

How To Get Your Council Tax Payments Refunded

By Tim Davies

<https://www.youtube.com/watch?v=gcgxR0WYqMs>

NOTE: Council tax started April 1st 1993

This takes you through the step-by-step process to reclaim ALL council tax you have ever paid. Watch the whole video. It shows how to reclaim Council tax, keeping it simple. You don't need to know the legals.

FOLLOW THESE RULES

The main thing you need to know is... Council tax is a scam. Millions of people are paying it but they are all being defrauded.

Make a separate claim to each council involved.

All this only works if you pay by Direct Debit.

When you stop paying, you'll get loads of letters... just ignore them.

You'll then probably get a summons but it's nothing to be frightened about. A genuine summons has to come from a magistrate's court. These are actually sent out by the Council and that in itself is fraudulent.

All the Council does is hire a room in the magistrate's court and then hire a magistrate, which is a conflict of interest. So just ignore the summons and don't turn up.

Shortly after that you'll probably get sent a Notice of Liability Order.

(Exhibit 1)

Liability Orders were actually abolished in 2003. So, Tim phoned the Council and asked them to send the Liability Order. They said they had no physical document to send. That in itself was very fishy.

The first thing to do is cancel the Direct Debit. Then get on to your bank and make a Direct Debit Indemnity Claim. Either phone and ask to speak to the Direct Debit Indemnity Team or go onto online banking and use the Chat button. Tim used the latter.

Press it and at first it will come up with a bot that asks several questions. Type in that you **want to make a Direct Debit indemnity claim** and eventually you will be passed on to a real person.

They will ask a few questions, the main one being to ask why you making this claim. All you need to tell them is that **you are making this claim because all your payments were made in error**. That's all you need to say. **Don't say anything else**.

They will accept that. They will also ask you for details of your payments. This is just to delay you. All they have to do is type in the name of the Council and your details and it brings up a list of all the payments you've made to the Council. If they tell you they can't search for them, they are lying. And tell them so. All they need to do is go back to the first payment made, then calculate up to the present time.

Several days after this Tim received an email from the bank saying they needed more information to process the claim.

(Exhibit 2)

He phoned the number on the email and finally got to speak to someone. The bank asked why these payments were made in error. He told them it was because **payment of Council Tax is not an obligation.**

He then sent the Council an email

(Exhibit 3)

which details why he won't be paying Council tax in the future. It confirms Council tax is not an obligation and that is the basis of the claim. Council tax is set out in legislation and legislation needs the consent of both parties for it to be given the force of law. So, if you don't consent, it doesn't apply to you.

After several days he phoned the bank and they tried anything they could to put him off. He phoned them 8 times every day for 8 days. He later discovered that the bank contacts the Council and the Council has 28 days to come back to the bank and prove that the claim is not valid.

But the Council can't do that because Council tax is not an obligation. So, after 28 days all the money paid in the past was refunded.

And that's it, you're free and clear.

Shortly after Tim received the payment, he sent the Council an email.

(Exhibit 4)

It said if they try anything to get the money back, or to instruct him to pay Council Tax in the future, he will take legal action against them.

Exhibit/1

COUNCIL TAX – NOTICE OF LIABILITY ORDER

A Liability Order for the sum of £248.09 was issued against you by the Greater Manchester Magistrates Court sitting at Tameside Henry Square on (date) in respect of non-payment of Council tax.

The amount currently outstanding under this Order is £348.09.

The Liability Order authorises the Council to take further action in order to collect the above debt. This authority includes the power to require you to give the Council details of your earnings and any other income you receive.

You are obliged to complete the questionnaire overleaf and return it to the Revenues Service at the above address within 14 days.

Failure to provide the information or giving information which, you know to be false may result in the Magistrates Court imposing a fine of up to £1000 and the Council's Enforcement Agents will be instructed to take action, incurring further charges.

If you wish to make a payment to clear this balance in full you can do so by calling our 24 hour payment line on xxxx xxx xxxx.or you can make a payment at any Post Office or Payzone outlet. You must take this document with you.

