1983 No. 35

RATING AND VALUATION

Valuation (British Telecommunications) Order (Northern Ireland) 1983

Made . . . . . *28th February 1983*

Coming into operation . . . *1st April 1983*

To be laid before Parliament

The Secretary of State, in exercise of the powers conferred on him by section 37(1) to (5) of the British Telecommunications Act 1981(**a**), after consultation with the Corporation and with such associations of district councils and such district councils as he considers appropriate, hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the Valuation (British Telecommunications) Order (Northern Ireland) 1983 and shall come into operation on 1st April 1983.

Revocation

2. The Valuation (Post Office Telecommunication Services) (Northern Ireland) Order 1976(**b**) is hereby revoked.

Interpretation

3.—(1) In this Order—

"the Commissioner" means the Commissioner of Valuation for Northern Ireland;

"rate year" means the year for which apportionment of the net annual value of the Corporation's hereditaments is being determined;

"year" (except in Article 4) means a period of 12 months beginning with 1st April.

(2) The Interpretation Act 1978(**c**) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Duration of Order

4. This Order shall have effect with regard to the period

(*a*) commencing with the date of its coming into operation; and

(*b*) expiring on 31st March in the relevant year (within the meaning of section 37 of the British Telecommunications Act 1981) next after the year ending 31st December 1983.

Aggregate amount of net annual value

5. The aggregate amount of the net annual value of the following hereditaments occupied by the Corporation for the purposes of telecommunication services, namely posts, wires, underground cables and ducts, telephone kiosks and other equipment not within a building, shall for the year ending 31st March 1984 be £655,000; but the

(**a**) 1981 c. 38
(**b**) S.I. 1976/309
(**c**) 1978 c. 30

aggregate amount in respect of each subsequent year shall be re-determined in accordance with Article 6 below.

Re-determination of net annual value

6.—(1) For the year ending 31st March 1985 and subsequent years, the aggregate amount of the net annual value determined in Article 5 above shall be re-determined by the Commissioner in accordance with the following formula:—

$$C \times \frac{BE + {}^{1}/_{5}\ RE}{147{,}500}$$

C being the aggregate amount of the net annual value determined by Article 5 of this Order;

BE being the number of business exchange connections on 31st March in the year penultimate to the rate year; and

RE being the number of residential exchange connections on 31st March in the year penultimate to the rate year.

(2) Where the aggregate amount of the re-determined net annual value is not a multiple of £5,000 it shall be rounded to the nearest multiple, and for the purpose of this paragraph a sum which is not a multiple of £5,000 but is a multiple of £2,500 shall be treated as if it were nearer to the multiple of £5,000 next above it than to the multiple £5,000 next below it.

(3) In this Article—

"number of business exchange connections" means the aggregate of the number of exclusive exchange telephone and telex lines and the number of shared party exchange telephone and telex lines used by business subscribers of the Corporation in Northern Ireland and which the Corporation for the purpose of computing the re-determination required by paragraph (1) above certifies to be the correct figure for the purposes of expression BE; but where the aggregate number includes a figure less than 100 it shall be sufficient where that figure is 50 or more for the Corporation to certify the aggregate number rounded up to the nearest 100 and where that figure is less than 50 to disregard it;

"number of residential exchange connections" means the aggregate of the number of exclusive exchange telephone and telex lines and the number of shared party exchange telephone and telex lines used by residential subscribers of the Corporation in Northern Ireland and which the Corporation for the purpose of computing the re-determination required by paragraph (1) above certifies to be the correct figure for the purposes of expression RE; but where the aggregate number includes a figure less than 1,000 it shall be sufficient where that figure is 500 or more for the Corporation to certify the aggregate figure rounded up to the nearest 1,000 and where that figure is less than 500 to disregard it.

(4) It shall be the duty of the Corporation, before 30th September in the year preceding the rate year, to transmit to the Commissioner the certificate required by paragraph (3) above.

Apportionment of net annual value

7.—(1) The Commissioner shall, in accordance with the following provisions of this Article, calculate the apportionment of the aggregate amount of the net annual value determined in accordance with Articles 5 and 6(1) of this Order among the districts of district councils and shall as soon as may be after the beginning of the rate year, alter the valuation list in accordance with Article 50(1)(*a*)(iii) of the Rates (Northern Ireland) Order 1977(**a**).

(a) S.I. 1977/2157 (N.I. 28)