



# Budget (Scotland) Act 2001

## 2001 asp 4

**The Bill for this Act of the Scottish Parliament was passed by the Parliament on 8th February 2001 and received Royal Assent on 15th March 2001**

An Act of the Scottish Parliament to make provision, for financial year 2001/02, for the use of resources by the Scottish Administration and certain bodies whose expenditure is payable out of the Scottish Consolidated Fund, for authorising the payment of sums out of the Fund, for the maximum amount of relevant expenditure for the purposes of section 94(5) of the Local Government (Scotland) Act 1973 (c.65) and the maximum amounts of borrowing by certain statutory bodies; to make provision, for financial year 2002/03, for authorising the payment of sums out of the Fund on a temporary basis; and for connected purposes.

### PART 1

#### FINANCIAL YEAR 2001/02

##### *Use of resources*

#### **1 The Scottish Administration**

- (1) Resources other than accruing resources may, in financial year 2001/02, be used by the Scottish Administration for the purposes specified in column 1 of schedule 1 up to the amounts specified in the corresponding entries in column 2.
- (2) Accruing resources of the types specified in column 3 of schedule 1 may, in financial year 2001/02, be used by the Scottish Administration for the purposes specified in the corresponding entries in column 1 up to the amounts specified in column 4.
- (3) Accruing resources of the types specified in column 1 of each Part of schedule 2 may, in financial year 2001/02, be used by the Scottish Administration for the purposes specified in the corresponding entries in column 2 up to the overall amount specified at the end of that Part.
- (4) Such resources may be so used only through the part of the Scottish Administration through which they accrue.

*Changes to legislation: There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)*

- (5) The Parts of that schedule set out the types of accruing resources, purposes and overall amounts by reference to the parts of the Scottish Administration through which the resources accrue and may be used.

## 2 Direct-funded bodies

- (1) Resources other than accruing resources may, in financial year 2001/02, be used by the bodies mentioned in column 1 of schedule 3 for the purposes specified in that column up to the amounts specified in the corresponding entries in column 2.
- (2) Accruing resources of the types specified in column 3 of schedule 3 may, in financial year 2001/02, be used by those bodies for the purposes specified in the corresponding entries in column 1 up to the amounts specified in column 4.
- (3) Accruing resources of the types specified in column 1 of each Part of schedule 4 may, in financial year 2001/02, be used by the body to which that Part relates for the purposes specified in the corresponding entries in column 2 up to the overall amount specified at the end of that Part.
- (4) The Parts of that schedule set out the types of accruing resources, purposes and overall amounts by reference to the bodies by which resources may be used in pursuance of subsection (1).

### *The Scottish Consolidated Fund*

## 3 Overall cash authorisations

For the purposes of section 4(2) of the Public Finance and Accountability (Scotland) Act 2000 (asp 1) (“the 2000 Act”), the overall cash authorisations for financial year 2001/02 are—

- (a) in relation to the Scottish Administration, [<sup>F1</sup>£17,705,112,000],
- (b) in relation to the Forestry Commissioners, [<sup>F2</sup>£45,820,000],
- (c) in relation to the Food Standards Agency, [<sup>F3</sup>£5,755,000],
- (d) in relation to the Scottish Parliamentary Corporate Body, [<sup>F3</sup>£146,382,000],
- (e) in relation to Audit Scotland, [<sup>F3</sup>£4,551,000].

### Textual Amendments

- F1** Word in s. 3(a) substituted (19.3.2003) by [Budget \(Scotland\) Act 2003 \(asp 6\), s. 8\(a\)](#)
- F2** Amount specified in s. 3(b) substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\), art. 2\(2\), Sch. 1](#)
- F3** Amounts specified in s. 3 substituted (20.12.2001) by [S.S.I. 2001/480, art. 2\(2\), Sch. 1](#)

## 4 Contingencies: payments out of the Fund

- (1) This section applies where, in financial year 2001/02, it is proposed to pay out of the Scottish Consolidated Fund under section 65(1)(c) of the Scotland Act 1998 (c.46) (“the 1998 Act”), for or in connection with expenditure of the Scottish Administration or a body mentioned in section 3(b) to (e) of this Act, a sum which does not fall

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within the overall cash authorisation specified in that section in relation to the Scottish Administration or, as the case may be, that body.

