1967 No. 270 (S. 19)

LOCAL GOVERNMENT, SCOTLAND

The Rate Support Grant (Scotland) Order 1967

Made - - - - - *25th January* 1967

Laid before the Commons House of Parliament - *1st February* 1967

Coming into Operation - *22nd February* 1967

The Secretary of State, with the consent of the Treasury and after consultation with such associations of local authorities appearing to him to be concerned, in exercise of his powers under section 3(1) of the Local Government (Scotland) Act 1966(a), section 9(5) of the Local Government (Financial Provisions) (Scotland) Act 1963(b), as amended by the said Act of 1966 and of all other powers enabling him in that behalf hereby makes the following order:—

1. This order may be cited as the Rate Support Grant (Scotland) Order 1967 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.—(1) The Interpretation Act 1889(c) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

(2) In this order—

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

"each year" means the year 1967–68 and the year 1968–69.

3. For the purposes of rate support grants for the year 1967–68 and the year 1968–69 this order hereby fixes and prescribes:—

Aggregate grants

(1) as the aggregate amounts of the rate support grants and the amounts of the needs element, the resources element and the domestic element, the amounts set out in the following table:—

	1967–68 £	1968–69 £
Aggregate amount of rate support grants comprising—	149,790,000	159,210,000
the needs element	110,200,000	115,060,000
the resources element...	36,740,000	38,350,000
the domestic element	2,850,000	5,800,000

(a) 1966 c. 51. (b) 1963 c. 12. (c) 1889 c. 63.

Domestic rate reduction

(2) under paragraph 1 of Part III of Schedule 1 to the Act and for the purposes of the reduction to be made under section 7(1) of the Act—

as the amount in the pound which in the opinion of the Secretary of State corresponds to the amount of the domestic element for that year—

For the year 1967–68, 10d.;
For the year 1968–69, 1s. 8d.;

The Roads Portion

(3) under paragraph 3 of Part I of Schedule 1 to the Act—

that such part of the needs element (hereinafter referred to as the "roads portion") for each year as is represented by the proportion which two-thirds of all reckonable expenditure on roads bears to total reckonable expenditure less all specific grants shall be distributed among the classes of local authorities and on the basis set out in Schedule 1 to this order;

Apportionment of needs element

(4) under paragraph 1 of Part I of Schedule 1 to the Act—

that the needs element for each year as reduced by the roads portion, and as further reduced under paragraph 4 of the said Part I, shall first be apportioned to all counties and those burghs which are counties of cities in proportion to their weighted populations determined as provided in Schedule 2 to this order; and the sums so apportioned shall, subject to adjustment in accordance with paragraph 5 of the said Part I, be further apportioned in accordance with paragraph 2 thereof;

Weighted population for resources element

(5) for the purposes of Part II of Schedule 1 to the Act and in particular the calculation of the standard penny rate product for an area—

that the weighted population of the area for each year shall be determined as provided in Schedule 3 to this order;

Notional rent income

(6) (*a*) under paragraph 4(2) of Part II of Schedule 1 to the Act—

that the notional rent income of a county or town council for each year shall be such percentage of the aggregate of the gross annual values of the relevant subjects, as shown in the valuation roll for the year in question, as is specified in relation to that year in column (1) of Schedule 4 to this order:

Provided that, if he is requested by any council to do so, the Secretary of State shall direct that, in relation to that council in relation to such year as may be specified in the direction, this sub-paragraph shall have effect as if references therein to the council's notional rent income for that year were references to such percentage of the aggregate of the gross annual values of the relevant subjects, as shown in the valuation roll for the year in question, as is specified in column (2) of the said Schedule in relation to that year, less an amount equal to the aggregate of any rent rebates granted in respect of those subjects by the council for that year under any rent rebates scheme approved by the Secretary of State for the purposes of this sub-paragraph;

(*b*) in this paragraph—

(i) references to the relevant subjects, in relation to any council and in relation to any year, are references to any houses, buildings, land or dwellings let by the council and shown in the valuation roll for that year;

(ii) references to the aggregate of the gross annual values of the relevant subjects, in relation to any council, are references to that aggregate exclusive of such part of the gross annual value of any house or dwelling comprised in those subjects as may be certified by the assessor to be attributable to any garage provided otherwise than by the council;

(iii) the expression "rent rebates" means rebates to which section 151(4) and section 195 of the Housing (Scotland) Act 1966(a) refer;

(iv) the expression "rent rebates scheme" includes any scheme for the granting of rent rebates (including so much of any rents scheme made under the said section 195 as relates to rent rebates); and

(v) the expression "valuation roll" does not include "supplementary valuation roll".

