

## **BRECKLAND DISTRICT COUNCIL**

**Report of:** Christine Marshall, Executive Director Commercialisation

**To:** Full Council, 21 February 2019

**(Author:** Christine Marshall, Executive Director Commercialisation)

**Subject:** Council Tax 2019-20

**Purpose:** To set the amounts of Council Tax applicable for 2019-20 for each valuation bands and in each part of the district.

### **Recommendation(s):**

- 1) That Full Council approves the special expenses for 2019-20 (at paragraph 1.3)
- 2) That Full Council approves the formal council tax resolutions for 2019-20 (at paragraph 1.4.1 to 1.4.5)

### **1.0 BACKGROUND**

- 1.1 This report covers the formal resolutions required to set the Council Tax in accordance with the Local Government Finance Act 1992 as amended. The Norfolk Police & Crime Panel met on 4 February 2019 to set its precept for 2019-20. Whilst the Norfolk County Council met on 11 February 2019 to set its precept for 2019-20.

The County Council is increasing its Council Tax by 2.99%. The Norfolk Police & Crime Commissioner (NPCC) is increasing its Council Tax by 10.45%.

The Localism Act 2011 makes provision for Council Tax referendums to be held if an authority increases its basic amount of Council Tax in excess of principles determined by the Secretary of State. These excessiveness principles are set each year. For 2019-20 a referendum would be triggered if the basic amount of Council Tax increases by:

- Continued flexibility for local authorities with responsibility for adult social care, who are able to increase by up to an additional 6% in 2019-20 (comprising 3% for adult social care expenditure and 3% for other expenditure, providing the cumulative adult social care increase from 2017-18 to 2019-20 is not more than 6% overall).
- Increases of up to £24 for Police and Crime Commissioners
- Increases of less than 3% or up to and including £5, whichever is higher, for shire districts. Breckland Council fit in this category.
- Local precepting authorities (i.e. Parish Councils) are not subject to Council Tax referendums in 2019-20.

None of the precepting authorities are setting a Council Tax level that would require a referendum.

### **Budget**

- 1.2 The budget was presented to Cabinet on 5 February 2019 with a recommendation to Full Council on 21 February 2019, setting the band D Council Tax at £88.83 for the year, a £4.95 increase on a Band D property compared to 2018-19.

The Council Tax resolutions below are based on the Breckland budget figures plus the amounts requested by other precepting authorities.

### Special Expenses

- 1.3 It is proposed that the amounts to be charged as a Special Expense for the provision of the public footway lighting service are as follows:

	<b>Total</b>	<b>Band D</b>
Dereham	£9,079.24	£1.60
Thetford	£43,116.32	£6.74
Watton	£18,676.51	£7.14

The costs of the public footway lighting services applicable to Attleborough and Swaffham are charged directly to the respective town councils and other parishes take direct responsibility for their public lighting arrangements.

### Council Tax Resolutions

- 1.4.1 It is to be noted that on 21 February 2019 the Council has calculated: -  
a) the Council Tax Base 2019-20 for the whole Council area as 43,479.8 (item T in the regulations made under Section 33(5) of the Local Government Finance Act 1992, as amended) and  
b) for dwellings in those parts of its area to which a Parish precept relates as in the attached **Appendix A**.
- 1.4.2 Calculate that the Council Tax requirement for the Council's own purposes for 2019-20 (excluding Parish precepts) is £3,933,183.
- 1.4.3 That the following amounts be calculated by the Council for the year 2019-20 in accordance with Sections 31 to 36 of the Local Government Finance Act 1992 as amended (the Act):-
- a) £78,582,320 being the aggregate of the amounts which the Council estimates for the expenditure items set out in Section 31A(2) of the Act;
  - b) £70,632,356 being the aggregate of the amounts which the Council estimates for the income items set out in Section 31A(3) of the Act;
  - c) £7,949,964 being the amount by which the aggregate at 1.4.3(a) above exceeds the aggregate at 1.4.3(b) above, calculated by the Council, in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year;
  - d) £182.84 being the amount at 1.4.3(c) above, divided by the amount at 1.4.1(a) above, calculated by the Council, in accordance with Section 31B(1) of the Act, as the basic amount of its Council Tax for the year (including Parish precepts);
  - e) £4,087,653 being the aggregate amount of all special items (including Parish precepts) referred to in Section 34(1) of the Act (as per the attached **Appendix A**);
  - f) £88.83 being the amount at 1.4.3(d) above less the result given by

dividing the amount at 1.4.3(e) above by the amount at 1.4.1(a) above, calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its areas to which no special item relates;

- g) The figures shown in **Appendix B**, being the amounts given by adding to the amount at 1.4.3(f) above the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned above divided in each case by the amount at 1.4.1(b) above, calculated by the Council, in accordance with Section 34(3) of the Act, as the basic amounts of its Council Tax for the year for dwellings in those parts of its area to which one or more special items relate;
- h) The figures shown in **Appendix C**, being the amounts given by multiplying the amounts at 1.4.3(f) and 1.4.3(g) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in valuation band D, calculated by the Council, in accordance with Section 36(1) of the Act as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands.

