STATUTORY INSTRUMENTS

1975 No. 2215 (S. 281)

LOCAL GOVERNMENT, SCOTLAND

The Rate Support Grant (Scotland) (No. 2) Order 1975

Made - - - - - -	1*st December* 1975
Laid before the Commons House of Parliament - - -	4*th December* 1975
Coming into Operation - -	16*th December* 1975

In exercise of the powers conferred on me by section 3 of the Local Government (Scotland) Act 1966(**a**) (rate support grant orders) as amended by section 120(1)(*a*) of the Local Government (Scotland) Act 1973(**b**) and by paragraph 2 of Schedule 2 to the Local Government (Scotland) Act 1975(**c**); section 2(4) of the said Act of 1966 (needs, resources and domestic elements) as substituted by paragraph 1 of Schedule 2 to the said Act of 1975; paragraphs 1, 2 and 3 of Part I of Schedule 1 to the said Act of 1966 (apportionment of needs element) as amended respectively by paragraph 69 of Schedule 9 to the said Act of 1973, paragraph 5(*a*) and paragraph 5(*b*) of Schedule 2 to the said Act of 1975; paragraph 1 of Part III of Schedule 1 to the said Act of 1966 (domestic rate reduction) as amended by paragraph 7 of Schedule 2 to the said Act of 1975; and section 9(5) of the Local Government (Financial Provisions) (Scotland) Act 1963(**d**) (weighted population and national standard amount per head) as amended by section 13(*b*) of the said Act of 1966 and by paragraph 24 of Part II of Schedule 6 to the said Act of 1975; and, since it appears to me that after the time when the amount mentioned in section 2(2)(*a*) of the said Act of 1966 was determined for the year 1975-76 the relevant expenditure of local authorities for the year 1975-76 has been substantially increased by reason of an increase which has taken place in the level of prices, costs and remuneration and by the coming into operation of the District Courts (Scotland) Act 1975(**e**), that no account was taken of that increase or that provision when the amount of the rate support grants for 1975-76 was determined and that provision therefor can be incorporated in this order, in exercise of the powers conferred on me by section 4 of the said Act of 1966 (variation of orders) as substituted by paragraph 3 of Schedule 2 to the said Act of 1975 as read with

(**a**) 1966 c. 51. (**b**) 1973 c. 65. (**c**) 1975 c. 30. (**d**) 1963 c. 12.
(**e**) 1975 c. 20.

Article 4 of the Local Government (Scotland) Act 1975 (Commencement) Order 1975(**a**); and of all other powers enabling me in that behalf, after consultation with such associations of local authorities as appear to me to be concerned, and with the consent of the Treasury, I hereby make the following order:—

Title, Commencement and Interpretation

1.—(1) This order may be cited as the Rate Support Grant (Scotland) (No. 2) Order 1975 and shall come into operation on the day following the day on which it is approved by a resolution of the Commons House of Parliament.

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

(3) In this order—

"the Act of 1963" means the Local Government (Financial Provisions) (Scotland) Act 1963;

"the Act of 1966" means the Local Government (Scotland) Act 1966;

"the Act of 1973" means the Local Government (Scotland) Act 1973;

"the Act of 1975" means the Local Government (Scotland) Act 1975;

"the Order of 1975" means the Rate Support Grant (Scotland) Order 1975(**c**).

(4) Except where the context otherwise requires, references in this order to any enactment are references to that enactment as amended by any other enactment.

Aggregate grants for 1976-77

2. The estimated aggregate amount of the rate support grants, the amounts of the needs element and the domestic element and the estimated amount of the resources element of the said grants for the year 1976-77 shall be the amounts set out in the following table:—

	£
Estimated aggregate amount of the rate support grants ...	822,700,000
Amount of the needs element	623,700,000
Estimated amount of the resources element	155,900,000
Amount of the domestic element	43,100,000

Domestic rate reduction for 1976-77

3. The amount of the reduction to be made under section 7(1) of the Act of 1966 shall be 27 pence in the pound being the amount which in my opinion corresponds to the amount of the domestic element for the year 1976-77.

