



Civil Defence (Grant) Act 2002

2002 CHAPTER 5

1 Civil defence: grants

- (1) The following shall be substituted for section 3 of the Civil Defence Act 1948 (c. 5) (grants) in so far as it applies in relation to authorities in England or Wales—

“3 Fixed grant

- (1) For each financial year the designated Minister shall make grants to authorities on whom functions are conferred under section 2.
- (2) For each financial year the designated Minister shall—
- (a) determine the aggregate amount of grants to be made under subsection (1),
 - (b) determine for each authority the amount of grant (if any) to be made under subsection (1),
 - (c) publish each amount determined under paragraph (a) or (b),
 - (d) publish any formula or other criteria used to determine whether to make a grant to an authority, and
 - (e) publish any formula or other criteria used to determine the amount of a grant.
- (3) The designated Minister—
- (a) may use different formulae or other criteria in making determinations for different authorities, and
 - (b) may vary a determination by a further determination.

3A Discretionary grant

The designated Minister may make a grant to an authority on whom a function is conferred under section 2 (whether or not in addition to any grant under section 3).

3B Payment

- (1) Grant under section 3 or 3A shall be paid in such manner and at such time as the designated Minister determines.
 - (2) In particular—
 - (a) a grant for a financial year need not be paid in that year, and
 - (b) a grant may be paid in instalments.
 - (3) A grant under section 3 or 3A may be conditional.
 - (4) An authority shall repay to the designated Minister any sum which—
 - (a) the authority receives by way of grant under section 3 for a financial year, and
 - (b) exceeds the amount to which the authority is entitled under that section for that year (whether or not by virtue of a varying determination under section 3(3)(b)).”
- (2) In section 2(3) of the Civil Protection in Peacetime Act 1986 (c. 22) (emergency) for the words “regulations made under section 3 of that Act” there shall be substituted the words “under section 3 or 3A of that Act”.

2 General

- (1) This Act may be cited as the Civil Defence (Grant) Act 2002.
- (2) This Act shall have effect in relation to—
 - (a) the financial year ending with 31st March 2003, and
 - (b) later financial years.
- (3) This Act does not extend to Northern Ireland.