STATUTORY INSTRUMENTS

1984 No. 174 (S.12)

HOUSING, SCOTLAND

The Housing Support Grant (Scotland) Order 1984

Approved by House of Commons

Laid before the Commons House of Parliament in draft

Made - - - 14*th February* 1984

Coming into Operation 1*st April* 1984

In exercise of the powers conferred on me by sections 1 and 2 of the Housing (Financial Provisions) (Scotland) Act 1978(**a**) and of all other powers enabling me in that behalf, and after such consultation with such associations of local authorities as appear to me to be concerned as is required by the said sections 1 and 2, and with the consent of the Treasury, I hereby make the following order, a draft of which has been approved by the Commons House of Parliament:—

Citation, commencement and interpretation

1.—(1) This order may be cited as the Housing Support Grant (Scotland) Order 1984 and shall come into operation on 1st April 1984.

(2) In this order —

"the 1978 Act" means the Housing (Financial Provisions) (Scotland) Act 1978;

"appropriate local authority" means a local authority other than an authority whose eligible expenditure and relevant income have been left out of account by virtue of section 1(4A)(*a*) of the 1978 Act;

"hostel" means a hostel as defined in section 138(4) of the Housing (Scotland) Act 1966(**b**);

"the number of houses of the authority" means the estimate of the number of houses to which the housing revenue account of the authority at 30th September 1984 relates;

"the population of the authority" means the home population of the authority as projected by the Registrar of Births, Deaths and Marriages in Scotland in relation to 30th June 1983 adjusted by the difference between his projection and estimate for 30th June 1982; and

(**a**) 1978 c.14; sections 1 and 2 were amended by the Local Government (Miscellaneous Provisions) (Scotland) Act 1981 (c.23), sections 21 and 22, both read with section 23.
(**b**) 1966 c.49.

"penny rate product of the authority for 1983–84" means the higher of the estimates made in December 1983 of the actual or standard penny rate product of the authority for 1983–84 (as defined in section 9 of the Local Government (Financial Provisions) Act 1963(**a**), as read with the Local Government (Rate Product) (Scotland) Regulations 1975(**b**)).

(3) Except where the context otherwise requires —

(*a*) any reference to a numbered article or Schedule is a reference to the article or Schedule bearing that number in this order; and

(*b*) any reference to an estimate is a reference to an estimate made by the Secretary of State.

Aggregate grant for 1984–85

2. The aggregate amount of the housing support grants for 1984–85 shall be £52,461,316.

Apportionment of housing support grants for 1984–85

3.—(1) The aggregate amount of the housing support grants for the year 1984–85 shall be divided into two portions hereinafter referred to as the "general portion" and the "hostel portion".

(2) The general portion shall amount to £50,756,773 and, subject to the provisions of article 4, shall be apportioned among appropriate local authorities in proportion to their estimated net expenditure assessed in the manner provided in Schedule 1 subject to any necessary adjustment, in accordance with section 2(3) of the 1978 Act, calculated in the manner provided in Schedule 2.

(3) The hostel portion shall amount to £1,704,543 and, subject to the provisions of article 4, shall be apportioned among appropriate local authorities in such a way that each such authority will receive a share of that portion which is equal to their estimated net expenditure for the year 1984–85 on the provision of hostels and lodging-houses adjusted by the amount by which their actual net expenditure on such provision for the year 1980–81 exceeded or fell short of the estimate of such expenditure for the year 1980–81.

4.—(1) Where in the case of any appropriate local authority, the sum of items 8 to 10 in Schedule 1 exceeds the sum of items 1 to 7 in the said Schedule, the amount of grant apportionable to that authority in accordance with article 3(2) shall be called a "negative amount" for the purposes of paragraphs (2), (3) and (4) of this article.

(2) Where the amount of grant apportionable to any appropriate local authority in accordance with article 3(2) is a negative amount, the amount of grant (if any) which, apart from the provisions of this paragraph would be apportionable to that authority in accordance with article 3(3) will be reduced by that negative amount.

(**a**) 1963 c.12; section 9 was amended by paragraph 18 of Schedule 2 to the Decimal Currency Act 1969 (c.19), paragraph 54 of Schedule 9 to, and Schedule 29 to the Local Government (Scotland) Act 1973 (c.65) and paragraph 24 of Part II of Schedule 6 to the Local Government (Scotland) Act 1975 (c.30).

(**b**) S.I. 1975/652, as amended by S.I. 1979/227, 1597, 1980/2050 and 1982/1843.

(3) Where the amount of grant or the negative amount of grant apportionable to any appropriate local authority in accordance with article 3(2) as adjusted by any amount apportionable to the authority in accordance with article 3(3) is a negative amount, it shall be adjusted to zero.

(4) Where the amount of grant apportionable to any appropriate local authority in accordance with article 3(2) is a negative amount, and where no amount of grant is apportionable to the authority in accordance with article 3(3), that negative amount shall be adjusted to zero.

