STATUTORY INSTRUMENTS

1972 No. 1596 (S.122)

TRANSPORT

The Greater Glasgow Passenger Transport Authority (Adaptation and Modification of the Local Government (Scotland) Act 1947) (Scotland) Regulations 1972

Made - - - -	17*th October* 1972
Laid before Parliament	30*th October* 1972
Coming into Operation	3*rd December* 1972

In exercise of the powers conferred upon me by sections 13(8)(*b*), 22 and 157 of the Transport Act 1968**(a)**, and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1.—(1) These regulations may be cited as the Greater Glasgow Passenger Transport Authority (Adaptation and Modification of the Local Government (Scotland) Act 1947) (Scotland) Regulations 1972 and shall come into operation on 3rd December 1972.

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

(3) Unless the context otherwise requires, any reference in these regulations to an enactment shall be construed as a reference to that enactment as amended by or under any subsequent enactment.

2. The provisions of Part XI of the Local Government (Scotland) Act 1947**(c)** (levy and collection of rates by rating authorities and requisitions for payment by other local authorities) shall, in their application to any requisition made or rates levied under section 13 of the Transport Act 1968, have effect subject to the adaptations and modifications specified in the next suceeding regulation, and, in respect of the sections of that Part specified in column 1 of the Schedule to these regulations, subject also to the adaptations and modifications specified in column 2 of that Schedule.

3. In the application of the said Part XI of the Local Government (Scotland) Act 1947 to the rates and requisitions referred to in the immediately preceding regulation;

(*a*) any reference in that Part to that Act or to any provision thereof shall be construed as a reference to that Act or provision as adapted or modified by these regulations; and

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(a) 1968 c. 73. **(b)** 1889 c. 63. **(c)** 1947 c. 43.

(*b*) the following expressions in any provision of that Part, as adapted or modified by these regulations, shall have the meaning hereby respectively assigned to them:—

"the Act of 1968" means the Transport Act 1968;

"the Authority" means the Passenger Transport Authority for the designated area established in accordance with Article 4 of the Order of 1972;

"the Executive" means the Passenger Transport Executive for the designated area established in accordance with Article 16 of the Order of 1972;

"a council of a constituent area" means a town or county council whose area falls wholly or partly within the designated area;

"designated area" means the area designated by the name of the Greater Glasgow Passenger Transport Area by Article 3 of the Order of 1972; and

"the Order of 1972" means the Greater Glasgow Passenger Transport Area (Designation) Order 1972**(a)**.

Gordon Campbell,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
17th October 1972.

SCHEDULE

ADAPTATIONS AND MODIFICATIONS OF PART XI OF THE LOCAL GOVERNMENT (SCOTLAND) ACT 1947

COLUMN 1	COLUMN 2
Section adapted or modified	*Adaptation or Modification of Section*
209 (rating authorities)	For the words "of any other local authority under any public general Act", there shall be substituted the words "to meet such amount as may be requisitioned by the Authority under section 13 of the Act of 1968".
212 (duty of local authority to levy sufficient rates or to issue sufficient requisition)	In sub-section (1) for the words "any sums payable to any other local authority under requisitions issued by that authority)", there shall be substituted the words "any sums payable to the Executive under requisitions issued by the Authority under section 13 of the Act of 1968)" and sub-sections (2) and (3) shall not apply.

(a) S.I. 1972/1094 (1972 II, p. 3230).

COLUMN 1 *Section adapted or modified*	COLUMN 2 *Adaptation or Modification of Section*
216 (requisitions by joint committees and joint boards)	For this section there shall be substituted the following section:— "216 Any requisition issued by the Authority shall be sent not later than 1st July in any year to all the councils of constituent areas who are rating authorities requiring each of them to pay to the Executive the sum specified in the requisition, being the proportion due by that council of the aggregate amount required by the Authority, as such proportion shall have been determined by the Authority in accordance with section 13(2) of the Act of 1968, and each council of a constituent area shall, at such intervals and by such instalments as it and the Executive may agree or, failing agreement, as the Secretary of State may determine, pay over to the Executive the sum so requisitioned, so far as payable by that council, without any deduction whatsoever, so however that the last instalment shall be payable not later than the 1st day of May in the year first occurring after the date of the requisition."
217 (certification of valuation)	For subsection (2) there shall be substituted the following subsection:— "(2) For the purpose of enabling the Authority to apportion and allocate the aggregate amount required by it among all the councils of constituent areas who are rating authorities in accordance with section 13(2) of the Act of 1968, the clerk of each of the councils concerned shall, on request and free of charge, furnish to the clerk of the Authority a certificate of the product of a rate of one new penny in the pound for so much of the rating area of that council as falls within the designated area."
219 (provisions for securing payment of sums in requisition)	In subsection (1) for the words "a local authority or a joint committee or a joint board", there shall be substituted the words "the Authority" and for the words "the authority, committee or board" where they occur for the first time, there shall be substituted the words "the Executive" and, where they occur for the second and third times, there shall be substituted the words "the Authority".

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations adapt and modify the provisions of Part XI of the Local Government (Scotland) Act 1947 in their application to requisitions made by the Greater Glasgow Passenger Transport Authority on the rating authorities within its area under section 13 of the Transport Act 1968 and to rates levied under that section.

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