STATUTORY INSTRUMENTS

1964 No. 758

LOCAL GOVERNMENT, ENGLAND AND WALES

The Rating Relief (Grants) Regulations 1964

Made - - - -	*26th May* 1964
Laid before Parliament	*29th May* 1964
Coming into Operation	*1st June* 1964

The Minister of Housing and Local Government, in exercise of his powers under section 7 of the Rating (Interim Relief) Act 1964(a) and of all other powers enabling him in that behalf, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Rating Relief (Grants) Regulations 1964 and shall come into operation on 1st June 1964.

Interpretation

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

(2) In these regulations, unless the context otherwise requires—

" the Act " means the Rating (Interim Relief) Act 1964;

" the Minister " means the Minister of Housing and Local Government;

" year " means a period of twelve months beginning with 1st April in any calendar year.

Estimates of population

3.—(1) For the purposes of section 1 of the Act (under which a grant is payable by reference to the proportion of elderly persons in the population) the population of, and the number of persons over the age of sixty-five in, the area of any rating authority shall be taken as estimated by the Registrar General for England and Wales as at 30th June in the year in respect of which a grant under that section is payable and certified to the Minister.

(2) For the purposes of any such estimate as aforesaid, any area forming part of an administrative county but lying within the extent of a county borough shall, unless the Minister otherwise directs, be treated as forming part of the county borough.

Estimates and calculations of grants

4.—(1) The Minister shall, as soon as practicable after the commencement of these regulations and before the beginning of each year thereafter, estimate upon the best information available and notify to each rating authority the amount (if any) of grant payable in respect of a year to that authority under section 1 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.

(a) 1964 c. 18. (b) 52 & 53 Vict. c. 63.

(2) The Minister shall, as soon as practicable, estimate upon the best information available and notify to each rating authority the amount (if any) of grant payable in respect of any year to that authority under section 5 of the Act (under which a grant is payable to a rating authority in respect of rating relief afforded by them under section 2 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.

(3) As soon as practicable after he has received what appears to him to be sufficient information for the purpose, the Minister shall calculate the amounts of the grants payable to a rating authority under sections 1 or 5 of the Act in respect of any year and shall notify the results to the authority.

(4) If in making any estimate or calculation under these regulations the amount so estimated or calculated includes a fraction of a pound, the amount shall be increased or reduced, as the case may be, to the nearest complete pound, so however that if the fraction is ten shillings, the fraction shall be treated as one pound.

Recovery of over-payments

5. Where it appears from a further estimate or calculation of the amount of any grant payable to a rating authority under sections 1 or 5 of the Act that sums in excess of the amount of that estimate, or of that calculation (as the case may be), have already been paid on account of that grant to that authority, the amount of the excess shall be recoverable either by deduction from any payment falling to be made to that authority on account of any grants payable to that authority by the Minister after the date on which the result of the further estimate or calculation has been notified to the authority, or by payment by the authority to the Minister after a demand therefor, or partly by such deduction and partly by such payment.

Given under the official seal of the Minister of Housing and Local Government on 26th May 1964.

(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 provide that, for the purposes of elderly persons grants under section 1 of the Rating (Interim Relief) Act 1964, the population and number of persons over 65 years of age are to be as estimated by the Registrar General as at 30th June in the grant year. The Regulations also provide for the estimates and final calculation of the amounts of these grants and of the grants under section 5 of the Act in respect of rating relief afforded by rating authorities and for the recovery of over-payments.