

1978 No. 196

COUNTY COURTS

**County Court (Criminal Injuries to Property) (Compensation)
(Amendment) Rules (Northern Ireland) 1978***Made* 14th July 1978*Coming into operation* 1st September 1978*To be laid before Parliament*

The Secretary of State in pursuance of section 146 of the County Courts Act (Northern Ireland) 1959(a) and section 8(1) and (2) of the Criminal Injuries to Property (Compensation) Act (Northern Ireland) 1971(b) hereby, on the recommendation of the County Court Rules Committee and after consultation with the Lord Chief Justice, makes the following rules:

Citation and commencement

1. These rules may be cited as the County Court (Criminal Injuries to Property) (Compensation) (Amendment) Rules (Northern Ireland) 1978 and shall come into operation on 1st September 1978.

Amendment of 1973 Rules

2. The provisions of the County Court (Criminal Injuries to Property) (Compensation) Rules (Northern Ireland) 1973(c) specified in the first column of the schedule to these rules shall be amended to the extent specified in the second column of the schedule.

*Roy Mason*Northern Ireland Office
14th July 1978One of Her Majesty's Principal
Secretaries of State

(a) 1959 c. 25 (N.I.) as modified by S.I. 1973/2163 (1973 III, p. 7541)

(b) 1971 c. 38 (N.I.)

(c) S.R. & O. (N.I.) 1973 No. 166 (I, p. 869)

SCHEDULE

Amendments to the County Court (Criminal Injuries to Property) (Compensation) Rules (Northern Ireland) 1973

<i>Provision of 1973 Rules amended</i>	<i>Amendment</i>
Rule 6	<p>In paragraph (4)(b) after the word "Act" there shall be inserted the words "endorsed with a certificate as to the date of service of the notice on him".</p> <p>After paragraph (4) there shall be inserted the following paragraph:</p> <p>"(4A) The certificate referred to in paragraph (4)(b) shall, where the notice of the decision, determination or order under section 8(1) of the Act was served by post, state the date on which that notice was delivered to the applicant or his solicitor."</p>
Rule 7	<p>In paragraph (1) for the words "fourteen days" there shall be substituted the words "ten days".</p> <p>In paragraph (5) for the words "the entry day referred to in Rule 6(1)" there shall be substituted the words "the commencement of the sittings at which the appeal is to be heard".</p>

EXPLANATORY NOTE

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

These rules amend the County Court (Criminal Injuries to Property) (Compensation) Rules (Northern Ireland) 1973.

A person appealing to the county court under section 8 of the Criminal Injuries to Property (Compensation) Act 1971 is required, after the coming into operation of these rules, to endorse the copy of the decision, determination or order of the Secretary of State served on him under that section and served on the clerk of the Crown and peace under rule 6 of the 1973 rules with the date of service on the appellant.

The period within which the Secretary of State may pay a sum into the county court after a person has given notice of appeal under section 8 of the 1971 Act is also amended, as is the period within which the appellant may serve notice of acceptance of that sum.