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STATUTORY INSTRUMENTS

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**1993 No.864**

**POLICE**

**The Devon and Cornwall Police  
(Amalgamation) (Amendment) Order 1993**

*Made - - - - 24th March 1993*

Whereas the combined police authority constituted by the Devon and Cornwall Police Amalgamation Scheme 1974 (set out in the Appendix to the Devon and Cornwall Police (Amalgamation) Order 1974<sup>(1)</sup>) has, under sections 21 and 22 of the Police Act 1964<sup>(2)</sup>, submitted to me the Scheme set out in the Appendix to this Order for the amendment of the said Scheme of 1974:

Now, therefore, in exercise of the power conferred on me by the said sections, I, by this Order, approve the Scheme set out in the Appendix to this Order.

This Order may be cited as the Devon and Cornwall Police (Amalgamation) (Amendment) Order 1993.

Home Office  
24th March 1993

*Kenneth Clarke*  
One of Her Majesty's Principal Secretaries of  
State

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(1) S.I.1974/165, amended by S.I. 1990/736.

(2) 1964 c. 48; sections 21 and 22 were amended by the Local Government Act 1972 (c. 70), Schedule 30.

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

## APPENDIX

### THE DEVON AND CORNWALL POLICE AMALGAMATION(AMENDMENT) SCHEME 1993

1. This scheme may be cited as the Devon and Cornwall Police Amalgamation (Amendment) Scheme 1993 and shall come into force on 1st April 1993.

2. For paragraph 3(2) and (3) of Schedule 2 to the Devon and Cornwall Police Amalgamation Scheme 1974 there shall be substituted the following sub-paragraphs—

“(2) In this Schedule the expression “the appropriate proportion” means, in respect of each financial year and in the case of each constituent council, the proportion which the relevant amount for that council bears to the total of the relevant amounts for all the constituent councils.

(3) For the purposes of sub-paragraph (2) above the relevant amount for a constituent council is—

- (a) if the local government finance report under section 78A of the Local Government Finance Act 1988(3) relating to the financial year requires the Secretary of State to calculate for that council a council tax base for revenue support grant purposes, the amount so calculated, or
- (b) in any other case, the amount for that council for the year of item T in subsection (1), or as the case may be the amount determined as item T under subsection (6), of section 44 of the Local Government Finance Act 1992 (major precepting authorities' council tax bases).”.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order contains the Secretary of State’s approval to a Scheme, submitted to him under the Police Act 1964, further amending the Devon and Cornwall Police Amalgamation Scheme 1974 with effect from 1st April 1993.

It provides that the respective proportions of the expenses of the combined police authority which the constituent councils are to contribute are to be assessed by reference to council tax bases rather than populations.

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(3) 1988 c. 41; section 78A was inserted by the Local Government Finance Act 1992 (c. 14), section 104 and Schedule 10 Part II paragraph 10.