STATUTORY RULES OF NORTHERN IRELAND

2011 No. 42

RATES

Rates (Completion Notices) (Financial Adjustments) Regulations (Northern Ireland) 2011

Made - - - -	*18th February 2011*
Coming into operation	*1st October 2011*

The Department of Finance and Personnel makes the following Regulations in exercise of the powers conferred by Article 25B(1) of, and paragraph 10 of Schedule 8B to, the Rates (Northern Ireland) Order 1977(**1**).

Citation and commencement

1. These Regulations may be cited as the Rates (Completion Notices) (Financial Adjustments) Regulations (Northern Ireland) 2011 and shall come into operation on 1st October 2011.

Financial adjustments

2.—(1) Where, in any case to which paragraph 10(1) of Schedule 8B to the Rates (Northern Ireland) Order 1977 applies,

(a) the day stated in the completion notice is not actually determined as the completion day for the building to which the notice relates; and

(b) the amount claimed in the demand note from the person chargeable in respect of the hereditament in question is different from the amount that would have been claimed if the actual completion day had been used in levying the rate,

then a financial adjustment shall be made in accordance with the following provisions.

(2) Where an amount has been paid on account of the rate by the person chargeable that would not have been payable if the actual completion day was used in assessing the amount claimed in the demand note, that amount shall be repaid or allowed.

(3) Where the amount so claimed in the demand note is less than the amount that would have been claimed as due on account of the rate from the person chargeable if the actual completion day had been used in assessing the amount, then the difference, insofar as it remains due, shall be recoverable from that person as arrears of rate.

(**1**) S.I. 1977/2157 (N.I. 28); Article 25B and Schedule 8B were inserted by Article 5 of the Rates (Amendment) (Northern Ireland) Order 2004 (S.I. 2004/703 (N.I. 4))