1975 No. 111

LOCAL GOVERNMENT

Councillors (Travelling and Subsistence Allowances) Regulations (Northern Ireland) 1975

Made . . . . . 11*th April* 1975

Coming into operation . . . . 30*th May* 1975

The Department of Housing, Local Government and Planning(a) in exercise of the powers conferred by section 36 of the Local Government Act (Northern Ireland) 1972(b) and of every other power enabling it in that behalf and with the approval of the Department of Finance hereby makes the following regulations:

Citation

1. These regulations may be cited as the Councillors (Travelling and Subsistence Allowances) Regulations (Northern Ireland) 1975 and shall come into operation on 30th May 1975.

Increase in the rates of certain travelling allowances

2. In Schedule 1 to the Local Government (Travelling and Subsistence Allowances to Councillors) (No. 2) Regulations (Northern Ireland) 1973(c) for sub-paragraphs (1) and (2) of paragraph 6 there shall be substituted the following:

"(1) If a councillor uses his private motor vehicle in circumstances where the conditions specified in sub-paragraph (2) are not satisfied, the mileage allowance payable shall be at a rate not exceeding 3.0p a mile or the rate appropriate to the vehicle in question under that sub-paragraph, whichever is the less.

(2) If a councillor uses his private motor vehicle in circumstances which result in a substantial saving of his time and are otherwise reasonable or where it is in the interests of the council, or as the case may be the joint committee, that the councillor should use his private motor vehicle in preference to a public service or where a public service is not available, the mileage rates payable shall not exceed—

(*a*) for motor cars or tri-cars exceeding 1199 c.c. cylinder capacity: 9.0p a mile;

(*b*) for motor cars or tri-cars exceeding 999 c.c. but not exceeding 1199 c.c. cylinder capacity: 7.9p a mile;

(*c*) for motor cars or tri-cars exceeding 500 c.c. but not exceeding 999 c.c. cylinder capacity: 7.1p a mile;

(*d*) for solo motor cycles exceeding 500 c.c. cylinder capacity, motor cycles with side cars, and motor cars or tri-cars not exceeding 500 c.c. cylinder capacity: 3.5p a mile;

(a) Formerly the Ministry of Development: *see* S.R. & O. (N.I.) 1973 No. 504 (II, p. 2992)
(b) 1972 c. 9 (N.I.)
(c) S.R. & O. (N.I.) 1973 No. 366 (II, p. 2068)

(*e*) for solo motor cycles—

(i) exceeding 150 c.c. but not exceeding 500 c.c. cylinder capacity: 2.6p a mile;

(ii) exceeding 120 c.c. but not exceeding 150 c.c. cylinder capacity: 2.1p a mile;

(iii) not exceeding 120 c.c. cylinder capacity: 1.7p a mile.".

Increase in the rates of subsistence allowances

3. In Schedule 2 to the Local Government (Travelling and Subsistence Allowances to Councillors) (No. 2) Regulations (Northern Ireland) 1973 for sub-paragraphs (1)(*a*) and (1)(*b*) of paragraph 1 there shall be substituted the following:

"(1) The rate of subsistence allowance shall not exceed—

(*a*) in the case of an absence, not involving an absence overnight, from the usual place of residence—

(i) of more than 4 but not more than 8 hours: £1.65;

(ii) of more than 8 but not more than 12 hours: £2.90;

(iii) of more than 12 but not more than 16 hours: £4.10;

(iv) of more than 16 hours: £4.90.

(*b*) in the case of an absence overnight from the usual place of residence—

(i) in the British Islands: £10.40;

(ii) elsewhere, such rate as the Department may from time to time approve: Provided that for such an absence overnight in London, or exceptionally in any other place in the British Islands approved by the Department, the rate may be increased by a supplementary allowance not exceeding £1.00.".

Revocation

4. The Local Government (Travelling and Subsistence Allowances to Councillors) (Amendment) Regulations (Northern Ireland) 1974(**d**) are hereby revoked.

Sealed with the Official Seal of the Department of Housing, Local Government and Planning for Northern Ireland on 11th April 1975.

(L.S.)

J. A. D. Higgins
Senior Assistant Secretary

The Department of Finance hereby approves the foregoing regulations.

Sealed with the Official Seal of the Department of Finance for Northern Ireland on 11th April 1975.

(L.S.)

F. G. Dougall
Assistant Secretary

(**d**) S.R. 1974 No. 35

EXPLANATORY NOTE

(This note is not part of the regulations but is intended to indicate their general purport.)

These regulations increase the rates of certain travelling and subsistence allowances payable to councillors.