STATUTORY INSTRUMENTS

1982 No. 1810 (S. 196)

HOUSING, SCOTLAND

The Grants by Local Authorities (Percentages and Exchequer Contributions) (Scotland) (No. 2) Order 1982

Laid before the House of Commons in draft

Made - - - -	*8th December* 1982
Coming into Operation	*31st December* 1982

In exercise of the powers conferred on me by sections 7(4), 10A(4), 12(5) and (6), and 49(3) of the Housing (Scotland) Act 1974(**a**) and of all other powers enabling me in that behalf, and having consulted such associations of local authorities as appear to me to be concerned, I hereby, with the consent of the Treasury, make the following order, a draft of which has been laid before the Commons House of Parliament and has been approved by resolution of that House:—

Citation and commencement

1. This order may be cited as the Grants by Local Authorities (Percentages and Exchequer Contributions) (Scotland) (No. 2) Order 1982, and shall come into operation on 31st December 1982.

Appropriate percentages for determining the amount or the maximum amount of grant

2. Article 3 of this order applies to applications for—

(*a*) improvement grants for the provision of standard amenities (under section 7 of the Housing (Scotland) Act 1974),

(*b*) repairs grants (under section 10A of the said Act of 1974),

(*c*) repairs grants in respect of houses in housing action areas (under section 10A as read with section 11(7) of the said Act of 1974),

made to local authorities on or before 31st March 1984 and approved by them after 31st December 1982.

(**a**) 1974 c. 45; section 10A(4) was inserted by the Housing (Financial Provisions) (Scotland) Act 1978 (c. 14), section 8; section 49(3) was amended by the Housing (Financial Provisions) (Scotland) Act 1978, section 16(1) and paragraph 28(*b*) of Schedule 2.

3. The percentages in relation to an application for a grant to which this article applies shall be 90 per cent.

Contributions by the Secretary of State

4. With respect to applications for grants to which article 3 of this order applies, the percentages specified in section 12(2) of the Housing (Scotland) Act 1974 and in that section as read with section 11(4) of that Act, are varied as follows—

(*a*) in the case of improvement grants for the provision of standard amenities and for repairs grants, for 75 per cent there is substituted 95 per cent, and

(*b*) in the case of repairs grants in respect of houses in housing action areas, for 90 per cent there is substituted 95 per cent.

George Younger,
One of Her Majesty's Principal Secretaries of State.

New St Andrew's House, Edinburgh.
6th December 1982.

We consent

P. L. Brooke,
J. A. Cope,
Two of the Lords Commissioners of Her Majesty's Treasury.

8th December 1982.

EXPLANATORY NOTE

(This Note is not part of the Order.)

The amount of grant for the improvement or repair of a dwelling and for the repair of a dwelling in a housing action area under Part I of the Housing (Scotland) Act 1974 (as amended principally by section 8 of the Housing (Financial Provisions) (Scotland) Act 1978) is determined *inter alia* by the provisions of sections 7(4), 10A(4) and 11(7) relating to percentages of the approved expenses of the works to be carried out. These sections of the 1974 Act enable other percentages to be prescribed by order made by the Secretary of State.

Articles 2 and 3 of this order prescribe that the percentages shall be 90 per cent in the case of applications for improvement grants for the provision of standard amenities and for repairs grants made on or before 31st March 1984 and approved after 31st December 1982.

Section 12 of the 1974 Act enables the Secretary of State to make contributions towards grants made under Part I of that Act. The percentage of the expenses of the local authority which may be contributed can be varied by order, and article 4 of this order enables the Secretary of State to contribute 95 per cent of the expenses of a local authority in making improvement grants for the provision of standard amenities and for repairs grants (including repairs grants in respect of houses in housing action areas) where the application for such grant was made on or before 31st March 1984 and was approved after 31st December 1982.

Sections 12(6) and 49(3) of the 1974 Act enable orders to operate with respect to applications for grant approved after a date specified in the relevant order so long as that date is not earlier than the date of the laying of a draft of the order before Parliament. This order was laid on 8th November 1982. Previous orders still in force under these sections are S.I. 1981/637, 638, 1982/596.

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