1.4.4 That it be noted that for the year 2019-20 the Norfolk County Council and Norfolk Police & Crime Commissioner have stated the following amounts in precepts issued to the Council, in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:-

	<b>Band A</b>	<b>Band B</b>	<b>Band C</b>	<b>Band D</b>	<b>Band E</b>	<b>Band F</b>	<b>Band G</b>	<b>Band H</b>
NCC	£908.16	£1,059.52	£1,210.88	£1,362.24	£1,664.96	£1,967.68	£2,270.40	£2,724.48
NPCC	£168.72	£196.84	£224.96	£253.08	£309.32	£365.56	£421.80	£506.16

1.4.5 That having calculated the aggregate in each case the amounts at 1.4.3(h) and 1.4.4 above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, hereby sets the amounts shown in **Appendix D** as the amount of Council Tax for 2018-19 of the categories of dwellings shown.

**Appendix E** provides some definitions for the formal Council Tax resolution above.

## **Excessiveness Determination**

1.5 The Council's basic amount of Council Tax (including special expenses) as calculated for 2019-20 is £4.95 higher than that calculated for 2018-19 and therefore within the limit above which a referendum would be required.

Accordingly it can be determined that the Council's basic amount of Council Tax is not excessive for 2018-19 in accordance with the principles approved under section 52ZB of the Local Government Finance Act 1992 (as amended).

## **2.0 OPTIONS**

2.1 Approve the special expenses for 2019-20 (at paragraph 1.3) and approve the formal council tax resolutions for 2019-20 (at paragraph 1.4.1 to 1.4.5).

2.2 Make changes before approving the special expenses for 2019-20 (at paragraph 1.3) and the formal council tax resolutions for 2019-20 (at paragraph 1.4.1 to 1.4.5).

### 3.0 REASONS FOR RECOMMENDATION(S)

3.1 As the billing authority, Breckland is required by the Local Government Finance Act 1992 to set the council tax by 11<sup>th</sup> March each year.

### 4.0 EXPECTED BENEFITS

4.1 To set the Council Tax for 2019-20.

### 5.0 IMPLICATIONS

In preparing this report, the report author has considered the likely implications of the decision - particularly in terms of Carbon Footprint / Environmental Issues; Constitutional & Legal; Contracts; Corporate Priorities; Crime & Disorder; Equality & Diversity/Human Rights; Financial; Health & Wellbeing; Reputation; Risk Management; Safeguarding; Staffing; Stakeholders/Consultation/Timescales; Transformation Programme; Other. Where the report author considers that there may be implications under one or more of these headings, these are identified below.

#### 5.1 Constitution & Legal

5.1.1 This report complies with the Local Government finance Act 1992.

#### 5.2 Financial

5.2.1 This report is financial in nature and finances are shown in the report.

#### 5.3 Risk Management

5.3.1 Risks relating to the budget are detailed in the budget setting report 2019-20.

#### 5.4 Stakeholders / Consultation / Timescales

5.4.1 Consultation on the budget has taken place with Overview and Scrutiny Commission, Cabinet, Business Rate Payers and residents (via the web site).

### 6.0 WARDS/COMMUNITIES AFFECTED

6.1 All.

### 7.0 ACRONYMS

7.1 NCC = Norfolk County Council

7.2 NPCC = Norfolk Police & Crime Commissioner

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Background papers:- [See The Committee Report Guide for guidance on how to complete this section](#)

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#### Lead Contact Officer

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**Key Decision:** Yes

**Exempt Decision:** No

**This report refers to a Mandatory & Discretionary Services**

**Appendices attached to this report:**

Appendix A	Parish/Ward Council Tax base report
Appendix B	Breckland Council plus parishes band D Council Tax
Appendix C	Breckland Council plus parishes Council Tax – all valuation bands
Appendix D	Council Tax rates including County and Police – all valuation bands
Appendix E	Council Tax resolution – definitions