
OFFERYNNAU STATUDOL

2000 Rhif (

Cy.)

LLYWODRAETH LEOL, CYMRU

Rheoliadau Awdurdodau Lleol (Newid
Cyfrifiadau Angenrheidiol) (Cymru) 2000

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

Mae adrannau 32 a 43 o Ddeddf Cyllid Llywodraeth Leol 1992 ("Deddf 1992") yn nodi yn eu trefn sut mae awdurdod bilio ac awdurdod praeseptio pennaf i gyfrifo'u hanghenion cyllidebol am flwyddyn ariannol ac mae adrannau 33 a 44 o Ddeddf 1992 yn nodi yn eu trefn sut mae'r awdurdodau hyn i gyfrifo swm sylfaenol eu treth gyngor.

STATUTORY INSTRUMENTS

2000 No. (W.)

LOCAL GOVERNMENT, WALES

The Local Authorities (Alteration of
Requisite Calculations) (Wales)
Regulations 2000

EXPLANATORY NOTE

(This note is not part of the Regulations)

Sections 32 and 43 of the Local Government Finance Act 1992 ("the 1992 Act") set out respectively how a billing authority and a major precepting authority are to calculate their budget requirements for a financial year and sections 33 and 44 of the 1992 Act set out respectively how such authorities are to calculate the basic amount of their council tax.

Mae'r Rheoliadau hyn yn gwneud diwygiadau pellach i'r cyfrifiadau sy'n angenrheidiol o dan adran 33 o Ddeddf 1992 fel y maent yn gymwys i'r awdurdodau bilio yng Nghymru. Effaith y Rheoliadau yw dileu'r gofyniad (a ragnodwyd yn adran 33(3C)) y byddai'n ofynnol, pan fyddai cyllideb awdurdod o'r fath yn fwy na swm rhagnodedig, i'r awdurdod gynyddu swm sylfaenol ei dreth gyngor er mwyn cymryd i ystyriaeth ostyngiad dilynol yn y cymhorthdal ar gyfer budd-dâl y dreth gyngor a gâi ei dalu iddo. Mae i'r newidiadau hyn effaith ar 29 Chwefror 2000.

Darparodd Rheoliadau Awdurdodau Lleol (Newid Cyfrifiadau Angenrheidiol) (Cymru) 1999 na ddylai'r "police grant" fel y'i diffinnir yn adran 43(6A) o Ddeddf 1992 fod yn gymwys i'r awdurdodau praeseptio pennaf yng Nghymru, gan osod yn ei le ddiffiniad amgen a oedd yn gymwys i adrannau 43 a 44 o Ddeddf 1992. Mae'r Rheoliadau hyn yn gwneud diwygiadau pellach i'r diffiniad amgen drwy amnewid diffiniadau newydd yn adran 43(6C) a (6D).

These Regulations make further amendments to the calculations required by section 33 of the 1992 Act as they apply to billing authorities in Wales. The effect of them is to remove the requirement (which was prescribed in section 33(3C)) that when such an authority's budget exceeded a prescribed figure, the authority would be required to increase the basic amount of its council tax to take account of a consequent reduction in the council tax benefit subsidy which would be paid to it. These changes take effect on 29th February 2000.

The Local Authorities (Alteration of Requisite Calculations) (Wales) Regulations 1999 provided that "police grant" as defined in section 43(6A) of the 1992 Act should not apply to major precepting authorities in Wales and substituted an alternative definition which applied to sections 43 and 44 of the 1992 Act. These Regulations make further amendments to the alternative definition by substituting new definitions in section 43(6C) and (6D).

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LLYWODRAETH LEOL, CYMRU

STATUTORY INSTRUMENTS

2000 No. (W.)

LOCAL GOVERNMENT, WALES

**The Local Authorities (Alteration of
Requisite Calculations) (Wales)
Regulations 2000**

Made 2000

Coming into force 29th February 2000

Rheoliadau Awdurdodau Lleol (Newid Cyfrifiadau Angenrheidiol) (Cymru) 2000



Wedi'u gwneud 2000

Yn dod i rym 29 Chwefror 2000

Mae Cynulliad Cenedlaethol Cymru yn gwneud y Rheoliadau canlynol drwy arfer y pwerau a roddwyd i'r Ysgrifennydd Gwladol gan adrannau 32(9)^(a), 33(4)^(b), 43(7) a 113 o Ddeddf Cyllid Llywodraeth Leol 1992 sydd bellach wedi'u breinio ynddo i'r graddau eu bod yn arferadwy yng Nghymru^(c).

Enwi, cychwyn, cymhwyso a dehongli

1.-(1) Enw'r Rheoliadau hyn yw Rheoliadau Awdurdodau Lleol (Newid Cyfrifiadau Angenrheidiol) (Cymru) 2000 a deuant i rym ar 29 Chwefror 2000.

(2) Mae'r Rheoliadau hyn yn gymwys yng Nghymru yn unig.

(3) Yn y Rheoliadau hyn mae cyfeiriad at adran â rhif yn gyfeiriad at adran o Ddeddf Cyllid Llywodraeth Leol 1992.

