STATUTORY INSTRUMENTS

1974 No. 1317 (S. 114)

RATING AND VALUATION

The Rate Rebate (Scotland) Amendment Regulations 1974

Made - - -	30*th July* 1974
Laid before Parliament	1*st August* 1974
Coming into operation	27*th September* 1974

In exercise of the powers conferred on me by sections 112 and 233(2) of the Local Government (Scotland) Act 1973(**a**) and of all other powers enabling me in that behalf I hereby, with the consent of the Treasury, make the following regulations:—

Citation and commencement

1. These regulations may be cited as the Rate Rebate (Scotland) Amendment Regulations 1974 and shall come into operation on 27th September 1974.

Interpretation

2.—(1) The Interpretation Act 1889(**b**) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

(2) Reference in these regulations to any enactment shall be construed as including references to such enactment as amended or extended by or under any other enactment, order or regulations.

(3) In these regulations the "principal regulations" means the Rate Rebate (Scotland) Regulations 1974(**c**) and other words and expressions have the same meaning as in the principal regulations.

Needs Allowances

3. For the purposes of rebate for any week in a rebate period being a week commencing after 27th September 1974, for Schedule 1 to the principal regulations there shall be substituted Schedule 1 to these regulations.

Assessment of Income

4. The Rent Rebate and Rent Allowance Schemes (Scotland) (No. 2) Regulations 1974(**d**) shall cease to have effect for the purpose of any application for rebate relating to any week commencing after 27th September 1974.

(**a**) 1973 c. 65.
(**b**) 1889 c. 63.
(**c**) S.I. 1974/600 (1974 I, p. 2400).
(**d**) S.I. 1974/1097 (1974 (1974 II, p.4022).

William Ross,

One of Her Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
30th July 1974.

We consent,

James A. Dunn,
M. Cocks,

Two of the Lords Commissioners
of Her Majesty's Treasury.

30th July 1974.

SCHEDULE 1

NEEDS ALLOWANCE

1.—(1) Subject to sub-paragraph (2) below, the needs allowance for each week is—

(*a*) for an individual person who has no dependent children ..	£17·75
(*b*) for a married couple	£24·25
(*c*) for an individual person who has a dependent child or children	£24·25
(*d*) for each dependent child of an applicant or his spouse ..	£3·55

(2) The needs allowance for each week is—

(*a*) for an individual person who has no dependent children and who is a chronically sick or disabled person	£19·25
(*b*) for a married couple, one of whom is a chronically sick or disabled person	£25·75
(*c*) for an individual person who is a chronically sick or disabled person and who has a dependent child or children	£25·75
(*d*) for a married couple, both of whom are chronically sick or disabled persons	£26·65

(3) In sub-paragraph (2) above, any reference to a chronically sick or disabled person is a reference to a person in need under section 12 of the Social Work (Scotland) Act 1968(**a**) as read with section 1 of the Chronically Sick and Disabled Persons (Scotland) Act 1972(**b**).

(**a**) 1968 c. 49. (**b**) 1972 c. 51.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

Schedule 1 to the Rate Rebate (Scotland) Regulations 1974 specifies the scale of needs allowances by reference to which rate rebate is calculated. These regulations prescribe an increased scale for the purposes of rebate for any week commencing after 27th September 1974.

The Rent Rebate and Rent Allowance Schemes (Scotland) (No. 2) Regulations 1974 provided that the increases in social security benefits, pensions and allowances taking effect from 22nd July 1974 should not rank as income or as a change of circumstances while the then existing needs allowances remained unaltered. In consequence of the increases in the needs allowances made by these regulations, the Rent Rebate and Rent Allowance Schemes (Scotland) (No. 2) Regulations 1974 are no longer required and regulation 4 of these regulations accordingly provides for their ceasing to have effect.

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