1978 No. 231

PAYMENTS FOR DEBT

Payments for Debt (Costs of Collection) Order (Northern Ireland) 1978

Made . . . . . *14th August* 1978

Coming into operation . . . *25th September* 1978

The Department of Commerce (in this Order referred to as "the Department") with the approval of the Department(a) of Finance in exercise of the powers conferred on it by section 2 of the Payments for Debt (Emergency Provisions) Act (Northern Ireland) 1971(b) (hereinafter referred to as "the Act") and of every other power enabling it in that behalf, hereby makes the following Order.

Citation and commencement

1. This Order may be cited as the Payments for Debt (Costs of Collection) Order (Northern Ireland) 1978 and shall come into operation on 25th September 1978.

Application

2. Where any monies due to a person or his spouse are recoverable under Section 1 of the Act by a government department or local or public authority in or towards the settlement of any sum appearing to be due by that person or his spouse in respect of any outstanding debt for electricity supplied by the Northern Ireland Electricity Service or gas supplied by a District Council or any charge in respect of the provision of a meter or other device installed to measure or regulate such supply of electricity or gas that person or his spouse shall be required to pay to the Department or authority making the recovery the costs of collection of the sum so recoverable.

Basis of calculation

3. The basis on which the costs of collection shall be calculated shall be as follows:—

(*a*) Where the collection is made out of monies which are due in respect of any period, the costs of collection shall be 50p in respect of each week or part of a week in that period to which the monies out of which the collection is made relate. Where however more than one collection is made from any person or his spouse in respect of any week or part of a week the total cost of collection for that week or part of a week shall be limited to 50p.

(*b*) When the collection is made out of monies which are due to be paid otherwise than in respect of a period the costs of collection shall be 10% of the amount collected or £26 whichever is the less.

Costs

4. The costs of collection shall be payable in respect of any collection made on or after 1st October 1978.

(a) Formerly Ministry: *see* 1973 c. 36 s. 40 and Sch. 5 para. 8(1)

(b) 1971 c. 30 (N.I.) as amended by Article 3 of the Payments for Debt (Amendment) (N.I.) Order 1978 (S.I. 1978/1046 (N.I. 16))