STATUTORY INSTRUMENTS

1982 No. 1809 (S. 195)

HOUSING SCOTLAND

The Housing (Percentage of Approved Expense for Improvement Grants) (Disabled Occupants) (Scotland) Order 1982

Laid before the House of Commons in draft

Made - - - *8th December* 1982

Coming into Operation *9th December* 1982

In exercise of the powers conferred on me by sections 5(1), 5(1A) and 49(3) of the Housing (Scotland) Act 1974(a) and of all other powers enabling me in that behalf, I hereby with the consent of the Treasury make the following order:—

Citation and commencement

1. This order may be cited as the Housing (Percentage of Approved Expense for Improvement Grants) (Disabled Occupants) (Scotland) Order 1982 and shall come into operation on the day after the day on which it is made.

Percentage of approved expense

2. In relation to an improvement grant in respect of the improvement of a house for a disabled occupant where the improvement works consist of or include works needed to meet a requirement arising from the particular disability from which the occupant suffers the percentage prescribed for the purposes of section 5(1) of the Housing (Scotland) Act 1974 is, subject to Article 3 of this order, 75 per cent.

3. The provisions of Article 2 of this order shall apply to an application for house improvement grant under section 5(1) of the Housing (Scotland) Act 1974, approved by the local authority on or after the date on which this Order comes into operation.

George Younger,
One of Her Majesty's Principal Secretaries of State.

New St. Andrew's House,
Edinburgh.
6th December 1982.

J. A. Cope,
P. L. Brooke,
Two of the Lords Commissioners of Her Majesty's Treasury.

We consent
8th December 1982.

(a) 1974 (c. 45); section 5(1A) was inserted by the Housing (Financial Provisions) (Scotland) Act 1978 (c.14), section 16(1) and Schedule 2, paragraph 18(a); the definition of "prescribed" in section 49(3) was amended by the said Act of 1978, section 16(1) and Schedule 2, paragraph 28(b), and by the Tenants' Rights Etc. (Scotland) Act 1980 (c. 52), section 73.

EXPLANATORY NOTE

(This Note is not part of the Order.)

House improvement grants are made by local authorities as a percentage of the approved expense of executing the works of house improvements. The approved expense is determined when the application is approved.

Section 5 of the Housing (Scotland) Act 1974 empowers the Secretary of State for Scotland to prescribe the percentage of approved expense to be paid by way of improvement grant instead of the 50 per cent specified generally in that section and section 5(1A) empowers him to prescribe a different percentage for a particular case or class of case.

This Order prescribes a new maximum percentage of 75 percent to be applied to the approved expense in respect of an application for an improvement grant where the relevant works consist of or include works required to meet a need of a disabled occupant as identified in Article 2 of the Order.

"House for a disabled occupant" is defined in section 1(4) of the Housing (Scotland) Act 1974 as amended by paragraph 16(b) of Schedule 2 to the Housing (Financial Provisions) (Scotland) Act 1978.

SI 1982/1809
ISBN 0-11-027809-7

