

1985 No. 2038 (S. 155)

LOCAL GOVERNMENT, SCOTLAND

The Local Authorities (Expenditure Powers) (Designation of Local Enactments) (Scotland) Order 1985

Made - - - - - 13th December 1985

In exercise of the powers conferred on me by section 1(2)(c), (4) and (5) of the Local Authorities (Expenditure Powers) Act 1983(a), and of all other powers enabling me in that behalf, and after consultation with Shetland Islands Council being the local authority on whom powers are conferred by the enactment designated by this order, I hereby make the following order:—

Citation

1. This order may be cited as the Local Authorities (Expenditure Powers) (Designation of Local Enactments) (Scotland) Order 1985.

Designation

2. Sections 5, 23 and 67 of the Zetland County Council Act 1974(b) are hereby designated for the purposes of section 1 of the Local Authorities (Expenditure Powers) Act 1983.

Effect

3. This order shall have effect from 1st April 1985.

New St Andrew's House,
Edinburgh.
13th December 1985.

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

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 83 of the Local Government Scotland Act 1973 (c. 65) enables a local authority to spend an amount not exceeding the product of a rate of 2p in the pound in the interests of their area or its inhabitants for purposes for which they are not empowered under any other enactment to do so.

Section 1 of the Local Authorities (Expenditure Powers) Act 1983 provides that any enactment contained in a local Act designated under that section is not to be regarded as restricting the powers conferred upon the authority by section 83. Section 1(5) provides that an order designating any such enactment may be expressed to have effect from the beginning of the financial year in which it is made.

This order designates sections 5, 23 and 67 of the Zetland County Council Act 1974 for the purposes of section 1 of the Act of 1983. The order has effect from 1st April 1985, being the beginning of the financial year in which it is made.