

REGULATIONS, DATED THE 22ND DAY OF SEPTEMBER, 1939, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTIONS 20 AND 32 OF THE CIVIL DEFENCE ACT (NORTHERN IRELAND), 1939.

1939. No. 136.

WHEREAS it is provided by Section twenty of the Civil Defence Act (Northern Ireland), 1939 (hereinafter referred to as "the Act"), that no expenses incurred by the persons therein mentioned in respect of the provision of air-raid shelter shall be deemed to be reasonable for the purpose of calculating the amount of grant payable thereunder in so far as they exceed such standard as may be prescribed by regulations of the Ministry of Home Affairs (hereinafter referred to as "the Ministry") made with the consent of the Ministry of Finance unless they were incurred in circumstances so prescribed :

AND WHEREAS the like provision is made by Section thirty-two of the Act with respect to expenditure incurred by public utility undertakers in the provision of air-raid shelter :

NOW, THEREFORE, the Ministry of Home Affairs for Northern Ireland, in exercise of the powers conferred upon it by Sections twenty and thirty-two of the Civil Defence Act (Northern Ireland), 1939, and with the consent of the Ministry of Finance for Northern Ireland hereby makes the following Regulations :—

1.—In these Regulations the expression "the appropriate number" means

- (a) in the case of air-raid shelter provided by the occupier of factory premises or the owner of a commercial building, the number of persons for whom that person is or may for the time being be required to provide air-raid shelter in connection with such factory premises, or commercial building ;
- (b) in the case of air-raid shelter provided by a person to whom sub-sections two or three of Section twenty of the Act applies, the number of persons employed by him ; and
- (c) in the case of air-raid shelter provided by public utility undertakers the number of persons employed by them for the provision of shelter for whom measures are proposed in a report made by them under Section thirty of the Act or are specified in a notice served on them under Section thirty-one thereof.

2.—(1) Subject to the provisions of paragraph 3 of these Regulations no expenses incurred in providing or securing the provision of air-raid shelter shall, for the purpose of determining the amount of

grant payable under Section twenty or Section thirty-two of the Act (as the case may be) be deemed to be reasonable in so far as they exceed the following standard, that is to say :—

An amount ascertained by multiplying the number of persons for whom such shelter has been provided (such number being determined by reference to the requirements respecting space prescribed by the Code for the time being in force under section eleven of the Act) by the appropriate rate :

Provided that—

if in any case that number exceeds the appropriate number the excess shall be disregarded in calculating the standard in that case, and if in any such case shelters of more than one kind have been provided the excess shall be deemed to consist of shelters to which the lesser of the two rates is appropriate.

(2) For the purpose of this paragraph the expression “ appropriate rate ” means :—

- (a) in the case of a shelter constructed in, under or abutting upon a factory or other building, the sum of £7 and (b) in the case of shelter constructed otherwise than as aforesaid the sum of £3 10s.

**3.**—Expenses incurred as aforesaid may be regarded as reasonable notwithstanding that they are in excess of the standard prescribed by paragraph 2 of these Regulations if the Ministry is satisfied that they were so incurred in one or other of the following sets of circumstances, that is to say :—

- (a) that, by reason of the existence of some special difficulty arising from or connected with the nature or structure of the building in or in connection with which the air-raid shelter is provided, or the purpose for which such building is normally used, or the site or the nature of the soil on which that building is erected or on or in which the shelter is constructed, or by reason of some difficulty of an unforeseen character encountered in the course of constructing the shelter, air-raid shelter of the approved standard and of the type provided could not reasonably have been provided for the appropriate number of persons without incurring such excess expense ;
- (b) that shelter has been specially provided for the accommodation of casualties or of persons engaged in Air Raid Precautions Services, and the Ministry is satisfied that in all the circumstances of the case the provision of that shelter is reasonable ;
- (c) that shelter affording a degree of protection substantially in excess of the requirements prescribed by the said Code

has, with the prior consent in writing of the Ministry, been provided, and that any conditions imposed by the Ministry in giving such consent have been complied with.

4.—The Interpretation Act, 1889, as applied to Northern Ireland by the Interpretation Act, 1921, shall apply for the purpose of the interpretation of these Regulations as it applies for the purpose of the interpretation of an Act of Parliament.

5.—These Regulations may be cited as the Civil Defence (Air-Raid Shelter Standards of Expenditure) Regulations (Northern Ireland), 1939.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 22nd day of September, Nineteen hundred and thirty-nine, in the presence of

(L.S.)

*J. A. McKeown,*

Assistant Secretary.

Approved by the Ministry of Finance for Northern Ireland this 29th day of September, Nineteen hundred and thirty-nine.

(L.S.)

*H. Ashton,*

Assistant Secretary.

### **Fire Appliances.**

REGULATIONS, DATED 26TH NOVEMBER, 1939, MADE BY THE MINISTRY OF HOME AFFAIRS WITH THE CONCURRENCE OF THE MINISTRY OF FINANCE UNDER SECTION 10 OF THE AIR RAID PRECAUTIONS ACT (NORTHERN IRELAND), 1938.

1939. No. 179.

WHEREAS by Section 10 of the Air Raid Precautions Act (Northern Ireland), 1938, it is provided that the Ministry of Home Affairs (hereinafter referred to as "the Ministry") may, with the concurrence of the Ministry of Finance, make regulations for the purposes of that Act and such regulations shall provide for such matters as are therein set forth in the said Section :

NOW, THEREFORE, the Ministry, in pursuance of the powers vested in it by Section 10 of the Air Raid Precautions Act (Northern Ireland), 1938, hereby makes the following regulations with the concurrence of the Ministry of Finance, that is to say :—

1.—(1) The purpose for which fire appliances are lent by the Ministry to a local authority is to enable the local authority to afford