

SCHEDULE 1

Regulation 3(2)

ADMINISTERING AGENCIES

Duties, powers and funding

1. The appointment of, or the conferring of functions upon, an administering agency may be effected in whole or in part by or under a written contract entered into between the Scottish Ministers and the administering agency.

2. The Scottish Ministers may include such terms and conditions in any contract pursuant to paragraph 1 as they see fit.

3. The following provisions of this Schedule are without prejudice to such duties and powers as the Scottish Ministers may confer by contract pursuant to paragraphs 1 and 2.

4. The Scottish Ministers may allocate to an agency sums which are to be available to the agency in any period for the purpose of making grants in that period, and may withdraw any sums so allocated.

5. Nothing in these Regulations shall require the Scottish Ministers to allocate any sums to an agency.

6. The Scottish Ministers may make arrangements, or authorise an agency to make arrangements, for the agency to receive in any period sums from a third party for the purpose of making grants in that period.

7. No agency shall allocate amounts or approve grants unless money for that purpose has been made available to them by the Scottish Ministers or by a third party in accordance with arrangements made or authorised under paragraph 4 or 6.

Duties and powers with reference to registered installers

8. An administering agency shall, in accordance with criteria laid down from time to time by the Scottish Ministers (whether in the written contract provided for in paragraphs 1 and 2, or otherwise)–

- (a) determine the extent of each locality within its area;
- (b) invite applications for appointment as the registered installer, or one of the registered installers, for each locality so determined;
- (c) appoint as the registered installer (or one of the registered installers) for each locality, a person or body of persons capable of carrying out (or arranging for the carrying-out of) the works specified in regulations 8 and 13; and
- (d) establish procedures for supervising the functions of, and for verifying claims made and grant monies received or paid out, and information supplied by, the registered installers in its area.

9. An agency may require a registered installer to submit a written estimate of the works which, in the installer's opinion, the installer is likely to carry out in a locality during any future period.

10. An agency may, in respect of any future period, allocate to a registered installer an amount which is to be the total sum, or that registered installer's share of the total sum, available for grants in respect of works to be carried out in the locality during that period pursuant to applications under regulations 7 and 11.

11. An agency may terminate or suspend the appointment of a registered installer for reasonable cause.