

STATUTORY INSTRUMENTS

1970 No. 848

HOUSING, ENGLAND AND WALES

The Isles of Scilly (Housing) Order 1970

Made - - -

2nd June 1970

Coming into Operation

10th June 1970

The Minister of Housing and Local Government, in exercise of his powers under section 87 of the Housing Act 1969^(a) (hereinafter called "the Act") and of all other powers enabling him in that behalf, hereby makes the following order:—

1.—(1) This order may be cited as the Isles of Scilly (Housing) Order 1970 and shall come into operation on 10th June 1970.

(2) The Interpretation Act 1889^(b) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

2. The provisions of the Act (other than Part III thereof) shall have effect, in their application to the Isles of Scilly, subject to the exceptions, adaptations and modifications hereunder—

- (i) In section 26 (local authorities for the purposes of Part I of the Act), the word "and" where second occurring shall be omitted and at the end there shall be added the words "and the Council of the Isles of Scilly.";
- (ii) In section 27 (interpretation), in the definition of "housing authority", the word "or" where second occurring shall be omitted and at the end there shall be added the words "or the Council of the Isles of Scilly.";
- (iii) In Part II (general improvement areas)—
 - (a) for any reference to a local authority there shall be substituted a reference to the Council of the Isles of Scilly;
 - (b) in section 33 (conversion of highway into footpath or bridle-way)—
 - (1) in subsection (1), the words from "whether" onwards shall be omitted;
 - (2) in subsection (2), the words "who are not the local planning authority" and, in paragraph (a), the words "instead of by the local planning authority" shall be omitted and, in paragraph (b), for the words from "by" onwards there shall be substituted the words "under section 93 of that Act by a competent authority.";
 - (c) section 39 (local authorities for the purposes of Part II of the Act) shall not apply to the Isles of Scilly;

(a) 1969 c. 33.

(b) 1889 c. 63.

- (iv) In section 70 (review of housing conditions by local authorities), for the words "every local authority (within the meaning of the enactments mentioned in this section)" there shall be substituted the words "the Council of the Isles of Scilly" and after the words "this Act" there shall be inserted the words "in so far as those enactments for the time being extend to the Isles of Scilly and apply to the Council of the Isles of Scilly";
- (v) In section 74 (power of local authorities to make advances repayable on maturity), in subsection (7), the word "and" where second occurring shall be omitted and at the end there shall be added the words "and the Council of the Isles of Scilly.";
- (vi) In section 77 (extension of powers under section 14 of the Housing Subsidies Act 1967^(a) to contributions in respect of conversion or improvement of dwellings), in subsections (2) and (3), for the words "a local authority" there shall be substituted the words "the Council of the Isles of Scilly".

Given under the official seal of the Minister of Housing and Local Government on 2nd June 1970.

(L.S.)

F. J. Ward,
Under Secretary,
Ministry of Housing and Local Government.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 87 of the Housing Act 1969 provides that the provisions of that Act (other than Part III) shall have effect, in their application to the Isles of Scilly subject to such exceptions, adaptations and modifications as the Minister of Housing and Local Government may by order direct. This order makes certain adaptations and modifications (with a consequential exception) to enable the Council of the Isles of Scilly to exercise certain powers conferred by the Act on and to receive certain contributions payable to, the local authorities therein mentioned.

(a) 1967 c. 29.

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