

LOCAL GOVERNMENT AND PUBLIC SERVICES COMMITTEE

SUBORDINATE LEGISLATION PROGRAMME 2003-04

<u>Title of SI</u>	Intent of the legislation	<u>Projected Timetable</u>			<u>Comments</u>
		Business Committee	Legislation Committee	Plenary	
<u>Controlling the council tax and national non-domestic rating systems in Wales.</u>					
1. The Council Tax (Valuation Bands) (Wales) Order 2003	To alter the values of the bands and the proportions between them.	<u>4 November 2003</u>	<u>11 November 2003</u>	<u>18 November 2003</u>	
2. The Non-Domestic Rating Contributions (Wales) (Amendment) Regulations 2003	Annual update of the rules councils applies in calculating their contributions to the NDR pool.	21 October 2003	11 October 2003	<u>25 November 2003</u>	
3. The Council Tax (Exempt Dwellings and discount Disregards) (Amendment) Order	To increase earnings limit for apprentices from £160 to £163	No dates yet, checking ODPM policy line.			Needs to be in place for 1 April 2004

<p>4.</p> <p>The Council Tax (Demand Notices) (Amendment) (Wales) Regulations 2003</p>	<p>To alter the legislation in relation to the supporting information</p> <p>Schedules need to be updated to show discounts for long term empty and discretionary discount</p>	<p>Need to seek Ministerial approval</p>	<p>No dates yet</p>		<p>E billing and other changes to follow in 2004</p>
<p>5.</p> <p>The Council Tax (Prescribed Classes of Dwellings) (Amendment) (Wales) Regulations 2003</p>	<p>Clause 76 of the LG Act enables a Class C category for long term empty property to be introduced by SI</p>	<p>Needs to meet Ministers approval</p>		<p><u>17 March 2004</u></p>	
<p>6.</p> <p>The Local Authorities (Calculation of Council Tax Base) (Amendment) (Wales) Regs</p>	<p>Following the Act there is a need to change the basis for calculating the council taxbase to take account of the discounts and flexibilities that are now available</p>	<p>Needs to seek Ministers approval</p>			<p>Needs to be in place by 1 April 2004</p>
<p>7.</p> <p>The Council Tax (Administration and Enforcement) (Amendment) (Wales) Regulations 2004</p>	<p>Clauses 81, 82 and 83 of the LG Act enable changes to the enforcement procedures for council tax by SI</p>	<p>Needs to seek Ministers approval</p>		<p><u>17 March 2004</u></p>	
<p>8.</p> <p>The Council Tax and Non-Domestic Rating (Bailiffs Fees) (Wales) Regulations 2003</p>	<p>To increase the fees Bailiffs can charge when levying distress</p>	<p>Awaiting the outcome of the LCD review. Will then need to re-submit the issue to the Minister</p>	<p>ODPM have already made them.</p>	<p><u>17 March 2004</u></p>	

9. The Valuation Tribunals (Amendment) (Wales) Regulations 2004	To remove the £4 allowance payable to members in addition to subsistence and the increase the maximum members age to 75	Awaiting a formal request from the COWVT. Will then need to put the matter to the Minister		<u>24 February 2004</u>	
10. The Council Tax (Alteration of Lists and appeals) (Wales) Amendment Regulations 2003	Will allow council taxpayers to make appeals to the Valuation Office Agency via the internet. To update appeal time limits following revaluation	Delayed. Have received revised advice from OCG	Once I've reviewed the advice I'll obtain a revised timetable	<u>Need to seek Ministerial approval</u>	2005
Capital Finance					
Act Legislation					
Part 1 Capital Finance					
11. The Local Authorities (Capital Finance and Accounting) Regulations 2003	These are required as a result of the implementation of part 1 of the Local Government Act 2003 ie the new prudential borrowing system	25 November 2003	2 December 2003	10 December 2003	These regulations will apply from the financial year 2004-2005. Therefore, they need to be in place in advance of Local Authorities setting their budgets for 2004-2005
Part 4 BIDS					

<p>12.</p> <p>Business Improvement Districts (Wales) Regs</p>	<p>Allows the Assembly to set regulations for the Business Improvements District Scheme in Wales</p>			<p>17 March 2004</p>	<p>Should not be a problem apart from resourcing and timetabling issues.</p> <p>Regulations required by 1 Apr 2004. It is intended to make these regulations as one combined BID Regulation.</p> <p>Low risk as there is likely to be little demand for BIDS as at 1 April 2004</p>
<p>Part 5 NDR</p>					
<p>13.</p> <p>The Non Domestic Rate Central List Regulations Amendment</p>	<p>To accommodate changes to central list utilities companies following company restructure</p>				<p>Need revised timetable. Regulations not drafted</p>
<p>14.</p> <p>The Non Domestic Rates Miscellaneous Provisions Amendment 2003</p>	<p>Decapitalisation Rate Changes as a result of the revaluation</p>				<p>Need revised timetable. Closing date for consultation 14 November 2003</p>
<p>15.</p> <p>Clause 64 Calculation of NDR Multiplier</p>	<p>Counters the effects of 2005 revaluation on the NNDR multiplier</p>			<p>Does not go to Plenary</p>	<p>Regulations required by 1 Apr 2005</p>

16. Clause 67 Rating of meters	Makes the rating of meters subject to rating whether they belong to a network operator or separate metering company			24 February 2004	Regulations required by 1 April 2004- subject to confirmation with ODPM
Part 6 Council Tax					