- (2) The sum may be paid out of the Fund only if its payment is authorised by the Scottish Ministers.
- (3) The Scottish Ministers may authorise payment only if they consider that—
  - (a) the payment is necessarily required in the public interest to meet urgent expenditure for a purpose falling within section 65(2) of the 1998 Act, and
  - (b) it is not reasonably practicable, for reasons of urgency, to amend the overall cash authorisation by an order under section 7 of this Act.
- (4) But the Scottish Ministers must not authorise payment of the sum if it would result in an excess of sums paid out of the Fund over sums paid into the Fund.
- (5) The aggregate amount of the sums which the Scottish Ministers may authorise to be paid out of the Fund under this section must not exceed £50 million.
- (6) Where the Scottish Ministers authorise a payment under this section they must, as soon as possible, lay before the Scottish Parliament a report setting out the circumstances of the authorisation and why they considered it to be necessary.

*Capital expenditure of, and borrowing by, certain statutory bodies*

## 5 Capital expenditure of, and borrowing by, certain statutory bodies

- (1) The amount specified for financial year 2001/02 for the purposes of section 94(5) of the Local Government (Scotland) Act 1973 (c.65) (relevant expenditure arising from capital expenses of local authorities etc.) is [<sup>F4</sup>£634,965,000]<sup>F4</sup>.
- (2) In schedule 5, the amounts set out in column 2 are the amounts specified for financial year 2001/02 for the purposes of the enactments listed in the corresponding entries in column 1 (which make provision as to the net borrowing of the bodies mentioned in that column).

### Textual Amendments

- F4** Amount in s. 5(1) substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), **art 2(3)**

## <sup>F5F5</sup>PART 2

### FINANCIAL YEAR 2002/03

### Textual Amendments

- F5** [Pt. 2](#) repealed (15.3.2002) by [Budget \(Scotland\) Act 2002 \(asp 7\)](#), **s. 8**

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## **PART 3**

### **MISCELLANEOUS AND SUPPLEMENTARY**

#### *Budget revisions*

#### **7 Amendment of this Act**

- (1) The Scottish Ministers may by order made by statutory instrument amend—
- (a) the amounts specified in sections 3 and 5(1),
  - (b) schedules 1 to 4,
  - (c) column 2 of schedule 5.
- (2) No order may be made under subsection (1) unless a draft of it has been laid before, and approved by resolution of, the Scottish Parliament.

#### *Supplementary*

#### **8 Repeal**

Part 2 (financial year 2001/02) of the Budget (Scotland) Act 2000 (asp 2) is repealed.

#### **9 Interpretation**

- (1) In this Act—
- “the 1998 Act” means the Scotland Act 1998 (c.46),
  - “the 2000 Act” means the Public Finance and Accountability (Scotland) Act 2000 (asp 1).
- (2) References in this Act to accruing resources in relation to the Scottish Administration or any body are to such resources accruing to the Scottish Administration or, as the case may be, that body in financial year 2001/02.
- (3) Except where otherwise expressly provided, expressions used in this Act and in the 2000 Act have the same meanings in this Act as they have in that Act.

#### **10 Short title**

This Act may be cited as the Budget (Scotland) Act 2001.

*Changes to legislation: There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)*

[<sup>F6</sup>SCHEDULE 1  
 (introduced by section 1)

THE SCOTTISH ADMINISTRATION

**Textual Amendments**

**F6** Sch. 1 substituted (20.12.2001) by [S.S.I. 2001/480, art. 2\(4\)](#), [Sch. 2](#)

<i><b>Purpose</b></i>	<i><b>Amount of resources other than accruing resources</b></i>	<i><b>Type of accruing resources</b></i>	<i><b>Amount of accruing resources</b></i>
1. For use by the Scottish Ministers (through the Scottish Executive Environment and Rural Affairs Department (formerly the Scottish Executive Rural Affairs Department)) on market support; support for agriculture in special areas including crofting communities; rural development, agri-environmental and farm woodland measures; compensation to sheep producers; animal health; agricultural education; advisory, research and development services; botanical and scientific services; assistance to production, marketing and processing; administration, land management and other agricultural services; assistance to the Scottish fisheries sector; fishery protection; other services including	[ <sup>F7</sup> £1,035,705,000 ]	Sale of surplus land, buildings and equipment; sale of holdings to existing tenants; repayment of loans by new water and sewerage authorities	[ <sup>F8</sup> £40,663,000 ]

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fisheries research  
and development  
and special services;  
natural heritage;  
environment  
protection; rural  
affairs; other  
environmental  
expenditure; flood  
prevention; coastal  
protection; air quality  
monitoring; loans  
to new water and  
sewerage authorities  
and other water  
grants (including the  
Water and Sewerage  
Charges Reduction  
scheme)

