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STATUTORY INSTRUMENTS

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**2004 No. 3234**

**RATING AND VALUATION, ENGLAND**

**The Non-Domestic Rating Contributions  
(England) (Amendment) Regulations 2004**

*Made* - - - - *8th December 2004*  
*Laid before Parliament* *10th December 2004*  
*Coming into force* - - *31st December 2004*

The First Secretary of State, in exercise of the powers conferred by section 143(1) and (2) of, and paragraphs 4 and 6 of Schedule 8 to, the Local Government Finance Act 1988<sup>(1)</sup> and all other powers enabling him in that behalf, hereby makes the following Regulations:

**Citation and commencement**

1. These Regulations may be cited as the Non-Domestic Rating Contributions (England) (Amendment) Regulations 2004 and shall come into force on 31st December 2004.

**Amendment of the Non-Domestic Rating Contributions (England) Regulations 1992**

2. The Non-Domestic Rating Contributions (England) Regulations 1992<sup>(2)</sup> are amended as follows in relation to financial years beginning on or after 1st April 2005.

**Interpretation**

3. In regulation 2(2)(a), (b) and (c), for the word “multiplier” substitute “multipliers”.

**Rules for the calculation of non-domestic rating contributions**

4. In Schedule 1 –
- (a) in paragraph 1(4), for “2004” substitute “2005”.
  - (b) in paragraph 4(4), for “2004 is £84,106,000” substitute “2005 is £83,606,000”; and
  - (c) for Part II substitute–

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(1) 1988 c. 41. These powers are devolved, in relation to Wales, to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672), see the reference to the Local Government Finance Act 1988 in Schedule 1.

(2) S.I. 1992/3082. Relevant amendments are made by S.I. 1993/1496 and 3082, 1994/1431 and 3139, 1995/3181, 1996/3245, 1997/3031, 1998/3038, 1999/3275, 2000/3208, 2001/3944, 2002/3021 and 2003/3130.

“PART II  
COST FACTORS

<i>Name or description of authority</i>	<i>Cost factor</i>
The councils of the districts of Bracknell Forest, Crawley, Elmbridge, Epsom and Ewell, Guildford, Mole Valley, Reigate and Banstead, Runnymede, Slough, Spelthorne, Surrey Heath, Tandridge, Waverley, Windsor and Maidenhead and Woking	1.1409
The councils of the districts of Broxbourne, Chiltern, Dacorum, East Hertfordshire, Hertsmere, St Albans, South Buckinghamshire, Three Rivers, Watford and Welwyn Hatfield	1.1119
The councils of the districts of Reading, West Berkshire and Wokingham	1.1185
The councils of the districts of Basildon, Brentwood, Epping Forest, Harlow, Dartford, Sevenoaks and Thurrock	1.0942
The councils of the districts of Aylesbury Vale, Milton Keynes and Wycombe	1.0815
The council of a district which falls within the county of Oxfordshire	1.074
The councils of the districts of Bedford, Luton, Mid Bedfordshire, North Hertfordshire, South Bedfordshire and Stevenage	1.0506
The councils of the districts of Cambridge, East Cambridgeshire, Fenland, Huntingdonshire, Peterborough and South Cambridgeshire	1.0499
The councils of the districts of Basingstoke and Deane, East Hampshire, Eastleigh, Fareham, Gosport, Hart, Havant, New Forest, Portsmouth, Rushmoor, Southampton, Test Valley and Winchester	1.0433
The councils of the districts of Adur, Arun, Chichester, Horsham, Mid Sussex and Worthing	1.0225
The council of a district which falls within the county of Warwickshire	1.0297

