

INTOXICATING LIQUOR.

Licences : Rates of Charges.

DETERMINATION BY THE MINISTRY OF FINANCE UNDER SECTION 3 OF THE INTOXICATING LIQUOR ACT (NORTHERN IRELAND), 1923, AS AMENDED BY THE INTOXICATING LIQUOR (FINANCE) ACT, (NORTHERN IRELAND), 1925, OF THE RATES AT WHICH CHARGES ARE TO BE IMPOSED IN RESPECT OF LICENCES FOR THE SALE OF INTOXICATING LIQUOR BY RETAIL TO BE GRANTED OR RENEWED DURING THE YEAR ENDING 30TH SEPTEMBER, 1936.

1935. No. 98.

In pursuance of sub-sections (3) (b) and (4) of Section 3 of the Intoxicating Liquor Act (Northern Ireland), 1923, as amended by the Intoxicating Liquor (Finance) Act (Northern Ireland), 1925, the Ministry of Finance hereby determines that the rates at which charges are to be levied in respect of all licences for the sale of intoxicating liquor by retail granted or renewed during the year ending 30th September, 1936, shall be eighty-three and one-third per cent. of the maximum rates of charge authorised by sub-section (1) of Section 1 of the Intoxicating Liquor (Finance) Act (Northern Ireland), 1925.

Given under the Seal of the Ministry of Finance this 7th day of August, 1935.

(O.S.)

G. C. Duggan,
Assistant Secretary.

LOCAL GOVERNMENT.

Compulsory Acquisition of Land by Local Authorities, p. 146.

County Borough Councils :

Town Clerks, p. 153.

County Court Rules, p. 154.

Dispensary Medical Officers and Medical Officers of Health, p. 165.

Parliamentary Grants, p. 166.

Rural Districts invested with

Urban Powers, p. 168.

Unions and Rural District

Councils :—

Officers Qualifications, p. 169.

Urban District and Borough Councils :

Officers Qualifications, p. 170.

Compulsory Acquisition of Land by Local Authorities.

THE LOCAL AUTHORITIES (COMPULSORY ACQUISITION OF LAND) REGULATIONS, 1935.

1935. No. 48.

To the Council of each administrative county in Northern Ireland ;

To the Council of each sanitary authority in Northern Ireland ;

And to all others whom it may concern :

The Ministry of Home Affairs for Northern Ireland, in exercise of the powers vested in it by the Local Government Act (Northern Ireland), 1934, and of every other power in this behalf enabling the Ministry hereby makes and prescribes the following Regulations :—

1. These Regulations may be cited as the Local Authorities (Compulsory Acquisition of Land) Regulations, 1935.

2. In these Regulations unless the context otherwise requires :—

- (a) The expression "the Ministry" means the Ministry of Home Affairs.
- (b) The expression "the Act" means the Local Government Act (Northern Ireland), 1934.
- (c) The expression "land" includes any such land or lands, easements, rights, buildings or other properties as a local authority has power to acquire under section ten of the Local Government (Ireland) Act, 1898, or section two hundred and two of the Public Health (Ireland) Act, 1878, as the case may be.

3. An application by a county council or sanitary authority (which council or authority is in this order referred to as "the local authority") for a vesting order in pursuance of the provisions of section twenty-two of the Act shall be in the Form No. 1 in the Schedule hereto, or as near thereto as possible and shall be accompanied by a map or plan in duplicate drawn on parchment or linen, indicating clearly the lands proposed to be acquired.

4.—(1) Notice of the application shall be published once at least in each of two successive weeks in one or more of the newspapers circulating within the area of the local authority. Provided that in exceptional circumstances the Ministry may dispense with such publication either wholly or partially.

(2) Notice of the application shall be given to the owners, lessees and occupiers of the said lands—

- (a) by delivery of the same personally to the person to whom such notice is required to be given or by delivering it or leaving it at the usual or last known place of abode of such person ; or
- (b) by sending the same by post as a registered letter addressed to such person at his usual or last known place of abode ; or

(c) if that cannot be found, by affixing it on some conspicuous part of the lands proposed to be acquired.

(3) Where the lands are subject to any annuity under the Land Purchase Acts notice of the application shall be given to the Ministry of Finance. Such notice shall be given by delivery of the same at the offices of the Ministry of Finance, Stormont, Belfast, or by sending the same by post as a registered letter addressed to the Secretary, Ministry of Finance, at the said address.

(4) The notice shall state clearly the nature of the application, the lands proposed to be acquired and the time within which objections to the application must be sent to the Ministry, and the notice given to any owner, lessee or occupier of the lands shall have attached thereto a map or plan sufficient to enable the person to whom it is given to identify the lands proposed to be acquired. The notice given to the Ministry of Finance shall have attached thereto a Land Registry map certified to date showing thereon in distinct colour the portion of the holding proposed to be acquired.