Yours sincerely

Exhibit/2

ROYAL BANK OF SCOTLAND

Direct Debit Indemnity Claim

Their ref:

Dear Mr xxx

Account the name of:

Account number

Sort code

Payment to (council) Metropolitan Borough Council

You recently asked for a Direct Debit Indemnity Claim to be arranged for £xxx in respect of the above payment.

Unfortunately, we have been unable to process your claim.

We need some further information from you in order to process the claim. You can provide this information by calling xxxxx xxxxxx. Once we have received this information we will proceed with your claim.

Please contact us by (date) to avoid your claim being unsuccessful.

Customers with hearing aid speech impairments can use Relay UK to contact us. Please ring 18001 before our telephone number if you are in the UK or dial 0044 xxx xxx xxxx if you are calling from overseas. For more information accessibility please visit xxxxxxxxx.

We are sorry for any inconvenience this may cause you.

Please note that, as we are experiencing a high number of calls due to Covid-19, you can alternatively visit xxxxxxxxxxxx where you can speak to an advisor via our secure web chat service.

Kind regards,

Exhibit/3

To: Council [tax@\(council\).gov.uk](mailto:tax@(council).gov.uk)

Prove that I am obligated to pay Council tax

Dear Sir/Madam,

I will willingly pay the amount you claim I owe for Council tax if you can first prove the following:

1. That I have contracted/consented to pay Council tax;
2. You can prove that I am obligated to pay Council tax. The Local Government Finance Act 1992 evidences no mandatory obligation to make payment towards council tax. All acts require consent to be given the force of law. They are merely rules and regulations and I do not consent to paying council tax.

The council is under a legal obligation to prove that I am under an obligation to comply with the council's command, as detailed in section 34(6) of the Council Tax (Administration and Enforcement) Regulations 1992.

The summons you sent me is not a genuine summons to a court. It is simply a room that is hired by you the Council. If it was a genuine court then I would always be given the option of trial by jury.

The Council Tax – Notice of Liability Order you sent me is as it says. Simply a notice. Without the actual liability order itself there is no liability. Send me a copy of the actual liability order. However, this you won't be able to do because the council is acting fraudulently. Liability Orders were abolished in 2003.

You either drop your claim for the alleged monies you say I owe or I will proceed with legal action against (name) Council. Don't take this simply as a threat, this is a promise and I will prove in a genuine court that the Council is acting fraudulently and demanding money with menace.

My account reference is xxxxxxxx.

Exhibit/4

FOLLOW UP LETTER TO COUNCIL

Dear Sir/Madam,

Further to my letter of xx xx xxxx I have since claimed back all the payments I have made by Direct Debit for council tax. As stated in my previous email to you, council tax is not an obligation and it is up to the Council to prove to me that it is. This you cannot do.

If xxxxx Council try to recover the money refunded to me via the Direct Debit Indemnity Scheme, I will have no option but to take legal action. I see this as theft as no money is now or has ever been owed to xxxx Council by me for the reason stated above. As you are acting fraudulently in demanding payment for Council Tax, I now see this matter concluded. My previous email detailed why you are acting fraudulently.

In case I receive threats from you regarding non-payment of council tax I have set out the following fee schedule that I will introduce if you persist with your fraudulent claims. For every letter or email sent to me by the Council or your agents I will charge you £500.00 For any visits by you or your agents to my home I will charge you £5000.00 per visit. Having now informed you of this and should you still contact me, I will take it you have done so in full knowledge of these charges.

As there is no Liability Order (abolished in 2003 with nothing to take their place) if you try to carry out an attachment of benefits order, you will be acting fraudulently. In such case I will view the matter very seriously and take legal action against xxxx Council.

I am now informing xxxxx Council that I am expecting it to cease and desist with any further communication on the matter. Should further contact be made I will pursue the Council for money owed by xxxxx Council as per the above fee schedule. I will also reserve the right to take legal action against xxxxx Council

My account reference is xxxxxxxxxx

(name)