SCOTTISH STATUTORY INSTRUMENTS

2005 No.103

RATING AND VALUATION

The Non Domestic Rating (Rural Areas and Rateable Value Limits) (Scotland) Order 2005

Made - - - -	*1st March 2005*
Laid before the Scottish Parliament - - - -	*3rd March 2005*
Coming into force - -	*1st April 2005*

The Scottish Ministers, in exercise of the powers conferred by section 8(3), and paragraphs 1(3)(c) and (5), 3(2)(b) and 4(2)(b) of Schedule 2 to the Local Government and Rating Act 1997(**1**) and of all other powers enabling them in that behalf, hereby make the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Non Domestic Rating (Rural Areas and Rateable Value Limits) (Scotland) Order 2005 and shall come into force on 1st April 2005.

(2) In this Order–

"the Act" means the Local Government and Rating Act 1997;

"the Census Report" means the publication "Scotland's Census 2001, Key Statistics for Settlements and Localities Scotland"(**2**) which was published by the General Register Office for Scotland in 2003 and was laid before the Scottish Parliament pursuant to section 4(1) of the Census Act 1920(**3**).

Designation of rural areas

2.—(1) There are designated as rural areas for the purposes of paragraph 1 of Schedule 2 to the Act (rural settlement list) each of the local authority areas specified in column 1 of Schedule 1 to this Order under exclusion of the localities specified in column 2 of that Schedule opposite the name of the local authority area in question.

(**1**) 1997 c. 29. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(**2**) ISBN Number 1-874451-68-0. Copies of this document may be purchased from Customer Services, General Register Office for Scotland, Ladywell House, Ladywell Road, Edinburgh EH12 7TF.

(**3**) 1920 c. 41.

(2) The boundaries of the localities specified in column 2 of Schedule 1 to this Order shall be the boundaries of those localities used for the purposes of the Census Report and as these are delineated on the maps annexed to that publication.

Rateable value limits

3.—(1) The amount prescribed for the purposes of paragraph 3(2)(b) of Schedule 2 to the Act (mandatory relief) shall be–

(a) in the case of any lands and heritages which, in whole or in part, are used as a qualifying general store, qualifying food store(**4**) or qualifying post office, £7,000; and

(b) in the case of any lands and heritages which satisfy the conditions prescribed for the purposes of paragraph 3(2)(c)(ii) of that Schedule(**5**), £10,500.

(2) The amount prescribed for the purposes of paragraph 4(2)(b) of Schedule 2 to the Act (discretionary rate relief – maximum rateable value) is £14,000.

Revocations

4. The orders specified in Schedule 2 to this Order are hereby revoked.

St Andrew's House, Edinburgh
1st March 2005

TOM McCABE
A member of the Scottish Executive

(**4**) Section 29 of the Local Government in Scotland Act 2003 (asp 1) amends paragraph 3(2)(c)(i) of Schedule 2 to the Local Government and Rating Act 1997 to add qualifying food stores to those lands and heritages qualifying for mandatory relief.

(**5**) Article 3 of the Non Domestic Rating (Petrol Filling Stations, Public Houses and Hotels) (Scotland) Order 2003 (S.S.I. 2003/188) prescribes conditions for the purposes of paragraph 3(2)(c)(ii) of Schedule 2 to the Local Government and Rating Act 1997

SCHEDULE 1 Article 2

DESIGNATED RURAL AREAS

Local authority area *1*	*Excluded localities* *2*
Aberdeenshire	Banchory
	Banff
	Ellon
	Fraserburgh
	Huntly
	Inverurie
	Kemnay
	Macduff
	Peterhead
	Portlethen
	Stonehaven
	Turiff
	Westhill
Angus	Arbroath
	Brechin
	Carnoustie
	Dundee
	Forfar
	Kirriemuir
	Montrose
Argyll and Bute	Ardrishaig
	Campbeltown
	Dunoon
	Helensburgh
	Lochgilphead
	Oban
	Port Bannatyne
	Rhu and Shandon
	Rothesay
	Sandbank
East Ayrshire	Auchinleck

Local authority area *1*	*Excluded localities* *2*
	Bellsbank
	Cumnock
	Dalmellington and Burnton
	Darvel
	Galston
	Hurlford and Crookedholm
	Kilmarnock
	Logan
	Mauchline
	New Cumnock
	Newmilns
	Stewarton
North Ayrshire	Ardrossan
	Beith
	Dalry
	Dreghorn
	Irvine
	Kilbirnie
	Kilwinning
	Largs
	Saltcoats
	Springside
	Stevenston
	West Kilbride
South Ayrshire	Ayr
	Girvan
	Maybole
	Prestwick
	Troon
Clackmannanshire	Alloa
	Alva
	Clackmannan
	Tillicoultry
	Tullibody

Local authority area *1*	*Excluded localities* *2*
Dumfries and Galloway	Annan
	Castle Douglas
	Dalbeattie
	Dumfries
	Kirkcudbright
	Locharbriggs
	Lockerbie
	Newton Stewart
	Stranraer
East Dunbartonshire	Bearsden
	Bishopbriggs
	Kirkintilloch
	Lennoxtown
	Lenzie
	Milngavie
	Milton of Campsie
West Dunbartonshire	Alexandria
	Bonhill
	Clydebank
	Dumbarton
	Duntocher and Hardgate
	Faifley
	Milton
	Old Kilpatrick
	Renton
Falkirk	Bo'ness
	Bonnybridge
	Carron
	Denny
	Falkirk
	Grangemouth
	Hallglen
	Polmont
	Stenhousemuir