

Finance.

REGULATIONS, DATED 1ST MARCH, 1938, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER THE PROVISIONS OF THE LOCAL GOVERNMENT (RATING AND FINANCE) ACT (NORTHERN IRELAND), 1929, AS AMENDED BY THE LOCAL GOVERNMENT (FINANCE) ACT (NORTHERN IRELAND), 1936.

1938. No. 15.

The Ministry of Home Affairs for Northern Ireland in exercise of the powers conferred on the Ministry by the Local Government (Rating and Finance) Act (Northern Ireland), 1929, 20 Geo. V, cap. 10, and the Local Government (Finance) Act (Northern Ireland), 1936, 26 Geo. V, and 1 Ed. VIII, cap. 10, and of all other powers it thereunto enabling, with the approval of the Ministry of Finance, and after consultation with the Ministry of Education in regard to matters relating to education authorities, hereby makes the following Regulations:—

**Short Title
and
Interpretation**

1.—(1) These Regulations may be cited as the Local Government (Finance) Regulations (Northern Ireland), 1938, and shall be construed as one with the Local Government (Finance) Regulations, 1936.

(2) In these Regulations the following expressions have the meanings respectively assigned to them, namely:—

“ The Act ” means the Local Government (Finance) Act, (Northern Ireland), 1936.

“ The 1929 Act ” means the Local Government (Rating and Finance) Act (Northern Ireland), 1929.

“ Urban Local Authority ” means the Council of a County Borough, Borough or Urban District, the Commissioners of a Town and the Water Commissioners.

“ The principal Regulations ” means the Local Government (Finance) Regulations (Northern Ireland) 1936.

“ The Financial Year ” means the year beginning on the 1st April and ending on the 31st March following.

Other expressions to which special meanings are assigned by the Act or by the 1929 Act have the same respective meanings as in these Acts. The Interpretation Act, 1889, shall apply to these Regulations as it applies to Acts of Parliament.

**Deficiency
Contribution--
Dates of
Payment.**

2.—The fourth day of May shall be substituted for the seventh day of June in Articles 3 (2), 6 (2), and 7 (3) of the principal Regulations.

3.—(1) To give effect to the provisions of Section 3 (5) of the Finance Act (Northern Ireland), 1934, and Section 1 (6) of the Unemployment Assistance (Finance) Act (Northern Ireland), 1937, the deficiency contribution to the Belfast County Borough Council shall be reduced by an amount which bears the same relation to the contributions under the above Acts in each financial year as the deficiency contribution bears to the actual rate collected excluding Government bounty, provided that in the application of this Article to the expenditure incurred in paying the contribution under Section 3 of the Finance Act (Northern Ireland), 1934, in respect of the three years ended 31st day of March, 1937, the said expenditure shall be deemed to have been incurred during the financial year ended 31st day of March, 1937. Provided also that the total deficiency contribution calculated on the actual rates struck for the year ended 31st March, 1937, shall be deemed to be £127,094 and that the amount calculated in accordance with the provisions of this Article shall be deemed to include a sum of £1,716 2s. 2d. in respect of the Harbour Commissioner ratings.

Deficiency
Contribution--
Belfast
County
Borough
Council.

(2) Where in any of the five local financial years within the period ending on 31st day of March, 1941, the rate to be paid by the Belfast Harbour Commissioners is the sum referred to in Section 12 (1) (c) (ii) of the Revaluation (Consequential Provisions) Act (Northern Ireland), 1936, the deficiency contribution payable on the difference between such rate and the rate ascertained under Section 12 (1) (c) (i) of the said Act, shall be added to the actual deficiency contribution calculated in accordance with paragraph 1 of this Article.

(3) Article 6 (12) of the principal Regulations shall not apply to the Belfast County Borough Council.

4.—(1) In the application of paragraph 11 of Article 6 of the principal Regulations to any town which is constituted an Urban Sanitary District after the passing of the Act, the period beginning on the 1st day of April in the financial year in which the constitution takes place and ending on the 31st day of March in the financial year in which the constitution has been in force for six completed financial years shall be substituted for the period beginning on the 1st day of April, 1930, and ending on the 31st day of March, 1936.

Deficiency
Contribution--
Urban Local
Authorities.