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

St. Andrew's House,
Edinburgh, 1.
25th January 1967.

We consent.

W. Howie,
George Lawson,
Two of the Lords Commissioners of Her Majesty's Treasury.

25th January 1967.

SCHEDULE 1

Distribution of Roads Portion of Needs Element

1. The roads portion of the needs element, as determined under article 3(3) of this order, shall be divided into a county share and a large burgh share in proportion to the sum of the mileage of classified roads and the number of thousands in the population of all counties and large burghs, respectively.

2. The county share determined in accordance with the preceding paragraph shall be divided into 4 equal parts which shall be further apportioned to individual counties as follows—

(*a*) one part shall be apportioned in proportion to classified road mileage;

(*b*) one part shall be apportioned in proportion to area; and

(*c*) 2 parts shall be apportioned in proportion to adjusted population.

For the purposes of sub-paragraph (*c*) of this paragraph the adjusted population shall be the following, that is to say—

(i) 30,000, where the actual population is less than 30,000; or

(ii) the sum of 30,000 and twice the difference between 30,000 and the actual population, where the actual population is less than 30,000 and is also less than one person per 20 acres; or

(iii) the actual population, where such population is not less than 30,000 and not more than 100,000; or

(iv) the actual population as reduced by one-quarter of the difference between the actual population and 100,000, where the actual population exceeds 100,000.

(a) 1966 c. 49.

3. The large burgh share determined in accordance with paragraph 1 of this Schedule shall be divided into 4 equal parts which shall be further apportioned to individual large burghs as follows—

(*a*) one part shall be apportioned in proportion to classified road mileage;

(*b*) one part shall be apportioned in proportion to principal road mileage; and

(*c*) 2 parts shall be apportioned in proportion to population.

4. For the purposes of this Schedule—

(*a*) the population of any county or large burgh shall be calculated by reference to estimates of the Registrar General of Births, Deaths and Marriages in Scotland relating to the 30th June in the year immediately preceding the grant year;

(*b*) the area of any county shall be calculated by reference to estimates of the Ordnance Survey Department relating to the 31st December in the year immediately preceding the grant year;

(*c*) the mileage of classified roads in any county or large burgh shall be calculated by reference to estimates of the Secretary of State relating to the 16th May 1967 for the grant year 1967–68 and, for any other grant year, relating to the 16th May in the year immediately preceding that year; and

(*d*) the mileage of principal roads in any county or large burgh shall be calculated by reference to estimates of the Secretary of State relating to the 16th May 1967 for the grant year 1967–68 and, for any other grant year, relating to the 16th May in the year immediately preceding that year.

5. In this Schedule—

(*a*) "county" means a county (or, in relation to counties combined for the purposes mentioned in section 118(1) of the Local Government (Scotland) Act 1947(a), the combined county) inclusive of any small burgh situated therein;

(*b*) "large burgh" has the meaning assigned to it in section 379(1) of the Local Government (Scotland) Act 1947;

(*c*) "grant year" in relation to the roads portion of the needs element of rate support grants means the year for which the grants are payable;

(*d*) "classified roads" means roads classified within the meaning of section 28(3) of the Local Government (Scotland) Act 1966; and

(*e*) "principal roads" means roads designated as principal roads within the meaning of section 28(3) of the Local Government (Scotland) Act 1966.

SCHEDULE 2

Determination of Weighted Population for first Apportionment of Needs Element, other than the Roads Portion

1. The weighted population of a county or a burgh (being a county of a city) shall be the sum of the following, calculated by the Secretary of State in relation to the county or burgh, that is to say—

(*a*) the total population;

(*b*) the number of children under 5 years of age in the total population;

(*c*) the number of children under 15 years of age in the total population;

(*d*) the number of persons over 65 years of age in the total population;

(*e*) the number of education units which shall be the sum of the following—

(i) the sum of the products of the number of pupils or students in each of the categories in column (1) of Table 1 annexed to this Schedule and the number specified in the same line in column (2) of that Table;

(a) 1947 c. 43.