5. Notice of the making of a vesting order which is required to be given in pursuance of the provisions of paragraph (a) of sub-section (2) of section twenty-two of the Act shall be in the Form No. 2 in the Schedule hereto, or as near thereto as possible.

6. Notice of a vesting order becoming operative shall be given to the Ministry of Finance within 14 days from the date of such order becoming operative.

7. The receipt to be given to the local authority for the compensation paid by them shall be in the Form No. 3 in the Schedule hereto with such modifications as the nature of the case may require.

8. The statutory declaration to be made by a person to whom the compensation payable does not exceed the sum of £100 shall be in the Form No. 4 in the Schedule hereto with such modifications as the nature of the case may require.

9. The notice to be given to the Ministry of Finance in pursuance of the provisions of Article 10 (2) of the Second Schedule to the Act shall be in the Form No. 5 in the Schedule hereto and shall contain the particulars by said notice required. For the purposes of the said Article the prescribed period shall be 14 days from the receipt of such notice.

Compulsory Acquisition of Land by Local Authorities. 149

Given under the Seal of the Ministry of Home Affairs for Northern Ireland this 27th day of March, 1935.

(L.S.) (Signed), *D. L. Clarke,*
Assistant Secretary.

SCHEDULE.

FORM No. 1.

THE LOCAL GOVERNMENT ACT (NORTHERN IRELAND), 1934.

COUNTY OF _____ (URBAN OR RURAL DISTRICT OF _____).

Application for Vesting Order.

The Council of the Administrative County of _____ (Urban or Rural District of _____) in pursuance of the provisions of the Local Government Act (Northern Ireland), 1934, hereby apply to the Ministry of Home Affairs for an Order vesting the lands (easements or rights) described in the Schedule hereto in the said Council in accordance with and subject to the provisions of the Second Schedule to the said Act.

The said Council desire to acquire the said lands (easements or rights) otherwise than by agreement for the following purposes*—

Dated this _____ day of _____ 19 _____

*The reasons for the acquisition should be set forth fully here.

.....Chairman of the Council.

[SEAL]

.....Secretary.
(Clerk).

SCHEDULE ABOVE REFERRED TO.

Description of Lands, Easements or Rights.

County.	Barony or Town and Parish.	Town-land.	Area. A. B. P.	Names and addresses of Owners Lessees and Occupiers.	Reference to lands on attached map.	Nature of Estate or Interest.

Statutory Declaration by Secretary or Clerk.

I, Secretary of the Council of the
 Administrative County of (Clerk of the Council
 of the Urban or Rural District of) do solemnly
 and sincerely declare as follows :—

1. Notice of the foregoing application for a vesting order was, in accordance with the Local Government Act (Northern Ireland), 1934, and the Regulations made thereunder, duly published in each of two successive weeks in the following newspaper(s) circulating in the locality in which the lands proposed to be acquired are situate, namely :—

Name(s) of Newspaper(s).	Date of Publication.

I beg to refer to copies of the said Newspaper(s) on which marked "A" and "B" I have endorsed my name previous to making this Declaration.

2. Notice of the said application was, in accordance with the said Act and the Regulations made thereunder duly given to the owners, lessees and occupiers of the said lands (and to the Ministry of Finance) in manner following, that is to say :—

Names of Persons served.	Method of Service.*	Date of Service.

I beg to refer to a copy of the said Notice on which marked "C" I have endorsed my name previous to making this Declaration.*

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act, 1835.

Declared and Subscribed before me at this day of 19
 in the County of _____

*Where the notices were served by registered post, the receipts for the posting should also be made exhibits to the Declaration.

FORM No. 2.

THE LOCAL GOVERNMENT ACT (NORTHERN IRELAND), 1934.

COUNTY OF _____ (URBAN OR RURAL DISTRICT OF _____).

Notice of Making of Vesting Order.

Notice is hereby given that the Ministry of Home Affairs for Northern Ireland, acting in pursuance of the provisions of the Local Government Act (Northern Ireland), 1934, made on _____ an Order vesting the lands (easements or rights) described in the Schedule hereto in the _____ Council free from all charges or incumbrances whatever in accordance with and subject to the provisions of the Second Schedule to the said Act.

Compulsory Acquisition of Land by Local Authorities. 151

A copy of the Vesting Order and of the map (or plan) referred to therein has been deposited at
and may be seen thereat at all reasonable hours.

Dated this day of 19 ..
.....Secretary (Clerk).

SCHEDULE ABOVE REFERRED TO.

Description of Lands, Easements or Rights.

County.	Barony or Town and Parish.	Town-land.	Area.		Names and addresses of Owners Lessees and Occupiers.	Reference to lands on attached Map.	Nature of Estate or Interest.
			A.	R. P.			

FORM No. 3.

THE LOCAL GOVERNMENT ACT (NORTHERN IRELAND), 1934.

Receipt for Compensation.

