
DRAFT STATUTORY INSTRUMENTS

1984 No. 514 (S.58)

HOUSING, SCOTLAND

**The Housing (Percentage of Approved Expense for Repairs Grants)
(Lead Plumbing Works) (Scotland) Order 1984**

Laid before the House of Commons in draft

Made - - - 30th March 1984

Coming into Operation 1st April 1984

In exercise of the powers conferred on me by section 10A(4), by section 5(1A) as applied by section 10A(5), and by section 49(3) of the Housing (Scotland) Act 1974(a) and of all other powers enabling me in that behalf, I hereby with the consent of the Treasury make the following order, a draft of which has been laid before and approved by resolution of the Commons House of Parliament:—

Citation and commencement

1. This order may be cited as the Housing (Percentage of Approved Expense for Repairs Grants) (Lead Plumbing Works) (Scotland) Order 1984 and shall come into operation on 1st April 1984.

Percentage of approved expense

2. Subject to article 3 of this order, where an application for a repairs grant relates to works exclusively to replace in a different material such pipes, tanks, cisterns, taps or other equipment used for the supply of water to a house as are wholly or partly made of lead, the percentage prescribed under section 10A(4) of the Housing (Scotland) Act 1974 shall be 75 per cent. instead of 50 per cent..

(a) 1974 c.45; sections 10A(4) and 10A(5) were inserted by the Housing (Financial Provisions) (Scotland) Act 1978 (c.14) section 8 and section 5(1A) by paragraph 18 of Schedule 2 to that Act; section 10A(5) was amended by the Tenants' Rights, Etc. (Scotland) Act 1980 (c.52) Schedule 5 and by the Local Government and Planning (Scotland) Act 1982 (c.43) Schedule 3 paragraph 31(b); the definition of "prescribed" in section 49(3) was amended by the said Act of 1978, Schedule 2 paragraph 28(b), by the said Act of 1980 section 73 and by the said Act of 1982 Schedule 3 paragraph 33.

3. The provisions of article 2 of this order shall apply to an application for a repairs grant under section 10A(4) of the Housing (Scotland) Act 1974, made to the local authority on or after 1st April 1984.

New St Andrew's House,
Edinburgh.
29th March 1984.

George Younger,
One of Her Majesty's Principal
Secretaries of State.

Alastair Goodlad,
D. J. F. Hunt,
Two of the Lords Commissioners
for Her Majesty's Treasury.

We consent,
30th March 1984.

EXPLANATORY NOTE

(This Note is not part of the Order.)

The amount of grant for the repair of a house is determined among other things by the provisions of section 10A(4) of the Housing (Scotland) Act 1974 which provides for a maximum grant of 50 per cent. of the approved expense of the works to be carried out. The Act also enables other percentages to be prescribed by order made by the Secretary of State either generally or for a particular case or class of case.

This order prescribes a new maximum percentage of 75 per cent. of the approved expense in respect of an application where the works relate exclusively to the replacement of lead plumbing as identified in article 2. The new maximum percentage comes into effect on 1st April 1984 when the 90 per cent. maximum for repairs grants generally prescribed under the Grants by Local Authorities (Percentage and Exchequer Contributions) (Scotland) (No. 2) Order (S.I. 1982/1810) has ceased to have effect as regards applications made on or after that date.

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