Our Ref.: RHLAFORM2022

Your Ref.:

Contact: Revenues Team Tel.: 01698-403213

Fax.: 01698-403097

E-Mail: businessrates@northlan.gov.uk Date:

**NON DOMESTIC RATES APPLICATION FOR (RETAIL, HOSPITALITY AND LEISURE RELIEF) 2022-23**

## The address of the non-domestic property for which you are claiming:-

Property Address Line One:

Property Address Line Two:

Property Address Line Three:

Property Postcode:

**Council Billing Account reference** (check your non-domestic rates bill): 3 \_ \_ \_ \_ \_ \_ \_

If Billing Account reference is not known, provide Assessor Property Reference (can be checked on https://[www.saa.gov.uk/):](http://www.saa.gov.uk/%29)

**Introduction**

This is an application form for relief available under The Non-Domestic Rates (Coronavirus Reliefs) (Scotland) Regulations 2022, known as Retail, Hospitality and Leisure relief.

The 50% non-domestic rates relief for eligible properties in these sectors will be available for the period between 1 April and 30 June 2022, capped at a maximum of £27,500 per ratepayer, for properties with specified uses in the retail, hospitality and leisure (RHL) sectors as well as properties used for newspaper publishing.

The list of eligible premises used wholly or mainly for Retail, Hospitality, Leisure and/or Aviation purposes are set out in schedules of the 2022 regulations.

Ratepayers are required to make a declaration (see section 2 of this form), to ensure that they do not exceed £27,500 of this relief award. The council will reclaim any relief incorrectly awarded on incomplete, incorrect or fraudulent information.

If the property in question is already in receipt of 100% non-domestic rate relief in 2022-23, such as the small business bonus scheme, you should not apply for Retail, Hospitality and Leisure relief.

Yours faithfully

**E Kemp**

**Head of Financial Solutions**

Encl.

# Ratepayer

Please provide full details of the Ratepayer (person(s) / business liable to pay the rates on the above property).

Ratepayer (check person or company named on your non-domestic rates bill):

Legal Structure of the Ratepayer (Please put an ‘X’ in the relevant box) –

|  |  |  |
| --- | --- | --- |
| *Individual Sole Trader Partnership**Private Limited Company (LTD) Public Limited Company (PLC) Limited Liability Partnership (LLP)**Charitable Organisation* |  |  |
|  |
|  |
|  |
|  |
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|  |
| *Other (Please State)* |  |  |

*IF APPLICABLE, Companies House Registration number or Charity Registration number*: (Company number eg: 03493961)

*Companies House Registration Number*

*Charity Registration Number*

# Declaration of Properties Interests – Ratepayer Cap (£27,500)

**The following information will be assessed against non-domestic rates information from across Scotland. Applicants should respond accurately and truthfully. The council will reclaim any relief incorrectly awarded on incomplete, incorrect or fraudulent information.**

*Are/were you the ratepayer in 2021-22 for any other property, including in any other local authority in Scotland, which was in receipt or eligible for Retail, Hospitality and Leisure relief in 2021-22?*

*Yes No*

*Have you already made an application for Retail, Hospitality and Leisure relief for 2022-23 in relation to any other property in another local authority in Scotland (i.e. a property other than the one for which you are applying for here)?*

*Yes No*

*Since 1 April 2022 have you become the ratepayer or occupier of any other property, in any local authority area in Scotland, that you have applied/will apply for Retail, Hospitality and Leisure relief on in 2022-23?*

*Yes No*

# If the answer to any of the above questions are YES, please populate the table below with the relevant information for each property:

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| **Named Ratepayer and Business Name** | **Assessor Property Reference Number for the property (can be checked on https://**[**www.saa.gov.uk/)**](http://www.saa.gov.uk/%29) | **Council Billing Account reference (check your****non- domestic rates bill** | **Legal Structure of the Ratepayer** | ***Companies House Registration number (if applicable)*** | ***Charity Registration number (if applicable)*** | **In receipt of Retail, Hospitality and Leisure relief in 2021-22?****(Yes/No)** | **Amount of relief already awarded in relation to this property in 2022-****23?** |
|  |  |  |  |  |  |  | **(£)** |
|  |  |  |  |  |  |  | **If None, leave****blank** |
|  |  |  |  |  |  |  |  |
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1. **Subsidy Rules under the EU-UK Trade and Cooperation Agreement (TCA)**

Public authorities awarding financial assistance including via non-domestic rates relief must comply with the principles set out in the EU-UK Trade and Cooperation Agreement (TCA). Retail, Hospitality and Leisure relief is likely to be deemed a subsidy and therefore capped at a maximum of 325,000 Special Drawing Rights (around £340,000 as at January 2022, although exact amount will fluctuate) over a combined three-fiscal-year period (i.e. measured per accounting year of the ratepayer).

