STATUTORY INSTRUMENTS

1974 No. 1321

RATING AND VALUATION

The Rate Rebate (Amendment) (No. 3) Regulations 1974

Made - - -	30*th July* 1974
Laid before Parliament	31*st July* 1974
Coming into Operation	30*th September* 1974

The Secretary of State for the Environment, in exercise of the powers conferred upon him by section 11(1) of the Local Government Act 1974(**a**) and of all other powers enabling him in that behalf, with the consent of the Treasury, hereby makes the following regulations:—

1. These regulations may be cited as the Rate Rebate (Amendment) (No. 3) Regulations 1974 and shall come into operation on 30th September 1974.

2.—(1) The Interpretation Act 1889(**b**) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

(2) In these regulations "the principal regulations" means the Rate Rebate Regulations 1974(**c**).

3. In relation to any week in a rebate period, being a week commencing after 29th September 1974, for regulation 7 of the principal regulations as amended (**d**) (which determine the needs allowance for a residential occupier and any spouse or dependent children of his for the purpose of calculating his entitlement to a rate rebate) there shall be substituted the following—

"*Needs Allowance*

7.—(1) Subject to paragraph (2) below, the needs allowance for each week is—

(*a*) for an individual person who has no dependent children	£17·75
(*b*) for a married couple	£24·25
(*c*) for an individual person who has a dependent child or children	£24·25
(*d*) for each dependent child of a residential occupier or his spouse	£3·55

(2) The needs allowance for each week is—

(*a*) for an individual person who has no dependent children and who is registered in pursuance of arrangements made under section 29(1) of the National Assistance Act 1948(**e**) (welfare arrangements for handicapped persons) ...	£19·25

(**a**) 1974 c. 7.
(**b**) 1889 c. 63.
(**c**) S.I. 1974/411 (1974 I, p. 1294).
(**d**) S.I. 1974/1060, 1086 (1974 II, p. 3949, 4002).
(**e**) 1948 c. 29.

(*b*) for a married couple one of whom is so registered ... £25·75
(*c*) for an individual person who is so registered and who has a dependent child or children ... ... £25·75
(*d*) for a married couple both of whom are so registered £26·65"

4. The Rate Rebate (Amendment) (No. 2) Regulations 1974(**a**) are hereby revoked but without prejudice to anything duly done, or to any right, privilege, obligation, or liability acquired, accrued, or incurred, in respect of any week ending before 30th September 1974.

Anthony Crosland,
Secretary of State for the Environment.

30th July 1974.

We consent.

James A. Dunn,
M. Cocks,
Two of the Lords Commissioners of Her Majesty's Treasury.

30th July 1974.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend the statutory rate rebate scheme provided in the Rate Rebate Regulations 1974. The amount of rebate to which a residential occupier may be entitled is calculated in part by reference to amounts allowed for his needs and the needs of his spouse and dependent children (the needs allowance). These regulations provide for increases in the needs allowances for any week in a rebate period beginning after 29th September 1974. The Rate Rebate (Amendment) (No. 2) Regulations 1974, which provided for certain increases in benefits pensions or allowances under the National Insurance legislation or associated legislation not to be regarded as income or as a change of circumstances for the purposes of the scheme, are revoked as from 30th September 1974.

(a) S.I. 1974/1086 (1974 II, p.4002).

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