

# Non-Domestic Rating Bill

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AMENDMENTS  
TO BE MOVED  
ON REPORT

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**Clause 13**

BARONESS SCOTT OF BYBROOK

Clause 13, page 27, line 24, at end insert “(but see sub-paragraph (4)).

(4) P’s total liability under sub-paragraph (3) may not exceed £1,800.”

***Member's explanatory statement***

*This amendment would limit the daily penalties that a person can be liable to under new paragraph 5ZD(3) of Schedule 9 to the Local Government Finance Act 1988 (inserted by clause 13(5) of the Bill) for a continuing infringement of new paragraph 5ZC(1) of that Schedule (inserted by the same clause) to a maximum of £1,800.*

BARONESS SCOTT OF BYBROOK

Clause 13, page 31, leave out lines 14 to 17 and insert—

“(3A) On an appeal under this paragraph the valuation tribunal must remit a penalty arising under paragraph 5ZC(3) unless it is satisfied beyond reasonable doubt that P knowingly or recklessly made a false statement (within the meaning of that paragraph).”

***Member's explanatory statement***

*This amendment would require the valuation tribunal to remit a penalty imposed on a person under new paragraph 5ZC(3) (inserted by clause 13(5) of the Bill) unless it is satisfied beyond reasonable doubt that the person knowingly recklessly made a false statement (instead of the position under the current drafting which merely permits the tribunal to remit such a penalty in circumstances where it is satisfied beyond reasonable doubt that the person did not knowingly or recklessly make the false statement).*

## The Schedule

BARONESS SCOTT OF BYBROOK

The Schedule, page 55, line 30, at end insert—

- “67A In section 140(2) of the Act (separate administration in England and Wales)—
- (a) omit the “, and” at the end of paragraph (a);
  - (b) omit paragraph (b).”

***Member's explanatory statement***

*This amendment would omit section 140(2)(b) of the Local Government Finance Act 1988 which is no longer needed as a result of the provision being made by clause 15 of the Bill, which makes separate provision about the calculation of multipliers for England.*



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