TRAVELLING ALLOWANCES ETC.

1952 No. 1178 (S. 56)

The Local Government (Travelling Allowances etc.) (Scotland) Amendment Regulations, 1952

Made - - - -	16*th June*, 1952
Laid before Parliament	19*th June*, 1952
Coming into Operation	1*st July*, 1952

The Secretary of State, in exercise of the powers conferred on him by sections 113, 117 and 118 of the Local Government Act, 1948(**a**), hereby makes the following Regulations :—

1. These regulations may be cited as the Local Government (Travelling Allowances etc.) (Scotland) Amendment Regulations, 1952, and shall come into operation on the 1st day of July, 1952.

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

3. For paragraph 3 of the First Schedule to the Local Government (Travelling Allowances etc.) (Scotland) Regulations, 1948(**c**) as amended by the Local Government (Travelling Allowances etc.) (Scotland) Amendment Regulations, 1949(**d**) there shall be substituted the following paragraph—

" 3. The rate for travel by a member's own private motor vehicle where in the opinion of the body it is reasonable that he should so travel rather than by public service shall not exceed—

(*a*) in the case of a motor car or tri-car exceeding 10 horse-power, 9d. a mile for the first 2,000 miles in any year, 7½d. a mile for the next 5,000 miles in that year, and thereafter in the same year 6d. a mile ;

(*b*) in the case of a motor car or tri-car of cylinder capacity exceeding 500 c.c. and not exceeding 10 horse-power, 7½d. a mile for the first 2,000 miles in any year, 5¾d. a mile for the next 5,000 miles in that year, and thereafter in the same year 4½d. a mile ;

(*c*) in the case of a motor car or tri-car of cylinder capacity of 500 c.c. or less, a motor cycle with side-car, or a motor cycle of cylinder capacity exceeding 500 c.c., 4d. a mile ;

(*d*) in the case of a motor cycle of cylinder capacity exceeding 150 c.c. but not exceeding 500 c.c., 3d. a mile ;

(*e*) in the case of a motor cycle of cylinder capacity exceeding 120 c.c. but not exceeding 150 c.c., 2½d. a mile ; and

(*f*) in the case of a motor cycle of cylinder capacity of 120 c.c. or less, an auto-cycle, a motor-assisted pedal-cycle or any other vehicle of a similar type, 2d. a mile.

For such travel in circumstances other than those mentioned above the rate shall not exceed 2d. a mile, irrespective of the type of vehicle:

Provided that the above rates may be increased by—

(i) not more than ½d. a mile for the carriage of each additional person

(a) 11 & 12 Geo. 6. c. 26. (b) 52 & 53 Vict. c. 63.
(c) S.I. 1948/1789; Rev. XII, p. 614; 1948 I, p. 1753.
(d) S.I. 1949/988; 1949 I, p. 2497.

to whom an allowance for travelling would otherwise be payable, on journeys qualifying for the rates of allowances set out in sub-paragraphs (*a*)-(*f*) above ;

(ii) not more than 1d. a mile, subject to a limit of 4d. a mile for four or more passengers, for the carriage of each additional person to whom an allowance for travelling would otherwise be payable, on journeys not qualifying for the rates of allowances set out in sub-paragraphs (*a*)-(*f*) above ;

(iii) not more than the amount of any expenditure incurred on tolls, ferries or parking fees ;

(iv) in the case of absence overnight from the usual place of residence, not more than 2s. 6d. a night for garaging a car or tri-car, or 1s. 6d. a night for garaging a motor vehicle of any other type.

Provided further—

(i) that when a member changes from using a car of 10 horse-power or less to using a car of over 10 horse-power, or vice versa, account will be taken of the previous mileage for which the lower, or higher, rates of allowance were paid ;

(ii) that for the purpose of calculating mileage under sub-paragraphs (*a*) and (*b*) no account shall be taken of mileage for which the rate, excluding any allowances for passengers, does not exceed 2d. a mile.

For the purpose of sub-paragraphs (*a*) and (*b*) horse-power shall be calculated in the manner prescribed by Regulation 34 of the Road Vehicles (Registration and Licensing) Regulations, 1951(a)."

4. The Local Government (Travelling Allowances etc.) (Scotland) Amendment Regulations, 1949, are hereby revoked.

Dated this 16th day of June, nineteen hundred and fifty-two.

James Stuart,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.

EXPLANATORY NOTE

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

These regulations prescribe new maximum rates payable by bodies specified in Part VI of the Local Government Act, 1948, to their members who incur expenditure on travel by private motor vehicle in the performance of approved duty.

(a) S.I. 1951/1381; 1951 II, p. 587.