HOUSING, SCOTLAND

1955 No. 288 (S. 28)

The Housing (Forms) (Scotland) Amendment Regulations, 1955

Made - - - -	18*th February*, 1955
Laid before Parliament	25*th February*, 1955
Coming into Operation	4*th March*, 1955

In exercise of the powers conferred upon me by subsection (5) of section 114, section 122 and subsection (1) of section 172 of the Housing (Scotland) Act, 1950(a), as amended by the Housing (Scotland) Act, 1952(b), and the Housing (Repairs and Rents) (Scotland) Act, 1954(c), and of all other powers enabling me in that behalf, I hereby, with the consent of the Treasury, make the following regulations:—

1.—(1) These regulations may be cited as the Housing (Forms) (Scotland) Amendment Regulations, 1955, and shall come into operation on the 4th day of March, 1955.

(2) The Interpretation Act, 1889(d), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

2. The Schedule to the Housing (Forms) (Scotland) Regulations, 1951(e), as amended(f), shall have effect subject to the following amendments:—

(1) After Form 25, there shall be inserted Form 25A set out in the First Schedule to these Regulations.

(2) At the end of the Schedule there shall be added Forms 52 to 55 set out in the Second Schedule to these Regulations.

(3) Forms 2, 4, 25 to 28, 30, 42, 45 and 46 shall have effect subject to the amendments set forth in the Third Schedule to these Regulations.

G. Lloyd-George,
One of Her Majesty's Principal Secretaries of State.

17th February, 1955.

We consent to these regulations

Gerald Wills,
R. H. M. Thompson,
Two of the Lords Commissioners of Her Majesty's Treasury.

18th February, 1955.

(a) 14 Geo. 6. c. 34. (b) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 63. (c) 2 & 3 Eliz. 2. c. 50.
(d) 52 & 53 Vict. c. 63. (e) S.I. 1951/774 (1951 I, p. 1005). (f) S.I. 1952/2178 (1952 I, p. 1157).

FIRST SCHEDULE

FORM 25A

Form of compulsory purchase order under section 29 and paragraphs 1 to 3 of the Third Schedule to the Housing (Scotland) Act, 1950, as read with section 2 (3) of the Housing (Repairs and Rents) (Scotland) Act, 1954, in respect of land comprised in a clearance area and subject to a clearance order made before the commencement of the said Act of 1954[1].

THE HOUSING (SCOTLAND) ACTS, 1950 AND 1952

and

THE HOUSING (REPAIRS AND RENTS) (SCOTLAND) ACT, 1954

COMPULSORY PURCHASE ORDER

Whereas the [2]....., the local authority under the Housing (Scotland) Acts, 1950 and 1952, as read with Part I of the Housing (Repairs and Rents) (Scotland) Act, 1954 (which Council and which Acts of 1950 and 1954 are hereafter in this order referred to respectively as "the local authority", "the Act of 1950", and "the Act of 1954"), being satisfied as respects an area in their district that

(1) [3][the houses in that area] [the greater part of the houses in that area] are by reason of disrepair or sanitary defects unfit for human habitation, or are by reason of their bad arrangement or the narrowness or bad arrangement of the streets injurious or dangerous to the health of the inhabitants of the area; and

(2) the most satisfactory method of dealing with the aforesaid conditions is the demolition of all the buildings in the area;

have, in exercise of the powers conferred upon them by section 25 of the Act of 1950, caused that area to be defined on a map in such a manner as not to include in the area the site of a building unless at least part of the building consists of houses which are unfit for human habitation or injurious or dangerous to health, or of other premises which are injurious or dangerous to health;

And Whereas the local authority satisfied themselves, in accordance with the requirements of the said section 25 of the Act of 1950, that accommodation available for the persons who would be displaced by the demolition of buildings in the area existed, or could have been provided by the local authority in advance of the displacements which would from time to time have become necessary as the demolition proceeded, and that the resources of the local authority were sufficient for the purpose of carrying into effect the resolution hereinafter referred to;

And Whereas the local authority at a meeting held on the..... day of....., 19....., passed a resolution declaring the area so defined to be a clearance area, which area is known as the [4]..... Clearance Area;

