1952 No. 1177 (S. 55)

The Housing (Rate of Interest on Expenses of Execution of Works) (Scotland) Order, 1952

Made - - - - 18*th June*, 1952
Coming into Operation 1*st July*, 1952

In exercise of the powers conferred upon me by subsections (3) and (4) of section 8 of the Housing (Scotland) Act, 1950(a), and of all other powers enabling me in that behalf and with the approval of the Treasury, I hereby order as follows:—

1. This order may be cited as the Housing (Rate of Interest on Expenses of Execution of Works) (Scotland) Order, 1952, and shall come into operation on the 1st day of July, 1952.

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

3. The rate of interest on expenses incurred by a local authority under section 8 of the Housing (Scotland) Act, 1950, (which empowers local authorities to carry out works necessary to render a house fit for human habitation and to recover their expenses) where the local authority has, after the coming into operation of this Order—

(*a*) demanded payment of those expenses under subsection (3) of the said section, or

(*b*) by order under subsection (4) thereof declared those expenses to be payable by instalments,

shall be four per centum per annum instead of two and a half per centum per annum as fixed by the Housing (Rate of Interest on Expenses of Execution of Works) Amendment Order (Scotland), 1947(c).

James Stuart,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
16th June, 1952.

We approve this order.

Edward Heath,
Dennis Vosper,
Two of the Lords Commissioners of Her Majesty's Treasury.

18th June, 1952.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

Under section 8 of the Housing (Scotland) Act, 1950, a local authority can in certain circumstances themselves carry out work necessary to render a privately owned house fit for human habitation. A local authority who have done so can, with certain exceptions, recover from the person having control of the house the expenses incurred in carrying out this work, together with interest, from the date of demand until payment, at such rate as the Secretary of State may fix from time to time by order, made with the approval of the Treasury. This Order fixes a new rate of interest for this purpose.

(a) 14 Geo. 6. c. 34. (b) 52 & 53 Vict. c. 63.
(c) S.R. & O. 1947/1463; Rev. X, p. 145; 1947 I, p. 1041.