
 STATUTORY INSTRUMENTS

1972 No. 1090 (S.76)

LOCAL GOVERNMENT, SCOTLAND

**The Rate Support Grant (Scotland) (Amendment)
Regulations 1972**

<i>Made</i>	- - - -	17th July 1972
<i>Laid before Parliament</i>		28th July 1972
<i>Coming into Operation</i>		16th August 1972

In exercise of the powers conferred on me by section 6(1) of and paragraph 5 of Part I of Schedule 1 to the Local Government (Scotland) Act 1966(a), and of all other powers enabling me in that behalf, and after consultation with such associations of local authorities as appear to me to be concerned, I hereby make the following regulations:—

1. These regulations may be cited as the Rate Support Grant (Scotland) (Amendment) Regulations 1972 and shall come into operation on 16th August 1972.

2.—(1) In these regulations any reference to “the principal regulations” is a reference to the Rate Support Grant (Scotland) Regulations 1967(b) as amended (c).

(2) The Interpretation Act 1889(d) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

3. In regulation 2(2) of the principal regulations, for the definition of “expenditure” there shall be substituted the following definition:—

“expenditure” means net expenditure after deducting from gross expenditure all receipts, other than charges for further education vocational courses and for courses sponsored by Industrial Training Boards, specifically applicable towards meeting such expenditure.

4. In regulation 4 of the principal regulations:—

(a) after paragraph (5) there shall be inserted the following paragraph:—

(5A) the provision of education for children within the meaning of the Education (Scotland) Act 1962(e) who—

- (i) suffer from emotional instability or psychological disturbance;
- (ii) an education authority have decided require special education; and
- (iii) are in attendance at a residential school at which special education is provided;

(a) 1966 c. 51.

(b) S.I. 1967/715 (1967 II, p. 2162).

(c) The amending regulations are not relevant to the subject matter of these regulations.

(d) 1889 c. 63.

(e) 1962 c. 47.

(b) after paragraph (9) there shall be inserted the following paragraphs:—

(10) the provision for the purposes of the Social Work (Scotland) Act 1968(a) of residential establishments for children, established on or after 16th August 1972, providing education or long-term care in conditions of security;

(11) the provision for the purposes of the Social Work (Scotland) Act 1968 of residential establishments for persons specified in section 27(1)(b)(i) and (ii) of the said Act of 1968 (being persons subject to probation or subject to supervision following on release from detention) or for persons who are former offenders; and

(12) the training of persons undertaking approved courses of youth and community service training.

Gordon Campbell,
One of Her Majesty's Principal
Secretaries of State.

St. Andrew's House,
Edinburgh.
17th July 1972.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend existing Regulations dealing with the pooling of expenditure incurred by certain local authorities, among all authorities by means of adjustments to rate support grants. For pooling purposes expenditure on further education will not be subject to deduction of receipts from charges for further education vocational courses and for courses sponsored by Industrial Training Boards. Pooling arrangements will extend to expenditure relating to the provision of residential education for maladjusted children and of certain residential establishments for the purposes of the Social Work (Scotland) Act 1968 and to the training of youth and community workers.

(a) 1968 c. 49.

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