1976 No. 22

VALUATION

Revaluation (Consequential Provisions) Order (Northern Ireland) 1976

Made . . . . . *2nd February* 1976

Coming into operation . . . *1st April* 1976

To be laid before Parliament under paragraph 3(3) *of Schedule* 1 *to the Northern Ireland Act* 1974.

The Department(a) of Finance, in exercise of the powers conferred on it by Article 45(7) and (8) of the Rates (Northern Ireland) Order 1972(b) 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 Revaluation (Consequential Provisions) Order (Northern Ireland) 1976 and shall come into operation on 1st April 1976.

Modification of transferred provisions

2. The transferred provisions mentioned in columns 1 to 3 of the Schedule (the general effect of which is indicated, in each case, in column 3) shall have effect subject to the modifications specified in column 4.

Savings

3. In relation to the Belfast Harbour Act 1883(c) and the Londonderry Port and Harbour Act 1920(d) notwithstanding anything contained in this order—

(*a*) a person who immediately before the 1st April 1976 held, or was qualified to hold, office as a Commissioner for the purposes of the enactments relating to—

(i) the port and harbour of Belfast;

(ii) the port and harbour of Londonderry;

shall not cease to hold, or be disqualified from holding, such office by reason only of the provisions of this order, so long as he remains in occupation of the premises in respect of which he held or was qualified to hold office at that time; and

(*b*) a person who immediately before the 1st April 1976, was registered as an elector under section 8 of the Belfast Harbour Act 1883, or under section 10 or section 11 of the Londonderry Port and Harbour Act 1920, shall not be disqualified from being registered or voting as such elector by reason only of the provisions of this order, so long as he remains in occupation of the premises in respect of which he was registered as an elector at that time.

(a) Formerly Ministry: *see* 1973 c. 36 s. 40 Sch. 5 para. 8(1)
(b) S.I. 1972/1633 (N.I. 16)
(c) 1883 c. lix
(d) 1920 c. lxxv

Rent Restrictions Acts

4. In relation to the Rent and Mortgage Interest (Restrictions) Acts (Northern Ireland) 1920 to 1967 notwithstanding any alteration in the rateable value or net annual value of dwelling-houses effected by the coming into force of the third general revaluation the said Acts shall continue to apply, subject to the provisions of those Acts, to dwelling-houses and mortgages to which the said Acts applied immediately before the said revaluation came into force.

Repeals

5. In consequence of the provisions of this order, sections 6, (1) to (6), 10 and 11 of the Revaluation (Amendment and Consequential Provisions) Act (Northern Ireland) 1957(e) are hereby repealed.

Sealed with the Official Seal of the Department of Finance for Northern Ireland on 2nd February 1976.

(L.S.) *F. G. Dougall*
Assistant Secretary

(e) 1957 c. 5 (N.I.)

SCHEDULE

1 *Chapter or Number*	2 *Title*	3 *Relevant provision and subject matter*	4 *Modification*
10 & 11 Vict. c. 16	Commissioners Clauses Act 1847	Section 24 (in its application by section 12 of the Londonderry Port and Harbour Act 1854)(f) (Scale of votes of owners and occupiers)	For the scale of votes of owners and occupiers substitute the following scale: "If the property in respect of which he is entitled to vote be rated upon a rateable value of less than five hundred pounds, he shall have one vote: If such rateable value amount to five hundred pounds and be less than eight hundred and fifty pounds, he shall have two votes: If it amount to eight hundred and fifty pounds and be less than one thousand three hundred pounds, he shall have three votes: If it amount to one thousand three hundred pounds and be less than one thousand eight hundred pounds, he shall have four votes: If it amount to one thousand eight hundred pounds and be less than two thousand four hundred pounds, he shall have five votes: And if it amount to or exceed two thousand four hundred pounds, he shall have six votes:"

(f) 17 & 18 Vict. c. clxxvii, as amended by s. 2(2) of the Revaluation (Consequential Provisions) Act (Northern Ireland) 1936, 26 Geo. 5 & 1 Edw. 8 c. 11 (N.I.) ("the Act of 1936") and further amended by s. 6(6) of the Revaluation (Amendment and Consequential Provisions) Act (Northern Ireland) 1957, c. 5 (N.I.) ("the Act of 1957")

1 *Chapter or Number*	2 *Title*	3 *Relevant provision and subject matter*	4 *Modification*
46 & 47 Vict. c. lix	Belfast Harbour Act 1883	Section 4(g) (Qualification of Commissioners)	For the words "one hundred and fifty pounds" wherever they occur substitute "nine hundred pounds".
		Section 8(h) (Qualification of electors)	For "thirty-five pounds" substitute "two hundred and ten pounds".
		Section 16(i) (Scale of votes for occupiers)	For the scale of votes for occupiers of premises substitute the following scale: "Of premises of two hundred and ten pounds and less than four hundred and eighty pounds net annual value . . One vote. Of premises of four hundred and eighty pounds and less than nine hundred pounds net annual value . . . Two votes. Of premises of nine hundred pounds and less than one thousand five hundred pounds net annual value . . . Three votes. Of premises of one thousand five hundred pounds and less than two thousand one hundred pounds net annual value . . . . . Four votes.

(g) As amended by s. 2(1)(*a*) of the Act of 1936 and further amended by s. 6(1) of the Act of 1957
(h) As amended by s. 2(1)(*b*) of the Act of 1936 and further amended by s. 6(2) of the Act of 1957
(i) As amended by s. 2(1)(*c*) of the Act of 1936 and further amended by s. 6(3) of the Act of 1957

1 *Chapter or Number*	2 *Title*	3 *Relevant provision and subject matter*	4 *Modification*
			Of premises of two thousand one hundred pounds and less than two thousand seven hundred pounds net annual value Five Votes. Of premises of two thousand seven hundred pounds and upwards net annual value Six Votes".
9 & 10 Geo. 5 c. 45	Housing (Ireland) Act 1919	Section 6 (as substituted by section 1 of the Housing (Miscellaneous Provisions) Act (Northern Ireland) 1964)(j) (Compensation for certain unfit houses)	In subsection (3) for the words from "shall notwithstanding anything in subsection (1) or (2) of this section" to the end of the subsection, substitute "shall, notwithstanding anything in subsection (1) or (2) of this section, not be less than— (*a*) where the house was acquired prior to 1st April 1976, four times the net annual value of the house at the date of acquisition of the land comprising the house or, as the case may be, four times the net annual value of that part of the house at that date; (*b*) where the house was acquired on or after 1st April 1976, one and three-quarters times the net annual value of the house at the date of acquisition of the land comprising the house or, as the case may be, one and three-quarters times the net annual value of that part of the house at that date."

(j) 1964 c. 26 (N.I.)