

Budget Council

Date 26 February 2009

Report of the Director of Resources

COUNCIL TAX RESOLUTION 2009/10

SUMMARY

- 1 This report asks Members to approve the rate of Council Tax for 2009/10. Although the legal requirement is that the Council must have set a balanced budget and the Council Tax charge by 11 March it is important that Council Tax rates are approved at this meeting to allow sufficient time to produce and post Council Tax bills and meet all statutory deadlines.
- 2 This report sets out the resolution based on the assumption that the budget proposals recommended by the Executive on 16 February 2009 are approved.
- 3 Members are reminded that the individual Council Tax bill is comprised of four elements - the amount levied for City of York Council, the amount precepted by the North Yorkshire Police Authority, the amount precepted by the North Yorkshire Fire and Rescue Authority and, for properties in a parished area of the city, the amount precepted by the individual Parish Council.

BACKGROUND

- 4 The Council's net revenue budget and capital programme were recommended by the 16 February 2009 Executive for approval by Council. Details appear earlier on this agenda.
- 5 The Council Tax levels to be proposed will include the precepts received from the parish councils, the North Yorkshire Police Authority and the North Yorkshire Fire and Rescue Authority. Members are reminded that the Council must word the resolution in precise language, as directed by legislation.

Parishes

- 6 The total of parish precepts have risen by £23,632.00 (4.21%) from those levied in 2008/09. This masks a variety of changes in the individual parishes from a reduction of 20.0% to an increase of 39.86%. The individual precepts are only charged to the residents in that parish. The total rise in precepts over the last six years has been £104.5k (21.74%). Figure 1 shows the comparison of Band D charges for each parish.

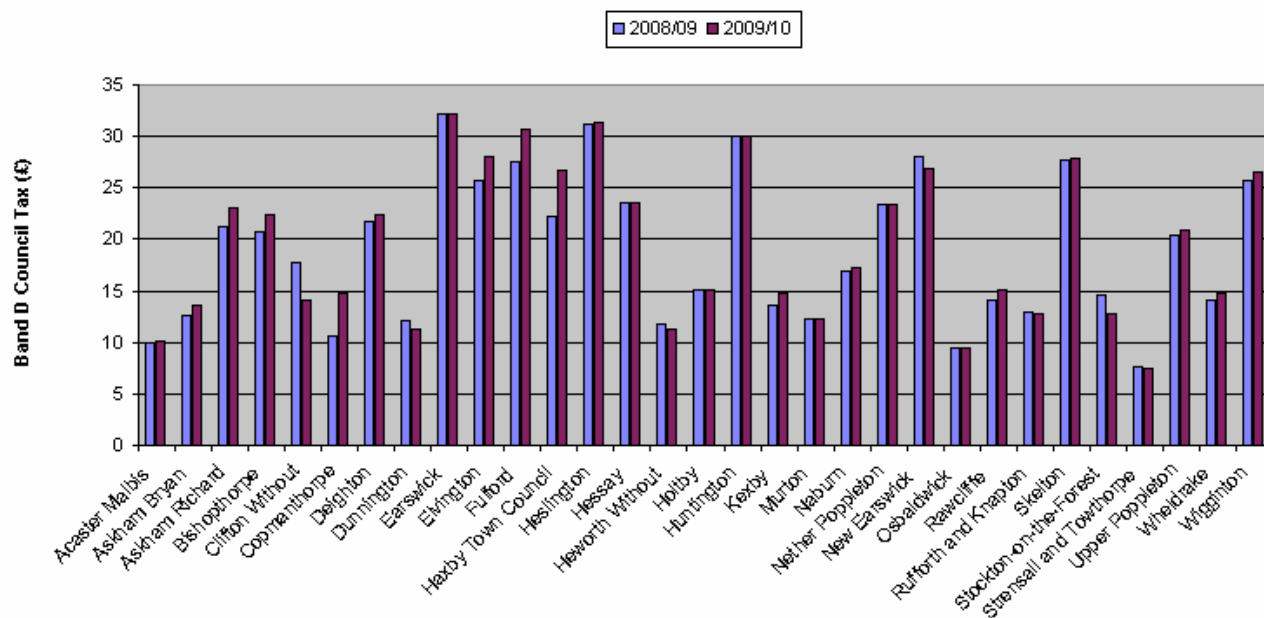


Figure 1 – Parish Council Tax Levels 2008/09 and 2009/10

North Yorkshire Police Authority

- 7 At its meeting on 9 February 2009 the North Yorkshire Police Authority approved an increase of 3.0% in its' precept (to £199.17 for a band D property) between 2008/09 and 2009/10.

North Yorkshire Fire and Rescue Authority

- 8 At its meeting on 11 February 2009 the North Yorkshire Fire and Rescue Authority approved an increase of 4.0% in its' precept (to £60.89 for a band D property) between 2008/09 and 2009/10.