2. For use by the  
Scottish Ministers  
(through the  
Scottish Executive  
Development  
Department) on  
housing subsidies;  
financial support  
for Communities  
Scotland and  
Scottish Homes; new  
housing partnerships  
and community  
ownerships;  
sponsorship of  
Energy Action  
Scotland; repayment  
of debt; other  
expenditure,  
contributions and  
grants relating  
to housing;  
departmental research  
and publicity and  
other central services;  
sites for travelling  
people; residual  
grants to housing  
associations; roads  
and certain associated  
services, including  
the acquisition  
of land, lighting

[<sup>F9</sup> £1,722,035,000 ]

Sale of property,  
land and equipment;  
repayment of loans;  
recoverable VAT

[<sup>F10</sup> £1,369,000 ]

*Changes to legislation: There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)*

and road safety;  
 assistance to local  
 transport; support  
 for transport services  
 in the highlands and  
 islands; piers and  
 harbours; grant aid  
 to British Waterways  
 Board in respect of  
 Scotland's inland  
 waterways; funding  
 for most of the rail  
 services in Scotland;  
 other rail grants;  
 certain other transport  
 services and grants;  
 grants for the Social  
 Inclusion Partnership  
 Fund and other  
 services; other  
 urban regeneration  
 initiatives;  
 expenditure relating  
 to Highlands and  
 Islands Airports  
 Limited and the  
 privatisation of  
 the Scottish Bus  
 Group; grants to  
 local authorities  
 forming part of  
 the Strathclyde  
 Passenger Transport  
 Area; miscellaneous  
 costs in relation to  
 ports and harbours;  
 payments to former  
 members of Scottish  
 Transport Group  
 pension schemes;  
 other sundry services  
 in connection with  
 the environment;  
 grants to voluntary  
 organisations and  
 other costs associated  
 with the voluntary  
 sector; expenditure  
 relating to equality  
 issues

3. For use by the  
 Scottish Ministers

[<sup>F11</sup> £727,887,000 ]

Recoverable VAT

£100,000

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**Changes to legislation:** There are currently no known outstanding effects  
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(through the Scottish  
Executive Education  
Department) on  
schools; pre-school  
education; childcare;  
associated social  
work services  
including the Scottish  
Children's Reporter  
Administration;  
educational  
development;  
research and  
promotion; training  
and development of  
teachers; curriculum  
development;  
international and  
other educational  
services, including  
support for  
School Boards,  
training, research  
and educational  
technology;  
HM Inspectors  
of Education;  
sport; community  
education; support for  
the cultural heritage  
of Scotland, including  
the Gaelic language;  
arts, libraries,  
museums and  
galleries, including  
purchase grants;  
cultural activities  
and organisations;  
historic buildings  
and monuments  
(including  
administration);  
architecture;  
publicity;  
indemnities;  
administration;  
central government  
grants to non  
departmental public  
bodies and local  
authorities



*Changes to legislation: There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)*

4.For use by the Scottish Ministers (through the Scottish Executive Enterprise and Lifelong Learning Department) on grant in aid for the Scottish Higher Education Funding Council, the Scottish Further Education Funding Council, Scottish Enterprise, Highlands and Islands Enterprise and the Scottish Tourist Board; funding for the Student Awards Agency for Scotland [F12 for the Student Loans Scheme and related costs]; careers guidance; departmental investment assistance grants [F13 ; funding for <i>learndirect scotland</i> ; energy efficiency, renewable energy, digital inclusion [F13 and sundry enterprise and lifelong learning related activities	[F14 £2,398,612,000]	Repayment of student loans; repayment of voted loans (capital) by Scottish Enterprise; refunds of grants for Regional Selective Assistance, Regional Development and Regional Enterprise	[F15 £76,340,000]
5.For use by the Scottish Ministers (through the Scottish Executive Health Department) on hospital and community health services, including the clinical negligence and other risks scheme; family health services; community care, including grants to local authorities; grants to voluntary organisations; social	[F16 £5,603,017,000 ]	Sale of land, buildings, vehicles, equipment and property	£12,100,000

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care; welfare food;  
the Scottish Drugs  
Challenge Fund;  
other health services

6. For use by the  
Scottish Ministers  
(through the Scottish  
Executive Justice  
Department) on  
legal aid (including  
administration);  
criminal injuries  
compensation  
(including  
administration);  
certain services  
relating to crime  
including the Parole  
Board for Scotland;  
the Scottish Prison  
Service; the Scottish  
Prisons Complaints  
Commission; the  
Scottish Criminal  
Cases Review  
Commission; police  
services (including  
grants to local  
authorities) and  
superannuation  
of police on  
secondment; costs  
associated with the  
holding of criminal  
justice proceedings in  
a third country (the  
Lockerbie trial); fire  
services (including  
Scottish Fire Service  
Training School and  
superannuation); civil  
defence (including  
grants); invest to  
save budget and  
other protective  
and miscellaneous  
services; criminal  
justice <sup>F17</sup> ... social  
work services  
and victim issues  
including probation  
and supervised

