



Scottish Development Agency Act 1975

1975 CHAPTER 69

Miscellaneous

[^{F1}15] Transfer of property, rights and liabilities of certain bodies to Agency.

- (1) The Scottish Industrial Estates Corporation shall be dissolved on the date of the commencement of this section; and all interests in property, heritable or moveable, held by the Corporation immediately before that date, shall on that date be transferred to and vest in the Agency, and all rights, liabilities and obligations of the Corporation, to which the Corporation were entitled or subject immediately before that date, shall on that date be transferred to the Agency.
- (2) For the avoidance of doubt, it is hereby declared that planning permission shall be deemed to have been granted under section 26 of the ^{M1}Town and Country Planning (Scotland) Act 1972 in respect of any development initiated by the Scottish Industrial Estates Corporation before the date of the commencement of this section.
- (3) All land in Scotland held by or on behalf of the Secretary of State under any of the enactments mentioned in subsection (4) below at the date of the commencement of this section other than land held in security of a loan shall, on that date, be transferred to and vest in the Agency, and all rights, liabilities and obligations of the Secretary of State relating to the property so transferred immediately before that date shall, on that date, be transferred to the Agency.
- (4) The enactments referred to in subsection (3) above are the Distribution of Industry Acts 1945 to 1958, the Local Employment Acts 1960 to 1971 and the ^{M2}Local Employment Act 1972.
- (5) The Small Industries Council for Rural Areas of Scotland shall be dissolved on a date specified by order by the Secretary of State, and all interests in property, heritable or moveable, held by that Council immediately before that date shall, on that date, be transferred to and vest in the Agency; and all rights, liabilities and obligations to which the Council were entitled or subject immediately before that date shall, on that date, be transferred to the Agency.

Changes to legislation: There are currently no known outstanding effects for the Scottish Development Agency Act 1975, Cross Heading: Miscellaneous. (See end of Document for details)

- (6) Schedule 3 to this Act shall have effect in relation to the members and staff of the Scottish Industrial Estates Corporation and of the Small Industries Council for Rural Areas of Scotland (in that Schedule respectively referred to as “the Corporation” and “the Council”).]

Textual Amendments

- F1** Act except ss. 1, 20, 28, and paras. 1 to 6, 11 to 14, 16 and 17 of Sch. 1 repealed (E.W.S.) (1.4.1991) by 1990 c. 35, ss. 22(1), 23(4), 38(2), Sch. 3, **Sch. 5 Pt. II** (with Sch. 3 para. 3); Enterprise and New Towns (Scotland) Act 1990 Transfer Dates Order dated 1.3.1991.

Marginal Citations

- M1** 1972 c. 52.
M2 1972 c. 5.

[^{F2}16 Transfer of publicly owned property to Agency.

- (1) Nothing in this Act or in any other enactment (including, subject to any express provision to the contrary, an enactment contained in an Act passed after this Act) shall prevent the transfer to the Agency or the Agency’s nominees of any publicly owned securities or other publicly owned property.
- (2) Publicly owned securities and other publicly owned property may only be transferred to the Agency or the Agency’s nominees with the consent of the Secretary of State or in accordance with any general authority given by the Secretary of State.
- (3) The Secretary of State shall as soon as practicable lay before each House of Parliament a copy of any general authority given by him under subsection (2) above.
- (4) Subject to subsections (5) and (6) below, if—
 - (a) the Secretary of State has given a consent under subsection (2) above; and
 - (b) the consideration for the transfer has been determined; and
 - (c) its amount exceeds £1 million,
 the Secretary of State shall as soon as practicable lay before each House of Parliament a statement specifying—
 - (i) the securities or other property to be transferred;
 - (ii) the transferor;
 - (iii) the consideration; and
 - (iv) the date of his consent.
- (5) When the Secretary of State has given a consent under subsection (2) above before the amount of the consideration for the transfer has been determined, he shall as soon as practicable lay before each House of Parliament, unless it appears to him to be unlikely that the amount of the consideration will exceed £1 million, a statement specifying the matters, other than the consideration, that are required to be specified in a statement under subsection (4) above.
- (6) When a statement has been laid under subsection (5) above, the Secretary of State shall lay before each House of Parliament a statement specifying the consideration for the transfer as soon as practicable after its amount has been determined.]

Changes to legislation: There are currently no known outstanding effects for the Scottish Development Agency Act 1975. Cross Heading: Miscellaneous. (See end of Document for details)

Textual Amendments

- F2** Act except ss. 1, 20, 28, and paras. 1 to 6, 11 to 14, 16 and 17 of Sch. 1 repealed (E.W.S.) (1.4.1991) by 1990 c. 35, ss. 22(1), 23(4), 38(2), Sch. 3, **Sch. 5 Pt. II**; Enterprise and New Towns (Scotland) Act 1990 Transfer Dates Order dated 1.3.1991.

[F3]17 The Agency and the media.

Section 9 of the ^{M3}Industry Act 1975 [^{F4}as amended by the Cable and Broadcasting Act 1984] (the Board and the media) shall apply to the Agency as it applies to the National Enterprise Board . . . ^{F5}]

Textual Amendments

- F3** Act except ss. 1, 20, 28, and paras. 1 to 6, 11 to 14, 16 and 17 of Sch. 1 repealed (E.W.S.) (1.4.1991) by 1990 c. 35, ss. 22(1), 23(4), 38(2), Sch. 3, **Sch. 5 Pt. II**; Enterprise and New Towns (Scotland) Act 1990 Transfer Dates Order dated 1.3.1991.
- F4** Words inserted by **Cable and Broadcasting Act 1984** (c. 46, SIF 96), **Sch. 5 para. 32**
- F5** Words repealed by **Industry Act 1980** (c. 33, SIF 64), s. 22, **Sch. 2**

Marginal Citations

- M3** 1975 c. 68.

18 F6

Textual Amendments

- F6** S. 18 repealed by [Industry Act 1980 \(c. 33, SIF 64\)](#), s. 22, [Sch. 2](#)

[F7]19 F8 Assistance from local authorities and development corporations in carrying out certain functions.

- (1) Any local authority may, within their area, act as agent for the Agency, and any development corporation of a new town may so act whether within or, with the consent of the Secretary of State, outwith the designated area of the new town, to carry out any of the functions of the Agency mentioned in section 2(2)(c) to (i) of this Act.
- (2) For the purpose of assisting the Agency to carry out any of the functions referred to in subsection (1) above, a local authority or development corporation, on being so requested by the Agency, may place at their disposal the services of officers or servants of the authority or corporation, on such terms as may be agreed with the Agency.]

Textual Amendments

- F7** Act except ss. 1, 20, 28, and paras. 1 to 6, 11 to 14, 16 and 17 of Sch. 1 repealed (E.W.S.) (1.4.1991) by 1990 c. 35, ss. 22(1), 23(4), 38(2), Sch. 3, **Sch. 5 Pt. II**; Enterprise and New Towns (Scotland) Act 1990 Transfer Dates Order dated 1.3.1991.

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F8 [S. 19](#) ceased to have effect (E.W.S.) (26.7.1990 with effect as mentioned in Sch. 3 para. 5 of amending Act) by virtue of [1990 c. 35, ss. 23\(4\), 39\(3\)\(a\)](#), [Sch. 3 para. 5](#).

Changes to legislation:

There are currently no known outstanding effects for the Scottish Development Agency Act 1975, Cross Heading: Miscellaneous.