National Non-Domestic Rates (NNDR)

- 9 The level of the poundage for the NNDR is set by the government, and has no impact on the council tax set by the Council. The base amount for 2009/10 is 48.5p which is an increase of 2.3p (5.0%) from 2008/09. The rate for small properties has been set at 48.1p, an increase of 2.3p (5.0%) from 2008/09. The lower multiplier (48.1p) will apply to small properties provided they meet government specified criteria, which do not only relate to the individual property but to the aggregate of properties occupied by the ratepayer throughout the whole country. The net effect of the changes in the multipliers is expected to raise the cost of NNDR to businesses broadly in line with inflation.

RESOLUTION - BASED ON COUNCIL APPROVAL OF THE EXECUTIVE RECOMMENDATION ON 16 FEBRUARY 2009

10 COUNCIL TAX BASE

That it be noted that the Director of Resources, under his delegated authority, calculated the following amounts for the year 2009/10 in accordance with regulations made under Section 33(5) of the Local Government Finance Act 1992:

- (a) **Whole of the Council's Area**
65,732.91 being the amount calculated in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992 and the Local Government Act 2003, as its Council Tax Base for the year.
- (b) **Parts of the Council's Area**
the amounts mentioned in Column 1 of Schedule A to this Resolution, being the amounts calculated in accordance with Regulation 6 of the Regulations and the Local Government Act 2003, as the amounts of its Council Tax Base for the year for dwellings in those parts of its area to which one or more special items relate.

11 DISTRICT/PARISH COUNCIL TAX RATES

That the following amounts be now calculated by the Council for the year 2009/10 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992:

- (a) **District/Parish Gross Expenditure**
£346,486,384.00 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e) of the Act.

- (b) **Income**
£231,689,000.00 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(3)(a) to (c) of the Act.
- (c) **District/Parish Net Expenditure**
£114,797,384.00 being the amount by which the aggregate at 11(a) above exceeds the aggregate at 11(b) above, calculated by the Council, in accordance with Section 32(4) of the Act, as its budget requirement for the year.
- (d) **Government Grants and Collection Fund Surpluses**
£43,716,480 being the aggregate of the sums which the Council estimates will be payable for the year into its General Fund in respect of redistributed non-domestic rates and revenue support grant, increased by the amount of the sums which the Council estimates will be transferred in the year from its Collection Fund to its General Fund in accordance with Regulation 4(7) of the Local Government Changes for England (Collection Fund Surpluses and Deficits) Regulations 1995 and increased by the amount of any sum which the Council estimates will be transferred from its Collection Fund to its General Fund pursuant to the Collection Fund (Local Government Changes for England)(Community Charges) Directions under Section 98(4) of the Local Government Finance Act 1988 made on 22 November, 1995.
- (e) **Basic Amount of Tax (including average parish precepts)**
£1,081.3595 being the amount at 11(c) above less the amount at 11(d) above, all divided by the amount at 10(a) above, calculated by the Council, in accordance with Section 33(1) of the Act, as the basic amount of its Council Tax for the year.
- (f) **Parish Precepts and Special Expenses**
£584,984.00 being the aggregate amount of all special items referred to in Section 34(1) of the Act.
- (g) **Basic Amount of Tax (Unparished Area)**
£1,072.46 being the amount at 11(e) above less the result given by dividing the amount at 11(f) above by the amount at 10(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 area to which no special item relates.
- (h) **Basic Amount of Tax (Parished Areas and Special Expenses Areas)**
the amounts mentioned in Column 2 of Schedule A to this Resolution, being the amounts given by adding to the amount at 11(g) above the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned divided in each case by the amount at 10(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.

- (i) **District/Parish Council Tax Rates**
the amounts mentioned in Columns 3 A to H of Schedule A to this Resolution, being the amounts given by multiplying the amounts at 11(g) and 11(h) 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.

12 NORTH YORKSHIRE POLICE AUTHORITY TAX RATES

That it be noted that for the year 2009/10 the North Yorkshire Police Authority has stated the following amounts in precept 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:

Valuation Bands

| A | B | C | D | E | F | G | H |
|--------|--------|--------|--------|--------|--------|--------|--------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 132.78 | 154.91 | 177.04 | 199.17 | 243.43 | 287.69 | 331.95 | 398.34 |

13 NORTH YORKSHIRE FIRE AND RESCUE AUTHORITY TAX RATES

That it be noted that for the year 2009/10 the North Yorkshire Fire and Rescue Authority has stated the following amounts in precept 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:

Valuation Bands

| A | B | C | D | E | F | G | H |
|-------|-------|-------|-------|-------|-------|--------|--------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 40.59 | 47.36 | 54.12 | 60.89 | 74.42 | 87.95 | 101.48 | 121.78 |

14 TOTAL COUNCIL TAX RATES

That, having calculated the aggregate in each case of the amounts at 11(i), 12 and 13 above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, hereby sets the amounts mentioned in Schedule B to this Resolution as the amounts of Council Tax for the year 2009/10 for each of the categories of dwellings shown therein.