And Whereas on the ..... day of ....., 19....., the local authority in exercise of the powers conferred upon them by section 26 of the Act of 1950 made the [5].....Clearance Order, 19....., ordering the demolition of buildings in the area including the buildings specified in the Schedule hereto;

And Whereas the buildings specified in the Schedule hereto have not been demolished;

And Whereas each of the said buildings specified in the Schedule hereto is or contains a house which in the opinion of the local authority, having regard to its existing condition and to the needs of the district with regard to the provision of further housing accommodation, must be continued in use as housing accommodation for the time being;

Now, therefore, the local authority, in exercise of the powers conferred upon them by section 29 of the Act of 1950 as read with subsection (3) of section 2 of the Act of 1954, hereby make the following Compulsory Purchase Order:—

1. Subject to the provisions of this order, the local authority are hereby authorised to purchase compulsorily for the purposes of Part III of the Act of 1950 and Part I of the Act of 1954, the land and buildings described in the schedule hereto.

2. The land and buildings specified in Parts I and II of the said schedule and edged yellow and coloured red on a map marked [6]..... and signed and sealed with reference to this order and deposited at the offices of the local authority, are land and buildings within the clearance area.

3. The houses specified in Part I of the said schedule are houses within the clearance area which are unfit for human habitation.

4. Subject to the necessary adaptations—

(*a*) the Lands Clauses Acts (except sections 120 to 125 of the Lands Clauses Consolidation (Scotland) Act, 1845);

(*b*) the Acquisition of Land (Assessment of Compensation) Act, 1919; and

(*c*) section 70 of the Railways Clauses Consolidation (Scotland) Act, 1845, and sections 71 to 78 of that Act as originally enacted and not as amended for certain purposes by section 15 of the Mines (Working Facilities and Support) Act, 1923,

as modified by the Third Schedule to the Act of 1950, are hereby incorporated in this order, and the provisions of those Acts shall apply accordingly.

5.—(1) This order may be cited as the [7].....Clearance Area Compulsory Purchase Order, 19.....

(2) The Interpretation Act, 1889, shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

[8]Given under the seal of the [2]..... this ..... day of ....., 19.....

(L.S.)

.....

(Signature of Clerk to the local authority)

SCHEDULE

Part I

Houses within the clearance area which are unfit for human habitation

Numbers on map deposited at offices of the local authority (1)	Description and situation of the houses (2)	Owners or reputed owners (3)	Lessees or reputed lessees (4)	Occupiers (except tenants for a month or a less period than a month) (5)

Part II

Land and buildings within the clearance area other than houses which are unfit for human habitation

Numbers on map deposited at offices of the local authority (1)	Description and situation of the land and buildings (2)	Owners or reputed owners (3)	Lessees or reputed lessees (4)	Occupiers (except tenants for a month or a less period than a month) (5)

Notes for guidance in completing this form

[1] Form 25 should be used where it is proposed to acquire land comprised in a clearance area in respect of which no clearance order had been made before the commencement of the Act of 1954.

Form 26 should be used where it is proposed to acquire separately land surrounded by or adjoining a clearance area.

In cases to which this form of compulsory purchase order applies, Form 27 is the appropriate form of advertisement; Form 28 is the appropriate form of notice to owners, etc.; and Form 30 is the appropriate form of advertisement and notice of confirmation.

[2] Insert the name of the local authority.

[3] Delete the words which are not applicable.

[4] Insert the name by which the clearance area is known.

[5] Insert the short title of the clearance order.

[6] The map should be identified by a heading in the terms of the short title to this order.

[7] Insert a suitable short title.

[8] See section 167 (1) of the Act of 1950 as to the signing and sealing of orders.

Notes for local authority

In accordance with section 2 (4) of the Act of 1954 a compulsory purchase order under section 29 of the Act of 1950 authorising the compulsory purchase by a local authority of any land on which there is a building which is or which contains a house which in the opinion of the authority, having regard to its existing condition and to the needs of the district with regard to the provision of further housing accommodation, must be continued in use as housing accommodation for the time being, within an area declared as a clearance area before the commencement of the Act of 1954 may, notwithstanding anything in section 29 (2) of the Act of 1950, be submitted to the Secretary of State at any time not later than six months after the approval under section 1 of the Act of 1954 of proposals submitted by the authority under that section.

