

*Status: Point in time view as at 01/04/1991.*

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## SCHEDULES

### SCHEDULE 1

Sections 1(6), 2(2) and 6(3).

#### INVESTMENT GRANTS: DEVELOPMENT AREA EXPENDITURE

- 1 Subject to the following provisions of this Schedule, the following expenditure on the provision of machinery or plant or of a computer (in this paragraph referred to as “equipment”) qualifies as development area expenditure—
- (a) expenditure in respect of equipment provided for use in an area which is a development area at the time when the expenditure is incurred;
  - (b) expenditure in respect of equipment provided for use in an area which has at that time ceased to be a development area if it is provided under a contract entered into, or for the purposes of a project undertaken, while the area was a development area.
- 2 Expenditure on the production of a prototype qualifies as development area expenditure if, and only if, the [<sup>F1</sup>Secretary of State is] satisfied that the prototype is being or was produced in a development area or ought to be treated as so produced.

#### Textual Amendments

- F1** Words substituted by virtue of [S.I. 1969/1498](#), [arts. 3\(1\)](#), [5\(b\)](#) Sch. 1 para. 4 and [1970/1537](#), [arts. 2\(2\)](#), [7\(4\)](#)

- 3 Expenditure on the provision of a computer provided for integration with machinery or plant as mentioned in section 2(2)(a) of this Act does not qualify as development area expenditure unless—
- (a) the machinery or plant is or is to be used in an area which is a development area at the time when the expenditure is incurred; or
  - (b) the machinery or plant is or is to be used in an area which was a development area at the time when a contract for the provision of the computer was entered into; or
  - (c) the machinery or plant is or is to be used in an area which has ceased to be a development area and was provided for use in that area under a contract entered into, or for the purposes of a project undertaken, while the area was a development area.
- 4 The following expenditure on the provision of works qualifies as development area expenditure—
- (a) expenditure in respect of works provided in an area which is a development area at the time when the expenditure is incurred;

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- (b) expenditure in respect of works provided in an area which has at that time ceased to be a development area if the works are provided under a contract entered into, or for the purposes of a project undertaken, while the area was a development area.
- 5 (1) In this Schedule “development area” means, without prejudice to sub-paragraph (2) of this paragraph, any area for the time being specified as such [<sup>F2</sup>by an order made or having effect under section 1 of the <sup>M1</sup>Local Employment Act 1972], . . . <sup>F3</sup>
- (2) In relation to the provision of an asset before the date of the commencement of this Act, any reference in this Schedule to a development area shall be construed as including a reference to any area which becomes a development area on that date and to any locality outside that area which on that date falls to be treated as if it were included in that area for the purposes of Part II of this Act.

**Textual Amendments**

**F2** Words substituted by [Local Employment Act 1972 \(c. 5\)](#), [Sch. 3](#)

**F3** Words repealed by [Industry Act 1972 \(c. 63\)](#), [Sch. 4 Pt. I](#)

**Marginal Citations**

**M1** [1972 c. 5](#).

- 6 For the purposes of this Schedule an asset shall be treated as provided for use in an area if, and only if, the [<sup>F4</sup>Secretary of State is] satisfied that it is so provided and will continue to be used in that area; and an asset provided in, or for use in, an area which has ceased to be a development area shall be treated as provided for the purposes of a project undertaken while that area was a development area if, and only if, the [<sup>F4</sup>Secretary of State is] satisfied that the following conditions are complied with in respect thereof, that is to say—
- (a) that its provision is required for the execution of the project; and
- (b) that other assets required for use in that area for the execution of the project have been provided or contracted for at a time when the area was a development area; and
- (c) that the assets so provided or contracted for form a substantial proportion of the assets required for the execution of the project.

**Textual Amendments**

**F4** Words substituted by virtue of [S.I. 1969/1498](#), [arts. 3\(1\)](#), [5\(b\)](#) Sch. 1 para. 4 and [1970/1537](#), [arts. 2\(2\)](#), [7\(4\)](#)

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## SCHEDULE 2

Sections 1(7) and 6(4).

