

WELSH STATUTORY INSTRUMENTS

**2023 No. 350**

**The Non-Domestic Rating (Alteration of Lists and Appeals) (Wales) Regulations 2023**

**PART 5**

**Appeals: General**

**Disposal without a hearing—where parties have come to an agreement**

**38.**—(1) The valuation tribunal may dispose of an appeal under these Regulations without a hearing if—

- (a) a party informs the valuation tribunal in writing—
  - (i) that all the parties have come to an agreement,
  - (ii) what that agreement is and the decision the valuation tribunal is asked to make, and
  - (iii) that all the parties agree for the appeal to be disposed of without a hearing and,
- (b) the clerk sends a notice to all parties to the proceedings stating—
  - (i) the valuation tribunal is minded to dispose of the appeal without a hearing,
  - (ii) the decision the valuation tribunal is minded to take, and
  - (iii) that any party can object to the appeal being disposed of without a hearing.

(2) If a notice is sent under paragraph (1)(b), a party may request to the clerk that the appeal be disposed of with a hearing.

(3) A request under paragraph (2) must be made in writing and received by the clerk within 28 days of the date on which the clerk sent a notice under paragraph (1)(b).

- (4) The valuation tribunal must not dispose of an appeal without a hearing if—
- (a) in the opinion of the clerk, the appeal raises issues of public importance that require that a hearing be held,
  - (b) a period of 28 days from which the notice under paragraph (1)(b) was sent has not elapsed, or
  - (c) a party to the appeal has requested a hearing.

(5) The functions of the valuation tribunal under this regulation may be performed on its behalf by the clerk.

**Commencement Information**

**II** Reg. 38 in force at 1.4.2023, see [reg. 1\(2\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Non-Domestic Rating (Alteration of Lists and Appeals) (Wales) Regulations 2023, Section 38.