Before submitting a compulsory purchase order for the purposes of Part III of the Act of 1950 for confirmation by the Secretary of State the local authority must in terms of section 45 (1) of the said Act require the owner of any subjects to which the order relates to furnish a written statement specifying the name and address of the superior of, and the holder of any heritable security over,

the subjects, and under section 45 (2) the local authority must serve on any person whose name and address is so furnished the like notice as they are required to serve on the owner. (See Form 34.)

SECOND SCHEDULE

Form 52

Form of notice to persons having control, owners, superiors, and holders of heritable securities, of determination to purchase a house under section 3 of the Housing (Repairs and Rents) (Scotland) Act, 1954, where no undertaking has been given[1].

THE HOUSING (SCOTLAND) ACTS, 1950 AND 1952
and
THE HOUSING (REPAIRS AND RENTS) (SCOTLAND) ACT, 1954

To [2].....

Whereas the [3]....., the local authority under the Housing (Scotland) Acts, 1950 and 1952, as read with Part I of the Housing (Repairs and Rents) (Scotland) Act, 1954 (which Council is hereafter in this notice referred to as "the local authority"), after complying with the requirements of section 9 of the said Act of 1950, are satisfied that the house[4]..... is unfit for human habitation and is not capable at a reasonable expense of being rendered so fit;

And Whereas the local authority have accepted no undertaking from an owner or holder of a heritable security with respect to the carrying out of works or the future use of the said house;

And Whereas it appears to the local authority that, having regard to the existing condition of the house and to the needs of the district with regard to the provision of further housing accommodation, the house must be continued in use as housing accommodation;

Take notice that the local authority have determined to purchase the house under subsection (1) of section 3 of the Housing (Repairs and Rents) (Scotland) Act, 1954, in lieu of making a demolition order or closing order in respect thereof.

Dated this.....day of....., 19.....

.....

(*Signature of Clerk to the local authority.*)

NOTES

(*To be incorporated in the notice and any copies thereof*)

1. Section 9 of the Housing (Scotland) Act, 1950 (hereinafter in these Notes referred to as "the Act of 1950") which empowers a local authority to order the demolition or closing of insanitary houses is as follows:—

(*quote here the whole of section* 9)

2. Section 3 of the Housing (Repairs and Rents) (Scotland) Act, 1954 (hereinafter in these Notes referred to as "the Act of 1954") which empowers a local authority to purchase a house in lieu of making a demolition or closing order is as follows:—

(*quote here the whole of section* 3)

3. Section 15 (2) of the Act of 1954 provides that any reference to a demolition order in section 3 is to be considered as including a reference to a closing order made in lieu of a demolition order by virtue of the proviso to subsection (4) of section 9 of the Act of 1950.

4. Section 16 of the Act of 1950, which is applied by section 3 (3) of the Act of 1954, gives to any person aggrieved by a notice of determination to purchase a house under the said section 3 a right to appeal to the Sheriff within twenty-one days after the service of the notice. No proceedings can be taken by the authority to enforce the notice while an appeal is pending. On any such appeal a person on whom a notice has been served under section 9 (1) of the Act of 1950 is not entitled to raise any question if the question is one which was not raised by him at the consideration of the matter by the local authority under that section and which if it had then been raised could have been dealt with by means of such an undertaking as is mentioned in section 9 (2) of the Act of 1950. No appeal to the Sheriff lies at the instance of a person who is in occupation of premises to which the notice relates under a lease or agreement the unexpired term of which does not exceed six months.

5. If no appeal is brought under section 16 of the Act of 1950 a notice of determination to purchase becomes operative on the expiry of the period of twenty-one days from the service thereof. If an appeal is brought the notice, if and in so far as it is confirmed by the Sheriff, becomes operative as from the date of determination of the appeal (section 16 (3) of the Act of 1950).

Notes for guidance in completing this form

[1] Separate forms of notice of determination to purchase are prescribed for the following circumstances—

Form 53—On a breach or deemed breach of undertaking.