You must consider whether you have already received support from any public sector body in your current and previous two accounting years.

To ensure that the Council complies with the subsidy regime, it may be required to cap this relief. This will depend on the level of other public sector assistance received by you in this, and the past two fiscal years including non-domestic rates relief on this and any other property that you have an interest in the

UK (NOTE: this may include certain COVID-19 grant schemes. However, not all grants are considered to be capped in this way. The Council will determine this from your completed Subsidy and Aid Information Form).

**Have you (as an individual or through any other capacity (as an individual or through any other capacity e.g. another business) received public sector assistance over the last three fiscal years\* that in total would exceed £300,000, or would you expect to exceed that threshold if this relief were granted to you? (\*current and previous two accounting years of your business)**

**Yes No**

**IF YES, please** complete the accompanying Subsidy and Aid Information Form.

NOTE: Retail, Hospitality, Leisure and Aviation Non-Domestic Rates Relief awarded in 2020-21 and 2021-22 will not count towards this cap consideration).

# Declaration

Please read this declaration carefully before you sign and date it. I am duly authorised by the Ratepayer to make the application.

I declare that the information given on this form is correct and complete to the best of my knowledge. I authorise the Council to make any necessary enquiries to check the information.

I authorise the Council to cross check the information with other Councils in Scotland.

I undertake to advise the Council of any change of circumstances, including the occupation / vacation of any other property I may occupy in Scotland which may affect liability for Non-Domestic Rates Relief.

I understand that if I give information that is incorrect or incomplete or fail to report changes in circumstances, I (or the Ratepayer I represent) may be prosecuted.

I understand that the Council will reclaim any incorrectly awarded Non-Domestic Rates Relief. I have read and understand the privacy notice accompanying this relief application

I claim the above relief from non-domestic rates liability.

**Applicant Name: Telephone No:**

**Capacity (e.g. Owner; Tenant Agent; Employee): E-mail Address:**

**Contact Address:**

**Your**

**Signature: Date:**

**When completed, this form should be returned to: By Email:** **businessrates@northlan.gov.uk**

**By Post: North Lanarkshire Council PO Box 9060**

**Motherwell ML1 1SH**

**SUBSIDY OR AID INFORMATION DECLARATION – PRO-FORMA**

This Relief is awarded as an exempted subsidy under Article 3.2(4) of the EU-UK Trade and Cooperation Agreement. There is a ceiling of 325,000 Special Drawing Rights1 for subsidies provided to any one economic actor under Article 3.2(4) over a three-year period. Any Article 3.2(4) subsidies (or similar aid, including de minimis aid granted prior to 31 December 2020 under Commission Regulation (EU) No 1407/2013) awarded to the applicant will be relevant if the applicant wishes to apply, or has applied, for any Article 3.2(4) subsidies.

The applicant must retain this Agreement for three years from the date of this Agreement and must be able to produce it on request by the UK public authorities.

You may need to keep this Agreement for longer than three years for other purposes.

**PLEASE STATE ALL PUBLIC ASSISTANCE OF THE SINGLE ECONOMIC ACTOR APPLYING**

# (NOTE: A single economic actor could be the controlling interest in multiple separate businesses)

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Date received** | **Amount** | **Name of** | **Nature of** | **Sector of the** | **Organisation** |
| **(DD/MM/YYYY)** | **(£)** | **Support** | **assistance** | **Economic** | **providing the** |
|  |  | **Scheme** | **(Tax Relief,** | **Actor** | **assistance/aid** |
|  |  |  | **Grant, Loan,** | **(Hospitality,** |  |
|  |  |  | **etc..)** | **Energy,** |  |
|  |  |  |  | **Fisheries,** |  |
|  |  |  |  | **etc…)** |  |
|  |  |  |  |  |  |
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**Statement:** I confirm that the information I have provided above is complete and accurate. I understand that failure to disclose relevant information may lead to a requirement to refund the value of the subsidy provided plus interest from the date that the subsidy was received.

# Signed:

Print Name: Position: Date:

1 The term “Special Drawing Rights” refers to the International Monetary Fund (IMF) reserve currency rate of exchange which fluctuates on a daily basis.

# PRIVACY NOTICE

**Who we are?**

North Lanarkshire Council is a local authority established under the Local Government etc. (Scotland) Act 1994. Its head office is located at Civic Centre, Windmillhill Street, Motherwell, ML1 1AB and you can contact our data protection officer by post at this address or by email at DataProtection@northlan.gov.uk

**Why may we require your personal information and what do we do with it?**

In order to administer non-domestic rates bills and determine for instance eligibility for non-domestic rates reliefs, we may require personal information relevant to your non-domestic property.

