FINANCE

1958 No. 1596 (S. 72)

The Central Institutions (Scotland) Grant (Amendment No. 1) Provisional Regulations, 1958

Made - - - -	23*rd September*, 1958
Laid before Parliament	30*th September*, 1958
Coming into Operation	1*st October*, 1958

In the exercise of the powers conferred upon me by paragraph (6) of section 70 of the Education (Scotland) Act, 1946(a), and of all other powers enabling me in that behalf, I hereby make the following Regulations: and I hereby certify under section 59 of the said Act of 1946 as amended by section 5 of, and Part I of the Schedule to, the Education (Scotland) Act, 1949(b), that on account of urgency the said Regulations ought to come into immediate operation, and I accordingly make them as Provisional Regulations.

Citation, construction and commencement

1.—(1) These Regulations may be cited as the Central Institutions (Scotland) Grant (Amendment No. 1) Provisional Regulations, 1958. The Central Institutions (Scotland) Grant Regulations, 1947(c) (hereinafter referred to as "the Principal Regulations") and these Regulations shall be construed as one and may be cited together as the Central Institutions (Scotland) Grant Regulations, 1947 and 1958.

(2) These Regulations shall come into operation on 1st October, 1958, and shall remain in force until 31st March, 1959, both dates inclusive.

Maintenance Grant

2. Subject to the conditions prescribed in the Principal Regulations, there may be paid from the Education (Scotland) Fund to the Governors of a central institution in respect of the period beginning on the first day of the institution's financial year commencing in 1958 and ending on 31st March, 1959, both dates inclusive (hereinafter referred to as "the interim period") a grant in aid of the expenditure on the maintenance of the institution not exceeding the aggregate of the following sums, that is to say :—

(*a*) the minimum sum ; and

(*b*) such further sum, if any, as the Secretary of State may consider necessary after taking account of the financial circumstances of the institution :

and accordingly Regulations 2 and 3 of the Principal Regulations shall not have effect in relation to the payment of grant in aid of the expenditure incurred on maintenance of the institution during the interim period.

Grant for repayment of loans

3. Notwithstanding the provisions of Regulation 4 of the Principal Regulations, where the Governors of a central institution with the approval of the

(a) 9 & 10 Geo. 6. c. 72. (b) 12,13 & 14 Geo. 6. c. 19.
(c) S.R. & O. 1947/2221 (Rev. VI, p. 622: 1947 I, p. 608).

Secretary of State have raised a loan to defray the whole or part of the expenditure incurred by them under a scheme approved for the development of the central institution, there may be paid from the Education (Scotland) Fund to the Governors of the institution a grant of such amount as the Secretary of State may determine to enable them to repay the whole or part of the loan.

John S. Maclay,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
23rd September, 1958.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

The Central Institutions (Scotland) Grant Regulations, 1947, authorise the payment from the Education (Scotland) Fund of a grant in aid of the expenditure on the maintenance of a central institution not exceeding the aggregate of—

(*a*) the sum paid to the institution in the financial year 1908-9 by county and town councils from moneys received by them under the Local Taxation (Customs and Excise) Act, 1890;

(*b*) 60 per cent. of the expenditure incurred by the Governors of the institution and recognised for grant purposes by the Secretary of State, and

(*c*) such further sum as the Secretary of State considers necessary

with the proviso that the total grant may not exceed the amount by which the actual expenditure of the institution exceeds the actual income, as shown in a financial statement approved by the Secretary of State. The amount of the grant is assessed after the end of the financial year. The first purpose of these Regulations is to enable grant to be paid without regard to the 60 per cent. factor in (*b*) or to the proviso regarding the actual deficiency in the period before 1st April, 1959, when the Education (Scotland) Fund ceases to exist by virtue of section 5 of the Local Government and Miscellaneous Financial Provisions (Scotland) Act, 1958.

The second purpose of the Regulations is to authorise the payment from the Fund of grants to enable the Governors of central institutions to repay in whole or in part loans they have raised to meet expenditure on the development of the institution.