SCOTTISH STATUTORY INSTRUMENTS

2002 No. 102

COUNCIL TAX

The Council Tax (Dwellings and Part Residential Subjects) (Scotland) Amendment Regulations 2002

Made - - - -	*7th March 2002*
Laid before the Scottish Parliament - - - -	*8th March 2002*
Coming into force - -	*1st April 2002*

The Scottish Ministers, in exercise of the powers conferred by sections 72(4), 99(1) and 116(1) of the Local Government Finance Act 1992(**1**) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Council Tax (Dwellings and Part Residential Subjects) (Scotland) Amendment Regulations 2002 and shall come into force on 1st April 2002.

Amendment of the Council Tax (Dwellings and Part Residential Subjects) (Scotland) Regulations 1992

2. The Council Tax (Dwellings and Part Residential Subjects) (Scotland) Regulations 1992(**2**) are amended in accordance with the following regulations.

3. In regulation 2 (interpretation)–

(a) the definitions of "hostel", "nursing home" and "residential care home" shall be omitted;

(b) after the definition of "the Act" there shall be inserted–

> ""care home service" has the same meaning as in sub-paragraph (2) of paragraph 8 of Schedule 1 to the Act(**3**);".

4. In regulation 6 (definition of part residential subjects–exceptions) for paragraph (b) there shall be substituted–

(**1**) 1992 c. 14. Section 99(1) contains in paragraph (b) of the definition of "part residential subjects" a power of prescription; section 116(1) contains a definition of "prescribed" relevant to the exercise of the statutory powers under which these regulations are made. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(**2**) S.I.1992/2955.

(**3**) Schedule 1, paragraph 8 was amended by paragraph 18 of Schedule 3 to the Regulation of Care (Scotland) Act 2001 (asp 8).