We, the persons whose names and addresses are set forth in the First Column of the Schedule hereto do hereby each acknowledge that we have respectively received from the Council of the Administrative County of (Urban or Rural District of) the sum set forth in the Second Column of the said Schedule opposite to each of our respective names as the compensation payable to us in respect of all our estate, right, title, interest or claims in and to All That and Those that parcel of land in the Townland of (Town of and Parish of), Barony of and County of containing acres roods and perches statute measure or thereabouts vested (or rights or easements over which were vested) in the said Council by a Vesting Order made by the Ministry of Home Affairs on the day of 19 , in accordance with and subject to the provisions of the Second Schedule to the Local Government Act (Northern Ireland), 1934.

SCHEDULE ABOVE REFERRED TO.

(1) Name and address of person to whom compensation is paid.	(2) Amount of Compensation paid.	(3) Nature of Estate or Interest.

Dated the day of 19 ..
Signed by the said in the presence of ..

FORM No. 4.

THE LOCAL GOVERNMENT ACT (NORTHERN IRELAND), 1934.

Statutory Declaration by person claiming compensation not exceeding One Hundred Pounds:

I, _____ of _____ years and upwards do solemnly and sincerely declare as follows:—

1. I was on and prior to the (a) _____ day of _____ 193____ the absolute owner (or (b) _____) of all that parcel of land in the Townland of _____ and Those that parcel of land in the Townland of _____ Barony of _____ (Town of _____ Parish of _____) and County of _____ containing _____ acres _____ roods and _____ perches statute measure or thereabouts which was vested (or rights or easements over which were vested) in the Council of the Administrative County of _____ (Urban or Rural District of _____) on the said (a) _____ day of _____ 19____ by a Vesting Order made by the Ministry of Home Affairs on the _____ day of _____ 19____ in accordance with and subject to the provisions of the Second Schedule to the Local Government Act (Northern Ireland), 1934, and in respect of which parcel of land I claim the sum of _____ as compensation (to be paid to the trustees of the settlement under which I hold as such limited owner).

2. My title to the said parcel of land as such absolute owner (limited owner) was as follows:—

(Here set out the title in separate paragraphs. In the case of a limited owner the names and addresses of the trustees of the settlement should be given to enable payment of the compensation to be made to them.)

3. For not less than six years prior to the vesting of the said parcel of land in the said Council I was (and I verily believe my immediate predecessor in title was) in actual occupation and in full free and undisturbed possession and enjoyment and receipt of the rents and profits of the said parcel of land and no claim has been made by, or acknowledgment given to, any person in respect of the said lands or the rents or profits thereof save as herein set forth.

4. Save as herein set forth, there was not at the time of the vesting of the said parcel of land in the said Council any charge or incumbrance affecting the same.

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act, 1835.

Declared and Subscribed before me at _____ this _____ day of _____ 19____ in the County of _____

FORM No. 5.

THE LOCAL GOVERNMENT ACT (NORTHERN IRELAND), 1934.

Notice of agreement for Compensation.

To—
The Secretary,
Ministry of Finance,
Stormont,
Belfast.

Sir,

Please take Notice that the _____ County }
Urban District } Council of _____
Rural District }

propose to enter into an agreement with _____ for the payment of compensation to him in respect of his interest in the lands set out in the first column of Schedule hereto in the terms mentioned in the second column of said Schedule.

Description of Lands, Easements or Rights proposed to be acquired.	Terms of agreement proposed to be entered into.
Folio No.....	Compensation payable exclusive of redemption of apportioned Land Purchase Annuity
Collection No.....	
Registered Owner.....	
Townland(s).....	Proposals (if any) for apportionment and redemption of apportioned Land Purchase Annuity

Clerk of the County }
Urban District } Council.
Rural District }

County Borough Councils : Town Clerks.

THE COUNTY BOROUGH COUNCILS (TOWN CLERKS AND DEPUTY TOWN CLERKS QUALIFICATIONS) ORDER, 1935.

1935. No. 110.

To the Council of each County Borough in Northern Ireland ;
And to all whom it may concern :

The Ministry of Home Affairs for Northern Ireland (hereinafter referred to as "the Ministry") in exercise of the powers vested in it by section eighteen of the Local Government Act (Northern Ireland), 1934, and of every other power in that behalf enabling the Ministry, hereby prescribes with respect to the appointment of Town Clerks and Deputy Town Clerks of County Boroughs in Northern Ireland as follows, that is to say :—

1. No person shall be qualified to be appointed to the office of Town Clerk or Deputy Town Clerk of a County Borough Council in Northern Ireland unless :—

(a) (i) he has had wide experience extending over a period of not less than ten years in any one of the following professions :—

- (a) barrister-at-law ;
- (b) solicitor ;
- (c) chartered accountant ;
- (d) incorporated accountant ;

or

(ii) he satisfies the Ministry that he has had adequate and suitable experience and has shown capacity in local government administration or in commercial, industrial or financial matters, or in the conduct of public affairs ;

(b) he produces satisfactory evidence to the Ministry that his health and character are good ;

(c) he is a natural born British subject and the son of a father also a natural born British subject, and has