



# Local Government (Miscellaneous Provisions) (Scotland) Act 1981

## 1981 CHAPTER 23

### PART III

#### HOUSING SUPPORT GRANTS

#### **21 Method of fixing aggregate amount of housing support grants**

- (1) In section 1 of the 1978 Act (which among other things provides that, for the purpose of fixing the aggregate amount of housing support grants, an aggregate of the eligible expenditure of all local authorities in Scotland shall be estimated as shall an aggregate of their relevant income)—
- (a) in subsection (2)—
- (i) at the beginning there shall be inserted the words " Subject to subsection (4A) below, "; and
- (ii) for paragraph (b) there shall be substituted the following paragraph—
- “(b) the aggregate amount of relevant income (other than housing support grants) which could reasonably be expected to be credited to the local authorities' housing revenue accounts for that year;”;
- (b) after subsection (4) there shall be inserted the following subsections—
- “(4A) In estimating the amounts mentioned in paragraphs (a) and (b) of subsection (2) above the Secretary of State may leave out of account the eligible expenditure and relevant income of a local authority if (either or both)—
- (a) he estimates that the amount of that income will exceed the amount of that expenditure ;
- (b) he determines, under section 2 of this Act, that no proportion of the aggregate amount of the housing support grants is to be apportioned to that authority.

---

*Status: This is the original version (as it was originally enacted).*

---

- (4B) In subsection (4) above, " local authorities " does not include an authority whose eligible expenditure was, for the purpose of the estimate, left out of account under subsection (4A) above.”; and
- (c) in subsection (7), in the definition of " relevant income ", for the words " and any rate fund contribution " there shall be substituted the words " , payments, contributions (including any rate fund contribution) and receipts ".
- (2) The 1978 Act shall be deemed for all purposes to have had effect as if originally enacted as amended by subsection (1)(a)(ii) and (c) above.

## **22 Power to exclude local authority from apportionment of housing support grants**

In section 2 of the 1978 Act (which among other things provides for a proportion of the aggregate amount of the housing support grants being apportioned to each local authority)—

- (a) in subsection (1), after the word " proportion " there shall be inserted the words " , if any, ";
- (b) in subsection (2) for the words from " the estimated " to the end there shall be substituted the following words—

“in respect of each local authority, for the year in question—

- (a) the estimated amount of grant payable to that local authority;  
or
- (b) if no amount of grant is so payable, that fact”; and
- (c) in subsection (3), for the words " mentioned in subsection (1) above " there shall be substituted the words " , if any, of the aggregate amount of the housing support grants ".

## **23 Effect of sections 21 and 22**

- (1) Subject to subsection (2) of section 21 of this Act, amendments made by that section and by section 22 of this Act have effect as regards housing support grants payable for the year 1982-83 or for any year thereafter.
- (2) In subsection (1) above, " year " has the same meaning as in the 1978 Act.