Apportionment of needs element for 1976-77

4.—(1) Under paragraph 3 of Part I of Schedule 1 to the Act of 1966, part of the needs element amounting to £3,000,000 (hereinafter referred to as the "transitional portion") shall be apportioned among that class of local authorities comprising the regional councils among which the amount of grant apportioned

(a) S.I. 1975/824 (1975 II, p. 2914). (b) 1889 c. 63. (c) S.I. 1975/251 (1975 I, p. 631).

as the transitional portion of the needs element under Article 3(3)(*a*) of the Order of 1975 in respect of the year 1975-76 was apportioned; the said apportionment to be made in the same proportions as those in which the corresponding amount for the year 1975-76 was apportioned.

(2) Under paragraph 2(1) of Part I of Schedule 1 to the Act of 1966, part of the needs element amounting to £4,900,000 (hereinafter referred to as the "extraordinary expenses portion") shall be apportioned among those authorities incurring extraordinary expenses in connection with developments relating to exploration for or exploitation of offshore petroleum in the proportions which the net amount of such expenses of each authority (as determined by me in accordance with paragraph 2(2) of Part I of Schedule 1 to the Act of 1966) bears to the total of such expenses incurred by all those authorities.

(3) The needs element as reduced by the transitional portion and the extraordinary expenses portion shall be known as the "general portion" and shall be apportioned among regions, islands areas and districts in proportion to their weighted populations determined in the manner provided in the Schedule to this order, subject to adjustment in accordance with paragraph 5 of Part I of Schedule 1 to the Act of 1966.

Weighted population etc. for resources element

5. For the purposes of section 9(3) of the Act of 1963 and Part II of Schedule 1 to the Act of 1966 the weighted population of an area for the year 1976-77 shall be the total population of the area calculated by reference to estimates of the Registrar General of Births, Deaths and Marriages in Scotland in relation to 30 June 1975 and the national standard amount per head shall be £0·80.

Aggregate grants for 1975-76

6. The amounts fixed by Article 3(1) of the Order of 1975 shall be increased from the amounts indicated in parentheses in the second column of the following table to the amounts set out in the third column thereof—

	£	£
Aggregate amount of rate support grants	(555,150,000)	676,870,000
Amount of the needs element	(418,220,000)	515,600,000
Amount of the resources element	(104,560,000)	128,900,000

the amount of the domestic element remaining unchanged at £32,370,000.

William Ross,
One of Her Majesty's Principal Secretaries of State.

New St. Andrew's House
Edinburgh.

1st December 1975.

We consent.

James A. Dunn,
M. Cocks,
Two of the Lords Commissioners of Her Majesty's Treasury.

1st December 1975.

Article 4(3)

SCHEDULE

DETERMINATION OF WEIGHTED POPULATION FOR APPORTIONMENT OF NEEDS ELEMENT

1. The weighted population of a region shall be the sum of the following calculated by the Secretary of State in relation to the region, that is to say:—

(*a*) the total population multiplied by 13;

(*b*) where the proportion which the population under 16 years of age bears to the total population is as specified in any line in column (1) of Table 1 annexed to this Schedule, the number derived from multiplying the number specified in the same line in column (2) of that Table by the number of the population under 16 years of age;

(*c*) where the proportion which the population aged 65 years of age and over bears to the total population is as specified in any line in column (1) of Table 2 annexed to this Schedule, the number derived from multiplying the number specified in the same line in column (2) of that Table by the number of the population aged 65 years of age and over;

(*d*) where the population decreased during the period from 30th June 1970 to 30th June 1975, the number derived from multiplying by 4 the difference between the population at 30th June 1975 and the population at 30th June 1970;

(*e*) where the number derived from dividing the area of the region expressed in square miles by the total population is as specified in any line in column (1) of Table 3 annexed to this Schedule, the number derived from multiplying the number specified in the same line in column (2) of that Table by the total population; and

(*f*) where the number derived from dividing the total population of any former county of a city located in the region by the area thereof expressed in acres is as specified in any line of Table 4 annexed to this Schedule, the number derived from multiplying the number specified in the same line in column (2) of that Table by the total population of the county of a city.