Form 54—Where an application has been made to the local authority under section 10 of the Housing (Scotland) Act, 1950.

Form 55—On the recall of closing orders under section 12 of the said Act of 1950.

[2] Insert the name and residence or place of business and description, where known, of the person to whom the notice is addressed.

[3] Insert name of the local authority.

[4] Insert such a description of the house as may be sufficient for identification.

FORM 53

Form of notice to persons having control, owners, superiors, and holders of heritable securities, of determination to purchase a house under section 3 of the Housing (Repairs and Rents) (Scotland) Act, 1954, on breach or deemed breach of undertaking[1].

THE HOUSING (SCOTLAND) ACTS, 1950 and 1952

and

THE HOUSING (REPAIRS AND RENTS) (SCOTLAND) ACT, 1954.

To [2].....

Whereas the [3]....., the local authority under the Housing (Scotland) Acts, 1950 and 1952, as read with Part I of the Housing (Repairs and Rents) (Scotland) Act, 1954 (which Council is hereafter in this notice referred to as " the local authority ") in exercise of the powers conferred upon them by section 9 of the said Act of 1950, being satisfied that the house [4]..... is unfit for human habitation and is not capable at a reasonable expense of being rendered so fit; and having complied with the provisions of the said section as to the service of notices and the consideration of representations, on the .....day of ....., 19... accepted an undertaking from [5]..... ..... being the[6] [owner of] [holder of a heritable security over] the said house in the following terms

(*Here set out the terms of the undertaking;*)

And Whereas the said undertaking[6] [has been broken] [is deemed to have been broken] in the following respects:—

(Here give particulars of the breach or deemed breach of the undertaking;)

And Whereas it appears to the local authority that, having regard to the existing condition of the house and to the needs of the district with regard to the provision of further housing accommodation, the house must be continued in use as housing accommodation;

Take notice that the local authority have determined to purchase the house under subsection (1) of section 3 of the Housing (Repairs and Rents) (Scotland) Act, 1954, in lieu of making a demolition order or closing order in respect thereof.

Dated this ..... day of ....., 19.....

.....
(Signature of Clerk to the local authority.)

NOTES

(To be incorporated in the notice and any copies thereof)

The notes to this form should be the same as the notes to Form 52.

Notes for guidance in completing this form

[1] Separate forms of notice of determination to purchase are prescribed for the following circumstances:—
Form 52—Where no undertaking has been given.
Form 54—Where an application has been made to the local authority under section 10 of the Housing (Scotland) Act, 1950.
Form 55—On the recall of closing orders under section 12 of the said Act of 1950.

[2] Insert the name and residence or place of business and the description, where known, of the person to whom the notice is addressed.

[3] Insert name of the local authority.

[4] Insert such a description of the house as may be sufficient for identification.

[5] Insert the name of the person from whom the undertaking was accepted.

[6] Delete whichever is not applicable.

FORM 54

Form of notice to persons having control, owners, superiors, and holders of heritable securities, of determination to purchase a house under section 3 of the Housing (Repairs and Rents) (Scotland) Act, 1954, where an application has been made to the local authority under section 10 of the Housing (Scotland) Act, 1950[1].

THE HOUSING (SCOTLAND) ACTS, 1950 AND 1952

and

THE HOUSING (REPAIRS AND RENTS) (SCOTLAND) ACT, 1954

To [2].....

Whereas the [3]....., the local authority under the Housing (Scotland)Acts, 1950 and 1952, as read with Part I of the Housing (Repairs and Rents) (Scotland) Act, 1954 (which Council is hereinafter in this notice referred to as "the local authority"), on the ..... day of ....., 19..., served a notice under subsection (1) of section 7 of the said Act of 1950 requiring the execution of works for the purpose of rendering the house[4] ..... fit for human habitation;

And Whereas on the ..... day of ....., 19....., [5] ..... being[6] [the person on whom such a notice was served] [an owner of the house] applied to the local authority under section 10 of the said Act of 1950 to substitute for the notice so served an order under subsection (4) of section 9 of the said Act of 1950;

And Whereas the local authority are satisfied it would be reasonable to serve an order under the said subsection (4), having regard to the estimated cost of the foresaid works, to the financial circumstances of the person at whose expense the works would have been carried out and the other circumstances of the case;

And Whereas it appears to the local authority that, having regard to the existing condition of the house and to the needs of the district with regard to the provision of further housing accommodation, the house must be continued in use as housing accommodation;

Take notice that the local authority have determined to purchase the house under subsection (1) of section 3 of the Housing (Repairs and Rents) (Scotland) Act, 1954, in lieu of making a demolition order or closing order in respect thereof.

