

1981 No. 1695

HOUSING, ENGLAND AND WALES

HOUSING, SCOTLAND

The Homes Insulation Grants (Amendment) Order 1981

Made - - - - - 26th November 1981

*Laid before the House
of Commons* 9th December 1981

Coming into Operation 31st December 1981

The Secretary of State for the Environment, as respects England, the Secretary of State for Scotland, as respects Scotland, and the Secretary of State for Wales, as respects Wales, in exercise of their powers under section 1(4), (5)(b) and (9) of the Homes Insulation Act 1978(a), and of all other powers enabling them in that behalf, and with the approval of the Treasury, hereby make the following order:—

Citation and commencement

1. This order may be cited as the Homes Insulation Grants (Amendment) Order 1981 and shall come into operation on 31st December 1981.

Amendment to the Homes Insulation Grants Order 1980

2.—(1) For article 1(2) of the Homes Insulation Grants Order 1980(b) there shall be substituted the following:—

“(2) In this order,

“application on grounds of special need” means an application for a grant made or authorised to be made:—

- (a) by an applicant who is in receipt of a supplementary pension, rent rebate, rent allowance or rate rebate who has attained the age of 65, if a man, or the age of 60, if a woman; or
- (b) by an applicant who is in receipt of a supplementary allowance, rent rebate, rent allowance or rate rebate, and who, or one of whose dependants, is in receipt of a disability allowance.

“dependant” means

- (a) the applicant’s spouse living with the applicant;
- (b) a person with whom the applicant is living as though they were husband and wife;
- (c) a person—
 - (i) whose requirements are provided for by the applicant or a person described in (a) or (b) above, and
 - (ii) who is either under the age of sixteen or of or over that age but receiving full-time instruction at any university, college or other educational establishment, and
 - (iii) who, apart from any absences during term-time, lives with the applicant;

(a) 1978 c. 48.

(b) S.I. 1980/1062.

“disability allowance” means

(a) attendance allowance under section 35 of the Social Security Act 1975(a); or

(b) mobility allowance under section 37A(b) of the Act of 1975; or

(c) constant attendance allowance under section 61 of the Act of 1975 or under Article 14 of the Naval, Military and Air Forces etc. (Disablement and Death) Service Pensions Order 1978(c);

“full-time instruction at an educational establishment” includes a reference to a person undergoing training for any trade, profession or vocation, in such circumstances that he is required to devote the whole of his time to the training for a period of not less than two years;

“rate rebate” means a rate rebate under Part II of the Local Government Act 1974(d) or Part VII of the Local Government (Scotland) Act 1973(e);

“rent rebate or rent allowance” means a rent rebate or rent allowance under Part II of the Housing Finance Act 1972(f) or Part II of the Housing (Financial Provisions) (Scotland) Act 1972(g);

“supplementary allowance” means a supplementary allowance under Part I of the Supplementary Benefits Act 1976(h);

“supplementary pension” means a supplementary pension under Part I of the Act of 1976.”.

(2) In Article 2 of the Order of 1980, for the expression “1980” there shall be substituted “1981”.

17th November 1981.

Michael R. D. Heseltine,
Secretary of State for the Environment.

19th November 1981.

George Younger,
Secretary of State for Scotland.

24th November 1981.

Nicholas Edwards,
Secretary of State for Wales.

We approve,

26th November 1981.

P. L. Brooke,
Robert Boscawen,
Two of the Lords Commissioners of
Her Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of the Order.)

The Homes Insulation Scheme 1981 (which replaces the Scheme of 1980) made under the Homes Insulation Act 1978 and laid before Parliament in accordance with that Act, requires local authorities to give grants towards the cost of the thermal insulation of the roof spaces of dwellings and of associated works to the extent that finance has been committed to them for that purpose. The 1981 Scheme differs from the 1980 Scheme in that it makes available a higher scale of grant for certain categories of disabled people on low incomes. This Order amends the Homes Insulation Grants Order 1980 by adding such people to the existing categories of people who are eligible for the higher scale prescribed.

(a) 1975 c. 14.

(c) S.I. 1978/1525.

(f) 1972 c. 46.

(b) Inserted by the Social Security Pensions Act 1975 (c. 60).

(d) 1974 c. 7.

(g) 1972 c. 46.

(e) 1973 c. 65.

(h) 1976 c. 71.

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