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SCOTTISH STATUTORY INSTRUMENTS

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**2012 No. 346**

**PUBLIC FINANCE AND ACCOUNTABILITY**

**The Budget (Scotland) Act 2012 Amendment Order 2012**

*Made - - - - 12th December 2012*

*Coming into force in accordance with article 1(1)*

The Scottish Ministers make the following Order in exercise of the powers conferred by section 7(1) of the Budget (Scotland) Act 2012<sup>(1)</sup> and all other powers enabling them to do so.

In accordance with section 7(2) of that Act, a draft of this Order has been laid before and approved by resolution of the Scottish Parliament.

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the Budget (Scotland) Act 2012 Amendment Order 2012 and comes into force on the day after the day on which it is made.

(2) In this Order, “the 2012 Act” means the Budget (Scotland) Act 2012.

**Amendment of section 4 of the 2012 Act**

2. In section 4 (overall cash authorisations) of the 2012 Act—

(a) in subsection (2), for “30,934,141,000 ” substitute “31,098,645,000”;

(b) in subsection (3)(a), for “65,400,000” substitute “66,600,000”; and

(c) in subsection (3)(d), for “6,471,000” substitute “6,986,000”.

**Amendment of schedule 1 to the 2012 Act**

3.—(1) The table in schedule 1 (the Scottish Administration) to the 2012 Act is amended in accordance with paragraphs (2) to (6).

(2) Omit purpose 9 and the corresponding entries in columns 2 and 3.

(3) After purpose 15 and the corresponding entries in columns 2 and 3, insert—

“16. For use by the Scottish Housing Regulator on: operational and administrative costs.	4,000,000	Nil”
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- (4) In column 1 (purposes)—
- (a) in purpose 3—
    - (i) for “Health, Wellbeing and Cities Strategy” substitute “Health and Wellbeing”; and
    - (ii) for “and delivery” insert “; delivery and legacy”;
  - (b) in purpose 6—
    - (i) after “market support” insert “, including grants in relation to agriculture”;
    - (ii) for “crofting communities; rural development,” substitute “grants for rural development; rural development generally;”;
    - (iii) before “assistance to the Scottish fisheries sector” insert “grants and other”; and
    - (iv) after “; rural affairs” insert “; support for crofting communities, including the crofting environment”; and
  - (c) in purpose 7—
    - (i) for “Infrastructure and Capital Investment” substitute “Infrastructure, Investment and Cities”;
    - (ii) for “British Waterways Scotland” substitute “Scottish Canals”;
    - (iii) omit “; Scottish Housing Regulator running costs”; and
    - (iv) after “evaluation of European Structural Fund” insert “; expenditure on corporate and central services; expenditure in relation to the running costs of Her Majesty’s Chief Inspector of Prosecution in Scotland; expenditure on Protocol; expenditure on delivery of the welfare fund; provision for devolved taxes specified in Part 4A of the Scotland Act 1998(2), including collection and management”.
- (5) In column 2 (amount of resources other than accruing resources)—
- (a) in relation to purpose 1, for “207,190,000” substitute “213,740,000”;
  - (b) in relation to purpose 2, for “441,376,000” substitute “465,376,000”;
  - (c) in relation to purpose 3, for “11,773,298,000” substitute “11,766,308,000”;
  - (d) in relation to purpose 4, for “2,668,954,000” substitute “2,753,823,000”;
  - (e) in relation to purpose 5, for “1,819,880,000” substitute “1,790,896,000”;
  - (f) in relation to purpose 6, for “458,726,000” substitute “459,279,000”;
  - (g) in relation to purpose 7, for “2,392,393,000” substitute “2,502,755,000”;
  - (h) in relation to purpose 8, for “10,441,206,000” substitute “10,464,406,000”;
  - (i) in relation to purpose 10, for “2,766,054,000” substitute “2,713,817,000”;
  - (j) in relation to purpose 11, for “214,700,000” substitute “221,144,000”;
  - (k) in relation to purpose 12, for “22,040,000” substitute “22,940,000”;
  - (l) in relation to purpose 13, for “108,100,000” substitute “108,800,000”;
  - (m) in relation to purpose 14, for “77,341,000” substitute “77,242,000”; and
  - (n) in the final row, in relation to the total amounts of resources, for “**33,400,949,000**” substitute “**33,567,626,000**”.
- (6) In column 3 (amount of accruing resources)—
- (a) in relation to purpose 4, for “177,000,000” substitute “179,000,000”;
  - (b) in relation to purpose 11, for “26,600,000” substitute “18,200,000”; and

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(2) 1998 c.46. Part 4A has been inserted by sections 23(2), 25(3), 28(1) and 30(1) of the Scotland Act 2012 (c. 11).

- (c) in the final row, in relation to the total amounts of resources, for “5,066,700,000” substitute “5,060,300,000”.

**Amendment of schedule 2 to the 2012 Act**

4. In the table in schedule 2 (direct-funded bodies) to the 2012 Act—
- (a) in column 1 (purpose), in purpose 4, after “public bodies” insert “; payment of pension to the former Auditor General for Scotland”; and
- (b) in column 2 (amount of resources other than accruing resources)—
- (i) in relation to purpose 1, for “65,500,000” substitute “66,700,000”; and
- (ii) in relation to purpose 4, for “6,973,000” substitute “7,488,000”.

St Andrew’s House,  
Edinburgh  
12th December 2012

*JOHN SWINNEY*  
A member of the Scottish Government

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order amends the Budget (Scotland) Act 2012 (“the Act”).

Article 2 amends the overall cash authorisations specified in section 4 of the Act in relation to the Scottish Administration, the Forestry Commissioners and Audit Scotland.

Article 3(2) to (4) amends purposes 3, 6 and 7 for which resources may be used in accordance with section 1 of, and schedule 1 to, the Act, and also omits purpose 9 (and corresponding entries in columns 2 and 3) and inserts purpose 16 (and corresponding entries in columns 2 and 3).

Article 3(5) amends the amount of resources (other than accruing resources) that may be used for purposes 1 to 8 and 10 to 14 in schedule 1 to the Act. It also amends the total amount of resources (other than accruing resources) for all of the purposes in that schedule.

Article 3(6) amends the amount of accruing resources that may be used for purposes 4 and 11 in schedule 1 to the Act. It also amends the total amount of accruing resources for all of the purposes in that schedule.

Article 4(a) amends the purposes for which resources may be used by Audit Scotland in accordance with section 2 of, and schedule 2 to, the Act.

Article 4(b) amends the amount of resources (other than accruing resources) that may be used by direct-funded bodies for purposes 1 and 4 in schedule 2 to the Act.