

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

protection to persons and property from injury or damage from fire in the event of hostile attack from the air, and the appliances may be used for the purposes of—

- (a) maintaining them in good running order;
- (b) training persons recruited for air raid fire precautions services, either at fires in peace time or in such other manner as the local authority thinks fit; and
- (c) extinguishing fires in peace time (otherwise than in the course of training persons as aforesaid) in exceptional circumstances on occasions when their use is necessary to save life or property and the fire appliances provided by the local authority are insufficient or not readily available.

(2) The fire appliances shall remain the property of the Ministry and every local authority to which such appliances are lent shall—

- (a) store the appliances in suitable conditions and maintain them in good running order;
- (b) take all proper steps to prevent damage to, or loss of, the appliances;
- (c) exercise reasonable care in the use of the appliances;
- (d) keep, in such form as the Ministry may direct, a log of the running and use of each pumping appliance and of the use of each length of hose; and
- (e) permit at all times any person authorised by the Ministry in that behalf to inspect and test the appliances or inspect the log to be kept under sub-paragraph (d) of this paragraph.

2. The fire appliances are lent on condition that the local authority—

- (a) duly carries out its functions under any air raid precautions scheme in force under the Act in so far as it relates to the emergency fire brigade services organised in accordance with the provisions of the Air Raid Precautions (Scheme) Regulations (Northern Ireland), 1938;
- (b) maintains, or procures to be maintained by some other local authority or person, fire services and appliances upon an adequate and efficient basis to meet the normal requirements of its area; and
- (c) does not without the consent of the Ministry make any alteration in, or addition to, any appliance so lent save for the purpose of any necessary adjustment or repair.

3. If in the opinion of the Ministry a local authority at any time contravenes, or fails to comply with, any of the provisions of these regulations, or if for any other reason whatsoever the Ministry deems it necessary so to do, it may by notice require the local authority to return the appliances or any of them and thereupon it shall be the duty of the local authority to deliver the appliances, to which the notice relates, to the Ministry or as it may direct, and the cost of such delivery shall, unless in special circumstances the Ministry otherwise directs, be defrayed by the local authority.

4.—(1) If at any time any of the appliances is in defective running order or is damaged or lost, the local authority shall forthwith repair the defect or damage or replace the loss to the satisfaction of the Ministry :

Provided that—

(a) if arrangements are made by the Ministry for such repair or replacement to be carried out by or under the direction of any other authority or person, the local authority shall cause the appliance to be delivered for the purpose as the Ministry may direct; and

(b) where the defect, damage or loss necessitates the replacement of any appliance or any part thereof, the local authority shall forthwith furnish to the Ministry particulars of the defect, damage or loss and of the new appliance or part required and shall, in furnishing such particulars and in obtaining such new appliance or part, comply with such directions as the Ministry may give from time to time with regard to the replacement of appliances and parts thereof.

(2) The reasonable cost of such repair or replacement by the local authority, or of the delivery of the appliance as aforesaid, shall be reimbursed to the local authority by the Ministry except in those cases where the defect, damage or loss is due to the local authority's—

(a) use of the appliance at, or in connection with, a fire other than a fire caused by enemy action or for the purposes of training; or

(b) use of the appliance for any purpose not authorised by these regulations; or

(c) contravention of, or failure to comply with, any provision of these regulations.

5.—(1) These regulations may be cited as the Air Raid Precautions (Loan of Fire Appliances) Regulations (Northern Ireland), 1939.

(2) In these regulations, unless the context otherwise requires :—

- (a) the expression " the Act " means the Air Raid Precautions Act (Northern Ireland), 1938 ;
- (b) the expression " fire appliance " shall include fire equipment and material.

6. 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.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 20th day of November, Nineteen Hundred and Thirty-nine, in the presence of

(L.S.)

(Signed) *J. A. McKeown*,  
Assistant Secretary.

The Ministry of Finance for Northern Ireland hereby concurs with the foregoing Regulations this 20th day of November, Nineteen Hundred and Thirty-nine.

(L.S.)

*C. H. Petherick*,  
Assistant Secretary.

### **Specified Railway Undertakings.**

ORDER, DATED THE 4TH DAY OF OCTOBER, 1939, MADE BY THE  
MINISTRY OF HOME AFFAIRS UNDER SECTION 34 OF THE CIVIL  
DEFENCE ACT (NORTHERN IRELAND), 1939.

1939. No. 139.

WHEREAS by Section thirty-four of the Civil Defence Act (Northern Ireland), 1939, it is provided that the provisions of sub-sections (2) and (3) of that Section shall have effect in relation to any railway undertaking specified in that behalf in an Order of the appropriate department :

AND WHEREAS it is provided by Section seventy-four of the said Act that the Ministry of Home Affairs is the appropriate department in relation to any railway undertaking :

Now, THEREFORE, the Ministry of Home Affairs, in pursuance of the powers vested in it by Section thirty-four of the Civil Defence Act (Northern Ireland), 1939, hereby orders as follows :—

1.—The provisions of sub-sections (2) and (3) of Section thirty-four of the Civil Defence Act (Northern Ireland), 1939, shall have effect in relation to the railway undertakings carried on by the following undertakers :—