Cyfrifo swm sylfaenol y dreth (awdurdodau bilio)

2. Yn adran 33, hepgorer isadran (3C)^(ch).

Cyfrifo anghenion cyllidebol (awdurdodau praeseptio pennaf)

3.-(1) Diwygir adran 43^(d) fel a ganlyn.

(2) Yn lle (6C), gosoder -

The National Assembly for Wales makes the following Regulations in exercise of the powers conferred on the Secretary of State by sections 32(9)^(a), 33(4)^(b), 43(7) and 113 of the Local Government Finance Act 1992 which are now vested in it so far as exercisable in Wales^(c).

Citation, commencement, application and interpretation

1.-(1) These Regulations may be cited as the Local Authorities (Alteration of Requisite Calculations) (Wales) Regulations 2000 and shall come into force on 29th February 2000.

(2) These Regulations apply only to Wales.

(3) In these Regulations a reference to a numbered section is a reference to a section of the Local Government Finance Act 1992.

Calculation of basic amount of tax (billing authorities)

2. In section 33, omit subsection (3C)^(d).

Calculation of budget requirement (major precepting authorities)

3.-(1) Section 43^(e) is amended as follows.

(2) For (6C), substitute –

"(6C) In relation to a major precepting authority in Wales in this section and section 44 below "police grant" means the total amount of grant payable to that authority in accordance with the relevant police grant report."

"(6C) In relation to a major precepting authority in Wales in this section and section 44 below "police grant" means the total amount of grant payable to that authority in accordance with the relevant police grant report."

(3) Yn lle (6D) gosoder -

(3) For (6D) substitute –

"(6D) In subsection (6C) above "the relevant police grant report" means for a financial year commencing on or after 1st April 2000 the police grant report for that year approved by a resolution of the House of Commons pursuant to section 46 of the Police Act 1996^(dd)."

"(6D) In subsection (6C) above "the relevant police grant report" means for a financial year commencing on or after 1st April 2000 the police grant report for that year approved by a resolution of the House of Commons pursuant to section 46 of the Police Act 1996^(f)."

Llofnodwyd ar ran Cynulliad Cenedlaethol
Cymru o dan adran 66(1) o Ddeddf
Llywodraeth Cymru 1998^(e)

Signed on behalf of the National Assembly for
Wales under section 66(1) of the Government
of Wales Act 1998^(g)

2000

2000

Llywydd y Cynulliad Cenedlaethol

The Presiding Officer of the National Assembly

(a) 1992 p.14; diwygiwyd adran 32(9) gan
baragraff 4 o Atodlen 12 i Ddeddf Llywodraeth Leol
(Cymru) 1994 (p.19).

(a) 1992 c.14; section 32(9) was amended by
paragraph 4 of Schedule 12 to the Local
Government (Wales) Act 1994 (c.19).

(b) Diwygiwyd Adran 33 gan baragraff 5 o Atodlen
12 i Ddeddf Llywodraeth Leol (Cymru)1994,

(b) Section 33 was amended by paragraph 5 of
Schedule 12 to the Local Government (Wales)
Act 1994, the Local Authorities (Alteration of
Requisite Calculations and Funds) Regulations
1994 (S.I. 1994/246), the Local Authorities
(Alteration of Requisite Calculations and Funds)
Regulations 1995 (S.I. 1995/234) and the Local
Authorities (Alteration of Requisite Calculations)
(Wales) Regulations 1999 (S.I. 1999/296).

Rheoliadau Awdurdodau Lleol (Newid Cyfrifiadau
Angenrheidiol a Chronfeydd) 1994 (O.S.
1994/246), Rheoliadau Awdurdodau Lleol (Newid
Cyfrifiadau Angenrheidiol a Chronfeydd) 1995 (O.
S. 1995/234) a Rheoliadau Awdurdodau Lleol
(Newid Cyfrifiadau Angenrheidiol) (Cymru) (O.S.
1999/296).

(c) Gweler Gorchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672).

(ch) Mewnosodwyd Adran 33(3C) gan Reoliadau Awdurdodau Lleol (Newid Cyfrifiadau Angenrheidiol) (Cymru) 1999 (O.S. 1999/296).

(d) Diwygiwyd Adran 43 gan Reoliadau Awdurdodau Lleol (Newid Cyfrifiadau Angenrheidiol a Chronfeydd) 1995 (O.S. 1995/234) a Rheoliadau Awdurdodau Lleol (Newid Cyfrifiadau Angenrheidiol) (Cymru) 1999 (O.S. 1999/296).

(dd) 1996. p.16.

(e) 1998 p.38.

(c) See the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672).

(d) Section 33 (3C) was inserted by the Local Authorities (Alteration of Requisite Calculations) (Wales) Regulations 1999 (S.I. 1999/296).

(e) Section 43 was amended by the Local Authorities (Alteration of Requisite Calculations and Funds) Regulations 1995 (S.I. 1995/234) and the Local Authorities (Alteration of Requisite Calculations) (Wales) Regulations 1999 (S.I. 1999/296).

(f) 1996. c.16.

(g) 1998 c.38.

