## 1960 No. 900 (S. 46)

# The Local Government (Qualifications of County Treasurer and Town Chamberlain) (Scotland) Regulations, 1960

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| *Made* - - - - | *20th May*, 1960 |
| *Coming into Operation* | *1st June*, 1960 |

The Secretary of State in exercise of the powers conferred upon him by subsection (2) of section 77 and by subsection (2) of section 85 of the Local Government (Scotland), Act, 1947(**a**), hereby makes the following regulations :—

**1.**—(1) These regulations may be cited as the Local Government (Qualifications of County Treasurer and Town Chamberlain) (Scotland) Regulations, 1960, and shall come into operation on the 1st day of June, 1960.

(2) The Interpretation Act, 1889(**b**), applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

(3) The Local Government (Qualifications of County Treasurer and Town Chamberlain) (Scotland) Regulations, 1948(**c**) and the Local Government (Qualifications of County Treasurer and Town Chamberlain) (Scotland) (Amendment) Regulations, 1950(**d**) are hereby revoked.

**2.** The following shall be the qualifications which shall be required to be possessed by any person appointed to the office of county treasurer by a county council or to the office of town chamberlain by a town council of a large burgh, or of a small burgh with a population of 10,000 or over, that is to say he shall have qualified by examination to be a member of one or more of the following bodies:—

The Institute of Chartered Accountants of Scotland;

The Institute of Chartered Accountants in England and Wales;

The Institute of Chartered Accountants in Ireland;

The Society of Incorporated Accountants and Auditors;

The Institute of Municipal Treasurers and Accountants;

The Association of Certified and Corporate Accountants.

Provided that, notwithstanding the provision before set out,

(i) a county council or a town council of a large burgh may appoint as county treasurer or as town chamberlain, as the case may be, a person who has not qualified by examination to be a member of one or more of the bodies before mentioned, but who on the 1st day of December, 1950 had had at least twenty years' whole-time experience in the finance department of a county or town council and who at that date held the appointment of depute county treasurer or depute town chamberlain with the county or town council proposing to appoint him as county treasurer or town chamberlain.

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(a) 10 & 11 Geo. 6. c. 43. (b) 52 & 53 Vict. c. 63.
(c) S.I. 1948/2547 (Rev. XII, p. 619: 1948 I, p. 1757).
(d) S.I. 1950/1913 (1950 I, p. 1256).

(ii) a town council of a small burgh with a population of 10,000 or over may appoint as town chamberlain a person who has not qualified by examination to be a member of one or more of the bodies before mentioned, but who on the 1st day of June, 1960 has had at least ten years' whole-time experience in the finance department of a county or town council and who at that date holds the appointment of depute town chamberlain with the town council proposing to appoint him as town chamberlain.

**3.**—(1) Subject to the provisions of the next paragraph of this regulation the following shall be the qualifications which shall be required to be possessed by any person appointed to the office of town chamberlain by a town council of a small burgh with a population of less than 10,000, that is to say:—

(*a*) he shall have qualified by examination to be a member of one or more of the bodies detailed in Regulation 2 hereof; or

(*b*) he shall have held the appointment of town chamberlain of any burgh at the date when these regulations come into force; or

(*c*) being not less than twenty-five years of age, he shall have within the immediately preceding five years completed a continuous period of experience of finance and accountancy, extending to at least five years, in the department of a county treasurer or of a town chamberlain, or in the office of an accountant, such accountant having qualified by examination to be a member of one or more of the bodies detailed in Regulation 2 hereof, or in more than one such department or office; or

(*d*) he shall have the qualifications detailed in sub-paragraph (*c*) hereof except that his experience in finance and accountancy may have been gained elsewhere than in departments or offices of the types specified;

Provided

(i) that no person having only the qualifications detailed in sub-paragraph (*c*) shall be eligible for appointment if there is available a candidate who has either of the qualifications detailed in sub-paragraphs (*a*) and (*b*), and who in the opinion of the town council is suitable; and

(ii) that no person having only the qualifications detailed in sub-paragraph (*d*) shall be eligible for appointment if there is available a candidate who has any of the qualifications detailed in sub-paragraphs (*a*), (*b*) and (*c*), and who in the opinion of the town council is suitable.

(2) The foregoing paragraph of this regulation shall not apply when the appointment results in the offices of town clerk and town chamberlain being held by the same person or by persons who stand in relation to one another as partners or as employer and employee.

**4.** For the purpose of these regulations the county of Kinross and the county of Nairn shall be regarded as small burghs.

Given under the seal of the Secretary of State for Scotland this twentieth day of May, 1960.

(L.S.)

*J. Anderson,*
Secretary.

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St. Andrew's House,
Edinburgh, 1.

## EXPLANATORY NOTE

*(This Note is not part of the Regulations, but is intended to indicate their general purport.)*

These regulations prescribe the qualifications required to be possessed by any person appointed to the office of county treasurer by a county council or to the office of town chamberlain by a town council. These regulations replace the Local Government (Qualifications of County Treasurer and Town Chamberlain) (Scotland) Regulations, 1948 and the Local Government (Qualifications of County Treasurer and Town Chamberlain) (Scotland) (Amendment) Regulations, 1950, and extend to burghs with a population of 10,000 or over the qualifications prescribed in the earlier regulations as required to be possessed by any person appointed to the office of town chamberlain by a town council of a large burgh.