(2) Where the boundary of any Urban Local Authority is extended subsequent to the passing of the Act the deficiency contribution to be paid to such Authority shall not in respect of the local financial year in which such extension takes place or any subsequent year be in excess of the greatest sum which would have been paid to such Local Authority had the rates actually struck during the period beginning on the 1st day of April, 1930, and ending on the 31st day of March, 1936, been levied on valuations of the same amount and distinguishment as the valuations in force in the first local financial year during which such extension takes effect.

(3) Paragraph 2 of this Article shall apply to the Water Commissioners, with the following modification :

- (a) The period beginning on the 1st day of November, 1930, and ending on the 31st day of October, 1936, shall be substituted for the period beginning and ending as mentioned in the said paragraph 2.

Deficiency
Contribution-
Local
Authorities
other than
Urban Local
Authorities.

5.—Where an alteration in the boundary of any Local Authority takes place after the commencement of the 1929 Act, or where the districts comprising the area of a Local Authority are altered in any way—

- (a) the standard expenditure of such Local Authority certified by the Ministry under Section 4 (3) of the Act may, if the Ministry thinks fit, be adjusted, regard being paid to receipts and expenditure which may be anticipated as a result of any agreement which may be entered into by an Urban Local Authority and any Local Authority whose areas are affected by the alteration, and the adjusted standard expenditure shall be taken to be such sum as the Ministry may certify ;
- (b) the Ministry shall, having regard to the aforesaid certified standard expenditure and the Valuation Lists issued by the Commissioner of Valuation on the 1st day of March immediately preceding the financial year in which the alteration of the boundary takes place, ascertain and certify the standard grant, and the revised standard grant shall take effect from the day on which such alteration took place ;
- (c) where a revised standard grant has been so certified any necessary adjustments may be made in the next payment or such payment or payments of the deficiency contribution as the Ministry may determine ;
- (d) for the purpose of calculating the revaluation contribution in respect of any financial year during which such alterations of boundary has taken effect the standard grant shall be deemed to be the amount of the revised standard grant certified under sub-sections (2) and (3) of Section 4 of the Act and the adjusted standard expenditure shall be deemed to be the expenditure ascertained under sub-division (1) of Sub-section (2) of Section 4 of the Act.

Sealed with the Official Seal of the Ministry of Home Affairs
for Northern Ireland this FIRST day of March, 1938,
in the presence of—

(L.S.)

A. ROBINSON,
Assistant Secretary.

The Ministry of Finance approves of the foregoing Regulations, in witness whereof the official seal of the Ministry has been affixed hereto this second day of March, 1938, in the presence of—

(L.S.)

G. C. DUGGAN,
Assistant Secretary.

MALONE TRAINING SCHOOL.

Contributions by County Councils.

REGULATIONS MADE BY THE MINISTRY OF HOME AFFAIRS WITH THE APPROVAL OF THE MINISTRY OF FINANCE, IN PURSUANCE OF THE PROVISIONS OF SECTION 3 (3) OF THE MALONE TRAINING SCHOOL ACT (NORTHERN IRELAND), 1926.

1938. No. 93.

The Ministry of Home Affairs, in exercise of the powers vested in it by Section 3 (3) of the Malone Training School Act (Northern Ireland), 1926 (16 and 17 Geo. V, Chapter 22), and with the approval of the Ministry of Finance, hereby makes the following Regulations:—

- (1) The contribution payable by the Council of the County or County Borough in accordance with the provisions of subsection (3) of Section 3 of the above-mentioned statute, towards the expenses of a youthful offender who has been sent to the Reformatory School pursuant to an Order shall, from the first day of April, Nineteen hundred and thirty-eight, and until varied by any subsequent Order, be at the rate of 15/6 per week during such time as such youthful offender is detained in the Reformatory School;
- (2) Payment of the contribution as aforesaid shall be in arrear; and shall be made half-yearly by the Council of the County or County Borough in respect of the half years ending 30th September and 31st March, respectively, and shall be made not later than two months from the date of the claim for payment;
- (3) The Regulations made by the Ministry of Home Affairs and approved by the Ministry of Finance on the 18th day of August, 1937, are hereby revoked.