1973. No. 47 **[NC]**

RATES (NORTHERN IRELAND) ORDER 1972

Date of Commencement

ORDER, DATED 27TH FEBRUARY 1973, MADE BY THE SECRETARY OF STATE UNDER THE RATES (NORTHERN IRELAND) ORDER 1972.

In exercise of the powers conferred on me by section 1(1) of the Northern Ireland (Temporary Provisions) Act 1972(a) and Article 1(2) of the Rates (Northern Ireland) Order 1972(b) I hereby order as follows:—

Citation and interpretation

1.—(1) This order may be cited as the Rates (Northern Ireland) Order 1972 (Commencement) Order (Northern Ireland) 1973.

(2) In this order references to "the Order" are references to the Rates (Northern Ireland) Order 1972.

Dates of commencement

2.—(1) The provisions of the Order specified in Schedule 1 shall come into operation on the date of the making of this Order.

(2) The provisions of the Order specified in Schedule 2 shall come into operation on 1st April 1973.

(3) The provisions of the Order specified in Schedule 3 shall come into operation on the date of the first election of members of district councils.

(4) The provisions of the Order specified in Schedule 4 shall come into operation on 1st October 1973.

Dated this 27th day of February 1973.

W. S. I. Whitelaw,
One of Her Majesty's Principal Secretaries of State.

(a) 1972. c. 22. (b) S.I. 1972/1633 (N.I. 16).

SCHEDULE 1

PROVISIONS COMING INTO OPERATION ON THE DATE OF THE MAKING OF THIS ORDER

Provisions of the Order	*Subject matter of provisions*
Article 1.	Title and commencement.
Article 2 paragraph (1), paragraph (2) to the extent that it defines "district", "district council", "district rate", "hereditaments", "levy", "Minister", "Ministry", "modify", "prescribed", "product", "rate", "regional rate", "regulations", "transferred provision", and "year" and paragraph (6).	General interpretation.
Article 5.	Temporary provisions.
Article 29(3) and (4).	Regulations and orders concerning rate rebate.
Article 35.	Product of rate.
Article 37 and Schedules 12 and 13, except entries 1, 2 and 3 in Schedule 13 and Article 37(2) so far as it relates to those entries.	Hereditaments.
Article 41(6).	Power to amend Schedule 15.
Article 61.	Regulations.
Article 62.	Expenses.
Article 63(2) and Schedule 18 Part I paragraph 1 (to the extent that it empowers the making of orders under that paragraph) and paragraphs 17 and 18.	Transitional provisions.

SCHEDULE 2

PROVISIONS COMING INTO OPERATION ON 1ST APRIL 1973

Provisions of the Order	*Subject matter of the provisions*
Article 2 so far as not already in operation except, in paragraph (2), the definition of "rebate application".	General interpretation.
Article 3 and Schedules 2 to 6.	Interpretation: definitions relating to industrial, railway and freight-transport hereditaments, and certain hereditaments of a domestic nature.
Article 4 and Schedule 7.	Interpretation: definitions of "material change of circumstances" and "the time of valuation".
Article 13.	Effect of alteration in valuation list.
Article 17 and Schedule 8.	Rateable value of hereditaments.
Part III and Schedules 14 to 16, so far as not already in operation, except— (*a*) Article 37(2) so far as it relates to entries 1, 2 and 3 in Schedule 13; (*b*) Article 41(5) and Schedule 15 so far as they relate to any body other than the Police Authority for Northern Ireland; (*c*) Article 44(3); and (*d*) Article 46.	Valuation.
Article 60 so far as it relates to Article 58 or Article 59.	Offences.
Article 63(1) and Schedule 17 paragraphs 4, 5, 8 (except for the words from "and for" onwards), 9(*a*), 10(*a*), 13, 18 and 19.	Amendments.
Article 63(2) and the following provisions of Schedule 18— (*a*) Part I paragraphs 4A, 13, 14(2) and (3), 16 and 16A, (*b*) Part III paragraphs 3A, 4 and 7, and (*c*) Part IV.	Transitional provisions, etc.
Article 63(3) and Schedule 19 to the extent set out in the Appendix to this Schedule.	Repeals.

