STATUTORY INSTRUMENTS

1982 No. 232 (S.35)

FIRE SERVICES

The Northern Combined Fire Area Administration (Amendment) Scheme Order 1982

Made - - - - - 22*nd February* 1982

Coming into operation 1*st April* 1982

WHEREAS, in pursuance of section 36(3) of the Fire Services Act 1947**(a)**, the Northern Combined Fire Area Administration Scheme, which was approved by, and set out in the Schedule to, the Northern Combined Fire Area Administration Scheme Order 1975**(b)**, made provision for the services required by section 1 of the said Act of 1947 in the combined area known as the Northern Combined Fire Area;

AND WHEREAS, the councils of the Highland region and of the islands areas of Orkney, Shetland and the Western Isles, being the councils of the region and islands areas comprised within the Northern Combined Fire Area, have submitted to me a scheme for the amendment of the said Northern Combined Fire Area Administration Scheme under section 36(3) and (7) of the said Act of 1947;

NOW THEREFORE, in exercise of the powers conferred upon me by sections 36(3) and (7) of the said Act of 1947 and of all other powers enabling me in that behalf, I hereby make the following order:

1. This order may be cited as the Northern Combined Fire Area Administration (Amendment) Scheme Order 1982 and shall come into operation on 1 April 1982.

2. The Northern Combined Fire Area Administration (Amendment) Scheme 1982, which is set out in the Schedule to this order, is hereby approved.

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

New St Andrew's House,
Edinburgh.
22nd February 1982.

(a) 1947 c. 41, section 36(3) was substituted by Local Government (Scotland) Act 1973 (c. 65), section 147(2).
(b) S.I. 1975/829.

SCHEDULE *Article 2*

THE NORTHERN COMBINED FIRE AREA ADMINISTRATION (AMENDMENT) SCHEME 1982

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) Scheme 1982 and shall come into operation on 1st April 1982 (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 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, and the proportion to be borne by each fire authority shall be that which the total population of the area of that fire authority as estimated by the Registrar-General of Births, Deaths and Marriages for Scotland in relation to 30th June in the immediately preceding year bears to the total population, as so estimated, of the areas of all the fire authorities in the combined area. 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 2nd February, 1982.

W. M. Nicolson Member
R. R. McDonald Member
R. H. Stevenson Authorised Official

Executed on behalf of Orkney Islands Council at Kirkwall on 1st February, 1982.

Edwin B. Eunson Member
Ewen G. S. Traill Member
H. A. Graeme Lapsley Authorised Official

Executed on behalf of Western Isles Islands Council at Stornoway on 3rd February, 1982.

A. Rae Mackenzie Member

John M. MacMillan Member

Douglas Sinclair Authorised Official

Executed on behalf of Shetland Islands Council at Lerwick on 29 January, 1982.

A. I. Tulloch Member

J. C. Butler Member

Patrick B. Regan Authorised Official

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order conveys the approval of the Secretary of State to the Northern Combined Fire Area Administration (Amendment) Scheme 1982, which is set out in the Schedule to the Order.

The 1982 Scheme was submitted to the Secretary of State by the fire authorities within the Northern Combined Fire Area, namely Highland regional council and the Islands councils of Orkney, Shetland and the Western Isles. It amends the provisions of the Northern Combined Fire Area Administration Scheme, as set out in the Schedule to the Northern Combined Fire Area Administration Scheme Order 1975 relating to the apportionment among the fire authorities of the annual expenditure incurred by the Northern Fire Board in administering and maintaining a combined fire brigade.

Under the 1975 Scheme, such annual expenditure is apportioned in proportion to each authority's product of a rate of one penny in the pound or its standard penny rate product, whichever is the higher. The 1982 Scheme provides that, with effect from 1 April 1982, such expenditure shall be apportioned among the authorities in proportion to their respective share of the total population of the Northern Combined Fire Area, based upon the preceding year's estimates of population by the Registrar General of Births, Deaths and Marriages for Scotland.