Dated this ..... day of ....., 19.....

.....

(*Signature of Clerk to the local authority.*)

NOTES

(*To be incorporated in the notice and any copies thereof*)

The notes to this form should be the same as the notes to Form 52 with the insertion, after Note 1, of the following note:—

" 1A. Section 10 of the Act of 1950, under which the local authority may substitute a demolition or closing order under section 9 (4) of that Act for an order under section 7 (1) of that Act requiring the execution of works, is as follows:—

(*quote here the whole of section* 10) ".

Notes for guidance in completing this form

[1] Separate forms of notice of determination to purchase are prescribed for the following circumstances:—

Form 52—Where no undertaking has been given.

Form 53—On a breach or deemed breach of an undertaking.

Form 55—On the recall of closing orders under section 12 of the Housing (Scotland) Act, 1950.

[2] Insert the name and residence or place of business and the description, where known, of the person to whom the notice is addressed.

[3] Insert name of the local authority.

[4] Insert such a description of the house as may be sufficient for identification.

[5] Insert the name of the person who has made application to the local authority under section 10 of the said Act of 1950.

[6] Delete words which are not applicable.

FORM 55

Form of notice to persons having control, owners, superiors, and holders of heritable securities, of determination to purchase a house under section 3 of the Housing (Repairs and Rents) (Scotland) Act, 1954, on the recall of closing orders under section 12 of the Housing (Scotland) Act, 1950[1].

THE HOUSING (SCOTLAND) ACTS, 1950 AND 1952

and

THE HOUSING (REPAIRS AND RENTS) (SCOTLAND) ACT, 1954

To [2].....

Whereas the [3]....., the local authority under the Housing (Scotland) Acts, 1950 and 1952, as read with Part I of the Housing (Repairs and Rents) (Scotland) Act, 1954 (which Council is hereafter in this notice referred to as " the local authority ") in exercise of the powers conferred upon them by Part II of the Act of 1950, have made closing orders in respect of all the houses comprising the building[4] ..... which orders have not been determined;

And Whereas the house[5] ..... forms part of the said building;

And Whereas it appears to the local authority that, having regard to the existing condition of the house and to the needs of the district with regard to the provision of further housing accommodation, the house must be continued in use as housing accommodation;

Take notice that the local authority have determined to purchase the house under subsection (1) of section 3 of the Housing (Repairs and Rents) (Scotland) Act, 1954, in lieu of making a demolition order in respect thereof.

Dated this ..... day of....., 19.....

.....

(*Signature of Clerk to the local authority*)

NOTES

(*To be incorporated in the notice and any copies thereof*)

The Notes to this form should be the same as the notes to Form 52 with the insertion, after Note 1, of the following note:—

"1A. Section 12 (1) of the Act of 1950, under which a local authority may substitute a demolition order for closing orders in relation to a building consisting wholly of closed houses, is as follows:—

(*quote here the whole of section* 12 (1))".

Notes for guidance in completing this form

[1] Separate forms of notice of determination to purchase are prescribed for the following circumstances:—

Form 52—Where no undertaking has been given.
Form 53—On a breach or deemed breach of an undertaking.
Form 54—Where an application has been made to the local authority under section 10 of the Housing (Scotland) Act, 1950.

[2] Insert the name and residence or the place of business and the description, where known, of the person to whom the notice is addressed.
[3] Insert name of the local authority.
[4] Insert such a description of the building as may be sufficient for identification.
[5] Insert such a description of the house as may be sufficient for identification.

