

INTOXICATING LIQUOR.**Licences : Rates of Charges.**

ORDER MADE 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, AND BY THE EXCHEQUER AND FINANCIAL PROVISIONS (NO. 2) ACT (NORTHERN IRELAND), 1936, PRESCRIBING 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, 1945.

1944. No. 57.

1. In pursuance of sub-sections (3) (b) and (4) of section three of the Intoxicating Liquor Act (Northern Ireland), 1923, as amended by the Intoxicating Liquor (Finance) Act (Northern Ireland), 1925, and by the Exchequer and Financial Provisions (No. 2) Act (Northern Ireland), 1936, the Ministry of Finance hereby prescribes 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 the 30th September, 1945, shall be thirteen shillings and fourpence for each pound sterling of the maximum rates of charge authorised by sub-section (1) of section one of the Intoxicating Liquor (Finance) Act (Northern Ireland), 1925.

2. This Order may be cited as the Intoxicating Liquor (Compensation Charges) Order (Northern Ireland), 1944.

Sealed with the Official Seal of the Ministry of Finance this
7th day of July, 1944, in the presence of,

(L.S.)

(Signed) *C. H. Petherick*,
Assistant Secretary.

LOCAL GOVERNMENT.**Finance.**

REGULATIONS MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT 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, AND THE LOCAL GOVERNMENT (FINANCE) ACT (NORTHERN IRELAND), 1944.

1944. No. 101.

WHEREAS the Ministry of Home Affairs for Northern Ireland in pursuance of the provisions of Part II of the Local Government

(Rating and Finance) Act (Northern Ireland), 1929, as amended by the Local Government (Finance) Act (Northern Ireland), 1936, made regulations entitled the Local Government (Finance) Regulations (Northern Ireland), 1936, (hereinafter referred to as "the principal regulations").

AND WHEREAS the principal regulations have been amended by the Local Government (Finance) Regulations (Northern Ireland), 1938, and the Local Government (Finance) Regulations (Northern Ireland), 1942.

AND WHEREAS it is expedient that the principal regulations and the Local Government (Finance) Regulations (Northern Ireland), 1938, should be amended in manner hereinafter appearing.

AND WHEREAS the functions of the Ministry of Home Affairs for Northern Ireland under the said Acts are transferred to the Ministry of Health and Local Government for Northern Ireland.

NOW, THEREFORE, the Ministry of Health and Local Government for Northern Ireland, in exercise of the powers vested in it by Part II of the Local Government (Rating and Finance) Act (Northern Ireland), 1929, as amended by the Local Government (Finance) Act (Northern Ireland), 1936, the Local Government (Rating and Finance) Act (Northern Ireland), 1944, and of all other powers in that behalf enabling it, and 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 :—

1. The following sub-Article shall be substituted for sub-Article (2) of Article 3 of the principal regulations.

"(2) The deficiency contribution payable to a Local Authority other than an Urban Local Authority shall be paid in six equal instalments upon the 1st day of April, the 1st day of June, the 1st day of August, the 1st day of October, the 1st day of December and the 1st day of February but so that there shall not be paid in respect of any local financial year prior to the issue of the certificate of the Local Government Auditor more than the amount of the consolidated grant, together with 90 per cent. of the provisional additional grant."

2. The following Article shall be substituted for Article 4 of the principal regulations.

"4. (1) Where it shall appear by reason of the excess of the draft net estimates over the expenditure of the basic year that an additional grant will be required on behalf of any Local Authority, whether in respect of general charges or of any separate charge, the Local Authority shall, when submitting the

draft net estimates to the Ministry, make application for a provisional additional grant for the ensuing local financial year.

(2) There shall be submitted, together with and as part of each such application, a full explanatory statement, signed by the Secretary or Clerk of the Local Authority, setting forth the causes by reason of which the draft net estimates exceed the expenditure in the basic year and the details of the items making up such excess. Where the excess arises by reason of a service which was not in operation during the basic year or because an existing service has been extended, the statement shall show the particulars of such new service or extension. No application for an additional grant will be entertained in respect of any such new service or extension unless the approval of the Ministry to the new service or extension has previously been obtained.

