
EXPLANATORY NOTE

(This note is not part of the Order)

Section 66 of the Local Government Finance Act 1988 describes domestic property (property which is not subject to non-domestic rates).

Section 3 of the Local Government Finance Act 1992 defines dwellings for the purposes of assessing liability to council tax.

Article 2 of this Order amends the definition of ‘domestic property’ in section 66 of the Local Government Finance Act 1988 so as to include property used for the purpose of microgeneration (small-scale energy generation using sustainable technologies such as solar and wind) installed on or within domestic properties as domestic property.

Article 3 of this Order amends the definition of ‘dwelling’ for the purposes of Part 1 of the Local Government Finance Act 1992 so as to exclude property used for the purpose of microgeneration installed on or within domestic properties from the definition of dwellings except in so far as they form part of a larger property which is itself a dwelling.

A full impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.