STATUTORY INSTRUMENTS

# 1981 No. 1770

## LOCAL GOVERNMENT, ENGLAND AND WALES

## The Local Government (Supplementary Grants for Transport Purposes Specified Descriptions) (Wales) Order 1981

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| *Made* - - - - | 30*th October* 1981 |
| *Laid before Parliament* | 5*th November* 1981 |
| *Coming into Operation* | 4*th December* 1981 |

The Secretary of State for Wales in exercise of the powers conferred upon him by section 51(2), (3), (4) and (6) of the Local Government, Planning and Land Act 1980(**a**) hereby makes the following Order:—

**1.** This Order may be cited as the Local Government (Supplementary Grants for Transport Purposes Specified Descriptions) (Wales) Order 1981 and shall come into operation on 4th December 1981.

**2.** In this Order "year" means a period of twelve months beginning with 1st April.

**3.** For the year 1982–1983 and each subsequent year no supplementary grants for transport purposes shall be paid by the Secretary of State to county councils in Wales under section 6 of the Local Government Act 1974(**b**) in respect of their estimated expenditure in connection with transport matters except in respect of expenditure of any of the descriptions specified in the Schedule to this Order.

**4.** Section 6 of the Local Government Act 1974 (Supplementary grants for transport purposes) shall be amended as follows:—

(*a*) in subsection (4) of that section after the words "county council" there shall be inserted the words "in England";

(*b*) after subsection (4) of that section there shall be added the following subsection:

"(4A) The proportion of the aggregate amount of supplementary grants for transport purposes payable for any year to a county council in Wales shall be determined, by such method as may be prescribed for the purposes of this section, by reference to the accepted estimated expenditure of the council for the year in connection with transport matters.";

(*c*) the following subsections shall be substituted for subsection (5):—

"(5) For the purposes of subsection (4) above the Secretary of State may treat the estimated expenditure of the London borough councils and the Common Council of the City of London in

(**a**) 1980 c. 65. (**b**) 1974 c. 7.

connection with transport matters as forming part of the estimated expenditure in connection with those matters of the Greater London Council.

(5A) For the purposes of subsection (4) and (4A) above:—

(*a*) The Secretary of State may treat the estimated expenditure of a district council in connection with transport matters as forming part of the estimated expenditure in connection with those matters of the council of the county in which the district is situated; and

(*b*) "accepted" in relation to the estimated expenditure of a council, means so much of their estimated expenditure as the Secretary of State may determine to be appropriate to be taken into account for the purposes of this section;

and in making a determination under paragraph (*b*) above, in relation to the estimated expenditure of a council, the Secretary of State shall have regard to the progress which appears to him to have been made by the council in formulating and implementing suitable policies to meet the needs of their area in connection with transport matters.".

## SCHEDULE Article 3

### Descriptions of Expenditure

1. Expenditure on the acquisition of any interest in land, including the acquisition of buildings and structures on land.

2. Expenditure on the reclamation, improvement or laying out of land and on the construction, preparation, conversion, improvement, renewal or replacement of buildings and structures on land but excluding expenditure on the improvement of any highway where the improvement does not have the effect of either:

(*a*) widening the carriageway of any highway by more than 0.25 metres, or

(*b*) significantly changing the alignment of the carriageway of any highway, or

(*c*) substantially improving the standard of the highway, or

(*d*) providing new traffic signals other than by the replacement of existing traffic signals.

3. Expenditure on the acquisition or replacement of vehicles and on the acquisition, installation, renewal or replacement of movable and immovable plant, machinery and apparatus, including the acquisition of an interest or right in any such vehicles, plant, machinery or apparatus.

4. Capital expenditure in connection with the provision by any person of facilities for or in connection with the loading or unloading of freight carried or intended to be carried otherwise than by road.

5. Expenditure on the making of grants and advances of a capital nature for or in connection with expenditure of any of the descriptions specified in paragraphs 1 to 3 of this schedule.

*Nicholas Edwards*,
Secretary of State
for Wales.

30th October 1981.

## EXPLANATORY NOTE

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

Section 51(2), (3) and (6) of the Local Government, Planning and Land Act 1980 enables the Secretary of State as regards England or Wales to specify the descriptions of expenditure for which supplementary grants for transport purposes shall be paid under the provisions of section 6 of the Local Government Act 1974. This Order specifies the descriptions of expenditure for which such grant will be payable to county councils in Wales from 1st April 1982 onwards. The descriptions relate only to expenditure on capital projects, excluding certain minor highway improvements, in relation to the transport matters listed in section 6(1) and (2) of the 1974 Act.

Section 51(4) of the 1980 Act enables amendments to be made to enactments consequential upon the specification in the Order of descriptions of expenditure. The Order makes such amendments to section 6 of the 1974 Act relating to the method of proportioning the aggregate amount of supplementary grant for transport purposes to county councils in Wales.

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