
STATUTORY INSTRUMENTS

1982 No. 1137 (C.36) (S.138)**RATING AND VALUATION
LOCAL GOVERNMENT, SCOTLAND
HOUSING, SCOTLAND
ELECTRICITY****The Local Government and Planning (Scotland) Act 1982
(Commencement No. 1) Order 1982**

Made - - - - *30th July 1982*

In exercise of the powers conferred on me by section 69(2) of the Local Government and Planning (Scotland) Act 1982 (a), and of all other powers enabling me in that behalf, I hereby make the following order:—

1. This order may be cited as the Local Government and Planning (Scotland) Act 1982 (Commencement No. 1) Order 1982.
2. The provisions of the Local Government and Planning (Scotland) Act 1982 (hereinafter referred to as “the Act”) which are specified in Column 1 of the Schedule to this order and which relate to the subject matter specified in Column 2 thereof shall come into operation on 1st September 1982.

George Younger,
One of Her Majesty's Principal
Secretaries of State.

New St Andrew's House,
Edinburgh.
30th July 1982.

(a) 1982 c.43.

RATING AND VALUATION
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Article 2

SCHEDULE

Column 1 Provisions of the Act	Column 2 Subject matter of provisions
In Part I—	
Section 1	Proposals for reductions in local authorities' rates.
Section 2	Prohibition of using sums from loans fund to offset effect of determination of new rate.
Section 3	Redetermination of estimated aggregate amount of rate support grants.
Section 4	Rating of plant and machinery.
Section 5	Valuation of and reduction and remission of rates payable in respect of communal accommodation for single people.
In Part II—	
Section 8	Power of local authority to enter into arrangements under Employment and Training Act 1973 (a).
Section 33	Consequential transfer of officers of local authorities.
Section 34	Consequential transfer of property of local authorities.
Section 35	Arbitration under section 33(4) or 34(5) of the Act.
In Part IV—	
Section 49	Power of local authority to make an advance for the acquisition of land or erection of buildings.
Section 50	Power of local authority to incur expenditure for certain purposes not otherwise authorised.
Section 51	Improvement grants for the disabled.
Section 53	Limitation on payment which may be required of persons exercising right to purchase under Tenants' Rights, Etc. (Scotland) Act 1980 (b).
Section 54	Ranking of standard securities to secure discount.
Section 55	Power of Lands Tribunal in relation to certain failures by public sector landlord.
Section 56	Maintenance of sewage treatment works and waterworks.
Section 61	Abolition of Amenity Committee.
Section 62	Abolition of Staff Commission for Scotland.
Section 63	Abolition of Property Commission for Scotland.
Section 64	Saving in respect of byelaws.
Section 65	Consequential, transitional and supplementary provisions.
Section 66(1) so far as it relates to the provisions of Schedule 3 to the Act which are specified below.	Minor and Consequential Amendments.
Section 66(2) so far as it relates to the provisions of Schedule 4 to the Act which are set out in the Appendix to this Schedule.	Repeals.

(a) 1973 c.50.

(b) 1980 c.52.

Column 1 Provisions of the Act	Column 2 Subject matter of provisions
Section 67 Section 68 In Schedule 3, paragraphs 3(a), 5, 6, 7, 17, 18, 19, 20, 30, 31, 33(b), 35, 36, 39, 40, 42, 43,	Interpretation. Expenses.

APPENDIX TO SCHEDULE

Repeals coming into effect on 1st September 1982

Chapter	Short Title	Extent of Repeal
1966 c.51	The Local Government (Scotland) Act 1966	In section 5(1), the words from “; and if” to the end; and in paragraph (c) the words “subject to subsection (1A) (b) below.” In Part II of Schedule 1, in paragraph 2 the words “any provision made by virtue of section 4(5) of this Act and to”; and in paragraph 3, in sub-paragraph (2)(b), the words “subject to any provision made by virtue of section 4(5) of this Act” and sub-paragraph (5).
1973 c.65	The Local Government (Scotland) Act 1973	In section 216, subsections (2), (4) and (5); and in subsection (3) the words “or (2)”. Section 218. Section 221. In section 224, subsections (1) to (4); and in subsection (6) the words “this section and in”.
1975 c. 30.	The Local Government (Scotland) Act 1975.	In Schedule 1, in paragraph 2, sub-paragraph (1)(b) and the word “, Corporation” in each of sub-paragraphs (1)(iii) and (2); and in each of paragraphs 2A(2), 3(2), 4(2) and 4A the word “, (b)”.
1979 c.11	The Electricity (Scotland) Act 1979.	In Schedule 4, in each of paragraphs 1, 3 and 6, the words “Amenity Committee and the”; and paragraph 5.
1980 c.52	The Tenants' Rights, Etc. (Scotland) Act 1980.	In section 1(1), the word “tenancy”. In section 4(3), the words “incurred in connection with the sale of the dwelling-house”.

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EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order brings into operation on 1st September 1982 the provisions of the Local Government and Planning (Scotland) Act 1982 relating to rating and valuation (Part I), the power of a local authority to enter into arrangements with the Manpower Services Commission (section 8), the transfer of officers and property of local authorities consequential on the provisions of Part II of the Act (sections 33, 34, 35), the power of a local authority to make an advance for the acquisition of land or the erection of buildings (section 49), the power of a local authority to incur expenditure under section 83 of the Local Government (Scotland) Act 1973 for certain purposes not otherwise authorised (section 50), improvement grants for the disabled (section 51), amendments to the Tenants' Rights, Etc. (Scotland) Act 1980 (sections 53, 54, 55), the maintenance of sewage treatment works and waterworks (section 56), the abolition of a number of public bodies whose functions have been superseded (sections 61, 62, 63) and certain supplementary matters, minor and consequential amendments and repeals (sections 64 to 68).

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