(3) A copy of every application for provisional additional grant by a Local Authority other than the Council of a County shall be forwarded with the copy of the draft net estimates to the County Council or Councils concerned. The County Council or Councils shall submit to the Ministry, not later than the 21st day of November such observations and recommendations upon the applications as they shall see fit and in particular as to their relative urgency and importance.

(4) The Ministry having considered the applications, together with the recommendations, if any, of the County Council or Councils, shall indicate the amount of the provisional additional grant payable to the County Council or Councils respectively.

(5) In the application of this Article to Education Authorities and Committees 'financial scheme' shall be substituted for 'draft net estimates' and 'the Ministry of Education' shall be substituted for 'the Ministry' in sub-divisions (1) and (2); sub-division (3) shall not apply; a copy of each financial scheme and of each application for additional grant shall be furnished to the Ministry at the same time as it is furnished to the Ministry of Education, and in the first sentence of sub-division (4) for 'the recommendations, if any, of the County Council or Councils' there shall be substituted 'the approval of the Ministry of Education'."

3. The following Article shall be substituted for Article 5 of the principal regulations.

"5. (1) For the purpose of enabling the Ministry to determine finally the deficiency contribution payable in respect of any year the Local Government Auditor who audits the accounts of each Local Authority other than an Urban Local Authority shall furnish to the Ministry a certificate (Form D. R. 3) as to the total net expenditure of the authority in that year.

(2) The Ministry having regard to the receipts and expenditure shown in the abstract of accounts of the several Local Authorities and to the Local Government Auditor's certificate as aforesaid may :—

(a) Where a provisional additional grant has been indicated for any local financial year approve a substantive additional grant in respect of that year.

(b) By order in accordance with the provisions of sub-section (4) of Section 3 of the Local Government (Finance) Act (N.I.), 1944, reduce the consol dated grant in respect of a local financial year.

(3) Where the substantive additional grant exceeds the total of the sums paid on account of the corresponding provisional additional grant or where the total of such payments on account exceeds the substantive additional grant the next payment of deficiency contribution shall be increased or reduced as the case may be by the amount of such excess.

(4) Where the consolidated grant has been reduced by any order made under paragraph (b) of sub-division (2) of this Article from the next payment of deficiency contribution there shall be deducted the amount by which the consolidated grant has been reduced."

4. The following Article shall be substituted for Article 5 of the Local Government (Finance) Regulations, 1938.

" 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 approved net expenditure for the basic year 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 approved net expenditure for the basic year shall be taken to be such sum as the Ministry may approve.

(b) The Ministry shall, having regard to the aforesaid adjusted approved net expenditure for the basic year 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 approve the consolidated grant and the revised consolidated grant shall take effect from the day on which such alteration took place.

- (c) Where a revised consolidated grant has been so approved any necessary adjustments may be made in the next payment or such payment or payments of 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 have taken effect the standard grant shall be deemed to be the amount of the revised standard grant ascertained under sub-sections (2) and (3) of Section 4 of the Local Government (Finance) Act (Northern Ireland), 1936, 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 said Local Government (Finance) Act (Northern Ireland), 1936."

5. These Regulations may be cited as the Local Government (Finance) Regulations (Northern Ireland), 1944.

6. These Regulations shall be construed as one with the Local Government (Finance) Regulations (Northern Ireland), 1936 to 1942, and those Regulations and these Regulations may be cited together as the Local Government (Finance) Regulations (Northern Ireland), 1936 to 1944.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this 7th day of November, 1944, in the presence of

(L.S.)

G. W. Brownell,

Assistant Secretary.

Approved by the Ministry of Finance for Northern Ireland this 13th day of November, One thousand nine hundred and forty-four.

(L.S.)

H. Ashton,

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.

1944. No. 85.

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),