<i>Name or description of authority</i>	<i>Cost factor</i>
The councils of the districts of Kennet, North Wiltshire, Salisbury, Swindon and West Wiltshire	1.0337
The councils of the districts of Bath and North East Somerset, Bristol City, North Somerset and South Gloucestershire	1.0386
The council of a district which falls within the county of Northamptonshire	1.0254
The councils of the districts of Ashford, Canterbury, Dover, Gravesham, Maidstone, Medway, Shepway, Swale, Thanet, Tonbridge and Maling and Tunbridge Wells	1.014
The council of a district which falls within the county of Gloucestershire	1.0229
The council of a district which falls within the West Midlands metropolitan county	1.0271
The councils of the districts of Chester, Congleton, Crewe and Nantwich, Ellesmere Port and Neston, Halton, Macclesfield, Vale Royal and Warrington	1.0244
The council of a district which falls within the Greater Manchester metropolitan county	1.021
The councils of the districts of Braintree, Castle Point, Chelmsford, Colchester, Maldon, Rochford, Southend-on-sea, Tendring and Uttlesford	1.0129
The councils of the districts of Brighton and Hove, Eastbourne, Hastings, Lewes, Rother and Wealden	1.0162
The council of a district which falls within the county of Suffolk	1.0075
The council of a district which falls within the West Yorkshire metropolitan county	1.0129
The council of a district which falls within the county of Leicestershire	1.0073
The council of a district other than a district named, or falling within a description given, above	1.0
The council of an inner London borough	1.2602
The councils of the boroughs of Barnet, Brent, Ealing, Harrow, Hillingdon, Hounslow, Kingston upon Thames,	1.1429

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*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

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<i>Name or description of authority</i>	<i>Cost factor</i>
Merton, Richmond upon Thames and Sutton	
The councils of the boroughs of Barking and Dagenham, Bexley, Bromley, Croydon, Enfield, Haringey, Havering, Newham, Redbridge and Waltham Forest	1.0849
The Common Council of the City of London	1.4715
The Council of the Isles of Scilly	1.0
The Isle of Wight Council	1.0433”

### **Assumptions relating to provisional amounts**

**5.** In Schedule 2 –

- (a) in paragraph 2(12) for “0.959” substitute “0.987”; and  
 (b) for the table in paragraph 8(1) substitute the following–

<i>“Name or description of authority</i>	<i>Percentage</i>
The council of a metropolitan district	0.9
The council of a non-metropolitan district which has the functions of a county council	0.7
The council of a non-metropolitan district which does not have the functions of a county council	0.5
The council of an inner London borough, and the Common Council of the City of London	0.7
The council of an outer London Borough	1,0
The Council of the Isles of Scilly and the Isle of Wight Council	0.7”

Signed by authority of the First Secretary of State

8th December 2004

*Nick Raynsford*  
 Minister of State,  
 Office of the Deputy Prime Minister

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## EXPLANATORY NOTE

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

Under Part II of Schedule 8 to the Local Government Finance Act 1988 (“the 1988 Act”), billing authorities are required to pay amounts (called non-domestic rating contributions) to an account held by the Secretary of State (“the national non-domestic rating pool”). The national non-domestic rating pool is subsequently distributed to authorities under the rules in Part III of Schedule 8 to the 1988 Act. Payments into the national non-domestic rating pool in respect of the provisional amount of the non-domestic rating contributions are made during the financial year, final calculations and adjustments of the non-domestic rating contributions are made after the year ends.

These Regulations amend the rules for calculation of non-domestic rating contributions and the assumptions to be made in calculating the provisional amount of the non-domestic rating contributions contained in the Non-Domestic Rating Contributions (England) Regulations 1992 (“the 1992 Regulations”), for financial years beginning on or after 1st April 2005. They make amendments in relation to—

- (a) the offset for a special authority in paragraph 1(4) of Schedule 1 to the 1992 Regulations;
- (b) the national cost of collection figure in paragraph 4(4) of Schedule 1 to the 1992 Regulations;
- (c) the cost factors in Part II of Schedule 1 to the 1992 Regulations;
- (d) the buoyancy factor in paragraph 2(12) of Schedule 2 to the 1992 regulations; and
- (e) the losses in collection percentages in paragraph 8(1) of Schedule 2 to the 1992 Regulations.

Following an amendment to the 1988 Act by sections 61 and 62 of the Local Government Act 2003 (c. 26), a small business non-domestic rating multiplier is created in addition to the existing standard non-domestic rating multiplier. The amendments to regulation 2 of the 1992 Regulations are consequential to the creation of this new multiplier.