

(2) Where any person sells any such map as aforesaid upon production of a licence, he shall endorse the fact of sale upon the licence and transmit the licence to the Officer of the Royal Ulster Constabulary by whom it was granted. Provided that where the licence authorises the acquisition of more than one map, it shall not be necessary so to transmit the licence until all the maps authorised by the licence to be acquired have been acquired by the holder of the licence.

3.—Nothing in this Order shall apply with respect to the acquisition of a map by any servant of His Majesty acting in the course of his duty as such.

4.—In this order Order—

the expression "sell" includes distribute, dispose of, and part with possession of, and the expression "sale" shall be construed accordingly.

5.—This Order may be cited as the Public Security (Maps) Order (Northern Ireland), 1940.

Sealed with the Official Seal of the Ministry of Public Security for Northern Ireland this 23rd day of July, 1940, in the presence of

*J. C. MacDermott,*

Minister of Public Security for  
Northern Ireland.

(L.S.)

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**Ministry of Public Security: Adaptation of Enactments.**

ORDER IN COUNCIL, DATED 15TH AUGUST, 1940, MADE UNDER SECTION THREE OF THE MINISTRIES ACT (NORTHERN IRELAND), 1940.

1940. No. 98.

BY THE GOVERNOR IN THE PRIVY COUNCIL OF NORTHERN IRELAND.

ABERCORN.

Whereas by sub-section (1) of section three of the Ministries Act (Northern Ireland), 1940 (in this Order referred to as "the Act"), it is provided that the Governor of Northern Ireland may by Order in Council make such incidental, consequential and supplemental provisions as may be necessary or expedient for the purpose of giving full effect to the Act including such provisions as are in the said sub-section mentioned for the modification and adaptation of enactments, the transfer of property, rights and liabilities, the carrying on or completion of certain things by or on behalf of the Ministry of Public Security (in this Order referred to as "the Ministry"), and the substitution of the Ministry for other departments in certain instruments, contracts or legal proceedings :

AND WHEREAS by an order made by the said Governor on the 25th day of June, 1940, in pursuance of sub-section (3) of section one of the Act, certain functions exercisable by the Minister of Home Affairs and the Ministry of Home Affairs have been transferred to the Ministry (which functions are in this Order referred to as "the transferred functions").

NOW, THEREFORE, I, JAMES ALBERT EDWARD, DUKE OF ABERCORN, Knight of the Most Noble Order of the Garter, Knight of the Most Illustrious Order of Saint Patrick, Governor of Northern Ireland, by and with the advice of the Privy Council of Northern Ireland, in pursuance of the provisions of sub-section (1) of the said section three and of all other powers enabling me in this behalf, do hereby order as follows :—

1.—(1) This Order may be cited as the Ministry of Public Security (Adaptation of Enactments) Order, 1940.

(2) The Interpretation Act, 1921, applies for the purpose of the interpretation of this Order in like manner as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

2.—The provisions of section two, three and four of the Civil Authorities (Special Powers) Act (Northern Ireland), 1922, shall, in their application to offences against orders issued by the Ministry in pursuance of the Act, be subject to the modifications and adaptations set out in Part I of the Schedule to this Order.

3.—References to the Minister of Home Affairs and to the Ministry of Home Affairs, where they occur in the enactments set out in Part II of the Schedule to this Order (being enactments relating to the transferred functions), shall be construed as references to the Ministry.

4.—(1) All property, rights and liabilities held, enjoyed or incurred by the Minister of Home Affairs or by the Ministry of Home Affairs in connection with the transferred functions shall be transferred to the Ministry, and accordingly, by virtue of this Order and without further conveyance, transfer or assignment—

(a) the said property, real or personal, shall vest in the Ministry;

(b) the said rights shall be enjoyed by the Ministry; and

(c) the said liabilities shall become liabilities of the Ministry.

(2) Anything commenced by or on behalf of the Minister of Home Affairs or the Ministry of Home Affairs in connection with the transferred functions before the date when the transfer took effect may be carried on and completed by or on behalf of the Ministry.

(3) The name of the Ministry shall be substituted for the name of the Minister of Home Affairs or of the Ministry of Home Affairs

in any instrument, contract or legal proceedings made or commenced in connection with the transferred functions before the date when the transfer took effect.

