STATUTORY INSTRUMENTS

1990 No. 662 (S.82)

POLICE

The Northern Police (Amalgamation) Amendment (No. 2) Scheme Order 1990

Made - - - -	*16th March 1990*
Laid before Parliament	*28th March 1990*
Coming into force	*1st April 1990*

WHEREAS, in pursuance of section 21A(2) of the Police (Scotland) Act 1967(**a**), the Northern Police (Amalgamation) Scheme 1975, as set out in the Schedule to the Northern Police (Amalgamation) Order 1975(**b**), amalgamated, for police purposes, the police areas of the Highland region and the islands areas of Orkney, Shetland and the Western Isles into a combined area known as the Northern Police area;

AND WHEREAS, the councils of the Highland region and of the islands areas of Orkney, Shetland and the Western Isles, being the police authorities for the police areas comprised within the Northern Police area, have submitted to the Secretary of State a scheme for the further amendment of the said scheme of 1975 under sections 19 and 21(1) of the said Act of 1967(**c**);

NOW THEREFORE, in exercise of the powers conferred upon him by sections 19 and 21(1) of the said Act of 1967 and of all other powers enabling him in that behalf, the Secretary State hereby makes the following Order:

1. This Order may be cited as the Northern Police (Amalgamation) Amendment (No. 2) Scheme Order 1990 and shall come into force on 1st April 1990.

2. The Northern Police (Amalgamation) Amendment (No. 2) 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**) 1967 c.77; section 21A was inserted by Local Government (Scotland) Act 1973 (c.65), section 146(7).
(**b**) S.I. 1975/632; amended by S.I. 1982/231.
(**c**) Sections 19 and 21 of the 1967 Act were applied by section 21A(4) of that Act.

SCHEDULE

Article 2

THE NORTHERN POLICE (AMALGAMATION) AMENDMENT (NO.2) SCHEME 1990

Whereas we, Highland Regional Council, Western Isles Islands Council, Orkney Islands Council and Shetland Islands Council are the police authorities for the police areas comprised in the Northern Police area constituted in terms of the Northern Police (Amalgamation) Scheme 1975; And whereas we the said Highland Regional Council, Western Isles Islands Council, Orkney Islands Council and Shetland Islands Council wish to amend the said Scheme in the manner hereinafter provided; Now therefore in exercise of the powers conferred on us by sections 19 and 21(1) of the Police (Scotland) Act 1967 and by section 21A(4) of the said Act, as inserted by section 146(7) of the Local Government (Scotland) Act 1973, we hereby make the following Scheme:

I CITATION AND COMMENCEMENT OF THE SCHEME

1. This Scheme may be cited as The Northern Police (Amalgamation) Amendment (No.2) Scheme 1990 and shall come into operation on 1st April 1990 (hereinafter referred to as "the appointed day").

II AMENDMENT OF THE NORTHERN POLICE (AMALGAMATION) SCHEME 1975

2. As from the appointed day paragraph 29 of the Northern Police (Amalgamation) Scheme 1975(**a**) shall be revoked and the following substituted therefor:

> "**29.** The expenditure of the committee in each financial year upon and incidental to the administration and maintenance of the combined force and any other expenditure which the committee requires to defray as part of its expenditure under and for the purposes of the Act, after deducting therefrom (a) all government grants towards the cost of the combined force, (b) all income from the investments and other assets of the combined former police pension funds of the constituent authorities and such portions of the capital of the said investments and assets as the committee may from time to time determine, and (c) all other receipts which require to be applied towards meeting such expenditure of the committee under and for the purposes of the Act, shall be apportioned among the constituent authorities, and the proportion to be borne by each constituent authority shall be according to the extent of the provision of service by the committee within the area of each constituent authority.".

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 Western 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 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 Shetland Islands Council at Lerwick on 5th March 1990.

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

(a) Substituted by the Northern Police (Amalgamation) 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 Police (Amalgamation) Amendment (No.2) Scheme 1990.

The scheme approved by the Order amends the provisions of the Northern Police (Amalgamation) Scheme 1975, as amended, by providing for the apportionment of costs of the police 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.