### BODIES NOT ELIGIBLE FOR CERTAIN GRANTS

#### Modifications etc. (not altering text)

- C1** Gas Council now known as British Gas Corporation and property, rights, liabilities and obligations of Area Gas Boards now vested in Corporation: [Gas Act 1972 \(c. 60\)](#), [s. 1\(1\)](#)

The British Railways Board.

<sup>F5</sup>  
...

#### Textual Amendments

- F5** Words repealed by [Transport \(London\) Act 1969 \(c. 35\)](#), [Sch. 3 para. 9\(2\)\(b\)](#), Sch. 6

The British Transport Docks Board.

The British Waterways Board.

[<sup>F6</sup> ... <sup>F7</sup>]

#### Textual Amendments

- F6** Words inserted by [Transport Act 1968 \(c. 73\)](#), [Sch. 16 para. 10](#)  
**F7** Entry relating to the National Freight Corporation repealed by [Transport Act 1980 \(c. 34, SIF 107:1\)](#), [s. 69](#), [Sch. 9 Pt. III](#)

<sup>F8</sup>  
...

#### Textual Amendments

- F8** Entry in Sch. 2 relating to the National Bus Company repealed (1.4.1991) by [S.I. 1991/510](#), [art. 5\(4\)](#), Sch.

[<sup>F6</sup>the Scottish Transport Group.]

The British Overseas Airways Corporation.

The British European Airways Corporation.

<sup>F9</sup>  
...

#### Textual Amendments

- F9** [Sch. 2](#): the entry relating to the British Airports Authority repealed by [Airports Act 1986 \(c. 31, SIF 9\)](#), [s. 83\(5\)](#), [Sch. 6 Pt. I](#)

<sup>F10</sup>  
...

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#### Textual Amendments

- F10** Words which were inserted by virtue of [Civil Aviation Act 1982 \(c. 16, SIF 9\)](#), s. 109(3), **Sch. 15 para. 5** repealed by s. 109(3), Sch. 16 of that Act and [S.I. 1983/1940](#), **art. 2**

[<sup>F11</sup>The Civil Aviation Authority.]

#### Textual Amendments

- F11** Words inserted by [Civil Aviation Act 1971 \(c. 75\)](#), **Sch. 10 para. 15** and continued by [Civil Aviation Act 1982 \(c. 16, SIF 9\)](#), s. 109(3), **Sch. 15 para. 5**

The [<sup>F12</sup>British Coal Corporation].

#### Textual Amendments

- F12** Words substituted by [Coal Industry Act 1987 \(c. 3, SIF 86\)](#), s. 1(2), **Sch. 1 para. 14**

[<sup>F13</sup>The Post Office.]

#### Textual Amendments

- F13** Words inserted by [Post Office Act 1969 \(c. 48\)](#), **Sch. 4 para. 82**

...  
F14

#### Textual Amendments

- F14** Entries relating to an Area Electricity Board, the North of Scotland Hydro Electric Board, the South of Scotland Electricity Board, the Central Electricity Generating Board and the Electricity Council repealed by [Electricity Act 1989 \(c. 29, SIF 44:1\)](#), s. 112(3)(4), **Sch. 17 para. 35(1)**, **Sch. 18**

...  
F14

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An Area Gas Board.

The Gas Council.

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## SCHEDULE 3

Sections 29 and 31.