APPENDIX TO SCHEDULE 2

REPEALS TAKING EFFECT ON 1ST APRIL 1973

PART I—PUBLIC GENERAL ACTS

Chapter	*Short title*	*Extent of repeal*
1 & 2 Vict. c. 56	The Poor Relief (Ireland) Act 1838.	Sections 63 and 67.
6 & 7 Vict. c. 36	The Scientific Societies Act 1843.	The whole Act.
15 & 16 Vict. c. 63	The Valuation (Ireland) Act 1852.	The whole Act.
17 & 18 Vict. c. 8	The Valuation (Ireland) Act 1854.	The whole Act.
23 & 24 Vict. c. 4	The Annual Revision of Rateable Property (Ireland) Amendment Act 1860.	The whole Act except the proviso to section 6 and sections 14 and 15.
27 & 28 Vict. c. 52	The Valuation (Ireland) Act 1864.	Sections 1 to 3.
41 & 42 Vict. c. 52	The Public Health (Ireland) Act 1878.	Section 194.
12 Geo. 5 c. 6 (N.I.)	The Ministries of Northern Ireland Act (Northern Ireland) 1921.	In the Schedule the words "Commissioner of Valuation and".
18 & 19 Geo. 5 c. 30 (N.I.)	The Rating and Valuation (Apportionment) Act (Northern Ireland) 1928.	Sections 1(1)(*b*) and (*c*), (2) and (3). Sections 4 to 7. In section 8 the definitions of "valuation lists", "hereditament", "Commissioner of Valuation" and "prescribed". The Schedule.
20 Geo. 5 c. 10 (N.I.)	The Local Government (Rating and Finance) Act (Northern Ireland) 1929.	Section 2(1) and (2). Section 5(3). Section 8. Section 9(1) and (4). Section 19.
21 & 22 Geo. 5 c. 26 (N.I.)	The Valuation Acts Amendment Act (Northren Ireland) 1932.	Sections 1, 3, 4(5), 6 to 15, 18 and 20. In section 21(1) the definitions of "valuation lists", "railway hereditaments" and "Commissioner of Valuation". Sections 23 and 24.

Chapter	*Short title*	*Extent of repeal*
22 & 23 Geo. 5 c. 4 (N.I.)	The Railways (Valuation for Rating) Act (Northern Ireland) 1932.	The whole Act.
26 Geo. 5 & 1 Edw. 8 c. 10 (N.I.)	The Local Government (Finance) Act (Northern Ireland) 1936.	Section 13.
26 Geo. 5 & 1 Edw. 8 c. 11 (N.I.)	The Revaluation (Consequential Provisions) Act (Northern Ireland) 1936.	Section 3. Section 11. Sections 13, 14 and 15.
26 Geo. 5 & 1 Edw. 8 c. 33 (N.I.)	The Finance Act (Northern Ireland) 1936	In section 11(1) the definition of "Commissioner of Valuation".
2 Geo. 6 c. 26 (N.I.)	The Air-Raid Precautions Act (Northern Ireland) 1938.	Section 11.
2 & 3 Geo. 6 c. 15 (N.I.)	The Civil Defence Act (Northern Ireland) 1939.	Section 55.
4 & 5 Geo. 6 c. 12 (N.I.)	The Valuation Acts Amendment Act (Northern Ireland) 1940	The whole Act.
1946 c. 12	The Valuation Acts Amendment Act (Northern Ireland) 1946.	The whole Act.
1949 c. 4	The Finance (Miscellaneous Provisions) Act (Northern Ireland) 1949	Section 4.
1952 c. 5	The Foyle Fisheries Act (Northern Ireland) 1952.	In section 12(2) the words "or tenement" where they first occur.
1953 c. 10	The Valuation Acts Amendment Act (Northern Ireland) 1953	The whole Act.
1954 c. 34	The Valuation Acts Amendment Act (Northern Ireland) 1954.	The whole Act.
1956 c. 23	The Rating and Valuation (Amendment) Act (Northern Ireland) 1956.	Sections 1, 2, 6(1) and (3) to (6) and 7 to 10.
1957 c. 5	The Revaluation (Amendment and Consequential Provisions) Act (Northern Ireland) 1957.	Part I. Section 7. Sections 18 to 20. Section 22(2).