STATUTORY INSTRUMENTS

1977 No. 1343 (S. 98)

NEW TOWNS, SCOTLAND

The New Town (Stonehouse) Revocation of Designation and Winding Up Order 1977

Made - - -	26*th July* 1977
Laid before Parliament	10*th August* 1977
Coming into Operation	31*st August* 1977

In exercise of the powers conferred on me by section 1(1) of the New Towns (Scotland) Act 1977(a) and of all other powers enabling me in that behalf—

(*a*) being satisfied after consultation with the local authorities appearing to me to be concerned that it is expedient that the development of the New Town of Stonehouse should not proceed; and

(*b*) the order designating Stonehouse as a New Town having been made within the previous five years, namely the New Town (Stonehouse) Designation Order 1973(b) made on 17th July 1973,

I hereby make the following order:—

Citation, Commencement and Interpretation

1.—(1) This order may be cited as the New Town (Stonehouse) Revocation of Designation and Winding Up Order 1977 and shall come into operation on 31st August 1977.

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

(3) Unless the context otherwise requires any reference in this order to an enactment shall be construed as a reference to that enactment as amended, applied or extended by or under any other enactment.

Revocation of Designation Order

2. The New Town (Stonehouse) Designation Order 1973 recorded in the Division of the General Register of Sasines for the County of Lanark on 18th October 1973 is hereby revoked but without prejudice to the validity of any action already taken thereunder.

Revocation of Development Corporation Order

3.—(1) The New Town (East Kilbride and Stonehouse) (Development Corporation) Order 1973 made on 31st July 1973 is hereby revoked but without prejudice to the validity of any action already taken thereunder.

(2) As from the date of coming into operation of this order the East Kilbride and Stonehouse Development Corporation shall be renamed the East Kilbride Development Corporation.

(a) 1977 c. 16. (b) S.I. 1973/1245. (c) 1889 c. 63.

Appointment of Winding-Up Body

4. The East Kilbride Development Corporation established by the New Town (East Kilbride) (Development Corporation) Order 1947(**a**) as amended by the New Town (East Kilbride) (Development Corporation) Amendment Order 1961(**b**) are hereby appointed to be the Winding-Up Body for the New Town of Stonehouse and as from the date of coming into operation of this order all interests in property heritable or moveable previously held by the East Kilbride and Stonehouse Development Corporation in respect of the New Town of Stonehouse and all rights liabilities and obligations of the Development Corporation to which they were entitled or subject in respect of the New Town of Stonehouse shall continue to be held by the East Kilbride Development Corporation as from the date of this order but only in their capacity as the Winding-Up Body.

Duties of Winding-Up Body

5. It shall be the duty of the East Kilbride Development Corporation (hereinafter in this order referred to as the "Winding-Up Body") in respect of the New Town of Stonehouse—

(*a*) to manage the heritable and moveable property and interests therein, exercise the rights and meet the liabilities and obligations conferred on them by this order, and to comply with any directions which the Secretary of State may give as to the carrying out of such duties;

(*b*) to offer to sell, on the best terms that can reasonably be obtained, unless the Secretary of State and the Treasury otherwise consent, such heritable and moveable property and interests therein as the Secretary of State may specify, to such persons as the Secretary of State, after consultation with the Winding-Up Body, may specify;

(*c*) without prejudice to the powers of the Secretary of State mentioned in head (*b*) above, to offer to sell to previous proprietors, on terms approved by the Secretary of State and the Treasury, interests in land which had been acquired from those proprietors by the former development corporation for the New Town of Stonehouse;

(*d*) to dispose of any remaining assets on the best terms that can reasonably be obtained, unless the Secretary of State and the Treasury otherwise consent; and

(*e*) to complete the winding up of the new town by such date as the Secretary of State may, after consultation with the Winding-Up Body, specify.

Application of New Towns (Scotland) Act 1968

6. The powers conferred and duties imposed on a development corporation by the New Towns (Scotland) Act 1968(**c**) are hereby conferred and imposed on the Winding-Up Body for the New Town of Stonehouse subject to the following modifications:—

(1) They are only applied to the Winding-Up Body so far as necessary for the purpose of facilitating the discharge of the functions of the Winding-Up Body in relation to the New Town of Stonehouse under the provisions of the New Towns (Scotland) Act 1977 and of Article 5 hereof whether within or outwith the area of the New Town;

(**a**) S.R. & O. 1947/1758. (**b**) S.I. 1961/509. (**c**) 1968 c. 16

(2) For the avoidance of doubt, the disposal of land belonging to the former development corporation by the Winding-Up Body under section 18 of the New Towns (Scotland) Act 1968 may take place by way of Disposition as an alternative to the ways expressly referred to in subsection (4) of the said section 18.

Bruce Millan,
One of Her Majesty's Principal Secretaries of State.

New St. Andrew's House,
Edinburgh.
26th July 1977.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order applies to the former New Town of Stonehouse and makes provision for the revocation of the Designation Order and of the order which directed that the functions of the development corporation for the New Town should be performed by the East Kilbride Development Corporation. The Order also appoints the East Kilbride Development Corporation as the Winding-Up Body responsible for the disposal of the assets and the meeting of the liabilities of the New Town and applies to the Winding-Up Body the provisions of the New Towns (Scotland) Act 1968 subject to the modifications contained in the Order.