[<sup>F18</sup> £1,089,528,000 ]

Sale of police  
vehicles; sale  
of prison land,  
buildings, staff  
quarters, vehicles,  
equipment and  
property

£2,901,000

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attendance orders;  
grants to voluntary  
organisations; court  
services; certain  
legal services;  
costs and fees in  
connection with legal  
proceedings

7. For use by the Scottish Ministers on administrative costs and operational costs; costs of administration of the Scottish courts; administrative costs of the Scottish Law Commission; costs of providing continuing services to the Scottish Parliament; costs associated with the functions of the Queen's Printer for Scotland	[ <sup>F19</sup> £240,669,000 ]	Income from sale of surplus capital assets	£63,000
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8. For use by the Registrar General of Births, Deaths and Marriages for Scotland (through the General Register Office for Scotland) on administrative costs and operational costs	[ <sup>F20</sup> £18,988,000 ]	—	—
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9. For use by the Scottish Ministers and the Keeper of the Records of Scotland (through the National Archives of Scotland) on administrative costs; acquiring record material; support for the Scottish and European Archive Network; The Acts of Parliament; conservation grants to local archives;	[ <sup>F21</sup> £8,359,000 ]	Income from sale of surplus assets	[ <sup>F22</sup> £140,000 ]
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*Changes to legislation: There are currently no known outstanding effects  
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grant to the Business  
Archives Council of  
Scotland

9A. For use by the Scottish Ministers (through the Scottish Executive Finance and Central Services Department) on pensions, allowances, gratuities etc payable in respect of the teachers' and national health service pension schemes; running and capital costs of the Scottish Public Pensions Agency; revenue support grants and payment of non-domestic rates in Scotland; special grants relating to council tax and spend-to-save scheme; other services including payments under the Bellwin scheme covering floods, storms and other emergencies; expenditure on committees, commissions and other departmental services; European Structural Fund grants to public corporations, non-departmental public bodies, local authorities and other bodies and organisations; grants to the Civic Forum; expenditure in connection with external relations initiatives	[ <sup>F23</sup> £5,959,505,000 ] (to the extent that this sum was not already drawn down by Development, Education and Administration Departments while relevant responsibility remained in those departments)	Recoverable VAT	£100 (to the extent that this sum was not already drawn down by Development, Education and Administration Departments while relevant responsibility remained in those departments)
10. For use by the Lord Advocate	[ <sup>F24</sup> £65,225,000 ]	Miscellaneous income	£175]

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(through the  
Crown Office and  
the Procurator  
Fiscal Service)  
on administrative  
costs, including fees  
paid to temporary  
procurators fiscal,  
witness expenses  
and other costs  
associated with  
Crown prosecutions;  
costs of holding  
criminal justice  
proceedings in a third  
country (Lockerbie  
Trial)

#### Textual Amendments

- F7** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F8** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F9** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F10** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F11** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F12** Words in Sch. 1 inserted (19.3.2003) by [Budget \(Scotland\) Act 2003 \(asp 6\)](#), [s. 8\(b\)\(i\)](#)
- F13** Words in Sch. 1 inserted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(a\)](#)
- F14** Word in Sch. 1 substituted (19.3.2003) by [Budget \(Scotland\) Act 2003 \(asp 6\)](#), [s. 8\(b\)\(ii\)](#)
- F15** Word in Sch. 1 substituted (19.3.2003) by [Budget \(Scotland\) Act 2003 \(asp 6\)](#), [s. 8\(b\)\(iii\)](#)
- F16** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F17** In Sch. 1 " , " omitted (13.3.2002) by virtue of [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.I. 2002/134\)](#), [art. 2\(4\)\(b\)](#)
- F18** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F19** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F20** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F21** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F22** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)
- F23** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art 2\(4\)\(c\)](#), [Sch. 2](#)

*Changes to legislation:* There are currently no known outstanding effects  
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**F24** Amount in Sch. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002](#)  
(S.S.I. 2002/134), art 2(4)(c), [Sch. 2](#)

SCHEDULE 2  
(introduced by section 1)

ACCRUING RESOURCES OF THE SCOTTISH ADMINISTRATION  
WHICH MAY BE USED WITHOUT INDIVIDUAL LIMIT

PART 1

[<sup>F25</sup>SCOTTISH EXECUTIVE ENVIRONMENT AND RURAL AFFAIRS  
DEPARTMENT (FORMERLY THE SCOTTISH EXECUTIVE RURAL AFFAIRS DEPARTMENT)]

