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STATUTORY INSTRUMENTS

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**1997 No. 1003 (S.89)**

**HOUSING, SCOTLAND**

**The Rent Officers (Additional Functions)  
(Scotland) Amendment Order 1997**

<i>Made</i>	- - - -	<i>20th March 1997</i>
<i>Laid before Parliament</i>		<i>20th March 1997</i>
<i>Coming into force</i>		
<i>For the purposes of articles     3 and 4(2)</i>		<i>14th April 1997</i>
<i>For all other purposes</i>		<i>6th October 1997</i>

The Secretary of State, in exercise of the powers conferred upon him by section 70(1) and (2) of the Housing (Scotland) Act 1988(1) and of all other powers enabling him in that behalf, hereby makes the following Order:

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the Rent Officers (Additional Functions) (Scotland) Amendment Order 1997.

(2) This Order shall come into force for the purposes of articles 3 and 4(2) on 14th April 1997 and for all other purposes on 6th October 1997.

(3) In this Order, “the principal Order” means the Rent Officers (Additional Functions) (Scotland) Order 1995(2).

**Amendment of principal Order**

2. In article 5(4) of the principal Order—

(a) before the words “a young”, there shall be inserted “(a)”; and

(b) at the end, there shall be inserted the following:—

“; or

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(1) 1988 c. 43.

(2) S.I.1995/1643, as relevantly amended by S.I. 1996/975.

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*Status: This is the original version (as it was originally made).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

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(b) a single claimant (which has the same meaning as in the 1987 Regulations) to whom paragraph (3C) of regulation 11 of those Regulations<sup>(3)</sup> applies”.

3. In paragraph 1 of Schedule 3 to the principal Order, at the beginning there shall be inserted the words “Article 3(2) and”.

### **Application**

4.—(1) The amendments made by article 2 above do not have effect in a case where an application for a determination is made before 6th October 1997.

(2) The amendment made by article 3 above does not have effect in a case where an application for a determination is made before 14th April 1997.

St Andrew’s House,  
Edinburgh  
20th March 1997

*Raymond S Robertson*  
Parliamentary Under Secretary of State, Scottish  
Office

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(3) Regulation 11(3C) was inserted by S.I. [1997/852](#).

## EXPLANATORY NOTE

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

This Order amends the Rent Officers (Additional Functions) (Scotland) Order 1995 (“the principal Order”), which conferred functions on rent officers in connection with housing benefit and rent allowance subsidy and required them to make determinations and redeterminations in respect of tenancies of dwellings.

Article 2 amends article 5 of the principal Order so that a single room determination may be made under paragraph 4A of Schedule 1 to the principal Order in cases where the housing benefit claimant is, or may be, a single claimant. Before this amendment, such determinations could only be made in relation to claimants who were young individuals. This amendment comes into force on 6th October 1997 (article 1).

The amendment made by article 3 comes into force on 14th April 1997 (article 1). Article 3 applies article 3(2) of the principal Order (no determination before additional information received) to redeterminations.

Article 4 provides that the amendments made by this Order do not apply to applications for determinations made before the date of the amendment coming into force.