

PROBATION OF OFFENDERS.

SIXTH SCHEDULE.

GOVERNMENT OF NORTHERN IRELAND.

MINISTRY OF AGRICULTURE.

MARKETING OF POTATOES ACT (NORTHERN IRELAND), 1928.

MARKETING OF POTATOES RULES (NORTHERN IRELAND), 1928.

PERMIT.

M.....of.....

.....  
is hereby granted permission to send from Northern Ireland.....Tons

.....Cwts. of potatoes consigned to.....

.....  
of.....

.....  
via the port of.....

Signed.....

Officer Authorised by Ministry.

Date.....

This Permit expires on.....

PROBATION OF OFFENDERS.

THE PROBATION RULES (NORTHERN IRELAND), 1928.

1928. No. 16.

BY THE LORDS JUSTICES OF NORTHERN IRELAND.

WILLIAM MOORE.

JAMES ANDREWS.

We, the Lords Justices of Northern Ireland, do hereby, in pursuance of the provisions of Sub-Section (4) of Section 3, Section 7 and Section 9 of the Probation of Offenders Act, 1907, and of all other powers us thereunto enabling, make the following Rules :—

*Appointment, Resignation and Removal.*

1. The appointment of Probation Officers may be made by the Justices for the District acting by a majority of the votes of the Justices present and voting at Petty Sessions. For the purpose of appointing a Probation Officer for any Petty Sessions

District, or of continuing or renewing such appointment, a meeting of the Justices for such Petty Sessions District, of which 14 days' notice shall be given, shall be held at such times as may be necessary.

2. Every appointment of a Probation Officer shall, in the first instance, be for a period of one year, but may be continued or renewed annually in the manner provided in Rule 1 for a like period.

3. Notice of every appointment shall be given by the Clerk of Petty Sessions to the Minister of Home Affairs, the Clerk of the Peace and to the County Inspector of the Royal Ulster Constabulary.

4. Every Probation Officer shall be furnished with a certificate of his appointment signed by two Justices.

5. A Probation Officer may resign his appointment on giving not less than one calendar month's notice in writing.

6. A Probation Officer may be dismissed for misconduct without notice. His appointment may be determined by one month's notice in writing, given by direction of the authority appointing him.

#### *Duties.*

7. A Probation Officer shall, subject to any directions given by the Court (whether in the Probation Order or otherwise), visit the home of the person in respect of whom supervision is required by the Probation Order (hereinafter referred to as the probationer) and make enquiry as to his behaviour, mode of life and employment. The Officer shall keep in close touch with the probationer and shall for the first month of probation meet the probationer (unless the Court otherwise direct) at least once a week; afterwards the number of visits or meetings shall depend on the conduct and mode of life of the probationer; provided that in cases of persons under sixteen regard shall be had to the desirability of such visits or meetings taking place at least once a fortnight during the first six months of the Order.

8. Where, by direction of the Court, the probationer is to visit the Probation Officer, the Probation Officer must appoint a place for his attendance other than a Police Court or Police Station.

9. In the case of children of school age, the Probation Officer shall make enquiry of the head teacher as to the child's attendance and progress, but the child shall not be visited on the school premises.

10. The Probation Officer shall ascertain that the probationer understands the conditions of his recognizance, and shall by warning and persuasion endeavour to ensure his observance of

them. If the probationer fails to obey the conditions after due warning, the Probation Officer shall report as hereinafter directed.

11. A Probation Officer shall advise, assist and befriend the probationer, and when necessary endeavour to find him employment. For these purposes he shall secure as far as possible the co-operation and assistance of social and religious workers or agencies.

In the case of a young person under sixteen the Probation Officer shall endeavour to secure his connection with organisations for the care and protection of the young, such as a Sunday School, club, association of boy scouts or girl guides, boys' and girls' brigades, and other similar movements.

12. A Probation Officer shall not wear any uniform or badge distinctive of his office; nor, if a constable, shall he wear police uniform while engaged on duty as a Probation Officer.

13. Every Probation Officer shall make himself conversant with the provisions of the Probation of Offenders Act, 1907, as amended by the Criminal Justice Administration Act, 1914, and with these Rules.

#### *Reports.*

14. The Probation Officer shall report as to the conduct and mode of life of the probationer and his observance of the conditions of his recognizance to such Court or person, at such times, and in such manner as the Court making the Order may direct. Where the Order has been made by a Court of Assize or a Court of Quarter Sessions, directions for this purpose may be given by a Judge, a Recorder, or a Chairman of Quarter Sessions when the Court is not sitting. In the absence of any direction the Probation Officer shall report in writing from time to time to the Justices of the Petty Sessions District for which he is appointed.