THIRD SCHEDULE

Amendments to Forms 2, 4, 25 *to* 28, 30, 42, 45 *and* 46

(1) In the notes to Form 2, for the paragraphs commencing respectively with the words "Section 8" and "Section 10", there shall be substituted the following paragraphs:—

"Section 8 of the Act, as amended by section 14 of the Housing (Repairs and Rents) (Scotland) Act, 1954 (hereafter in these notes referred to as 'the Act of 1954'), relating to the enforcement of a notice requiring the execution of works, provides as follows:—

(*here quote the whole of section* 8—*as so amended*)

Subsections (1) and (2) of section 14 of the Act of 1954 relating to the limitation of liability of trustees etc. for expenses of local authorities, provide as follows:—

(*here quote subsections* (1) *and* (2) *of section* 14)

Section 7 of the Act of 1954, which relates to the recovery by lessees of a proportion of expenses incurred in rendering a house fit for human habitation, provides as follows:—

(here quote the whole of section 7)

Section 10 of the Act, which provides for the substitution of an order under section 9 (4) for a notice under section 7 (1) in certain cases, is as follows:—

(here quote the whole of section 10)

Section 3 (as read with section 15 (2)) of the Act of 1954 provides that in any case where a local authority would, but for that section, be required to make a demolition or closing order in respect of a house in pursuance of an application made to them under section 10 of the Act and it appears to them that, having regard to the existing condition of the house and to the needs of the district with regard to the provision of further housing accommodation, the house must be continued in use as housing accommodation, the authority may purchase the house in lieu of making such an order."

(2) In the Notes to Form 4, after the paragraph commencing with the words "section 9", there shall be inserted the following paragraph:—

"Section 3 (as read with section 15 (2)) of the Housing (Repairs and Rents) (Scotland) Act, 1954 provides that in any case where a local authority would, but for that section, be required to make a demolition or closing order in respect of a house in pursuance of a notice served by them under section 9 (1) of the Act and it appears to them that, having regard to the existing condition of the house and to the needs of the district with regard to the provision of further housing accommodation the house must be continued in use as housing accommodation, the authority may purchase the house in lieu of making such an order."

(3) In Form 25, in the "Notes for local authority", after the first paragraph there shall be inserted the following paragraphs:—

"In accordance with section 2 (4) of the Housing (Repairs and Rents) (Scotland) Act, 1954 (hereafter in these notes referred to as 'the Act of 1954'), a compulsory purchase order under section 29 of the Act authorising the compulsory purchase by a local authority of any land on which there is a building which is or which contains a house which in the opinion of the authority, having regard to its existing condition and to the needs of the district with regard to the provision of further housing accommodation, must be continued in use as housing accommodation for the time being, within an area declared as a clearance area before the commencement of the Act of 1954, may, notwithstanding anything in section 29 (2) of the Act, be submitted to the Secretary of State at any time not later than six months after the approval under section 1 of the Act of 1954 of proposals submitted by the authority under that section.

Where the demolition of any building in a clearance area is postponed under section 2 (1) of the Act of 1954, section 29 (2) of the Act does not apply to the purchase of any land on which there is a building whose demolition has been postponed under section 2 (2) of the Act of 1954."

(4) In Form 26, in the "Notes for local authority", at the end of the second paragraph there shall be inserted the following words:—

"Where, however, the demolition of any building in a clearance area is postponed under section 2 (1) of the Housing (Repairs and Rents) (Scotland) Act, 1954, section 29 (2) of the Act does not apply to the purchase of any land surrounded by or adjoining the area. (Section 2 (2) of the said Act of 1954.)"

(5) In Form 27, in the "Notes for guidance in completing this form", in Note [1], for the words "Form 25" there shall be substituted the words "Forms 25 and 25A".

(6) In Form 28—

(*a*) In the "Explanatory notes as to the effect of the inclusion of houses and premises in the schedule to the compulsory purchase order", for paragraph (2) there shall be substituted the following paragraphs:—

"(2) In the case of a house specified in Part I of the schedule to the compulsory purchase order as unfit for human habitation, the compensation which will be payable if the order is confirmed by the Secretary of State may be less than, but shall not exceed, the value, at the time when the valuation is made, of the site as a cleared site available for development in accordance with the requirements of the building regulations for the time being in force in the district.