5.—The modifications and adaptations effected by this Order shall apply to any rule, regulation, order or other instrument made or issued in connection with the transferred functions under any of the enactments so modified or adapted and in force immediately before the making of this Order in like manner as they apply to the enactment under which the instrument was made or issued, and any such rule, regulation, order or other instrument shall continue in force in like manner and subject to the like powers of revocation and alteration as if it had been made or issued under the said enactment as so modified or adapted

Given at Government House, Hillsborough, this 15th day of August, 1940.

*Craigavon.*  
*James Andrews.*  
*John M. Andrews.*  
*R. Dawson Bates.*  
*J. H. Robb.*  
*J. Milne Barbour.*  
*J. C. MacDermott.*  
*Joseph Davison.*

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SCHEDULE.

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PART I.

MODIFICATIONS AND ADAPTATIONS OF ENACTMENTS OF THE  
CIVIL AUTHORITIES (SPECIAL POWERS) ACT.

Sections two, three and four of the Civil Authorities (Special Powers) Act (Northern Ireland), 1922, shall be modified and adapted to such extent as is necessary in order that the same may be read as follows:—

“2.—(1) Any person who attempts to commit, or solicits or incites or endeavours to persuade another person to commit, or procures, aids or abets, or does any act preparatory to the commission of, any act prohibited by an order issued by the Ministry in pursuance of the Ministries Act (Northern Ireland), 1940 (in this section and in the two next following sections referred to as an “order of the Ministry”), or any rules or other instrument made under an order of the Ministry, or harbours any person whom he knows, or has reasonable grounds for supposing to have acted in contravention of an order of the Ministry or any rules or other instrument made thereunder, shall be guilty of an offence against the order of the Ministry.

(2) It shall be the duty of any person who knows, or has good reason for believing, that some other person is acting, has acted, or is about to act, in contravention of any provisions of an order of the Ministry to inform the Ministry of the fact, and if he fails to do so he shall be guilty of an offence against an order of the Ministry.

(3) Where the offence against an order of the Ministry is committed by a corporation or company, every director and officer of the corporation or company shall be guilty of the like offence, unless he proves that the act constituting the offence took place without his knowledge or consent.

(4) Where, under an order of the Ministry, any act if done without lawful authority, or without lawful authority or excuse, is an offence against the order of the Ministry, the burden of proving that the act was done with lawful authority, or with lawful authority or excuse, shall rest on the person alleged to be guilty of the offence.

3.—(1) A person alleged to be guilty of an offence against an order of the Ministry may be tried by a court of summary jurisdiction constituted in accordance with this section, and not otherwise.

(2) A prosecution in respect of an offence against an order of the Ministry shall not be instituted except by a police officer or constable, or by or with the consent of the Attorney General for Northern Ireland.

(3) Any person aggrieved by a conviction of a court of summary jurisdiction for any offence against an order of the Ministry may appeal in manner provided by the Summary Jurisdiction Acts (Northern Ireland).

(4) A court of summary jurisdiction, when trying a person charged with an offence against an order of the Ministry, shall be constituted of two or more resident magistrates, but one resident magistrate may act alone in doing anything antecedent to the hearing of the charge under the order, or in adjourning a court or the hearing of a case, or in committing the defendant to prison or admitting him to bail, until the time to which the court or case has been adjourned.

4.—A person convicted of an offence against an order of the Ministry shall be liable to be sentenced to imprisonment with or without hard labour for a term not exceeding two years or to a fine not exceeding one hundred pounds or to both such imprisonment and fine, and the court may in addition to any other sentence which may be imposed order that any goods or articles in respect of which the offence has been committed shall be forfeited."

## PART II.

### ENACTMENTS IN WHICH THE MINISTRY IS TO BE SUBSTITUTED FOR THE MINISTER OF HOME AFFAIRS AND THE MINISTRY OF HOME AFFAIRS.

1.—The Civil Defence Acts (Northern Ireland), 1938 and 1939.

2.—The Constabulary Acts (Northern Ireland), 1922 to 1934, and the Special Constables Act, 1914, as it applies in Northern Ireland.

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## Transfer of Functions.

ORDER, DATED THE 25TH DAY OF JUNE, 1940, MADE BY THE GOVERNOR OF NORTHERN IRELAND UNDER SECTION 1 OF THE MINISTRIES ACT (NORTHERN IRELAND), 1940.

1940. No. 97.

BY THE GOVERNOR OF NORTHERN IRELAND.

ABERCORN.