Managing the Local Government Revenue settlement

17 Clause 42 of LG Bill – Separate reports	Commencement order required to introduce this clause which will allow Wales to produce separate local government finance reports for police authorities and the rest of local government				This order would need to be in place by beginning of December to fit in with the existing proposed settlement timetable.
18. Schedule 6 Paragraph 5	To treat the Commission for Local Administration in Wales as a specified body for the purposes of the Local Government Revenue Settlement				This order would need to be in place by beginning of December to fit in with the existing proposed settlement timetable.
19. The Local Authorities (Pensions) (Wales) Regulations 2003	To make councillors' allowances pensionable as from October 2003			25 November 2003. May move to 3 December 2003	To run in tandem with UK enabling regulations

<p>20.</p> <p>The Local Authorities (Part Services Awards) (Wales) Regulations 2003</p>	<p>To compensate long serving councillors who stand down in May 2004, having not been eligible for pension related to their office, by paying a gratuity</p>			<p>15 October 2003</p>	<p>To run in tandem with UK enabling regulations.</p>
<p>21.</p> <p>The Fire Authorities Allowances (Wales) Regulations 2003</p>	<p>Regulations to provide for allowances to be paid to members of fire authorities</p>				<p>Consultation on proposals has concluded</p>
<p>22.</p> <p>The Local Government (Assistants for Political Groups) (Remuneration) (Wales) Order 2003</p>	<p>Regulations on pay of political assistants – to update provisions</p>				<p>Postponed until further notice</p>
<p>23.</p> <p>The Local Authorities (Allowances for Members of County and County Borough Councils and National Park Authorities) (Amendment)(Wales) Regulations 2003</p>	<p>To amend councillors' allowances regulations to enable allowances to cease if councillor is suspended and increase flexibility in travel and subsistence arrangements</p>			<p>Summer 2004</p>	

<p>24.</p> <p>The Local Authorities Executive Arrangements (Functions and Responsibilities) (Amendment) (Wales) Regulations 2003 and the Local Authorities (Alternative Arrangements) (Amendment) (Wales) Regulations 2003</p>	<p>Amendments to Functions and Responsibilities and Alternative Arrangements Regulations – technical updating of whether functions are for the executive of an authority</p>			<p>Provisional Date of 24 February 2004</p>	
<p>25.</p> <p>Account and Audit Regulations 1996 (Amendment) (Wales) Regulations 2003</p>	<p>Amendment to Account and Audit Regulations – changes to external audit requirements for principal and community councils</p>			<p>Before end December 2003</p>	
<p>26.</p> <p>Local Elections (Declaration of Acceptance of Office) (Amendment) (Wales) Order 2004 (working title)</p>	<p>Amendment of the Local Elections (Declaration of Acceptance of Office) (Amendment) (Wales) Order 2001 to correct the typographical error in the heading to Schedule IIA.</p>			<p>Provisional date 28 January 2003</p>	<p>Needs to be before Local Government elections</p>

<p>27.</p> <p>The Conduct of Members (Model Code of Conduct) Amendments (Wales) Order 2003</p>		<p>To enable the full council to participate in the decision making process for determining pensions for elected members of the County and County Borough Councils</p>		<p>25 November 2003. Likely to be 3 December 2003</p>	<p>To enable all councillors to participate in determination of entitlement to pensions</p>
<p>28.</p> <p>Local Authorities Indemnification of Members and Officers (Wales) Regulations 2003</p>	<p>To enable local authorities to provide indemnities to some or all of their members and officers</p>			<p>Spring 2004</p>	<p>Consultation Exercise Autumn 2003</p>
<p>29.</p> <p>Local Government Act 1972: General Disposal Consent (Wales) 2003</p>	<p>To raise the threshold at which local authorities have to seek Assembly consent to dispose of land at less than best price</p>				<p>Standing Order 27 legislation. To be considered by LGPS Committee on 22 October</p>
<p>30.</p> <p>Business Tenancies Legislation (Landlord and Tenant Act 1954) Regulatory Reform Order</p>	<p>To amend business tenancies legislation under the Landlord and Tenant Act 1954</p>			<p>Possibly November 2003</p>	
<p>31.</p> <p>Reform of Fire Safety Legislation Regulatory Reform Order</p>	<p>To provide for the reform of fire safety regulations in England and Wales</p>			<p>October 2003 at the earliest</p>	

32. Returning Officers' Charges (Amendment) Order 2003	To make provision for the reimbursement of the cost of training Presiding Officers in respect of Assembly elections	11 November 2003	18 November	26 November 2003	
33. Local Government Elections (Wales) Order 2003	To combine the local and European elections 2004	13 January 2004	20 January 2004	27/28 January 2004	Consultation to commence after delegated powers debate in Plenary
34. Local Authorities (Conduct of Referendums) (Wales) Regulations 2004	To set out the procedure for the holding of a referendum on whether to introduce a mayoral system for a local authority area, following receipt of a valid petition of a mayor	24 February 2004	9 March 2004	23 March 2004	Necessary if Ceredigion receives a valid petition
35. Local Authorities Regulations for Elected Mayor Timetabling (Working Title)		Timetable needed in due course			Dependent upon successful referendum in Ceredigion
36. Local Government Act 2003 Commencement Order	To commence provisions of LG Act 2003	11 November 2003	18 November 2003	26 November 2003	