

Parliamentary Grants.

REGULATIONS MADE BY THE MINISTRY OF FINANCE UNDER SECTION 44 (2) OF THE LOCAL GOVERNMENT ACT (NORTHERN IRELAND), 1934.

1935. No. 12.

The Ministry of Finance for Northern Ireland, in exercise of the powers conferred upon the said Ministry by sub-section (2) of section 44 of the Local Government (Northern Ireland) Act, 1934, hereby makes the following regulations:—

1. In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them, that is to say:—

“Local Authority” has the same meaning as in section 44 of the Local Government Act (Northern Ireland), 1934:

“Ministry of Finance” means the Ministry of Finance for Northern Ireland:

“Parliamentary grants” means grants payable to local authorities out of moneys provided by Parliament:

“Education authority” has the same meaning as in the Education Act (Northern Ireland), 1923, and the enactments amending that Act:

“Financial year” means the twelve months ending the thirty-first day of March.

2. Where the payment of any sum by a local authority is required to comply with any enactment and—

(i) is due to any Ministry of Northern Ireland, other than the Ministry of Finance, or to any public authority of the Government of Northern Ireland or to a public fund under the control of any such Ministry (other than the Ministry of Finance) or public authority: and

(ii) being so due, has not been paid within two weeks from the date on which such payment is required to be made or within such longer period as the Ministry of Finance may allow:

then the aforesaid Ministry or public authority (referred to in these Regulations as the “receiving Department”) shall transmit a sealed certificate of such default to the Ministry of Finance. The said certificate shall specify: (a) the enactment governing such payment; (b) the date on which payment was required to be made; (c) the name of the defaulting local authority; (d) the reasons (if any) given by the local authority for the default; and (e) the amount of the sums due and unpaid.

3. Where the payment of any sum is due to the Exchequer of Northern Ireland or to the Ministry of Finance, and is in default for the period prescribed in Regulation 2 hereof, a sealed certificate, specifying the like particulars as are to be specified in the certificate prescribed in the said Regulation shall be made by the Ministry of Finance.

4.—(a) The Ministry of Finance upon the receipt, or upon the making by it, of such certificate as aforesaid shall ascertain what Parliamentary grants are due to be made by any paying Department (within the meaning of Regulation 6 hereof) to the defaulting local authority or to some other local authority on behalf of the defaulting local authority and shall, after consultation with the paying Department, issue a direction under seal as to the Parliamentary grants from which there are to be abated the amounts due under any certificate as aforesaid.

(b) The sealed direction of the Ministry of Finance shall contain such particulars in regard to the incidence of the abatement as may be necessary.

5. In giving such direction the Ministry of Finance shall, if the amount in default relates to any payment due to be made by a local authority in respect of educational services, require the grants payable under section 76 of the Education Act (Northern Ireland), 1925, to such education authority or authorities as may be comprised within the area of the defaulting authority to be the first abated.

6. The Ministry of Finance shall transmit to the Department which accounts for the Parliamentary grants to be abated (which Department is referred to in these Regulations as the "paying Department") a copy of its direction, and the paying Department shall lodge to the credit of an account to be opened by the said Ministry and called "the Local Authorities (Abatement of Grants) Suspense Account" (referred to in these Regulations as "The Grants Abatement Account") the amount to be abated in accordance with the said Ministry's direction.

7. The Ministry of Finance shall from time to time transfer to the receiving Department to which the certified amount is due or to the Exchequer of Northern Ireland, as the case may require, such amounts as are necessary to meet the sum in default.

8. The Ministry of Finance shall transmit to any local authority from whom Parliamentary grants are abated under these Regulations a copy of the sealed certificate and of the direction referred to in Regulations 2, 3 and 4 hereof, and shall inform such authority of the amount abated from Parliamentary grants.

9. If, at any time within the financial year in which the default occurs, a defaulting local authority make good the default or pay any sums on account of the default, the Ministry of Finance may make such adjustments in the Grants Abatement Account, and such arrangements with the paying Department or receiving Department, as appear to the said Ministry to be necessary.

10. At the close of any financial year in which any abatement of grants is carried out under these Regulations, a copy of the

Grants Abatement Account shall be rendered by the Ministry of Finance to the Comptroller and Auditor-General for Northern Ireland.

11. These Regulations may be cited as the Local Authorities (Abatement of Grants) Regulations (Northern Ireland), 1935.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 23rd day of January, 1935, in the presence of—

(O.S.)

G. C. Duggan,
Assistant Secretary.

Rural Districts invested with Urban Powers.

ORDER, DATED THE 30TH DAY OF JULY, 1935, MADE BY THE
MINISTRY OF HOME AFFAIRS UNDER SECTION 33 (2) OF THE
LOCAL GOVERNMENT (IRELAND) ACT, 1898.

1935. No. 97.

To the Council of each Rural District in Northern Ireland ;
And to all others whom it may concern :

WHEREAS it is enacted in effect by section 33 (2) of the Local Government (Ireland) Act, 1898, that rural district councils shall have such powers and duties of urban sanitary authorities under the Public Health Acts or any other Act and such provisions of any of those Acts relating to urban districts shall apply to rural districts as the Ministry of Home Affairs for Northern Ireland may by general order direct and that every such order shall be forthwith laid before Parliament :

Now, therefore, the Ministry of Home Affairs for Northern Ireland in pursuance of the powers vested in it by section 33 (2) of the Local Government (Ireland) Act, 1898, and by all other statutes in that behalf enabling the Ministry hereby orders and directs as follows, that is to say :—

Every rural district council in Northern Ireland shall have the powers and duties of an urban sanitary authority under the provisions of sections 105 and 106 of the Public Health (Ireland) Act, 1878, and sections 29, 30 and 31 of the Public Health Acts Amendment Act, 1890, which relate to the provision and regulation of slaughterhouses, and accordingly such sections are hereby declared to be in force and to apply in every rural district in Northern Ireland.

Given under the Seal of the Ministry of Home Affairs for Northern Ireland this 30th day of July, 1935.

(L.S.)

D. L. Clarke,
Assistant Secretary.