

---

STATUTORY INSTRUMENTS

---

**1991 No. 351**

**The Local Authorities (Members' Allowances) Regulations 1991**

**PART VI**

**ADMINISTRATIVE ARRANGEMENTS**

**Avoidance of duplication**

**20.** A claim for an attendance allowance under the scheme or an allowance under any provision in sections 173 to 176 of the 1972 Act shall include, or be accompanied by, a statement signed by the claimant that he has not made and will not make any other claim in respect of the matter to which his claim relates.

**21.** No payment shall be made to a person under any provision of sections 173 to 176 of the 1972 Act in respect of a matter as regards which a payment has been made to him pursuant to any provision of a scheme under Part II.

**22.—(1)** A person who, in a period mentioned in regulation 18,—

- (a) performs an approved duty or approved duties as a member of more than one body;
- (b) performs two or more approved duties for the same body; or
- (c) is entitled to an allowance under section 173 of the 1972 Act and to a payment of a comparable allowance under any other enactment

shall not be entitled to payments under that section which in total exceed the amount prescribed by regulation 18 for that period.

(2) A body paying an allowance under section 173 of the 1972 Act to a person for an approved duty as described in paragraph (1) may reduce the amount of that allowance by the amount of any other allowance under section 173 or any comparable allowance under any enactment paid by another body.

**Paying allowances**

**23.** A payment under section 173 or 174 of the 1972 Act shall be made by the body for which the relevant approved duty was performed, except as provided for in regulations 24 and 25.

**24.** Where a member of a body, who has been appointed by that body to some other body, performs an approved duty for that other body, and that other body is—

- (a) a joint committee of two or more local authorities, whether appointed or established under Part VI of the 1972 Act or any other enactment;
- (b) a joint board or other combined body, all the members of which are representatives of local authorities; or
- (c) a body mentioned in regulation 19

either body may make a payment under section 173 or 174 of the 1972 Act.

**25.** An allowance payable under section 173(4) or 174 of the 1972 Act to a member of an appeal committee constituted under paragraph 2 or 3 of Schedule 2 to the Education Act 1980(1) shall be paid by the local education authority which maintains the school or schools in relation to which the committee is constituted.

**Records of allowances**

**26.—**(1) Every authority shall keep a record of the payments made by it in accordance with any scheme made pursuant to these Regulations.

(2) Every authority, body or council shall keep a record of the payments made by it by virtue of any provision of sections 173 to 176 of the 1972 Act.

(3) A record kept pursuant to either of the preceding paragraphs shall specify the name of the recipient and the amount and nature of each payment.

(4) Any such record shall be available, at all reasonable times, for inspection (free of charge)—

(a) where it is kept by a local authority within the meaning of section 270(1) of the 1972 Act or a joint authority, by any local government elector (within the meaning of that section) for the area of that authority;

(b) where it is kept by any other body, by any such local government elector of any such local authority in whose area the body operates.

(5) A person entitled to inspect a record under paragraph (4) may make a copy of any part of it.