STATUTORY INSTRUMENTS

1976 No. 610 (S.51)

LOCAL GOVERNMENT, SCOTLAND

The Demitting Authorities (Closing of Accounts and Payment of Grants) (Scotland) Amendment Order 1976

Made - - - -	14*th April* 1976
Laid before Parliament	23*rd April* 1976
Coming into Operation	16*th May* 1976

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:—

Citation and commencement

1. This order may be cited as the Demitting Authorities (Closing of Accounts and Payment of Grants) (Scotland) Amendment Order 1976 and shall come into operation on 16th May 1976.

Interpretation

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—

"the principal order" means the Demitting Authorities (Closing of Accounts and Payment of Grants) (Scotland) Order 1975(**c**).

3. The principal order shall be amended by the addition of the following articles after article 21 thereof:—

"*Disposal of Balances on Closing of Accounts*

22.—(1) Where any account of a demitting authority, having been closed in accordance with the foregoing provisions of this order, contains credit or debit balances as at 15th May 1975, any such balances shall be transferred to and incorporated in the accounts of the accounting authority.

(2) The accounting authority shall as appropriate pay to or recover from the persons concerned the sums required to clear any such credit or debit balances.

(a) 1973 c. 65. (b) 1889 c. 63. (c) S.I. 1975/826 (1975 II,p.2929).

Payment of Interest

23. Where on 15th May 1976 any sum remains due to be paid by a local authority to another local authority under articles 7, 8, 10, 11, 12, 14, 15, 16 and 18, as read with article 22, interest shall be payable on such sum at the rate of 10% per annum as from 16th May 1976 until the date on which payment is made."

Bruce Millan,

One of Her Majesty's Principal Secretaries of State.

New St Andrew's House,
Edinburgh,
14th April 1976.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the Demitting Authorities (Closing of Accounts and Payment of Grants) (Scotland) Order 1975 by adding an express provision requiring any balances on the accounts of the local authorities and other bodies which went out of existence on 15th May 1975 to be transferred to and incorporated in the accounts of the accounting authority (as defined in the 1975 Order); for payments to be made as appropriate in order to clear the balances; and for the charging of interest on all payments outstanding after 15th May 1976.

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