

EXECUTIVE NOTE

THE LOCAL GOVERNMENT (ALLOWANCES AND EXPENSES) (SCOTLAND) AMENDMENT (NO. 2) REGULATIONS 2010

SSI 2010/111

The above instrument is made in exercise of powers conferred by Section 50 of the Local Government (Scotland) Act 1973 and Sections 11 and 16 of the Local Governance (Scotland) Act 2004. The instrument is subject to negative resolution procedure.

Policy Objectives

The Local Government (Scotland) Act 1973 and the Local Governance (Scotland) Act 2004 enable regulations to make provision for payment by Local Authorities of allowances and reimbursement of receipted expense to their members. These regulations amend the provisions in the Local Government (Allowances and Expenses) (Scotland) Regulations 2007 (SSI 2007/108).

The purpose of this instrument is to restrict the entitlement of local authority members to claim reimbursement of receipted expense for travel by chartered boat between islands not directly served by a public ferry service, to ensure that it is only payable to members of Orkney Islands Council, Shetland Islands Council and Comhairle nan Eilean Siar. It follows comments from the Subordinate Legislation Committee that the Local Government (Allowances and Expenses) (Scotland) Amendment Regulations 2010 (SSI 2010/45) do not fully implement the recommendations from the Scottish Local Authorities Remuneration Committee (SLARC), following on from their 2009 Annual Review of Remuneration for Local Authority Councillors, November 2009 (ISBN: 978-0-7559-8192-2).

At the same time the opportunity has been taken to clarify that the ability of members of the same councils to claim mileage allowances for boat travel is limited to situations where a boat is used to travel between islands in the same council area which are not directly served by a public ferry service.

Consultation

As these regulations are to fully implement recommendations that were previously consulted upon, there has been no separate consultation on these regulations.

Financial Effects

There are no financial effects.

Scottish Government Public Service Reform Directorate
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