STATUTORY INSTRUMENTS

1982 No. 934

INDUSTRIAL DEVELOPMENT

The Assisted Areas (Amendment) Order 1982

Made - - -	*8th July* 1982
Laid before Parliament	*9th July* 1982
Coming into Operation	*1st August* 1982

The Secretary of State, in exercise of his powers under sections 1(1) and (4) and 18(1) of the Local Employment Act 1972(**a**), sections 1(4) and 5(3) of the Industry Act 1972(**b**) and paragraph 2 of Schedule 2 thereto, hereby makes the following Order:—

1. This Order may be cited as the Assisted Areas (Amendment) Order 1982 and shall come into operation on 1st August 1982.

2. After 31st July 1982 the Assisted Areas Order 1979(**c**) shall be further amended as follows:—

(*a*) there shall be included amongst the special development areas listed in Schedule 3, under the sub-heading "Northern Region", the employment office areas of Billingham, Eston, Guisborough, Loftus, Middlesbrough, Redcar, Saltburn, Stockton and Thornaby and Yarm;

(*b*) there shall be included amongst the development areas listed in Schedule 4—

(i) under the sub-heading "Wales", the employment office areas of Kidwelly, Llanelli and Tumble, and

(ii) under the sub-heading "North West Region", the employment office areas of Bacup, Haslingden, Rawtenstall and Rochdale;

(*c*) there shall be included amongst the intermediate areas listed in Schedule 7—

(i) under the sub-heading "Scotland", the employment office areas of Forres, Kirkwall, Lerwick and Nairn, and

(ii) under the sub-heading "North West Region", the employment office areas of Atherton, Bolton, Farnworth, Horwich, Leigh, Middlewich, Northwich, Westhoughton and Winsford;

(**a**) 1972 c.5; s.1(4) of that Act has been amended by paragraph 12 of Schedule 3 to the Employment and Training Act 1973 (c.50) and paragraph 6 of Part II of Schedule 2 to the Employment and Training Act 1981 (c.57).

(**b**) 1972 c.63.

(**c**) S.I. 1979/837, to which there are amendments not relevant to this Order.

(*d*) there shall be deleted—

(i) from Schedule 4, the references to the employment office areas mentioned in paragraph (*a*) above and, under the sub-heading "Wales", the words in brackets following the reference to the employment office area of Abergavenny,

(ii) from Schedule 7, under the sub-heading "Wales", the references to the employment office areas of Abergavenny (excluding that part which lies outside the county of Gwent), Burry Port, Kidwelly, Llanelli and Tumble, and

(iii) from Schedule 8, the references to the employment office areas described in paragraph (*c*) above and, under the sub-heading "North West Region", those of Bacup, Haslingden, Littleborough, Rawtenstall and Rochdale; and

(*e*) there shall be inserted, after Article 5C, Article 5D as set out in the Schedule to this Order.

Patrick Jenkin,
Secretary of State for Industry.

8th July 1982.

THE SCHEDULE Article 2(e)

ARTICLE 5D OF THE ASSISTED AREAS ORDER 1979 AS INSERTED BY THIS ORDER

5D.—(1) Article 5 above does not apply to the employment office areas of Abergavenny (excluding that part which lies outside the county of Gwent), Bacup, Billingham, Burry Port, Eston, Guisborough, Haslingden, Kidwelly, Littleborough, Llanelli, Loftus, Middlesbrough, Rawtenstall, Redcar, Rochdale, Saltburn, Stockton and Thornaby, Tumble and Yarm.

(2) Notwithstanding that the employment office areas of Billingham, Eston, Guisborough, Loftus, Middlesbrough, Redcar, Saltburn, Stockton and Thornaby and Yarm are special development areas (but subject to paragraph (6) below), grant may only be made under Part I of the Industry Act 1972 at the rate appropriate to a development area which is not a special development area to any person towards expenditure incurred by him in providing an asset as part of, on or for use in qualifying premises in those areas if either of the conditions specified in paragraph (4) below applies.

(3) Notwithstanding that the employment office areas of Abergavenny (excluding that part which lies outside the county of Gwent), Bacup, Haslingden, Kidwelly, Llanelli, Rawtenstall, Rochdale and Tumble are development areas (but subject to paragraph (6) below), no grant may be made under Part I of the Industry Act 1972 to any person towards expenditure incurred by him in providing an asset as part of, on or for use in qualifying premises in those areas if either of the conditions specified in paragraph (4) below applies.

(4) The conditions mentioned in paragraphs (2) and (3) above are—

(*a*) that the expenditure was defrayed or the asset was provided before 1st August 1982; and

(*b*) that, subject to paragraph (5) below, a project is or was being or is to be carried out (either in whole or in part) on the qualifying premises in question and it is a project in respect of which an offer of financial assistance comprising a grant under section 7 of the Industry Act 1972 has been accepted before 1st August 1982, whether by the person who has incurred the expenditure or by any other person, and on that date an amount of grant of more than £50,000 remains to be paid thereunder.

(5)(*a*) For the purposes of determining whether the condition referred to in paragraph (4)(*b*) above is fulfilled, any offer of financial assistance shall be disregarded if—

(i) it is agreed that any grant remaining to be paid thereunder after 31st July 1982 shall not be paid; or

(ii) when the asset in question is provided, the project to which the offer related has been completed or no further progress with the project is intended to be made.

(*b*) For the purposes of paragraph (4)(*b*) above, if an offer of financial assistance is made but not accepted before 1st August 1982, any later acceptance thereof shall be deemed to have been made on 31st July 1982.

(6) Grant under Part I of the Industry Act 1972 may only be made to a person towards expenditure incurred by him in providing an asset as part of, on or for use in qualifying premises in any area mentioned in paragraphs (2) and (3) above at the rate (if any) prevailing in respect of that area on 17th July 1979 if either—

(*a*) the asset was provided by him before 1st August 1980, or

(*b*) the expenditure was defrayed by him before 18th July 1979.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order further amends the Assisted Areas Order 1979 as follows:—

1. On 1st August 1982 the employment office areas of Billingham, Eston, Guisborough, Loftus, Middlesbrough, Redcar, Saltburn, Stockton and Thornaby and Yarm are upgraded from development areas to special development areas and the employment office areas of Abergavenny (excluding that part which lies outside the county of Gwent), Bacup, Haslingden, Kidwelly, Llanelli, Rawtenstall, Rochdale and Tumble are upgraded from intermediate areas to development areas.

2. The Order also annuls the change (from intermediate to non-assisted area status) which would otherwise have taken place on 1st August 1982 (by virtue of Schedule 8 to the 1979 Order) in respect of the employment office areas of Atherton, Bacup, Bolton, Farnworth, Forres, Haslingden, Horwich, Kirkwall, Leigh, Lerwick, Middlewich, Nairn, Northwich, Rawtenstall, Rochdale, Westhoughton and Winsford. These areas, with the exception of Bacup, Haslingden, Rawtenstall and Rochdale (which become development areas), remain intermediate areas.

3. The Order also contains appropriate transitional provisions.

4. The former employment office areas of Bury Port and Littleborough are now part of the employment office areas of Llanelli and Rochdale respectively. Accordingly, references to the former areas are deleted by this Order from the 1979 Order. The employment office area formerly known as Atherton and Tyldesley is now known as Atherton. That change is reflected in this Order.

5. Employment office areas are areas specified by the Manpower Services Commission as areas for each of which a specified office of the Commission exercises functions.

SI 1982/934
ISBN 0-11-026934-9

