

**For publication**

**Council Tax 2023/24**

<b>Meeting:</b>	Council
<b>Date:</b>	22nd February 2023
<b>Cabinet portfolio:</b>	Leader
<b>Directorate:</b>	Finance
<b>For Publication</b>	

**1.0 Purpose of report**

- 1.1 To set the Council's own Council Tax for 2023/24.
- 1.2 To set the aggregate amounts of Council Tax for 2023/24, including all of the precepting authorities, for each area/category of dwelling within the Borough in accordance with requirements of the Local Government Finance Act 1992.

**2.0 Recommendations**

- 2.1 That it be noted that at its meeting on 30<sup>th</sup> January 2023 the Employment and General Committee calculated the following tax base amounts for the year 2023/24 in accordance with regulation made under Section 31B of the Local Government Finance Act 1992 as:
  - (a) 30,222.43 being the tax base calculated for the whole Council area.
  - (b) For those areas to which a parish precept applies:

Staveley Town Council	4,434.99
Brimington Parish Council	2,508.11
- 2.2 That the Council approves the calculation of the Council Tax requirement for the Council's own purposes for 2023/24 (excluding parish precepts) as **£5,599,310.**
- 2.3 That the following amounts be calculated for the year 2023/24 in accordance with Sections 31 to 36 of the Act:

- (a) **£109,938,157** being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (2) of the Act (gross expenditure) taking into account all precepts issued to it by Parish Councils;
- (b) **£103,864,660** being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (3) of the Act (gross income including grants and the use of reserves);
- (c) **£7,066** being the deficit on the Council tax elements of the Collection Fund and **£73,798** being the deficit on the Business Rate elements;
- (d) **£6,154,361** being the amount by which the aggregate at 2.3(a) above exceeds the aggregate at 2.3(b) above plus 2.3(c), calculated by the Council, in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year. Please note that this is the total of the Borough's requirement of **£5,599,310** plus the total parish precepts of **£555,051**.
- (e) **£203.64** being the amount at 2.3(d) above divided by 2.1(a) above, calculated by the Council, in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year (including Parish precepts).
- (f) **£555,051** being the aggregate amount of all special items (parish precepts) referred to in Section 34(1) of the Act.
- (g) **£185.27** (Band 'D' Council Tax) being the amount at 2.3(e) above less the result given by dividing the amount at 2.3(f) above by the amount at 2.1(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 area to which no Parish precept relates. The tax does not exceed the principles set by the Secretary of State for determining excessive tax increases and triggering a referendum.

Parts of the Council's area:

- (h) The following being the amounts calculated by adding the amount at 2.3(g) to the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned in 2.3(f) divided in each case by the amount at 2.1(b), 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 items relate.

Parish	Band 'D' Special Item (Parish Precept)* £	Band 'D' Tax £
Staveley	112.19	297.46
Brimington	22.92	208.19

\*Included within the Band 'D' Tax amount

- (i) The amounts given by multiplying the amounts at 2.3(g) and 2.3(h) 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 band

Part of the Council's area	Valuation Band							
	A	B	C	D	E	F	G	H
	£	£	£	£	£	£	£	£
Staveley Town Council	198.30	231.36	264.40	297.46	363.56	429.66	495.76	594.92
Brimington Parish Council	138.79	161.93	185.05	208.19	254.45	300.72	346.98	416.38
All other parts of the Borough	123.51	144.10	164.68	185.27	226.44	267.61	308.78	370.54

- 2.4 That it be noted that for the year 2023/24 the Derbyshire County Council, the Derbyshire Fire and Rescue Service and the Derbyshire 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:

Precepting Authority	Valuation Band							
	A	B	C	D	E	F	G	H
	£	£	£	£	£	£	£	£
Derbyshire County Council	985.32	1,149.54	1,313.76	1,477.98*	1,806.42	2,134.86	2,463.30	2,955.96
Derbyshire Fire & Rescue Service	57.23	66.76	76.30	85.84	104.92	123.99	143.07	171.68
Derbyshire Police & Crime	177.73	207.36	236.98	266.60	325.84	385.09	444.33	533.20

Commissioner								
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\*The Derbyshire County Council Tax increase of 3.75% includes 1.25% to support the delivery of adult social care duties and responsibilities in 2023/24, equivalent to an additional £13.83 for dwellings in Council Tax Valuation Band 'D', which is included in the £1,477.98 in the table above.

