Budget (Scotland) Act 2001

2001 asp 4

PART 1

FINANCIAL YEAR 2001/02

Use of resources

1 The Scottish Administration

(1) Resources other than accruing resources may, in financial year 2001/02, be used by the Scottish Administration for the purposes specified in column 1 of schedule 1 up to the amounts specified in the corresponding entries in column 2.

(2) Accruing resources of the types specified in column 3 of schedule 1 may, in financial year 2001/02, be used by the Scottish Administration for the purposes specified in the corresponding entries in column 1 up to the amounts specified in column 4.

(3) Accruing resources of the types specified in column 1 of each Part of schedule 2 may, in financial year 2001/02, be used by the Scottish Administration for the purposes specified in the corresponding entries in column 2 up to the overall amount specified at the end of that Part.

(4) Such resources may be so used only through the part of the Scottish Administration through which they accrue.

(5) The Parts of that schedule set out the types of accruing resources, purposes and overall amounts by reference to the parts of the Scottish Administration through which the resources accrue and may be used.

2 Direct-funded bodies

(1) Resources other than accruing resources may, in financial year 2001/02, be used by the bodies mentioned in column 1 of schedule 3 for the purposes specified in that column up to the amounts specified in the corresponding entries in column 2.

(2) Accruing resources of the types specified in column 3 of schedule 3 may, in financial year 2001/02, be used by those bodies for the purposes specified in the corresponding entries in column 1 up to the amounts specified in column 4.

(3) Accruing resources of the types specified in column 1 of each Part of schedule 4 may, in financial year 2001/02, be used by the body to which that Part relates for the purposes specified in the corresponding entries in column 2 up to the overall amount specified at the end of that Part.

(4) The Parts of that schedule set out the types of accruing resources, purposes and overall amounts by reference to the bodies by which resources may be used in pursuance of subsection (1).

The Scottish Consolidated Fund

3 Overall cash authorisations

For the purposes of section 4(2) of the Public Finance and Accountability (Scotland) Act 2000 (asp 1) ("the 2000 Act"), the overall cash authorisations for financial year 2001/02 are—

(a) in relation to the Scottish Administration, **[**[F1]£17,705,112,000**]**,
(b) in relation to the Forestry Commissioners, **[**[F2]£45,820,000**]**,
(c) in relation to the Food Standards Agency, **[**[F3]£5,755,000**]**,
(d) in relation to the Scottish Parliamentary Corporate Body, **[**[F3]£146,382,000**]**,
(e) in relation to Audit Scotland, **[**[F3]£4,551,000**]**.

Textual Amendments

F1 Word in s. 3(a) substituted (19.3.2003) by Budget (Scotland) Act 2003 (asp 6), **s. 8(a)**

F2 Amount specified in s. 3(b) substituted (13.3.2002) by The Budget (Scotland) Act 2001 (Amendment) Order 2002 (S.S.I. 2002/134), art. 2(2), **Sch. 1**

F3 Amounts specified in s. 3 substituted (20.12.2001) by S.S.I. 2001/480, art. 2(2), **Sch. 1**

4 Contingencies: payments out of the Fund

(1) This section applies where, in financial year 2001/02, it is proposed to pay out of the Scottish Consolidated Fund under section 65(1)(c) of the Scotland Act 1998 (c.46) ("the 1998 Act"), for or in connection with expenditure of the Scottish Administration or a body mentioned in section 3(b) to (e) of this Act, a sum which does not fall within the overall cash authorisation specified in that section in relation to the Scottish Administration or, as the case may be, that body.

(2) The sum may be paid out of the Fund only if its payment is authorised by the Scottish Ministers.

(3) The Scottish Ministers may authorise payment only if they consider that—

(a) the payment is necessarily required in the public interest to meet urgent expenditure for a purpose falling within section 65(2) of the 1998 Act, and
(b) it is not reasonably practicable, for reasons of urgency, to amend the overall cash authorisation by an order under section 7 of this Act.

(4) But the Scottish Ministers must not authorise payment of the sum if it would result in an excess of sums paid out of the Fund over sums paid into the Fund.

(5) The aggregate amount of the sums which the Scottish Ministers may authorise to be paid out of the Fund under this section must not exceed £50 million.

(6) Where the Scottish Ministers authorise a payment under this section they must, as soon as possible, lay before the Scottish Parliament a report setting out the circumstances of the authorisation and why they considered it to be necessary.

Capital expenditure of, and borrowing by, certain statutory bodies

5 Capital expenditure of, and borrowing by, certain statutory bodies

(1) The amount specified for financial year 2001/02 for the purposes of section 94(5) of the Local Government (Scotland) Act 1973 (c.65) (relevant expenditure arising from capital expenses of local authorities etc.) is **[**[F4]£634,965,000**]**[F4].

(2) In schedule 5, the amounts set out in column 2 are the amounts specified for financial year 2001/02 for the purposes of the enactments listed in the corresponding entries in column 1 (which make provision as to the net borrowing of the bodies mentioned in that column).

Textual Amendments

F4 Amount in s. 5(1) substituted (13.3.2002) by The Budget (Scotland) Act 2001 (Amendment) Order 2002 (S.S.I. 2002/134), **art 2(3)**

Changes to legislation:
There are currently no known outstanding effects for the Budget (Scotland) Act 2001, PART 1.