STATUTORY INSTRUMENTS

1965 No. 450 (S. 21)

RATING AND VALUATION

Act of Sederunt (Valuation Appeal Rules Amendment) 1965

Made - - - - 12*th March* 1965
Coming into Operation 16*th May* 1965

The Lords of Council and Session, under and by virtue of the powers conferred on them by section 6 of the Rating and Valuation (Scotland) Act 1952(a), and of all other powers competent to them in that behalf, do hereby enact as follows:—

1. The Act of Sederunt (Valuation Appeal Rules Amendment) 1961(b) shall be amended by adding after the words "within ten days after the issue of the determination of the committee" occurring in section 1, the words: "or, where application has been made under Regulation 9 of the Valuation Appeal Committee Procedure (Scotland) Regulations 1965(c) for a statement of the reasons for the decision, within seven days of the date on which such statement shall have been supplied to him,".

2. Within twenty-one days from the date on which a party has lodged his grounds of appeal, the clerk to the Valuation Appeal Committee shall send a copy of the draft stated case to the appellant or his agent and to the respondent or his agent.

3. Either party to an appeal by way of stated case may, within fourteen days from the date on which a copy of the draft stated case shall have been sent to him as aforesaid, lodge with the clerk to the Valuation Appeal Committee representations in writing that any finding in fact contained in the stated case should be deleted or altered or that additional findings in fact should be included in the stated case; provided that any party lodging such representations shall at the same time send a copy of the same to the other party to the appeal who may, within seven days thereafter, lodge with the clerk to the Valuation Appeal Committee and send to the opposing party observations in writing as to why effect should not be given to such representations.

4. It shall be competent to the Valuation Appeal Committee to revise the findings in fact set forth in the draft stated case in the light of any representations received in terms of section 3 hereof, or otherwise as they may think proper.

5. This Act of Sederunt may be cited as the Act of Sederunt (Valuation Appeal Rules Amendment) 1965 and shall come into operation on 16th May 1965.

And the Lords appoint this Act of Sederunt to be inserted in the Books of Sederunt.

J. L. Clyde, I.P.D.

Edinburgh.
12th March 1965.

(a) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 47. (b) S.I. 1961/2205 (1961 III, p. 3901).
(c) S.I. 1965/403 (1965 I, p. 1104).

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt, but is intended to indicate its general purport.)

This Act of Sederunt provides that where a party to an appeal against the determination of a Valuation Appeal Committee has applied for a statement of the reasons for the decision, he may lodge his grounds of appeal within seven days of the date on which such statement is supplied to him. It also provides a timetable for the submission to parties of the draft stated case, and for the making of representations and observations thereon.