STATUTORY INSTRUMENTS

1975 No. 251 (S. 27)

LOCAL GOVERNMENT, SCOTLAND

The Rate Support Grant (Scotland) Order 1975

Made - - - - *9th January* 1975

Laid before the Commons House of Parliament - *20th January* 1975

Coming into Operation - *29th January* 1975

In exercise of the powers conferred on me by section 9(5) of the Local Government (Financial Provisions) (Scotland) Act 1963**(a)** as amended by section 13(*b*) of the Local Government (Scotland) Act 1966**(b)** (hereinafter referred to as " the Act "), section 2(4) of the Act and section 3 of the Act as amended by section 120(1)(*a*) of the Local Government (Scotland) Act 1973**(c)**, paragraph 1 of Part I of Schedule 1 to the Act as amended by paragraph 69 of Schedule 9 to the Local Government (Scotland) Act 1973, paragraph 3 of Part I of Schedule 1 to the Act, paragraph 4(2) of Part II of Schedule 1 to the Act as amended by paragraph 14 of Schedule 9 to the Housing (Financial Provisions) (Scotland) Act 1972**(d)** and paragraph 1 of Part III of Schedule 1 to the Act, and of all other powers enabling me in that behalf, with the consent of the Treasury and after consultation with such associations of local authorities as appear to me to be concerned in accordance with the provisions of section 3 of the Act, I hereby make the following order:—

1. This order may be cited as the Rate Support Grant (Scotland) 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**(e)** shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

3. For the purposes of rate support grants for the year 1975–76 I hereby fix and prescribe:—

Aggregate grants

(1) As the aggregate amount 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:—

	£
Aggregate amount of rate support grants	555,150,000
comprising—	
the needs element	418,220,000
the resources element	104,560,000
the domestic element	32,370,000

(a) 1963 c. 12. (b) 1966 c. 51. (c) 1973 c. 65. (d) 1972 c. 46. (e) 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 amended by paragraph 67 of Schedule 9 to the Local Government (Scotland) Act 1973, as the amount in the pound which in my opinion corresponds to the amount of the domestic element for the year—21p;

Apportionment of needs element

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

(*a*) that part of the needs element amounting to £5,260,000 (hereinafter referred to as the "transitional portion") shall be apportioned among that class of local authorities comprising the regional councils of those regions as respects which the sum of the share of that part of the needs element apportioned under paragraph (4) of this Article to all the councils within the region, and the share of the amount of the resources element payable to all the councils within the region for the year 1975–76, expressed as a fraction of the sum of the part of the needs element apportionable under paragraph (4) of this Article and the amount of the resources element payable for the year 1975–76 is exceeded by the share as determined by me of the amount of the needs element apportioned and the amount of the resources element payable in respect of those areas and parts of areas of former local authorities which comprise the region, expressed as a fraction of the sum of the amount of the needs element apportionable and the amount of the resources element payable for the year 1974–75; the said apportionment to be made in proportion to the amounts of the differences between the fractions ascertained in relation to each of those regions in accordance with the provisions of this sub-paragraph;

(*b*) that part of the needs element amounting to £2,500,000 (hereinafter referred to as the "extraordinary expenses portion") shall be apportioned among that class of local authorities comprising those authorities which incur extraordinary expenses in the proportions which the net amounts of their extraordinary expenses bear to the total of such expenses of all such authorities.

In this sub-paragraph the net amount of extraordinary expenses of any local authority means such expenses as in my opinion that local authority reasonably requires to incur in the grant year in connection with developments relating to exploration for or exploitation of offshore petroleum, reduced by the total amount of income arising in relation thereto under the following heads—

(i) income from rents, contributions or charges which the authority can reasonably be expected to obtain;

(ii) income from specific grants;

(iii) income from rates and rate support grants other than under this sub-paragraph;

(4) Under paragraph 1 of Part I of Schedule 1 to the Act, that the needs element as reduced by the transitional portion and the extraordinary expenses portion shall be apportioned to regions, islands areas and districts in proportion to their weighted populations determined as provided in the Schedule to this order, subject to adjustment in accordance with paragraph 5 of the said Part I.

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 shall be the total population of the area calculated by reference to estimates of the Registrar General of Births, Deaths and Marriages in Scotland relating to 30th June 1975.

Notional rent income

(6) (*a*) Under paragraph 4(2) of Part II of Schedule 1 to the Act, that the notional rent income of an islands or district council for the year shall be 85 per cent. of the aggregate of the gross annual values of the relevant subjects, as shown in the valuation roll for the year;

Provided that, if I am requested by any council to do so, I shall direct that in relation to that council this sub-paragraph shall have effect as if references therein to the council's notional rent income for the year were references to 110 per cent. of the aggregate of the gross annual values of the relevant subjects, as shown in the valuation roll for the year, less an amount equal to the aggregate of any rent rebates granted in respect of those subjects by the council for the year under a rebates scheme;

(*b*) In this paragraph—

(i) references to the relevant subjects, in relation to any council, are references to any house, building, land or dwellings let by the council and shown in the valuation roll for the 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 " rebates scheme " means a scheme for the granting of rebates to which Part II of and Schedules 2 and 3 to the Housing (Financial Provisions) (Scotland) Act 1972 applies;

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

William Ross,

One of Her Majesty's Principal Secretaries of State.

St. Andrew's House
Edinburgh.

7th January 1975.

We consent.

M. Cocks,

James A. Dunn,

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

9th January 1975.

Article 3(4)

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 1969 to 30th June 1974, the number derived from multiplying by 4 the difference between the population at 30th June 1974 and the population at 30th June 1969;

(*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 1974 exceeded 10 per cent. of the population at 30th June 1964, 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 6.

4. For the purposes of this Schedule:—

(*a*) the total population of any region, islands area, district or county of a city, and the numbers of persons under 16 years of age and aged 65 years of age and over in any such population shall be calculated by reference to estimates of the Registrar General of Births, Deaths and Marriages in Scotland relating to 30th June 1974; and

(*b*) the area of a region expressed in square miles and the area in acres of a 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 0·273	4
Exceeding 0·273, but not exceeding 0·277	6
Exceeding 0·277, but not exceeding 0·281	8
Exceeding 0·281, but not exceeding 0·285	10
Exceeding 0·285, but not exceeding 0·289	12
Exceeding 0·289, but not exceeding 0·293	14
Exceeding 0·293	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	16

TABLE 3

AREA IN SQUARE MILES PER HEAD OF TOTAL POPULATION

Column (1)	*Column* (2)
Exceeding 0·020, but not exceeding 0·035	3·2
Exceeding 0·035, but not exceeding 0·040	4·8
Exceeding 0·040, but not exceeding 0·045	6·4
Exceeding 0·045	8·0

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 prescribes for the year 1975–76—

(*a*) the 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 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 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 the year; and

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

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