
 STATUTORY INSTRUMENTS

1974 No. 1504 (S.134)

HOUSING, SCOTLAND

**The Rent Allowance Schemes (Students) (Scotland)
Regulations 1974**

<i>Made - - - -</i>	<i>4th September 1974</i>
<i>Laid before Parliament</i>	<i>12th September 1974</i>
<i>Coming into Operation</i>	<i>28th September 1974</i>

In exercise of the powers conferred on me by paragraph 17(3) (added by section 12(5)(b) of the Rent Act 1974(a)) of Schedule 2 to the Housing (Financial Provisions) (Scotland) Act 1972(b) and of all other powers enabling me in that behalf, I hereby make the following regulations:—

Citation and Commencement

1. These regulations, which may be cited as the Rent Allowance Schemes (Students) (Scotland) Regulations 1974 shall come into operation on 28th September 1974.

Interpretation

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

(2) References in these regulations to a numbered regulation, or to a numbered class of awards or grants, shall be respectively construed unless the context otherwise requires as references to the regulation bearing that number in these regulations or to the class assigned that number in regulation 3(2).

(3) In these regulations, unless the context otherwise requires, references to any enactment shall be construed as references to that enactment as varied by regulations made under that enactment itself and as amended, varied, extended or applied by or under any other enactment.

(4) In these regulations—

“the Act” means the Housing (Financial Provisions) (Scotland) Act 1972;

“qualifying student” has the meaning assigned to it by regulation 3(2);

“sandwich course” means a course consisting of alternate periods of full-time study in an establishment and associated industrial, professional or commercial experience at a place outside the establishment so organised that, taking the course as a whole, the student attends the periods of full-time study for an average of not less than 19 weeks in each year.

(a) 1974. c. 51.
(c) 1889 c. 63

(b) 1972. c. 46.

Prescribed deduction

3.—(1) The amount of £4 is hereby specified for the purposes of paragraph 17(3) of Schedule 2 to the Act as a deduction from the rent of a tenant who is a qualifying student, for the periods hereinafter provided.

(2) "Qualifying student" means a person for the time being in receipt of, in respect of attending courses at universities, colleges of education or other establishments of further education in Scotland, an award or grant of any of the following classes—

- Class 1: awards or grants, being bursaries, scholarships or allowances granted under section 49(1) or 75(f) of the Education (Scotland) Act 1962(a) other than those in respect of attendance at sandwich courses.
- Class 2: awards or grants, being bursaries, scholarships or allowances granted under section 49(1) or 75(f) of the Education (Scotland) Act 1962 in respect of attendance at sandwich courses.
- Class 3: awards or grants determined by the Secretary of State to be analogous to either of the preceding classes of awards or grants.

Period of Deduction

4. The deduction prescribed by regulation 3 shall be made from the rent of a tenant who is a qualifying student for each week in an allowance period, being a week commencing after 27th September 1974 and being a week in any of the periods specified in the Table contained in this regulation in relation to the class of award or grant of which he is for the time being in receipt.

TABLE

Class of Award or Grant	Period of Deduction
Class 1	Each term, and any period of the vacation in respect of which payments are made at the rate applicable to additional attendance at the course.
Class 2	Each period of full-time study in an establishment, and any period of the vacation in respect of which payments are made at the rate applicable to additional periods of such study.
Class 3	The period equivalent to each period specified in relation to the class to which the award or grant has been determined to be analogous.

William Ross,
One of Her Majesty's Principal
Secretaries of State.

St Andrew's House,
Edinburgh.
4th September 1974.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations prescribe a deduction of £4 to be made in calculating the rent on the basis of which any rent allowance under Part II (rent rebates and rent allowances) of the Housing (Financial Provisions) (Scotland) Act 1972, as amended by the Furnished Lettings (Rent Allowances) Act 1973 (1973 c6) and the Rent Act 1974 may be payable in the case of tenants who are students in receipt of awards or grants in respect of their attendance at full-time courses at universities, colleges of education or other establishments of further education in Scotland. They also provide for the periods during which the deduction is to be made.

Provision for a corresponding adjustment to the income of tenants who are students in receipt of such awards or grants is made by the Rent Allowance Schemes (Scotland) Regulations 1974 (S.I. 1974/1505) made under section 17(2) of the said Act of 1972.

The Regulations come into operation on 28th September 1974.

SI 1974/1504
ISBN 0-11-041504-3