We may also use your information, as required, to verify your identity, contact you by post, email or telephone and to maintain our records.

In order to increase transparency around the use of public funds for non-domestic rates relief awards, information associated with the awarding of the non-domestic rates reliefs will be published on the local authority’s website. This information may include the liability holder (company or sole trader name), non- domestic property information (including relevant property reference numbers), the date of the relief award, type of relief award, gross bill and net bill.

This information may also be analysed internally to help us improve our services.

This data sharing is in accordance with our Information Use and Privacy Policy and covered in our full privacy statement on our website. It also forms part of our requirements in line with our Records Management Plan approved in terms of the Public Records (Scotland) Act 2011.

**Legal basis for using your information**

You can find more details about this on our website at [www.northlanarkshire.gov.uk.](http://www.northlanarkshire.gov.uk/) Processing your personal information may be necessary for the awarding of the relief. If you do not provide us with the information we have asked for then we may not be able to provide this service to you.

**Who do we share your information with?**

We are legally obliged to safeguard public funds so we are required to verify and check your details internally for fraud prevention. We may share this information with other public bodies (and also receive information from these other bodies) for fraud-checking purposes. We are also legally obliged to share certain data with other public bodies, such as other local authorities or Her Majesty’s Revenue and Customs and will do so where the law requires this. In order to meet our legal obligations and to promote openness & transparency around the use of public funds and the awarding of non-domestic rates reliefs, relief recipients should be aware that the details of all relief awards will be published on the Local Authority website.

We will also generally comply with requests for specific information from other regulatory and law enforcement bodies where this is necessary and appropriate. Your information is also analysed internally to help us improve our services. This data sharing is in accordance with our Information Use and Privacy Policy and covered in our full privacy statement on our website. It also forms part of our requirements in line with our Records Management Plan approved in terms of the Public Records (Scotland) Act 2011.

Your information will be shared with the Scottish Government for the purposes of analysis. This data- sharing is in accordance with our Information Use and Privacy Policy and covered in our full privacy statement on our website. It also forms part of our requirements in line with our Records Management Plan approved in terms of the Public Records (Scotland) Act 2011. The Scottish Government may also publish compiled lists of relief award recipients.

**How long do we keep your information for?**

We only keep your personal information for the minimum period amount of time necessary. Sometimes this time period is set out in the law, but in most cases it is based on the business need. We maintain a records retention and disposal schedule which sets out how long we hold different types of information for. You can view this on our website at [www.northlanarkshire.gov.uk](http://www.northlanarkshire.gov.uk/) or you can request a hard copy from the contact address stated above.

**Your rights under data protection law?**

* **access to your information** – you have the right to request a copy of the personal information that we hold about you.
* **correcting your information** – we want to make sure that your personal information is accurate, complete and up to date. Therefore you may ask us to correct any personal information about you that you believe does not meet these standards.
* **Deletion of your information** – you have the right to ask us to delete personal information about you and where:
	1. you think that we no longer need to hold the information for the purposes for which it was originally obtained
	2. you have a genuine objection to our use of your personal information – see Objecting to how we may use your information below
	3. our use of your personal information is contrary to law or our other legal obligations.

**Objecting to how we may use your information**

You have the right at any time to tell us to stop using your personal information for direct marketing purposes.

**Restricting how we may use your information**

In some cases, you may ask us to restrict how we use your personal information. This right might apply, for example, where we are checking the accuracy of personal information that we hold about you or we are assessing the objection you have made to our use of your information. This right might also apply if we no longer have a basis for using your personal information but you don't want us to delete the data. Where this right is realistically applied will mean that we may only use the relevant personal information with your consent, for legal claims or where there are other public interest grounds to do so.

Please contact us as stated above if you wish to exercise any of these rights.

**Information you have given us about other people**

If you have provided anyone else’s details on this form, please make sure that you have told them that you have given their information to North Lanarkshire Council. We will only use this information to process and administer your claim. If they want any more information on how we will use their information they can visit our web site at [www.northlanarkshire.gov.uk](http://www.northlanarkshire.gov.uk/) or by email at DataProtection@northlan.gov.uk

**Complaints**

We aim to directly resolve all complaints about how we handle personal information. If your complaint is about how we have handled your personal information, you can contact the Council’s Data Protection Officer by email at DataProtection@northlan.gov.uk .

However, you also have the right to lodge a complaint about data protection matters with the Information Commissioner's Office, who can be contacted by post at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. By phone on 0303 123 1113 (local rate) or 01625 545 745. Visit their website for more information at- https://ico.org.uk/concerns