

1963 No. 1109

RATING AND VALUATION

**The Transport Boards (Payments for Rating Authorities)
Regulations 1963**

<i>Made</i>	19th June 1963
<i>Laid before Parliament</i>	24th June 1963
<i>Coming into Operation</i>	25th June 1963

The Minister of Housing and Local Government, in exercise of his powers under section 110 of the Local Government Act 1948(a), and of all other powers enabling him in that behalf, hereby makes the following regulations :—

Citation, commencement and application

1. These regulations may be cited as the Transport Boards (Payments for Rating Authorities) Regulations 1963 and shall come into operation on 25th June 1963.

2. Regulations 3 to 7 shall apply in relation to the payments to be made by the Boards under Part V of the Act, as amended by section 66 of the Transport Act 1962(b), for the year 1963-64 and any subsequent year.

Interpretation

3.—(1) The Interpretation Act 1889(c) applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

(2) In these regulations—

“the Act” means the Local Government Act 1948 ;

“the Minister” means the Minister of Housing and Local Government ;

“the Boards” means the British Railways Board, the London Transport Board and the British Waterways Board ; and

“year” means a period of twelve months beginning with the 1st April.

Estimates and conclusive calculations of amounts to be paid by the Boards

4.—(1) The Minister shall, before the beginning of each year, estimate, upon the best information available, and notify to each of the Boards the amounts to be paid by them for that year, and may make and notify to the Boards such further estimates of the said amounts, taking into account information not previously available, as he may think fit.

(2) As soon as practicable after he has received what appears to him to be sufficient information for the purpose the Minister shall make a conclusive calculation of the said amounts and notify the result thereof to the Boards.

(3) The estimates made by the Minister in January 1963 of the amounts to be paid by the Boards for the year 1963-64 shall have effect as if they had been made under paragraph (1) of this regulation.

Payments by the Boards

5. Each of the Boards shall pay to the Minister, not later than the 27th June in any year a sum equivalent to one-half of the amount last notified to them under the last preceding regulation for the year, and not later than the 28th December in the year a sum equivalent to the difference between the sum so paid and the amount then last notified to them under the last preceding regulation for the year. Any such payment shall be subject to adjustment on any subsequent notification to the Boards under the last preceding regulation, and any such adjustment shall be effected by means of deductions from or additions to any sum payable by the Boards in accordance with this regulation, or otherwise as the Minister may determine.

Estimates and conclusive calculations of amounts to be paid to rating authorities

6.—(1) The Minister shall, before the beginning of each year, estimate, upon the best information available, and notify to each rating authority the amount to be paid to them for that year in accordance with section 100 of the Act, and may make and notify to the authority such further estimates of the said amount, taking into account information not previously available, as he may think fit.

(2) In making any estimate provided for in the last preceding paragraph the Minister shall have regard to—

(a) the amounts payable for the year by the Boards as last estimated and notified under regulation 4; and

(b) any sums which he estimates will fall to be defrayed out of such amount in pursuance of any direction given by him under section 88 of the Act with respect to any sum payable by him by way of compensation to any officer or servant of the Railway Assessment Authority or the Anglo-Scottish Railways Assessment Authority.

(3) As soon as practicable after he has received what appears to him to be sufficient information for the purpose the Minister shall make and notify to the rating authority a conclusive calculation of the amount described in paragraph (1) of this regulation.

(4) The said calculation shall be made by reference to—

(a) the amount payable for the year by the Boards as conclusively calculated under regulation 4(2); and

(b) any sums falling to be defrayed out of such amount in pursuance of any such direction as is described in paragraph (2)(b) of this regulation.

(5) The estimates made by the Minister in January 1963 of the amounts to be paid to rating authorities for the year 1963-64 shall have effect as if they had been made under paragraph (1) of this regulation.

Payments to rating authorities

7. The Minister shall pay to each rating authority, as soon as practicable after receipt of the sums first mentioned in regulation 5 a sum equivalent to one-half of the amount last notified to them under the last preceding regulation for the year, and as soon as practicable after receipt of the sums secondly mentioned in the said regulation 5 a sum equivalent to the difference between the sum paid to the rating authority as aforesaid and the amount then last notified to them under the last preceding regulation for the year. Any such payment shall be subject to adjustment on any subsequent notification to the rating authority, and any such adjustment shall be effected by means of deductions from or additions to any sum

payable to the rating authority in accordance with this regulation, or otherwise as the Minister may determine.

Repeal of existing regulations

8. The British Transport Commission (Payments for Rating Authorities) Regulations 1959(a) are hereby revoked :

Provided that this repeal shall not affect any adjustment falling to be made under regulation 5 or 7 of the said regulations, and any such adjustment shall be effected by means of deductions from or additions to any sum payable by the Boards or to a rating authority, as the case may be, in accordance with these regulations, or otherwise as the Minister may determine.

Given under the official seal of the Minister of Housing and Local Government on 19th June 1963.

(L.S.)

Keith Joseph,
Minister of Housing and Local Government.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations, which replace existing ones dealing with the British Transport Commission, provide for estimates and conclusive calculations, times of payments, etc., in relation to the payments to be made by the British Railways Board, the London Transport Board and the British Waterways Board under Part V of the Local Government Act 1948, as amended by section 66 of the Transport Act 1962, for the benefit of rating authorities, for 1963-64 and subsequent years.

(a) S.I. 1959/526 (1959 II, p. 2279).