2. The weighted population of a district shall be the sum of the following calculated by the Secretary of State in relation to the district, that is to say:—

(*a*) the total population;

(*b*) where a decrease of population during the 10 years immediately preceding 30th June 1975 exceeded 10 per cent. of the population at 30th June 1975, four-tenths of the total population.

3. The weighted population of an islands area shall be the sum of the following calculated by the Secretary of State in relation to the islands area, that is to say:—

(*a*) the weighted population, calculated as if the islands area was a region, in accordance with paragraph 1 of this Schedule;

(*b*) the weighted population, calculated as if the islands area was a district, in accordance with paragraph 2 of this Schedule;

(*c*) the total population multiplied by 5.

4. For the purposes of this Schedule—

(*a*) the total population of a former county of a city shall be as calculated by reference to estimates of the Registrar General of Births, Deaths and Marriages in Scotland in relation to 30th June 1974;

(*b*) the total population of any region, islands area or district, and the numbers of persons under 16 years of age and aged 65 years of age and over in any such population shall be as calculated by reference to estimates of the Registrar General of Births, Deaths and Marriages in Scotland in relation to 30th June 1975; and

(*c*) the area of a region expressed in square miles and the area in acres of a former county of a city shall be that certified by the Ordnance Survey.

TABLE 1

PROPORTION OF POPULATION UNDER 16 TO TOTAL POPULATION

Column (1)	*Column* (2)
Not exceeding 0·270	4
Exceeding 0·270 but not exceeding 0·274	6
Exceeding 0·274 but not exceeding 0·278	8
Exceeding 0·278 but not exceeding 0·282	10
Exceeding 0·282 but not exceeding 0·286	12
Exceeding 0·286 but not exceeding 0·290	14
Exceeding 0·290	16

TABLE 2

PROPORTION OF POPULATION AGED 65 AND OVER TO TOTAL POPULATION

Column (1)	*Column* (2)
Not exceeding 0·145	4
Exceeding 0·145 but not exceeding 0·150	6
Exceeding 0·150 but not exceeding 0·155	8
Exceeding 0·155 but not exceeding 0·160	10
Exceeding 0·160 but not exceeding 0·165	12
Exceeding 0·165 but not exceeding 0·170	14
Exceeding 0·170 but not exceeding 0·175	16
Exceeding 0·175 but not exceeding 0·180	18
Exceeding 0·180	20

TABLE 3

AREA IN SQUARE MILES PER HEAD OF TOTAL POPULATION

Column (1)	*Column* (2)
Exceeding 0·020 but not exceeding 0·035	2·8
Exceeding 0·035 but not exceeding 0·040	4·2
Exceeding 0·040 but not exceeding 0·045	5·6
Exceeding 0·045	7·0

TABLE 4

TOTAL POPULATION PER ACRE OF AREA OF A FORMER COUNTY OF A CITY

Column (1)	*Column* (2)
Exceeding 10 per acre but not exceeding 20 per acre	1
Exceeding 20 per acre	4

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order—

(*a*) in relation to the year 1976-77—

(i) fixes the estimated aggregate amount of the rate support grants payable under Part I of the Local Government (Scotland) Act 1966 to regional, islands and district councils in Scotland, and the division of this amount among the needs element, the estimated resources element and the domestic element;

(ii) prescribes the amount in the pound by which rating authorities are to reduce the rate in the pound which they would otherwise levy on dwelling-houses in their areas so as to take account of the amount of the domestic element for the year; and

(iii) prescribes matters relating to the distribution of the needs and resources elements of rate support grants among local authorities, and

(*b*) in relation to the year 1975-76—

increases the aggregate amount of the rate support grants and the amounts of the needs, resources and domestic elements payable for that year.

SI 1975/2215
ISBN 0-11-052215-X

