

## 1976 No. 293

## LOCAL GOVERNMENT

Councillors (Travelling and Subsistence Allowances) Regulations  
(Northern Ireland) 1976

*Made* . . . . . 6th October 1976

*Coming into operation* . . . . . 19th November 1976

The Department of the Environment for Northern Ireland in exercise of the powers conferred by section 36 of the Local Government Act (Northern Ireland) 1972(a) and now vested in it(b) and of every other power enabling it in that behalf and with the approval of the Department(c) of Finance hereby makes the following regulations:

*Citation*

1. These regulations may be cited as the Councillors (Travelling and Subsistence Allowances) Regulations (Northern Ireland) 1976 and shall come into operation on 19th November 1976.

*Increase in the rates of certain travelling allowances*

2. In Schedule 1 to the Local Government (Travelling and Subsistence Allowances to Councillors) (No. 2) Regulations (Northern Ireland) 1973(d) for sub-paragraphs (1) and (2) of paragraph 6(e) there shall be substituted the following:

“(1) If a councillor uses his private motor vehicle in circumstances where the conditions specified in sub-paragraph (2) are not satisfied, the mileage allowance payable shall be at a rate not exceeding 4.1p a mile or the rate appropriate to the vehicle in question under that sub-paragraph, whichever is the less.

(2) If a councillor uses his private motor vehicle in circumstances which result in a substantial saving of his time and are otherwise reasonable or where it is in the interests of the council, or as the case may be the joint committee, that the councillor should use his private motor vehicle in preference to a public service or where a public service is not available, the mileage rates payable shall not exceed—

(a) for motor cars or tri-cars exceeding 1199 cc cylinder capacity; 12.0p a mile;

(b) for motor cars or tri-cars exceeding 999 cc but not exceeding 1199 cc cylinder capacity: 10.9p a mile;

(c) for motor cars or tri-cars exceeding 500 cc but not exceeding 999 cc cylinder capacity: 9.9p a mile;

(a) 1972 c. 9 (N.I.)

(b) Formerly the Ministry of Development: see S.R. & O. (N.I.) 1973 No. 504 Art. 7 (II, p. 2992); 1973 c. 36 Sch. 5 para. 8(1); and latterly the Department of Housing Local Government and Planning: see S.I. 1976/424 (N.I. 6)

(c) Formerly Ministry. see 1973 c. 36 Sch. 5 para. 8(1)

(d) S.R. & O. (N.I.) 1973 No. 366 (II, p. 2068)

(e) As substituted by S.R. 1975 No. 111 Reg. 2 (I, p. 712)

- (d) for solo motor cycles exceeding 500 cc cylinder capacity, motor cycles with side cars, and motor cars or tri-cars not exceeding 500 cc cylinder capacity: 4.8p a mile;
- (e) for solo motor cycles —
  - (i) exceeding 150 cc but not exceeding 500 cc cylinder capacity: 3.6p a mile;
  - (ii) exceeding 120 cc but not exceeding 150 cc cylinder capacity: 2.9p a mile;
  - (iii) not exceeding 120 cc cylinder capacity: 2.3p a mile.”

*Increase in the rates of subsistence allowances*

3. In Schedule 2 to the Local Government (Travelling and Subsistence Allowances to Councillors) (No. 2) Regulations (Northern Ireland) 1973 for sub-paragraphs (1)(a) and (1)(b) of paragraph (1)(f) there shall be substituted the following:

- “(1) The rate of subsistence allowance shall not exceed—
- (a) in the case of an absence, not involving an absence overnight, from the usual place of residence—
    - (i) of more than 4 but not more than 8 hours: £2.39;
    - (ii) of more than 8 but not more than 12 hours: £4.21;
    - (iii) of more than 12 but not more than 16 hours: £5.95;
    - (iv) of more than 16 hours: £7.11;
  - (b) in the case of an absence overnight from the usual place of residence—
    - (i) in the British Islands: £15.60;
    - (ii) elsewhere, such rate as the Department may from time to time approve: Provided that for such an absence overnight in London, or exceptionally in any other place in the British Islands approved by the Department, the rate may be increased by a supplementary allowance not exceeding £1.50.”

*Revocation*

4. The Councillors (Travelling and Subsistence Allowances) Regulations (Northern Ireland) 1975(g) are hereby revoked.

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 6th October 1976.

(L.S.)

*J. F. Younger*

Assistant Secretary

The Department of Finance hereby approves the foregoing regulations.

Sealed with the Official Seal of the Department of Finance for Northern Ireland on 6th October 1976.

(L.S.)

*J. Murray*

Assistant Secretary

(f) As substituted by S.R. 1975 No. 111 Reg. 3 (I, p. 712)

(g) S.R. 1975 No. 111 (I, p. 712)

EXPLANATORY NOTE

*(This note is not part of the regulations but is intended to indicate their general purport.)*

These regulations increase the rates of certain travelling and subsistence allowances payable to councillors.