

THE NATIONAL ASSEMBLY FOR WALES

LEGISLATION COMMITTEE REPORT

The Electricity Supply Industry (Rateable Values) Order 2000

Background

This order follows directly from the Central Rating List (Wales) Regulations 1999 and the Committee is referred to the report which was considered in this respect at the meeting on 16 November 1999.

The businesses which appear in the central rating list (as previously mentioned mainly those belonging to public utility undertakings) will have their rateable values prescribed by the National Assembly.

Paragraph 3(2) of Schedule 6 of the Local Government Finance Act 1988 gives the Assembly powers to set aside (by order) the normal rules and valuations and instead prescribe alternative rules for determining the rateable value of classes of hereditaments, or to prescribe values for hereditaments appearing on the central rating list.

Further, in this particular instance use is made also of powers available under paragraph 3(1) of Schedule 6, whereby the National Assembly may by order provide that a hereditament of a description prescribed in the order is not to be valued by way of the normal rules and that alternative rules can again be prescribed.

The order effectively replaces the Electricity Supply Industry (Rateable Values) Order 1994, which was also made under both paragraphs 3(1) and 3(2) and applied for the financial years between 1 April 1995 and 31 March 2000.

Standing Order 11.5

No points have been identified as matters in respect of which the Committee needs to invite the Assembly to pay special attention.

Comments on the Order

The Legal Advisers to the Committee were given sufficient opportunity to comment upon the order at an early stage and corrections were made as a result.

Article 2

Article " - definition of "**declared net capacity**". It would have been clearer if the words "the relevant conditions are that" had been inserted into the second and third paragraphs of the bracketed wording as they have in the first and final paragraphs.

Article 9

The bracketing used in the formula in the Welsh text does not match that in the English text, in that it does not include the denominator.

Article 10

It is understood that the brackets around " $v - V$ " in the expression/formula should also be around in the lower half (the other "V") of the fraction (as in Article 9). This is apparently caused to a computer irregularity and will, we understand, be rectified in the final print.

Footnotes

These will be allocated to the relevant pages in the final printed version as usual.

M German OBE AM

Chair

Legislation Committee

21 March 2000

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