15. If the probationer fails to observe any of the conditions of his recognizance, the officer shall make a report to the Court before which the probationer is bound by his recognizance to come up for judgment or sentence, if that Court be then sitting or will sit within a reasonable time. In any other case he shall, subject to the direction of the Court making the Order, make the report to a Court of Summary Jurisdiction for the Petty Sessions District for which he is appointed.

16. The reports to the Court shall be made orally or in writing as the Court may direct; in the absence of direction, they shall be in writing. They shall not be made in open Court or published.

17. The Probation Officer shall in the month of January in each year make a report to the Justices of the Petty Sessions District for which he is appointed containing such particulars in respect of all cases under his charge during the preceding year as the Ministry of Home Affairs may from time to time direct, and the report, or a copy thereof, shall be forwarded before the end of February by the Clerk of Petty Sessions to the said Ministry.

*Persons other than Probation Officers named on Probation Orders.*

18. Where any person, not being a Probation Officer, is named by the Court in any Probation Order, he shall observe the foregoing Rules Nos. 7 to 17, so far as they are applicable; and he shall send the report required in Rule 17 to the Justices by whom the Probation Order was made, or in case of an Order made at Assize or Quarter Sessions to the Justices of the Petty Sessions District from which the probationer was committed for trial.

*Remuneration and Expenses.*

19. Probation Officers and persons not being Probation Officers named in Probation Orders shall be entitled to be remunerated in accordance with the following scale:—

For each case appearing in the quarterly claim up to and including five in number, 12/- per quarter.

For each additional case appearing in the quarterly claim up to and including twenty in number, 9/- per quarter.

For each additional case appearing in the quarterly claim after twenty, 6/- per quarter.

In the case of Probation Officers appointed for districts other than the County Boroughs of Belfast and Londonderry, the above remuneration shall be increased by twenty-five per centum.

20. Claims for remuneration and expenses shall be lodged by Probation Officers each year on the 1st of April, the 1st of July, the 1st of October and the 1st of January in respect of quarters ending the 31st March, the 30th June, the 30th September, and the 31st December.

21. If probation for a full quarter has not been completed in respect of a certain case on the day previous to that on which the claim is due to be lodged, then the claim for that case shall be included in the claim for the quarter in which the full quarter's probation is completed.

22. Probation Officers and persons not being Probation Officers named in Probation Orders shall be entitled to claim payment on account of expenses necessarily incurred by them in the performance of their duties, as hereinafter provided.

23. Such expenses shall include:—

- (a) Actual expenses for travelling, being third-class railway fares and fares for travelling in other public conveyances, at the cheapest available rate.
- (b) Such allowances in respect of the use by an Officer of his own bicycle, motor cycle or motor car as are for the time being applicable to Officers in the Civil Service of Northern Ireland.
- (c) Allowances for subsistence during necessary absence from home in the discharge of special duties.

For each night's absence a sum not exceeding 12/6, such allowance to cover any period of absence up to twenty-four hours.

Where an Officer is not required to spend the night away from home, but is away for more than ten hours, a sum not exceeding 4/2 may be allowed.

- (d) Cost of necessary stationery, including the cost of any forms, files books, etc., necessary for the proper performance of an Officer's duties and not otherwise supplied.
- (e) Postal charges. Postage stamps actually used and postal fees including charges in respect of telegrams and telephone calls actually and necessarily paid.

24. All claims in respect of remuneration and expenses shall be furnished in such a form and vouched in such a manner as the Ministry of Home Affairs may from time to time direct.

*Commencement, Short Title and Repeal.*

25. These Rules shall come into operation on the first day of February, 1928, save that the provisions therein contained relating to Remuneration and Expenses shall have effect in respect of the claims furnished on and after the first day of April, 1928.

26. These Rules may be cited as the Probation Rules (Northern Ireland), 1928.

27. The Rules made by the Lord Lieutenant on the 28th day of December, 1907, in pursuance of Section 7 of the Probation of Offenders Act, 1907, are hereby repealed.

Given at Belfast, this 31st day of January, 1928.

By their Excellencies' Command.

(L.S.)

*R. Dawson Bates.*

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## PUBLIC HEALTH.

### Preservatives, &c., in Food.

REGULATIONS, DATED 1ST DECEMBER, 1928, MADE BY THE MINISTRY OF HOME AFFAIRS FOR NORTHERN IRELAND FOR AMENDING THE PUBLIC HEALTH (PRESERVATIVES, ETC., IN FOOD) (NORTHERN IRELAND) AMENDED NO. 2 REGULATIONS, 1927.

1928. No. 134.

The Ministry of Home Affairs in exercise of the powers conferred upon it by the Public Health (Ireland) Act, 1878, (a) the

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(a) 41-2 V., c. 52.