(ii) the number formed by taking the appropriate percentage of the sum obtained in (i) above, which shall be that shown in column (2) of Table 2 annexed to this Schedule corresponding to the product of the average number of pupils per public school and the average number of pupils per mile of road; and

(iii) the number formed by multiplying by 2 the number of thousands of mid-day meals produced by the education authority during the year ending one year before the start of the grant year;

(*f*) where the proportion which the total population bears to the number of miles of roads is as specified in any line in column (1) of Table 3 annexed to this Schedule, the percentage of the total population specified in the same line in column (2) of that Table; and

(*g*) in the case of a county, where the proportion which the population of the landward area (or, in the case of a combined county, the landward areas) bears to the total population is as specified in any line in column (1) of Table 4 annexed to this Schedule, the percentage of the total population specified in the same line in column (2) of that Table.

2. For the purposes of this Schedule—

(*a*) the total population of any county or burgh, the number of children under 5 or 15 years of age and the number of persons over 65 years of age in any such population and the population of the landward area (or areas) of any county shall be calculated by reference to estimates of the Registrar General of Births, Deaths and Marriages in Scotland relating to the 30th June in the year immediately preceding the grant year;

(*b*) the number of primary pupils or secondary pupils shall be the number of pupils who are receiving primary education or secondary education respectively within the meaning of the Education (Scotland) Act 1962(a) in public schools or under special arrangements made by the education authority under section 14 of that Act and who are not attending special schools;

(*c*) the number of special school pupils shall be the number of pupils attending special schools under the management of the education authority;

(*d*) the number of part-time evening students shall be the number of students, other than those released by employers during working hours, enrolled in voluntary part-time courses of instruction for persons over school age provided at educational establishments under the management of the education authority;

(*e*) the number of pupils shall be the sum of the number of primary pupils, secondary pupils and special school pupils as defined in the foregoing sub-paragraphs (*b*) and (*c*);

(*f*) the number of pupils, students and public schools in the various categories shall be calculated by reference to certificates of the education authority relating to the year ending on the 31st July in the year immediately preceding the grant year; and

(*g*) the number of miles of road shall be calculated by reference to estimates of the Secretary of State relating to the 16th May in the year immediately preceding the grant year.

3. In this Schedule—

(*a*) "county" means a county (or, in relation to counties combined for the purposes mentioned in section 118(1) of the Local Government (Scotland) Act 1947, the combined county) inclusive of any burgh situated therein, other than a burgh which is a county of a city;

(*b*) "grant year" in relation to the needs element of rate support grants means the year for which the grants are payable;

(a) 1962 c. 47.

(*c*) "public school" and "special school" have the respective meanings assigned to them in the Education (Scotland) Act 1962; and

(*d*) "roads" means roads maintained and managed by the Secretary of State or by a local authority, and includes any sea route between two places in a county which the Secretary of State has determined under section 6(2) of the Act is to be treated as if it were a road in the county.

TABLE 1

Category	*Weighting*
Column (1)	Column (2)
Primary pupil	2.0
Secondary pupil	
under age 16	3.8
age 16 and over	5.8
Special school pupil	4.5
Part-time evening student	0.75

TABLE 2

Product of average number of pupils per public school and average number of pupils per mile of road	*Percentage*
Column (1)	Column (2)
200 and below	100
201–250	75
251–500	50
501–750	40
751–1,000	30
1,001–1,250	20
1,251–1,500	15
1,501–2,000	10
2,001–3,000	5

TABLE 3

Proportion of total population to miles of roads	*Percentage of total population*
Column (1)	Column (2)
Under 14.80 to 1	50
Under 17.76 to 1 and not under 14.80 to 1	47½
Under 20.72 to 1 and not under 17.76 to 1	45
Under 23.68 to 1 and not under 20.72 to 1	42½
Under 26.64 to 1 and not under 23.68 to 1	40
Under 29.60 to 1 and not under 26.64 to 1	37½
Under 32.56 to 1 and not under 29.60 to 1	35
Under 35.52 to 1 and not under 32.56 to 1	32½
Under 38.48 to 1 and not under 35.52 to 1	30
Under 41.44 to 1 and not under 38.48 to 1	27½
Under 44.40 to 1 and not under 41.44 to 1	25
Under 47.36 to 1 and not under 44.40 to 1	22½
Under 50.32 to 1 and not under 47.36 to 1	20
Under 53.28 to 1 and not under 50.32 to 1	17½
Under 56.24 to 1 and not under 53.28 to 1	15
Under 59.20 to 1 and not under 56.24 to 1	12½
Under 62.16 to 1 and not under 59.20 to 1	10
Under 65.12 to 1 and not under 62.16 to 1	7½
Under 68.08 to 1 and not under 65.12 to 1	5
Under 71.04 to 1 and not under 68.08 to 1	2½
71.04 to 1 and over	Nil