2.5 That, having calculated the aggregate in each case of the amounts at 2.3(i) and 2.4 above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, hereby sets the following amounts as the amounts of Council Tax for the year 2023/24 for each of the categories of dwellings shown below:

Part of the Council's area	Valuation Band							
	A 6/9	B 7/9	C 8/9	D 9/9	E 11/9	F 13/9	G 15/9	H 18/9
	£	£	£	£	£	£	£	£
Staveley Town Council	1,418.58	1,655.02	1,891.44	2,127.88	2,600.74	3,073.60	3,546.46	4,255.76
Brimington Parish Council	1,359.07	1,585.59	1,812.09	2,038.61	2,491.63	2,944.66	3,397.68	4,077.22
All other parts of the Borough	1,343.79	1,567.76	1,791.72	2,015.69	2,463.62	2,911.55	3,359.48	4,031.38

### 3.0 Reasons for recommendations

3.1 There is a statutory requirement for the Council to set a balanced budget and a Council Tax for each financial year. The format of the Council Tax resolution is based on the model recommended by the Chartered Institute of Public Finance and Accountancy (CIPFA).

### 4.0 Report Details

#### 4.1 Background

The Councils budget is set out in the 2023/24 Budget & Medium-Term Financial Plan, General Fund and Housing Capital Programmes and Treasury Management Strategy reports. The budget reports form the basis of the Council Tax recommendation in this report.

The Borough Council, as the Tax Collecting Authority, is required by the Local Government Finance Act, 1992 to set the Council Tax for its area by adding its own tax to those of the Major Precepting Authorities (in this case Derbyshire County Council, Derbyshire Fire & Rescue Service and Derbyshire Police and Crime Commissioner) and the local Precepting Authorities (in this case Staveley Town Council and Brimington Parish Council).

Under the Local Government Act 1992 the Council is required to determine whether it's relevant basic amount of council tax for a financial year is excessive. Where the increase exceeds the principles determined by the Secretary of State the authority is required to hold a council tax referendum. For 2023/24 an increase is deemed to be excessive for a shire district council if it is 3% or more above the 2022/23 level.

## **5.0 Alternative options**

5.1 It is within the gift of the Council to put forward alternative council tax levels for the Chesterfield Borough element of the council tax calculation.

## **6.0 Implications for consideration – Financial and value for money**

6.1 The Medium-Term Financial Plan in its entirety deals with financial and value for money implications.

## **7.0 Implications for consideration – Legal**

7.1 The Borough Council, as the Tax Collecting Authority, is required by the Local Government Finance Act, 1992 to set the Council Tax for its area by adding its own tax to those of the Major Precepting Authorities (in this case Derbyshire County Council, Derbyshire Fire & Rescue Service and Derbyshire Police and Crime Commissioner) and the local Precepting Authorities (in this case Staveley Town Council and Brimington Parish Council).

7.2 Under the Local Government Act 1992 the Council is required to determine whether it's relevant basic amount of council tax for a financial year is excessive. Where the increase exceeds the principles determined by the Secretary of State the authority is required to hold a council tax referendum.

## **8.0 Implications for consideration – Human resources**

8.1 There are no human resource implications to consider in this report.

## **9.0 Implications for consideration – Council Plan**

9.1 In preparing the budget estimates for the coming financial year and updating the medium-term financial plan, detailed consideration has been given to the need for the Council's finances to be at levels appropriate to enable the Council to deliver in full on the priorities and objectives that it has

set itself for the remaining term of the Council Plan. Consideration and approval of the council tax increase forms part of that process.

- 9.2 The preparation of sustainable and balanced budgets over the medium terms is a key activity in contributing to delivery of the third Council Plan priority 'delivering value for money services.

## **10.0 Implications for consideration – Climate Change**

- 10.1 Climate Change has been a key consideration during the development of the Medium-Term Financial Plan. Climate Change Impact Assessments are undertaken for specific spending options and activities and form a key part of informed decision making.

## **11.0 Implications for consideration – Equality and diversity**

- 11.1 Equality and diversity have been a key consideration during the development of the Medium-Term Financial Plan. Equality analysis is undertaken for specific spending options and activities and form a key part of informed decision making.

## **12.0 Implications for consideration – Risk management**

- 12.1 Risks associated with the proposed council tax increase are considered in the medium-term financial plan to which this council tax increase relates.

### **Decision information**

<b>Key decision number</b>	
<b>Wards affected</b>	

### **Document information**

<b>Report author</b>	<b>Contact number/email</b>
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<b>Background documents</b> These are unpublished works which have been relied on to a material extent when the report was prepared.	
<i>This must be made available to the public for up to 4 years.</i>	
<b>Appendices to the report</b>	