**Textual Amendments**  
**F25** Words in [Sch. 2 Pt. I](#) heading substituted (20.12.2001) by [S.S.I. 2001/480](#), [art. 2\(5\)\(a\)](#)

Type of accruing resources	Purpose
1. Income of the Scottish Agricultural Science Agency (SASA) under Service Level Agreement	SASA expenditure
2. Sale of carcasses; repayment of loans under Crofting Building Loan Scheme; bond fees and insurance; European Union contributions towards Hill Livestock Compensatory Allowances and rural development measures	Related structural and agri-environmental expenditure
3. Contributions under the superannuation scheme for the Scottish Agricultural College and Agricultural and Biological Research Institutes; rents and wayleaves; recovery of costs in connection with land drainage; fees for Common Agricultural Policy Scheme appeals; sales of produce; charges under livestock schemes; pension contributions from members of the Crofters Commission and the Deer Commission; charges for cattle passports, publication and statistics; European Union payments for Farm Account data	Related agricultural services expenditure
4. Repayment of loans to harbour authorities; charges for licences under the Food and Environment Protection Act 1985, publications and statistics	Related fisheries expenditure

*Changes to legislation:* There are currently no known outstanding effects  
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5. Charges for plant health and control work, seed and variety testing and pesticides work; sales of produce; charges for advisory visits, certifications, testing plants, animals and fish; charges for hire of equipment, publications and statistics	Related SASA, Fisheries Research Services (FRS) and Scottish Fisheries Protection Agency (SFPA) expenditure
6. Income of SASA, FRS and SFPA from services provided to external customers	SASA, FRS and SFPA expenditure
7. Recoverable VAT; sale of research results and publications	Expenditure on environmental services
8. Repayment of loans	Expenditure on the new water and sewerage authorities

Overall amount: £16,500,000

## <sup>F26</sup>PART 2

### SCOTTISH EXECUTIVE DEVELOPMENT DEPARTMENT

#### Textual Amendments

**F26** Sch. 2 Pt. 2 substituted (20.12.2001) by S.S.I. 2001/480, art. 2(5)(b)

<i>Type of accruing resources</i>	<i>Purpose</i>
1.Recoverable VAT; income from the sale of research results and publications; income from deemed hazardous substances consent; other minor miscellaneous income	Expenditure on miscellaneous Development Department programmes
2.Rents from land and property; Erskine Bridge toll income; recoverable VAT; income from administering harbours orders	Expenditure on motorways and trunk roads; expenditure on miscellaneous costs in relation to ports and harbours
3.Any sums accruing as a result of the dissolution of Scottish Transport Group	Payments to former members of Scottish Transport Group pensions schemes
4.Recovery of unused grant from voluntary organisations	Expenditure on voluntary sector
5.Capital sums accruing from Scottish Homes	Repayments of debt, including debt from Scottish Homes
6.Recoverable VAT	Payment to Energy Action Grant Agency

Overall amount: £6,000,000]

*Changes to legislation: There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)*

### [<sup>F27</sup> PART 3

#### SCOTTISH EXECUTIVE EDUCATION DEPARTMENT

##### Textual Amendments

**F27** Sch. 2 Pt. 3 substituted (20.12.2001) by S.S.I. 2001/480, art. 2(5)(c)

<i>Type of accruing resources</i>	<i>Purpose</i>
Recovery of costs from local authorities in respect of self-governing schools, pre-school education and recoverable VAT	Expenditure on education services

Overall amount: [<sup>F28</sup>£583,000,000 <sup>F28</sup>]

##### Textual Amendments

**F28** Amount in Sch. 2 Pt. 3 substituted (13.3.2002) by The Budget (Scotland) Act 2001 (Amendment) Order 2002 (S.S.I. 2002/134), art. 2(5)(b), Sch. 3

### PART 4

#### SCOTTISH EXECUTIVE ENTERPRISE AND LIFELONG LEARNING DEPARTMENT

<i>Type of accruing resources</i>	<i>Purpose</i>
[ <sup>F29</sup> 1. Repayments of student loans and grants and interest capitalised on student loans <sup>F29</sup>	[ <sup>F30</sup> Expenditure of the Student Awards Agency for Scotland <sup>F30</sup>
2. Recoverable VAT on payments to careers service companies	Expenditure on careers guidance
3. Recoverable VAT on miscellaneous expenditure	Other enterprise and lifelong learning expenditure
4. Income from property management, investment management [ <sup>F31</sup> , voted loans interest] <sup>F31</sup>	Expenditure on Scottish Enterprise and Highlands and Islands Enterprise
and other fees	