### CONSEQUENTIAL AMENDMENTS AND REPEALS

#### [<sup>F15</sup>PART I

#### SECTION SUBSTITUTED FOR SECTION 4 OF THE <sup>M2</sup>BUILDING CONTROL ACT 1966]

##### Textual Amendments

**F15** Sch. 3 Pt. I repealed (E.W.) by [Housing and Building Control Act 1984 \(c. 29, SIF 61\)](#), s. 61, [Sch. 12 Pt. I](#)

##### Modifications etc. (not altering text)

**C2** The text of Sch. 3 Pt. I is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

##### Marginal Citations

**M2** 1966 c. 27.

#### *Development areas*

- 4 (1) There shall be exempt from control under this Act any work done in the construction or alteration of a building or of any works done in a development area.
- (2) There shall be exempt from control under this Act any work done in the construction or alteration of a building or of any works in a locality which has ceased to be a development area or a development district if—
- the construction or alteration was begun; or
  - a contract for the work in question, or for other work in the construction or alteration, was made,
- at a time when the locality was a development area or development district.
- (3) Work shall not be exempt from control by virtue of paragraph (a) of subsection (2) of this section if the construction or alteration has been interrupted for a continuous period of twelve months or more.
- (4) Nothing in subsection (2) of this section shall be taken as conferring any exemption on work in respect of a building or any works by reason only that the construction of any ancillary works for the building or works in question was begun, or that a contract for work in the construction of such ancillary works was made, at such a time as is mentioned in that subsection; but where work was done in the construction or alteration of a building or of any works is exempt from control by virtue of that subsection shall also be exempt from control by virtue of that subsection any work done in the construction of any ancillary works required for that building or those works.
- (5) In this section—
- “development area” means any locality at the material time specified as such under section 15 of the Industrial Development Act 1966 ;

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“development district” means any locality at the material time specified as such by notice in the Board of Trade Journal which has not been withdrawn by a further notice in that Journal.

## PART II

### AMENDMENTS CONSEQUENTIAL ON PARTS II OF THIS ACT

#### Modifications etc. (not altering text)

- C3** The text of Sch. 3 Pt. II is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

... <sup>F16</sup>

#### Textual Amendments

- F16** Entries repealed by [Local Employment Act 1972 \(c. 5\)](#), [Sch. 4, Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), [Sch. 23, House of Commons Disqualification Act 1975 \(c. 24\)](#), [Sch. 3 and Northern Ireland Assembly Disqualification Act 1975 \(c. 25\)](#), [Sch. 3 Pt. I](#)

#### *The Highland and Islands Development (Scotland) Act 1965*

In section 5(5) for the word “Industrial Estates Management Corporation for Scotland” there shall be substituted the words “Scottish Industrial Estates Corporation”.

In section 13(6) for the words “Industrial Estates Management Corporation for Scotland” there shall be substituted the words “Scottish Industrial Estates Corporation”.

## PART III

### AMENDMENTS CONSEQUENTIAL ON PART III OF THIS ACT

#### <sup>F17</sup> *The* <sup>M3</sup> *Town and Country Planning (Scotland) Act 1947*

#### Textual Amendments

- F17** [Sch. 3 Pt. III](#) repealed (S.) by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), [Sch. 23](#)

#### Marginal Citations

- M3** [1947 c. 53](#).

In section 113, in the definition of “industrial building”, there shall be added at the end the words “as extended by section 25 of the Industrial Development Act 1966”.]

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*[<sup>F18</sup> The <sup>M4</sup>Local Employment Act 1960]*

**Textual Amendments**

**F18** Sch. 3 Pt. III repealed (S.) by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 23**

**Marginal Citations**

**M4** 1960 c. 18

In section 16(1) after the words “prescribed classes” there shall be added the words “ or descriptions ”.

In section 18(1) after the words “prescribed classes” there shall be added the words “ or descriptions ”.

In section 18(2) after the words “the prescribed classes” there shall be added the words “ or descriptions ”, and for the words “the classes prescribed” there shall be substituted the words “ the classes or descriptions prescribed ”.

In section 19(1) after the words “prescribed classes” there shall be added the words “ or descriptions ”.

... <sup>F19</sup>

**Textual Amendments**

**F19** Entry repealed (E.W.) by Town and Country Planning Act 1971 (c. 78), **Sch. 25** and (S.) by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 23**

**PART IV.....<sup>F20</sup>**

**Textual Amendments**

**F20** Sch. 3 Pt. IV repealed by Statute Law (Repeals) Act 1974 (c. 22), **Sch. Pt. XI**

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