In the case of the land including the buildings thereon specified in Parts II and III of the schedule to the order the compensation which will be payable, if the order is confirmed by the Secretary of State, will be assessed in accordance with the provisions of the Fourth Schedule to the Act.

Subject to these two modifications, the compensation will be assessed in accordance with the Acquisition of Land (Assessment of Compensation) Act, 1919, as read with the Town and Country Planning (Scotland) Acts, 1947 to 1954."

(*b*) In the "Notes for guidance in completing this form", at the end of Note [1] there shall be inserted the following words:—

"It should be suitably amended to meet the case of a compulsory purchase order to which Form 25A applies."

(7) In Form 30, in the "Notes for guidance in completing this form", in Note [1], for the words "Form 25" there shall be substituted the words "Forms 25 and 25A."

(8) In Form 42—

(*a*) in the first paragraph for the words "(hereafter in this notice referred to as 'the said Act of 1952')" there shall be substituted the words "and the Housing (Repairs and Rents) (Scotland) Act, 1954 (which Acts are hereafter in this notice referred to respectively as 'the said Act of 1952' and 'the said Act of 1954')";

(*b*) in the second paragraph, after the words "the said Act of 1952", there shall be inserted the words "and section 10 of the said Act of 1954";

(*c*) in sub-paragraph (1), for the words "a period of twenty years" there shall be substituted the words "a period of [4a] . . .";

(*d*) in the "Notes for guidance in completing this form"—

(i) after Note 4 there shall be inserted the following Note:—

"[4a] Insert the appropriate period, that is, twenty years, or where, under section 10 (6) of the Housing (Repairs and Rents) (Scotland) Act, 1954, the local authority have determined that the conditions shall apply for a shorter period than twenty years, that shorter period."

(ii) in Note [7], after the words "Act of 1950" there shall be inserted the words "as read with section 10 of the said Act of 1954".

(9) In Forms 45 and 46—

(*a*) For the words "a period of twenty years" there shall be substituted the words "a period of [1a] . . .";

(*b*) In the "Notes for guidance in completing this form", after Note 1 there shall be inserted the following Note—

"[1a] Insert the period as shown in the relevant recorded notice of payment of improvement grant".

EXPLANATORY NOTE

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

These regulations make the necessary amendments to the forms of orders, notices and other documents prescribed under the Housing (Scotland) Acts 1950 and 1952, following upon the passing of the Housing (Repairs and Rents) (Scotland) Act, 1954. They also prescribe the following additional forms:—

(1) Form of compulsory purchase order under section 29 of the 1950 Act in respect of land comprised in a clearance area and subject to a clearance order made before the commencement of the 1954 Act.

(2) Forms of notice of determination by local authority to purchase a house under section 3 of the 1954 Act.

HYDROCARBON OILS

1955 No. 506

The Hydrocarbon Oil Duties (Drawback) (No. 1) Order, 1955

Made - - - -	1*st April*, 1955
Laid before the House of Commons - -	5*th April*, 1955
Coming into Operation	6*th April*, 1955

The Lords Commissioners of Her Majesty's Treasury, by virtue of the powers conferred on them by section two hundred and three of the Customs and Excise Act, 1952(a), and of all other powers enabling them in that behalf, hereby make the following Order:—

1.—(1) As respects articles of any class or description specified in the Schedule to this Order drawback shall be allowed in respect of hydrocarbon oil used as a material, solvent, preservative or finish in the manufacture or preparation of the articles, and shall be so allowed as respects the duty on a quantity of hydrocarbon oil determined according to the rate so specified in relation to that class or description.

(2) In the foregoing paragraph the expression "drawback" means drawback under section two hundred and three of the Customs and Excise Act, 1952, of any customs or excise duty on hydrocarbon oils.

2.—(1) This Order may be cited as the Hydrocarbon Oil Duties (Drawback) (No. 1) Order, 1955.

(2) This Order shall come into operation on the sixth day of April, nineteen hundred and fifty-five.

Dated this first day of April, 1955.

Hendrie D. Oakshott,
R. H. M. Thompson,
Two of the Lords Commissioners of Her Majesty's Treasury.

(a) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 44.