##### Textual Amendments

**F29** Entry in Sch. 2 Pt. 4 substituted (13.3.2002) by The Budget (Scotland) Act 2001 (Amendment) Order 2002 (S.S.I. 2002/134), art. 2(5)(a)(i)

**F30** Entry in Sch. 2 Pt. 4 substituted (13.3.2002) by The Budget (Scotland) Act 2001 (Amendment) Order 2002 (S.S.I. 2002/134), art. 2(5)(a)(i)



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*Changes to legislation:* There are currently no known outstanding effects  
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**F31** Words in [Sch. 2 Pt. 4](#) inserted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art. 2\(5\)\(a\)\(ii\)](#)

Overall amount: [<sup>F32</sup>£45,000,000 <sup>F32</sup>]

#### Textual Amendments

**F32** Amount in [Sch. 2 Pt. 4](#) substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art. 2\(5\)\(b\)](#), [Sch. 3](#)

## PART 5

### SCOTTISH EXECUTIVE HEALTH DEPARTMENT

<i>Type of accruing resources</i>	<i>Purpose</i>
1. Charges to private patients; income generation schemes; dividends on public dividend capital loans to NHS trusts; interest on loans to NHS trusts; charges for the processing of plasma for the Department of Health, Social Services and Public Safety Northern Ireland; handling charges for blood products; sales of antibodies and related products; repayments of Project 2000 bursaries; contributions from NHS trusts to clinical negligence and other risks scheme; National Insurance contributions	Expenditure on hospital and community health services
2. Prescription charges collected by dispensing doctors, pharmacists, Health Boards and appliance suppliers; sales of prescription pre-payment certificates; payments under the Pharmaceutical Price Regulation Scheme; rental of national health service properties; charges collected by dental practitioners and ophthalmologists; recovery of charges from patients, dispensing contractors and practitioners	Expenditure on family health services
3. Sales of publications; fees for conferences and courses; royalties from projects developed with departmental assistance; sales of vitamin drops and tablets at national health service clinics; recoverable VAT; other miscellaneous income	Expenditure on other health services

Overall amount: £737,000,000

*Changes to legislation: There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)*

## PART 6

### SCOTTISH EXECUTIVE JUSTICE DEPARTMENT

<i>Type of accruing resources</i>	<i>Purpose</i>
1. Superannuation contributions for police officers on secondment to the Scottish Police College (SPC); charges for students from outwith Scottish Police Forces; charges for use of SPC for various activities	Expenditure of the SPC
2. Contributions made by the Scottish Police Federation to the cost of salaries, etc. of their secretary and chairman; recoverable VAT on non-SPC common police service expenditure	Expenditure on police services
3. Income from sale of prison-manufactured goods, services and other industries income; various income including income from land and buildings; recoverable VAT	Expenditure of the Scottish Prison Service
4. General income of the Scottish Fire Service Training School, including that from fire-related and other organisations which use the school's teaching and conference facilities on a repayment basis; recoverable VAT	Expenditure of the Scottish Fire Service Training School
5. Civil defence income from sale of surplus and obsolete equipment; course income; rents from other bodies using radio masts or stations owned by the Scottish Executive; recoverable VAT in respect of severe weather warning systems	Expenditure on civil defence (including grants)
6. Superannuation contributions collected by the Scottish Legal Aid Board	Expenditure on legal aid
7. Recoverable VAT on criminal law, civil law and social work research; income from cinematography exemption certificate fees and criminal statistics	Miscellaneous expenditure
8. Fees for civil cases; rent from minor occupiers; recoverable VAT for contracted out services	Expenditure of the Scottish Court Service

Overall amount: £28,000,000

## PART 7

### SCOTTISH EXECUTIVE (ADMINISTRATION)

<i>Type of accruing resources</i>	<i>Purpose</i>
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*Changes to legislation: There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)*

[ <sup>F33</sup> 1. Payments from departments outwith the Scottish Executive for professional services; income from the Statistical Office of the European Union; discounts; recoveries of legal costs; income from payment for services and recovery of other costs; New Deal income; recoveries from the National Insurance Fund; repayments of loans made to members of staff for house purchase; rent from minor occupiers; recoverable VAT; European Fast Stream income	Scottish Executive core departments running costs]
2. Recoveries of salaries and other expenses of outward seconded and loaned staff; recoveries of salaries of staff assigned to the Criminal Injuries Compensation Agency (CICA)	Expenditure on outward seconded and loaned staff and staff assigned to CICA
3. Income from sequestration	Expenditure on the Accountant in Bankruptcy

#### Textual Amendments

**F33** Entry in Sch. 2 Pt. 7 substituted (20.12.2001) by [S.S.I. 2001/480](#), [art 2\(5\)\(d\)\(i\)](#)

Overall amount: £ [<sup>F34</sup>20,000,000]