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

New St Andrew's House,
Edinburgh.
8th February 1984.

We consent,

Alastair Goodlad,
D. J. F. Hunt,
Two of the Lords Commissioners of Her Majesty's Treasury.

14th February, 1984.

Article 3(2)

SCHEDULE 1

ASSESSMENT OF NET EXPENDITURE FOR APPORTIONMENT OF GENERAL PORTION OF HOUSING SUPPORT GRANTS AMONG APPROPRIATE LOCAL AUTHORITIES FOR 1984–85

The net expenditure of an appropriate local authority shall be the amount arrived at by addition of the amounts specified in items 1 to 7 below less the amounts specified in items 8 to 10 below.

1. Estimated loan charges due to be debited to the authority's housing revenue account for the year 1984–85 under paragraph 2 of Schedule 4 to the Housing (Financial Provisions) (Scotland) Act 1972(a) (other than loan charges in respect of hostels and lodging-houses) reduced or increased, as appropriate, by the amount of the adjustment (if any) to be taken into account in terms of Schedule 2.

Basic amount for supervision and management (SM).

2. £61·091989 multiplied by the number of houses of the authority.

Additional SM factor for certain houses.

3. (*a*) £24·436796 in the case of an authority with not more than 3,000 houses, or

(*b*) £12·218398 in the case of an authority with more than 3,000 but not more than 6,000 houses, or

(*c*) £6·109199 in the case of an authority with more than 6,000 but not more than 9,000 houses,

multiplied in each case by the number of houses of the authority.

Basic amount for repairs and maintenance (RM).

4. £181·262422 multiplied by the number of houses of the authority.

Additional RM factors for certain urban expenditure.

5. £280·956754 multiplied by the number of high-rise houses of the authority contained in blocks of flats which are of fifteen or more storeys.

6. £126·883695 multiplied by the number of high-rise houses of the authority contained in blocks of flats which are of more than four but not more than fourteen storeys, with lifts.

7. Estimated other expenditure.

Basic.

8. £606·734720 multiplied by the number of houses of the authority.

Income.

9. £14·639230 multiplied by the population of the authority.

Amount.

10. Estimated other income.

(a) 1972 c.46; paragraph 2 of Schedule 4 was amended by the Housing Rents and Subsidies (Scotland) Act 1975 (c.28), Schedule 4, and the Housing (Financial Provisions) (Scotland) Act 1978 (c.14), section 11.

SCHEDULE 2 Article 3(2)

CALCULATION OF THE ADJUSTMENTS FOR THE YEAR 1980–81 TO BE TAKEN INTO ACCOUNT IN THE APPORTIONMENT OF THE GENERAL PORTION OF HOUSING SUPPORT GRANT TO APPROPRIATE LOCAL AUTHORITIES FOR THE YEAR 1984–85

1. In this Schedule, unless the context otherwise requires, any reference to —

"the actual amount of loan charges" means the actual amount of loan charges incurred in the year 1980–81 (other than loan charges incurred in relation to the provision of hostel or lodging-house accommodation) subject to an adjustment equivalent to that made by the Secretary of State in terms of section 1(2)(*a*) of the 1978 Act in determining the estimated loan charges of local authorities for the purposes of the Housing Support Grant (Scotland) Variation (No. 2) Order 1981(**a**); and "the estimate of such charges" means the estimate of such charges for the year 1980–81 made by the Secretary of State for the purposes of the said Order of 1981.

2. Where there is a substantial difference in the actual amount of loan charges incurred by an appropriate local authority as compared with the estimate of such charges, the amount of adjustment to be taken into account in relation to that authority in determining the share of the general portion of housing support grant payable to them for the year 1984–85 shall be calculated in the manner set out in paragraph 3 or 4 below (whichever is appropriate).

3. Where the estimate of such charges exceeded the actual amount of loan charges and the excess was greater than 3 times the penny rate product of the appropriate local authority for 1983–84, the adjustment under item 1 of Schedule 1 shall be a reduction by an amount equal to 56·66667% of the difference between the said excess and 3 times the penny rate product of that authority for 1983–84.

4. Where the actual amount of loan charges exceeded the estimate of such charges and that excess was greater than 3 times the penny rate product of the appropriate local authority for 1983–84, the adjustment under item 1 of Schedule 1 shall be an increase by an amount equal to 56·66667% of the difference between the said excess and 3 times the penny rate product of that authority for 1983–84.

5. Where the difference between the actual amount of loan charges and the estimate of such charges was less than 3 times the penny rate product of an appropriate local authority for 1983–84, no adjustment shall be made under item 1 of Schedule 1.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order in relation to the year 1984–85:—

(i) fixes the estimated aggregate amount of the housing support grants payable under section 1 of the Housing (Financial Provisions) (Scotland) Act 1978 to certain local authorities in Scotland; and

(ii) prescribes the method of apportionment of housing support grants among those authorities.

(**a**) S.I. 1981/117.

SI 1984/174
ISBN 0-11-046174-6

