



Housing (Financial Provisions) (Scotland) Act 1972

CHAPTER 46

HOUSING (FINANCIAL PROVISIONS) (SCOTLAND) ACT 1972

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SCHEDULE 2 — Computation of Rebates and Allowances
PART I — GENERAL

Introductory

- 1 (1) The rebate or allowance to which a tenant is...
- 2 In this Schedule— " dependent child " means a person...
- 3 (1) Where any sum which is payable or calculated otherwise...
- 4 (1) An authority may treat as a sole tenant for...
- 5 (1) If some person who resides in the house occupied...
- 6 In the following provisions of this Schedule " tenant" includes...

7 Any question whether a person is a sub-tenant of the...

Needs allowance

8 (1) Subject to sub-paragraph (2) below, the needs allowance for...

Income of tenant and spouse

9 (1) The weekly income of the tenant and any spouse...

Amount of rebate or allowance

10 (1) In this Schedule " minimum weekly rent" means, subject...

11 (1) The amount of rebate or allowance to be granted...

12 (1) The deductions from a rebate or allowance in respect...

Minimum and maximum rebate and allowance

13 If the amount of a rebate or allowance as calculated...

14 If the amount of a rebate or allowance as so...

Treatment of fractional amounts

15 The amount of any rebate or allowance shall be calculated...

Additional rebate

16 (1) A local authority may grant to any person an...

Provisions applying only to computation of allowances

17 (1) For the purposes of the computation of allowances, the...

PART II — PERSONS RECEIVING SUPPLEMENTARY BENEFIT

18 The provisions of this Part of this Schedule have effect...

19 (1) The said amount shall be the amount if any...

20 (1) The last preceding paragraph shall not apply where, assuming...

21 (1) In this Schedule " period of supplementary benefit" means...

SCHEDULE 3 — Rebates and Allowances: Procedure

PART I — GENERAL

Introductory

1 (1) Subject to the provisions of this Schedule, an authority...

Applications for rebates and allowances

2 (1) When an authority receive an application for a rebate...

Assessment of income

3 (1) If an authority are satisfied on an application for...

Rebate period and allowance period

4 (1) Where a rebate or an allowance is first granted,...

5 (1) If at any time between the making of an...

6 (1) If during a rebate period or an allowance period...

- 7 If there is such an alteration in the terms of...
 8 It shall not be the duty of an authority to...
 9 Without prejudice to any other right to recover the amount...

Application for further rebate or allowance

- 10 (1) A tenant to whom a rebate or allowance has...

Transitional

- 11 Where— (a) the whole or part of a person's rent...

Provisions applying only to allowances

- 12 (1) An authority may require from any person who has...
 13 The authority may withhold an allowance where the landlord of...
 14 In ascertaining the amount of an allowance the authority shall...
 15 (1) In ascertaining the amount of an allowance the authority...

General duty of authority as to determinations

- 16 (1) It shall be the duty of an authority to...
 PART II — PERSONS IN RECEIPT OF SUPPLEMENTARY BENEFIT
 17 (1) The Secretary of State may give directions, either generally...
 18 (1) An authority shall not, under this Schedule, require the...

SCHEDULE 4 — The Housing Revenue Account

Credits

- 1 (1) For each year a local authority shall carry to...

Debits

- 2 Subject to paragraph 3 of this Schedule, for each year...
 3 A local authority shall not debit to the housing revenue...

Transitional

- 4 (1) Where, but for the coming into force of this...

Working Balances

- 5 (1) Subject to paragraph 6 of this Schedule, the local...
 6 (1) Subject to sub-paragraph (2) below, the working balance at...

Supplemental

- 7 Any requirement of this Schedule as respects any amount to...
 8 A local authority may, with the consent of the Secretary...
 9 Where it appears to the Secretary of State that amounts...
 10 The Secretary of State may direct that items of income...
 11 Any surplus shown in a housing revenue account at the...
 12 References in this Schedule to houses and other property to...

SCHEDULE 5 — The Slum Clearance Revenue Account

Credits

- 1 For each year a local authority shall carry to the...
- 2 Where for any year a deficit is shown in the...

Debits

- 3 For each year a local authority shall debit to the...

Supplemental

- 4 Any surplus shown in a slum clearance revenue account at...
- 5 A local authority may, with the consent of the Secretary...
- 6 The Secretary of State may direct that items of income...

SCHEDULE 6 — Restriction on Rent Increases

Restriction on rent increases after first registration

- 1 Where a rent for a dwelling-house which is subject to...

Period of delay

- 2 There shall be a period of delay with respect to...

Permitted increase

- 3 (1) Subject to paragraph 3(1)(c) of Part III of the...

Previous limit

- 4 (1) For the purposes of this Schedule the previous limit...

Restriction on rent increases in cases of further registration during period of delay

- 5 (1) Where a rent (in this paragraph referred to as...

Successive tenancies

- 6 Where a rent for a dwelling-house which is subject to...
- 7 Where a controlled tenancy of a dwelling-house becomes a regulated...

Rent Agreements

- 8 Where, after a controlled tenancy of a dwelling-house becomes a...
- 9 If, in the period between the time when the controlled...

Supplemental

- 10 In ascertaining for the purposes of this Schedule whether there...
- 11 Where a registration takes effect from a date earlier than...
- 12 Where a rent determined by a rent assessment committee is...
- 13 This Schedule shall not apply where a registration is also...

SCHEDULE 7 — Modifications of Part VI of the Rent (Scotland) Act 1971

- 1 In section 70 (conversion of controlled tenancies of dwelling-houses provided...