#### Textual Amendments

**F34** Amount in Sch. 2 Pt. 7 substituted (20.12.2001) by [S.S.I. 2001/480](#), [art. 2\(5\)\(d\)\(ii\)](#)

## PART 8

### REGISTRAR GENERAL OF BIRTHS, DEATHS AND MARRIAGES FOR SCOTLAND

<i>Type of accruing resources</i>	<i>Purpose</i>
1. Income from sales of records services; sales of extracts on the Internet; income from minor occupiers; recoverable VAT	Expenditure on Records Enterprise
2. Income from sales of records services; income from minor occupiers; recoverable VAT	Registration expenditure
3. Income from Scottish Executive for running the National Health Service Central Register; income from sales of information by National Health Service Central Register; income from sales of vital statistics; income from minor occupiers; recoverable VAT	Expenditure on vital events and national health service

*Changes to legislation:* There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)

4. Income from sales of Census and other geographical information; sales of population statistics; income from IT services; income from minor occupiers; recoverable VAT	Expenditure on Census and population statistics
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Overall amount: [<sup>F35</sup>£3,200,000 <sup>F35</sup>]

#### Textual Amendments

**F35** Amount in Sch. 2 Pt. 8 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), art. 2(5)(b), [Sch. 3](#)

## PART 9

### KEEPER OF THE RECORDS OF SCOTLAND

<i>Type of accruing resources</i>	<i>Purpose</i>
1. Fees for the issue of photocopy orders; professional searchers contract fees; inspection fees; issue of microfilm and sale of facsimiles; income from conservation and binding services; a contribution from General Register Office for Scotland for binding services; income from Registers of Scotland Executive Agency for shared accommodation; recoverable VAT	Running costs of the National Archives of Scotland

Overall amount: [<sup>F36</sup>£1,100,000 <sup>F36</sup>]

#### Textual Amendments

**F36** Amount in Sch. 2 Pt. 9 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), art. 2(5)(b), [Sch. 3](#)

## [<sup>F37</sup>PART 9A

### SCOTTISH EXECUTIVE FINANCE AND CENTRAL SERVICES DEPARTMENT

#### Textual Amendments

**F37** [Sch. 2 Pt. 9A](#) inserted (20.12.2001) by [S.S.I. 2001/480](#), [art. 2\(5\)\(e\)](#)

<i>Type of accruing resources</i>	<i>Purpose</i>
1. Income from European Structural Funds	Expenditure on projects supported by European Union funding

*Changes to legislation:* There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)

2. Income in respect of legal costs recovered by the Local Government Boundary Commission	Payments to the Local Government Boundary Commission
3. Contributions in respect of teachers' and national health service superannuation	Expenditure on teachers' and national health service superannuation
4. Administration charges in respect of services undertaken by the Scottish Public Pensions Agency; recoverable VAT	Running costs of the Scottish Public Pensions Agency
5. Pensions contributions	Expenditure on pensions
6. Recovery of grant awarded to councils under the Bellwin scheme covering floods, storms, and other emergencies	Expenditure on floods, storms and other emergencies

Overall amount: £520,000,000]

## PART 10

### CROWN OFFICE AND PROCURATOR FISCAL SERVICE

<i>Type of accruing resources</i>	<i>Purpose</i>
1. Fees charged for administering the estates of persons who die intestate and without known heirs; ultimus haeres; sale of Statute Amendments; income from the sale of waste paper and obsolete office machinery; minor occupancy income; recoverable VAT; contributions towards postal citation scheme; minor miscellaneous income	Running costs of the Crown Office and Procurator Fiscal Service

Overall amount: £700,000

## SCHEDULE 3

(introduced by section 2)

### DIRECT-FUNDED BODIES

<i>Purpose</i>	<i>Amount of resources other than accruing resources</i>	<i>Type of accruing resources</i>	<i>Amount of accruing resources</i>
1. For use by the Forestry Commissioners in or as regards Scotland on the promotion of forestry	[ <sup>F38</sup> £86,020,000 <sup>F38</sup> ]	Miscellaneous income	[ <sup>F39</sup> £50,000,000 <sup>F39</sup> ]

*Changes to legislation: There are currently no known outstanding effects  
 for the Budget (Scotland) Act 2001. (See end of Document for details)*

in Scotland, including support to the private sector for planting of new forest and woodlands, replanting after felling and maintenance grants for improvements; regulating forestry activity through the application of forest management standards and felling controls; managing the Forestry Commission's forests in Scotland; associated administrative costs, including an appropriate share of the Commission's headquarters and central service costs