TABLE 4

Proportion of population in landward area of county to total population	*Percentage of total population*
Column (1)	Column (2)
85 per cent. and over	75
Under 85 per cent. and not under 75 per cent.	50
Under 75 per cent. and not under 70 per cent.	25
Under 70 per cent. and not under 60 per cent.	15
Under 60 per cent. and not under 50 per cent.	5
Under 50 per cent.	Nil

SCHEDULE 3

RESOURCES ELEMENT—WEIGHTED POPULATION FOR DETERMINING STANDARD PENNY RATE PRODUCT

1. The weighted population of an area for each year shall be the population thereof plus the number of children under 15 years of age therein, plus (if applicable in accordance with this Schedule)—

(*a*) the variation weighting, and

(*b*) the road mileage weighting,

for the area.

Variation Weighting

2. For the purposes of the foregoing paragraph the variation weighting for an area which is a large burgh shall be the number of persons by which the increase or decrease (if any) of the population of the burgh during the period of 5 years immediately preceding the year in question exceeds one-twentieth of the population of the burgh in the first year of that period of 5 years.

3.—(1) For the purposes of paragraph 1 of this Schedule the variation weighting for an area which is a small burgh or the landward area of a county shall be such number as bears to the number ascertained under the following sub-paragraph the same proportion as the population of the area bears to the population of the county.

(2) The number to be ascertained under this sub-paragraph is the number of persons by which the increase or decrease (if any) of the population of the county during the period of 5 years immediately preceding the year in question exceeds one-twentieth of the population of the county in the first year of that period of 5 years.

Road mileage weighting

4.—(1) The road mileage weighting for an area which is a small burgh or the landward area of a county, being an area situated in a county to which this paragraph applies, shall be such number as bears to the number ascertained under sub-paragraph (3) of this paragraph the same proportion as the population of the area bears to the population of the county.

(2) This paragraph applies to a county in respect of which the figure arrived at by dividing the population of the county by the road mileage thereof is less than 70.

(3) The number to be ascertained under this sub-paragraph is one-third of the number of the additional population needed in order that the figure arrived at by the division mentioned in the last foregoing sub-paragraph should be 70.

Supplementary

5. In the computation of the population of any area for the purpose of ascertaining the variation weighting for the area under this Schedule no account shall be taken of any members of the armed forces of the Crown (within the meaning of the Crown Proceedings Act 1947(a)) or of a visiting force (within the meaning of the Visiting Forces Act 1952(b)) who may be located in the area only because of their duty as such.

(a) 1947 c. 44. (b) 1952 c. 67.

6. References in this Schedule to a county, in relation to a small burgh or a landward area, are references to the county in which the small burgh or, as the case may be, the landward area is situated, excluding any large burgh situated in the county.

SCHEDULE 4

Year	*Percentage of Gross Annual Value to be taken as Notional Rent*	*Percentage of Gross Annual Value to be taken as Notional Rent*
	Column (1)	Column (2)
	Percentage first referred to in sub-paragraph 6(*a*) of the order	Percentage second referred to in sub-paragraph 6(*a*) of the order
1967–68	95 per cent.	100 per cent.
1968–69	100 per cent.	105 per cent.

EXPLANATORY NOTE

(*This Note is not part of the order.*)

This order, which came into operation on 22nd February 1967, prescribes for the years 1967–68 and 1968–69—

(*a*) the aggregate amounts of the rate support grants payable under Part I of the Local Government (Scotland) Act 1966 to county and town councils in Scotland, and the division of these amounts between the needs element, the resources element and the domestic element;

(*b*) the amount by which rating authorities are to reduce the amount in the pound of the county or burgh rate which they would otherwise levy on dwelling-houses in their areas, so as to take account of the amount of the domestic element for these years; and

(*c*) the formulae for distributing the needs and resources elements of rate support grants among local authorities, so far as not already prescribed in the Act.