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STATUTORY INSTRUMENTS

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**1993 No. 544**

**RATING AND VALUATION**

**The Non-Domestic Rating (Miscellaneous Provisions) (No. 2) (Amendment) Regulations 1993**

<i>Made</i>	- - - -	<i>9th March 1993</i>
<i>Laid before Parliament</i>		<i>11th March 1993</i>
<i>Coming into force</i>	- -	<i>1st April 1993</i>

The Secretary of State for the Environment as respects England and the Secretary of State for Wales as respects Wales, in exercise of the powers conferred on them by section 143(1) and (2) of and paragraph 2(8) of Schedule 6 to the Local Government Finance Act 1988(1), and of all other powers enabling them in that behalf, hereby make the following Regulations:

**Citation and commencement**

1. These Regulations may be cited as the Non-Domestic Rating (Miscellaneous Provisions) (No. 2) (Amendment) Regulations 1993 and shall come into force on 1st April 1993.

**Educational hereditaments**

2. Regulation 2(3) of the Non-Domestic Rating (Miscellaneous Provisions) (No. 2) Regulations 1989(2) shall be amended by the substitution for paragraph (b) of the definition of “educational hereditament” of the following—

- “(b) is constructed or adapted for the provision of further education within the meaning of section 41 of the Education Act 1944 as read with section 14 of the Further and Higher Education Act 1992 (“the 1992 Act”), or higher education within the meaning of section 120(1) of the Education Reform Act 1988 or both, and is wholly or mainly used for the purposes of an institution which is—
- (i) maintained or assisted by a local education authority; or
  - (ii) within the higher education sector within the meaning of section 91(5) of the 1992 Act and which is not a university; or

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(1) 1988 c. 41. Paragraph 2(8) of Schedule 6 was amended by paragraph 38(8) of Schedule 5 to the Local Government and Housing Act 1989 (c. 42). See also the definition of “prescribed” in section 146 of the 1988 Act.  
(2) S.I. 1989/2303.

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(iii) within the further education sector within the meaning of section 91(3) of the 1992 Act; or

(iv) provided or maintained by a body not established for profit;”(3).

8th March 1993

*Michael Howard*  
Secretary of State for the Environment

9th March 1993

*David Hunt*  
Secretary of State for Wales

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(3) The chapter number of the [Education Act 1944](#) is c.31. Section 41 was substituted by section 11 of the Further and Higher Education Act 1992 (c. 13). The chapter number of the [Education Reform Act 1988](#) is c.40.

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## **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations amend the definition of “educational hereditament” in the Non-Domestic Rating (Miscellaneous Provisions) (No. 2) Regulations 1989 in consequence of the Further and Higher Education Act 1992.