STATUTORY INSTRUMENTS

1975 No. 619 (S. 78)

CHARITIES

The Local Government (House to House Collections) (Scotland) Order 1975

Made - - - -	*8th April* 1975
Laid before Parliament	*22nd April* 1975
Coming into Operation	*16th May* 1975

In exercise of the powers conferred on me by section 215 of the Local Government (Scotland) Act 1973(**a**), and of all other powers enabling me in that behalf, I hereby make the following order:—

1. This order may be cited as the Local Government (House to House Collections) (Scotland) Order 1975 and shall come into operation on 16th May 1975.

2.—(1) The Interpretation Act 1889(**b**) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

(2) In this order, unless the context otherwise requires—

"Act of 1973" means the Local Government (Scotland) Act 1973;

"Act of 1939" means the House to House Collections Act 1939(**c**) as amended by section 188 and paragraph 37 of Schedule 24 to the Act of 1973;

"area" means the area of a licensing authority;

"chief promoter" means a person to whom a licence has been granted authorising him to promote a collection;

"clearing authority" means a new licensing authority nominated by an existing licensing authority to examine accounts in respect of collections made before 16th May 1975;

"existing" in relation to an area or a licensing authority means an area or a licensing authority that is in existence on 15th May 1975;

"licensing authority" means an authority having power to grant licences under the Act of 1939;

"licence" means a licence granted under section 2 of the Act of 1939;

"new" in relation to an area or licensing authority means a district or islands area or a district or islands council within the meaning of the Act of 1973;

"new licence" means a licence in force not earlier than 16th May 1975;

"regulations" means the House to House Collections (Scotland) Regulations 1948(**d**).

(**a**) 1973 c. 65. (**b**) 1889 c. 63. (**c**) 1939 c. 44.
(**d**) S.I. 1948/2281 (Rev. III, p. 707; 1948 I, p. 1584).

3. A new licence granted by an existing licensing authority shall come into force on 16th May 1975 or such later date as may be specified therein provided that—

(1) the licence has been granted in respect of a collection to be made within a new area; and

(2) the licence has been granted either by the existing licensing authority whose area includes the whole or the greatest part of the new area in which the collection is to be made or by a licensing authority nominated for the purpose of granting new licences by a committee of local authorities established under section 230(1) of the Act of 1973.

4.—(1) Where an existing licensing authority has nominated a clearing authority and where the chief promoter of any collection in respect of which that clearing authority has been nominated has not by 15th May 1975 complied with the requirements of paragraphs 14, 15 and 16 of the Regulations the chief promoter shall on or before 16th June 1975 submit to the clearing authority such accounts, certificates and vouchers as are required by the said paragraphs to be submitted to a licensing authority.

(2) The clearing authority may extend the period within which a statement or account is to be furnished to it under sub-paragraph (1) above if satisfied that there are special reasons for so doing.

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

St. Andrew's House,
Edinburgh.
8th April 1975.

EXPLANATORY NOTE

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

This Order makes provision for the coming into force after 15th May 1975 of house to house collection licences granted by existing licensing authorities on behalf of new licensing authorities and for the scrutiny of accounts submitted after 15th May 1975 in respect of licences which have expired before 16th May 1975.

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