- 2 In section 71 (application for qualification certificate), for subsections (1)...
- 3 In section 73 (procedure on applications under section 71(2)),—
- 4 In section 74 (registration of rent on issue of qualification...
- 5 In section 76 (appeal in certain cases against issue or...
- 6 Section 77 (postponement in certain cases of effect of qualification...
- 7 Section 78 (modifications of that Act in relation to tenancies...
- 8 In section 80 (consent of tenant),— (a) subsection (1) shall...
- 9 Subject to paragraphs 10, 11 and 12 below, Schedule 13...
- 10 If in a period of delay imposed under Schedule 13,...
- 11 Without prejudice to paragraphs 9 and 10 above, in the...
- 12 Without prejudice to paragraphs 9 and 10 above, in the...

SCHEDULE 8 — Termination of Part of Existing Contribution System

Enactments described in Schedule 1 to this Act

- 1 (1) No payment shall be made under any of the...
- 2 (1) This paragraph has effect where information given to the...
- 3 The right to receive any payment from the Secretary of...
- 4 For the purpose of calculating the amount of exchequer contribution...
- 5 (1) The Secretary of State may determine the total amount...
- 6 (1) Any sum paid, before the coming into force of...

Temporary accommodation provided in war buildings

- 7 (1) No payments shall be made under section 22(1)(b) of...

Aluminium houses in unsatisfactory state

- 8 (1) Payments under subsection (2) of section 92 of the...

Housing (Rural Workers) Acts

- 9 The Housing (Rural Workers) Acts 1926 to 1942, except in...

Temporary housing under Act of 1944

- 10 (1) The Housing (Temporary Accommodation) Act 1944, and any agreement...

Exchequer contributions for unfit houses retained by local authorities

- 11 (1) Payments under section 19 of the Act of 1968—...

Agricultural housing accommodation

- 12 (1) A local authority shall not approve an application for...

Determination of disputes

- 13 Any dispute between two or more housing authorities, or between...

Duty to supply information

- 14 Every housing authority and housing association shall supply the Secretary...

Expenses of Secretary of State

15 Any payments to be made by the Secretary of State...

SCHEDULE 9 — Minor and Consequential Amendments

THE LOCAL GOVERNMENT (SCOTLAND) ACT 1947 (C. 43)

1 In Schedule 6 (enactments for purposes of which money may...

THE LOCAL GOVERNMENT (FINANCIAL PROVISIONS) (SCOTLAND) ACT 1963 (C. 12)

2 In section 3 (reduction of rate support grants in respect...

*THE LOCAL GOVERNMENT (DEVELOPMENT
AND FINANCE) (SCOTLAND) ACT 1964 (C. 67)*

3 In section 9 (local authorities' capital funds) after subsection (2)...

THE MINISTRY OF SOCIAL SECURITY ACT 1966 (c. 20)

4 In section 16 of the Ministry of Social Security Act...

Supplementary benefit: rent brought into calculation of requirements

5 At the end of paragraph 13 of Schedule 2 to...

6 (1) The provisions of this paragraph have effect as respect...

THE HOUSING (SCOTLAND) ACT 1966 (c. 49)

7 In section 145 (powers of dealing with land acquired or...

8 In section 146 (power of Secretary of State in certain...

9 In section 151 (conditions to be observed in management of...

10 In section 175 (compulsory purchase of land by Scottish Special...

11 In section 195 (default powers of Secretary of State in...

THE LOCAL GOVERNMENT (SCOTLAND) ACT 1966 (c. 51)

12 In section 2 (rate support grants) in the definition of...

13 In section 46(1) (general interpretation) in the definition of "...

14 In Schedule 1 (rate support grants), in paragraph 4(2) of...

THE HOUSING (FINANCIAL PROVISIONS) (SCOTLAND) ACT 1968 (C. 31)

15 In section 21 (exchequer contributions for hostels), in subsection (4)...

16 In section 25 (advances to Scottish Special Housing Association) for...

17 In section 27 (power of local authorities to make improvement...

18 In section 29 (amount of improvement grants and payment thereof)...

19 In section 40 (duty of local authorities to make standard...

20 In section 58 (power of Secretary of State to reduce,...

21 In Schedule 3 (conditions to be observed with respect to...

THE RENT (SCOTLAND) ACT 1971 (c. 28)

22 In section 5(5) (conditions for a housing association tenancy to...

23 In section 21(2)(b) (limit of rent during statutory periods), after...

24 In section 46 (regulations), in subsection (2) for the words...

25 In section 85 (contracts), at the end of subsection (3)...

- 26 In section 88(1) (power of rent tribunals on reference of...
- 27 In section 125 (powers of local authorities for the purposes...
- 28 At the end of Schedule 6 (applications for registration of...
- 29 At the end of Schedule 7 (certificates of fair rent)...
- 30 At the end of Part II of Schedule 12 (applications...

THE FIRE PRECAUTIONS ACT 1971 (c. 40)

- 31 (1) In section 34 (modification of Rent Act 1968 and...

The Sheriff Courts (Scotland) Act 1971 (c. 58)

- 32 In Schedule 1 (minor and consequential amendments) for paragraph 4...

SCHEDULE 10 — Transitional Provisions

Residual subsidy

- 1 (1) Any amount of residual subsidy payable for the year...

Housing Repairs Account

- 2 (1) No housing repairs account shall be kept for the...

Housing Equalisation Account

- 3 (1) No housing equalisation account shall be kept for the...

Modifications of Part VI of the Act of 1971

- 4 An application under Part VI of the Act of 1971...

SCHEDULE 11 — Repeals

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- PART IV — THE HOUSING (RURAL WORKERS) ACTS
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