

1990 No. 1717

LOCAL GOVERNMENT, ENGLAND AND WALES

**The Local Government (Allowances) (Amendment)
Regulations 1990**

<i>Made - - - -</i>	<i>21st August 1990</i>
<i>Laid before Parliament</i>	<i>22nd August 1990</i>
<i>Coming into force</i>	<i>1st September 1990</i>

The Secretary of State for the Environment as respects England, and the Secretary of State for Wales as respects Wales, in exercise of the powers conferred upon them by sections 173, 177A and 270(1) of the Local Government Act 1972(a), and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Local Government (Allowances) (Amendment) Regulations 1990 and shall come into force on 1st September 1990.

Interpretation

2. In these Regulations "the principal Regulations" means the Local Government (Allowances) Regulations 1986(b).

Amendment of the principal Regulations

3.—(1) For regulations 3 and 4 of the principal Regulations there shall be substituted the following regulations —

"3.—(1) The prescribed amount of attendance allowance shall be £21.00 for any period of 24 hours beginning at 3 am.

(2) The prescribed amount of financial loss allowance shall be:

- (a) £17.65 for any period not exceeding 4 hours;
- (b) £35.30 for any period exceeding 4 hours but not exceeding 24 hours;
- (c) for a period exceeding 24 hours, £35.30 for each period of 24 hours plus the amount specified above which is appropriate to the remainder of the period.

4.—(1) The rate which a special responsibility allowance shall not exceed in any financial year beginning with the financial year ending on 31st March 1991 is:—

- (a) in the case of a principal council within the description of councils in paragraph 7(e) of Schedule 1 hereto, £605; and
- (b) in any other case, one third of the total amount which the council concerned may pay in that year by way of such allowances or £6,010, whichever is the less.

(a) 1972 c.70. See the definition of "prescribed" in section 270(1). Section 173 was amended by section 24 of the Local Government, Planning and Land Act 1980 (c.65). Section 177A, which was inserted by section 26 of that Act, was amended by paragraph 20 of Schedule 14 to the Local Government Act 1985 (c.51).

(b) S.I. 1986/724, amended by S.I. 1987/1483, 1988/358 and 1989/683.

(2) The total amount payable by a principal council by way of special responsibility allowances in any financial year beginning with the financial year ending on 31st March 1991 shall not exceed the figure specified in Schedule 1 hereto in respect of that council or the description of councils to which it belongs.”.

(2) For Schedule 1 to the principal Regulations there shall be substituted the Schedule set out in the Schedule to these Regulations.

Signed by authority of the
Secretary of State for the Environment
21st August 1990

Michael Portillo
Minister for Local
Government and Inner Cities,
Department of the Environment

21st August 1990

David Hunt
Secretary of State for Wales

SCHEDULE

Regulation 3(2)

SCHEDULE SUBSTITUTED IN THE PRINCIPAL REGULATIONS

“SCHEDULE 1

(TOTAL AMOUNT AVAILABLE FOR PAYMENT UNDER SECTION 177A OF THE ACT)

Name or Class of Authority	Amount £
1. The London Fire and Civil Defence Authority	11,990
2. An outer London borough	13,520
3. An inner London borough	7,500
4. A joint authority (other than the London Fire and Civil Defence Authority), the population of whose area is estimated on 1st April in the relevant financial year to exceed 2 million	5,995
5. A joint authority (other than the London Fire and Civil Defence Authority), the population of whose area is estimated on 1st April in the relevant financial year not to exceed 2 million	5,255
6. A county council or a metropolitan district council, the population of whose area is estimated on 1st April in the relevant financial year –	
(a) to exceed 1 million	22,525
(b) to exceed 500,000 but not to exceed 1 million	21,025
(c) to exceed 250,000 but not to exceed 500,000	15,015
(d) not to exceed 250,000	13,520
7. A non-metropolitan district council, the population of whose area is estimated on 1st April in the relevant financial year –	
(a) to exceed 400,000	7,500
(b) to exceed 200,000 but not to exceed 400,000	6,010
(c) to exceed 150,000 but not to exceed 200,000	4,505
(d) to exceed 100,000 but not to exceed 150,000	3,005
(e) not to exceed 100,000	1,495”.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make further amendments to the Local Government (Allowances) Regulations 1986. They increase the amounts of attendance allowance, financial loss allowance, and special responsibility allowance payable under the Local Government Act 1972 to members of local authorities.

The maximum amount of attendance allowance payable to members of local authorities who are councillors is increased from £19.50 to £21.00. The maximum amount of financial loss allowance payable to members of local authorities and other bodies who are not entitled to attendance allowance, and to councillors who opt to receive it instead of attendance allowance, is increased from £32.35 to £35.30 for each 24 hour period and from £16.15 to £17.65 for a period of less than 4 hours.

The total amounts which a principal council may pay in any financial year by way of special responsibility allowances under the Act, and the maximum rate, are increased by 7.7% over those specified for the financial year ended 31st March 1990.