STATUTORY INSTRUMENTS

1990 No. 663 (S.83)

FIRE SERVICES

The Northern Combined Fire Area Administration (Amendment) (No.3) Scheme Order 1990

Made - - - -	*16th March 1990*
Coming into force	*1st April 1990*

WHEREAS in pursuance of section 36(3) of the Fire Services Act 1947(**a**) the councils of the Highland Region, Orkney Islands, Western Isles Islands and Shetland Islands comprised within the Northern Combined Fire Area submitted to the Secretary of State an administration scheme for the provision in the combined area of the services required by section 1 of that Act;

AND WHEREAS that scheme ("the principal scheme") was approved by, and set out in the Schedule to, the Northern Combined Fire Area Administration Scheme Order 1975(**b**);

AND WHEREAS the said councils have submitted to the Secretary of State a scheme for the amendment of the principal scheme under sub-section (3) as read with sub-section (7) of said section 36;

NOW THEREFORE the Secretary of State, in exercise of the powers conferred on him by sub-section (3) as read with sub-section (7) of said section 36, and of all other powers enabling him in that behalf, hereby makes the following Order:

1. This Order may be cited as the Northern Combined Fire Area Administration (Amendment) (No.3) Scheme Order 1990 and shall come into force on 1st April 1990.

2. The Northern Combined Fire Area Administration (Amendment) (No.3) Scheme 1990, which is set out in the Schedule to this Order, is hereby approved.

James Douglas-Hamilton
Parliamentary Under Secretary of State,
Scottish Office

St. Andrew's House, Edinburgh
16th March 1990

(**a**) 1947 c.41; section 36(3) was substituted by the Local Government (Scotland) Act 1973 (c.65), section 147(2).
(**b**) S.I. 1975/829, as amended by S.I. 1982/232 and 1983/282.

SCHEDULE

Article 2

THE NORTHERN COMBINED FIRE AREA ADMINISTRATION (AMENDMENT) (NO.3) SCHEME 1990

Whereas we, Highland Regional Council, Orkney Islands Council, Western Isles Islands Council and Shetland Islands Council, being the Councils of the region and islands areas comprised in the northern combined area set out in section 36(3) of the Fire Services Act 1947 as amended and substituted by section 147(2) of the Local Government (Scotland) Act 1973, wish to amend the Northern Combined Fire Area Administration Scheme in the manner hereinafter provided; now therefore we the said Highland Regional Council, Orkney Islands Council, Western Isles Islands Council and Shetland Islands Council in exercise of the powers conferred on us by the said section 36(3) and (7) of the said Act of 1947, hereby make the following Scheme:

I CITATION AND COMMENCEMENT OF THE SCHEME

1. This Scheme may be cited as the Northern Combined Fire Area Administration (Amendment) (No.3) Scheme 1990 and shall come into operation on 1st April 1990 (hereinafter referred to as "the appointed day").

II AMENDMENT OF THE NORTHERN COMBINED FIRE AREA ADMINISTRATION SCHEME

2. As from the appointed day paragraph 28 of the Northern Combined Fire Area Administration Scheme(a) shall be revoked and the following substituted therefor:

> "**28.** The expenditure of the board in each financial year upon and incidental to the administration and maintenance of the combined brigade and any other expenditure which the board requires to defray as part of its expenditure under and for the purposes of the 1947 Act, or any subsequent legislation, after deducting therefrom all other receipts which require to be applied towards meeting such expenditure of the board, shall be apportioned among the fire authorities according to the extent of the provision of service by the board within the area of each fire authority. In each year the board shall at the same time requisition each of the fire authorities for the sums payable by it as aforesaid and the fire authorities shall during each financial year pay to the board on or before the sixteenth day of each month an equal monthly instalment of the total sum so requisitioned for that period.".

Executed on behalf of Highland Regional Council at Inverness on 8th February 1990.

Member *James Henderson*
Member *Ian S. Campbell*
Authorised Official *Harold Farquhar*

Executed on behalf of Orkney Islands Council at Kirkwall on 2nd March 1990.

Member *Edwin R. Eunson*
Member *Jean Marwick*
Authorised Official *R.H. Gilbert*

Executed on behalf of Western Isles Islands Council at Stornoway on 26th February 1990.

Member *John M. Macmillan*
Member *M. Bremner*
Authorised Official *R.J.C. Barnett*

Executed on behalf of Shetland Islands Council at Lerwick on 5th March 1990.

Member *E. Thomason*
Member *W.A. Smith*
Authorised Official *Brian C. Hill*

(a) As substituted by the Northern Combined Fire Area Administration (Amendment) Scheme 1982.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order confirms the approval of the Secretary of State to the Northern Combined Fire Area Administration (Amendment) (No.3) Scheme 1990.

The scheme approved by the Order amends the provisions of the Northern Combined Fire Area Administration Scheme 1975, as amended, by providing for the apportionment of costs of the fire service between Highland Regional Council and the 3 Islands Councils according to the actual costs of the service within the area of each constituent authority rather than in proportion to their total population as at present.