2. For use by the Food Standards Agency in or as regards Scotland on administrative and operational costs, including research, monitoring and surveillance and public information and awareness relating to food safety and standards; the Meat Hygiene Service	[ <sup>F40</sup> £5,905,000]	Miscellaneous income	£100
3. For use by the Scottish Parliamentary Corporate Body on ongoing costs associated with the administration and operation of the Scottish Parliament; payments in respect of the functions of the Scottish Parliamentary	[ <sup>F40</sup> £146382,000]	Miscellaneous income	£100

*Changes to legislation:* There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)

Commissioner for  
Administration;  
any other payments  
relating to the  
Scottish Parliament

4. For use by Audit  
Scotland, including  
assistance and  
support to the Auditor  
General for Scotland  
and the Accounts  
Commission for  
Scotland and other  
audit work for public  
bodies

[<sup>F40</sup>£4,916,000]

Income from sale of £1,000  
IT equipment

#### Textual Amendments

**F38** Amount in Sch. 3 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art. 2\(6\)\(a\)](#)

**F39** Amount in Sch. 3 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), [art. 2\(6\)\(b\)](#)

**F40** Amounts in Sch. 3 substituted (20.12.2001) by [S.S.I. 2001/480](#), [art. 2\(6\)](#), [Sch. 3](#)

## SCHEDULE 4

(introduced by section 2)

### ACCRUING RESOURCES OF DIRECT-FUNDED BODIES WHICH MAY BE USED WITHOUT INDIVIDUAL LIMIT

#### PART 1

#### FORESTRY COMMISSIONERS

<i>Type of accruing resources</i>	<i>Purpose</i>
1. Recoveries of grants; repayments by staff of loans and other recoverable expenses; miscellaneous income from sales of publications, training courses etc.; recoverable VAT	Policy, regulatory and grant-giving functions

Overall amount: [<sup>F41</sup>£5,000,000<sup>F41</sup>]

*Changes to legislation: There are currently no known outstanding effects for the Budget (Scotland) Act 2001. (See end of Document for details)*

### Textual Amendments

**F41** Amount in Sch. 4 Pt. 1 substituted (13.3.2002) by [The Budget \(Scotland\) Act 2001 \(Amendment\) Order 2002 \(S.S.I. 2002/134\)](#), **art. 2(7)**

## PART 2

### FOOD STANDARDS AGENCY

<i>Type of accruing resources</i>	<i>Purpose</i>
1. Income from charges for veterinary supervision and other services provided by the Meat Hygiene Service	Expenditure of the Meat Hygiene Service
2. Income from sale of publications and income generation schemes	Expenditure of the Food Standards Agency in or as regards Scotland

Overall amount: £100

## PART 3

### SCOTTISH PARLIAMENTARY CORPORATE BODY

<i>Type of accruing resources</i>	<i>Purpose</i>
1. Broadcasting income; recoverable VAT; gifts; income from commercial sales and other services provided to the public	Expenditure on administrative costs of the Scottish Parliament

Overall amount: £500,000

## PART 4

### AUDIT SCOTLAND

<i>Type of accruing resources</i>	<i>Purpose</i>
1. Fees and charges for audit work; recoveries of costs associated with the functions of the Auditor General for Scotland and the Accounts Commission for Scotland; miscellaneous income from publications, conferences etc.; recoveries of costs of seconded staff; repayments of staff loans; recoveries of car leasing payments; recoverable VAT; interest received on working balances	Expenditure of Audit Scotland, the Auditor General for Scotland and the Accounts Commission for Scotland



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**Changes to legislation:** There are currently no known outstanding effects  
for the Budget (Scotland) Act 2001. (See end of Document for details)

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Overall amount: £14,000,000

SCHEDULE 5  
(introduced by section 5)  
BORROWING BY CERTAIN STATUTORY BODIES

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<i>Enactment</i>	<i>Amount</i>
1. Paragraph 2A of Schedule 7B to the National Health Service (Scotland) Act 1978 (c.29) (NHS trusts)	£50,000,000
2. Section 7 of the Housing (Scotland) Act 1988 (c.43) (Scottish Homes)	Nil
3. Section 25 of the Enterprise and New Towns (Scotland) Act 1990 (c.35) (Scottish Enterprise)	£10,000,000
4. Section 26 of that Act (Highlands and Islands Enterprise)	£1,000,000
5. Section 84 of the Local Government etc. (Scotland) Act 1994 (c.39) (new water and sewerage authorities)	£256,300,000
6. Section 48 of the Environment Act 1995 (c.25) (Scottish Environment Protection Agency)	Nil

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**Changes to legislation:**

There are currently no known outstanding effects for the Budget (Scotland) Act 2001.