S.I. 1990/431).

The Water Act 1989 (c. 15)

28. In paragraph 1(11) of Schedule 25, the words “(which define local authority by reference to the Local Loans Act 1875)” shall be omitted.

PART II

LOCAL ACTS

The East Sussex Act 1981 (c. xxv)

29. In section 61, in the definition of “occupier” for the words from “who” to “election” there shall be substituted the words “who, in respect of the period of 12 months immediately preceding the day of the making or giving by him of any such request or consent or the tendering of his vote at any such election, has been assessed to the general rate in respect of such house or part thereof or, where any part of the period falls on or after 1st April 1990 would, but for the repeal of the General Rate Act 1967, have been assessed to the general rate in respect of such house or part thereof”.

30. In section 66(1), for the words “for the time being in force” there shall be substituted the words “in force immediately before 1st April 1990”.