STATUTORY INSTRUMENTS

1975 No. 1725 (S. 243)

HOUSING, SCOTLAND

The Rent Rebate and Rent Allowance Schemes (Scotland) (No. 3) Regulations 1975

Made - - - -	22*nd October* 1975
Laid before Parliament	27*th October* 1975
Coming into Operation	16*th November* 1975

In exercise of the powers conferred on me by section 17(2) of the Housing (Financial Provisions) (Scotland) Act 1972(**a**) and of all other powers enabling me in that behalf, and having consulted with such associations of local authorities as appear to me to be concerned, I hereby, with the consent of the Treasury, make the following regulations:—

Citation and commencement

1. These regulations may be cited as the Rent Rebate and Rent Allowance Schemes (Scotland) (No. 3) Regulations 1975 and shall come into operation on 16th November 1975.

Interpretation

2.—(1) In these regulations "the Act" means the Housing (Financial Provisions) (Scotland) Act 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) In these regulations unless the context otherwise requires, references to any enactments shall be construed as references to that enactment as varied by regulations made under that enactment itself and as amended, varied, extended or applied by or under any other enactment.

Variation of paragraph 2 *of Schedule* 2

3. In relation to any week in a rebate period or allowance period, being a week commencing after 16th November 1975 the following sub-paragraphs shall be substituted for sub-paragraphs (1) and (2) of paragraph 8 of Schedule 2 to the Act, as amended(**c**):—

"(1) Subject to sub-paragraph (2) below, the needs allowance for each week is—

(*a*) for an individual person who has no dependent children	£21·05
(*b*) for a married couple	£29·45
(*c*) for an individual person who has a dependent child or children	£29·45
(*d*) for each dependent child of a tenant or his spouse ...	£4·60

(2) The needs allowance for each week is—

(*a*) for an individual person who has no dependent children and who is a chronically sick or disabled person ...	£22·95

(**a**) 1972 c. 46. (**b**) 1889 c. 63. (**c**) S.I. 1975/381 (1975 I, p. 1191).

(*b*) for a married couple, one of whom is a chronically sick or disabled person	£31·35
(*c*) for an individual person who is a chronically sick or disabled person and who has a dependent child or children	£31·35
(*d*) for a married couple both of whom are chronically sick or disabled persons	£32·45"

Variation of paragraph 9 of Schedule 2

4. In relation to any week in a rebate period or allowance period, being a week commencing after 16th November 1975, in sub-paragraph (2)(*c*) of paragraph 9 of Schedule 2 to the Act for "£2·50" there shall be substituted "£5·00", and in sub-paragraphs (2)(*h*), (*i*), and (*j*) and sub-paragraph (3) thereof, for "£2·00" there shall be substituted "£4·00".

Variation of paragraph 4 of Schedule 3

5. In paragraph 4(2)(*b*) of Schedule 3 to the Act, as amended(**a**) for the words "September or October 1974" there shall be substituted the words "March or April 1975".

William Ross,
One of Her Majesty's Principal Secretaries of State.

New St. Andrew's House,
Edinburgh.
20th October 1975.

We consent,

James A. Dunn,
M. Cocks,
Two of the Lords Commissioners of Her Majesty's Treasury.

22nd October 1975.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

Paragraphs 8(1) and (2) of Schedule 2 to the Housing (Financial Provisions) (Scotland) Act 1972 specify the needs allowances by reference to which entitlement to rent rebates and allowances is calculated. The amounts of the needs allowances were last increased by regulation 3 of the Rent Rebate and Rent Allowance Schemes (Scotland) Regulations 1975.

These Regulations make further increases in the needs allowances in relation to any week of a rebate period or allowance period, being a week commencing after 16th November 1975. The Regulations also amend paragraph 4(2)(*b*) of Schedule 3 to the Act of 1972 so as to allow local authorities to extend by two months the rebate or allowance period of six months where the period commenced during March or April 1975.

Regulation 4 varies paragraph 9 of Schedule 2 to the Act of 1972, by increasing, in relation to any week of a rebate period or allowance period, being a week commencing after 16th November 1975, the amounts of income to be disregarded in the calculation of a rent rebate or a rent allowance.

(**a**) S.I. 1973/546, 1517, 1974/1316, 1975/381(1973 I, p. 1736, II, p. 4601; 1974 II, p. 5011; 1975 I, p. 1191).

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