

Ministry may, if it thinks fit, antedate the award of the premium by such period as, having regard to all the circumstances of the case, it may consider proper : provided that in no case shall the period by which the award of the premium is antedated be greater than the period during which the teacher was absent on war service."

4.—These Regulations shall be construed with and as forming part of the Public Elementary School (Teachers' War Service) Regulations, 1940, and shall take and have effect from the date of those Regulations.

Sealed with the Official Seal of the Ministry of Education for Northern Ireland this 30th day of July, 1945, in the presence of

(L.S.)

R. S. Brownell,

Secretary.

EXCESSIVE RENTS (PREVENTION)

County Court Rules

1945. No. 69

I, THE RIGHT HONOURABLE SIR JAMES ANDREWS, Baronet, Lord Chief Justice of Northern Ireland, in exercise of the powers conferred upon me by sub-section (2) of section 4 of the Administration of Justice (Emergency Provisions) (Northern Ireland) Act, 1939, and of all other powers enabling me in that behalf, do hereby make and certify the Rules hereinafter set forth as rules to be in force in proceedings in the County Courts under the Excessive Rents (Prevention) Act (Northern Ireland), 1941, as amended by the Rent Restriction Law (Amendment) Act (Northern Ireland), 1943.

Dated this 30th day of May, 1945.

(Signed) *James Andrews,*
Lord Chief Justice of Northern Ireland.

EXCESSIVE RENTS (PREVENTION) ACT (NORTHERN IRELAND), 1941

AS AMENDED BY

RENT RESTRICTION LAW (AMENDMENT) ACT (NORTHERN IRELAND)

1943

COUNTY COURT RULES, 1945

Dated the 30th day of May, 1945.

1. (i) The following Rules shall have effect under the Excessive

Rents (Prevention) Act (Northern Ireland), 1941, as amended by the Rent Restriction Law (Amendment) Act (Northern Ireland), 1943.

(ii) These Rules may be cited as the Excessive Rents (Prevention) County Court Rules (Northern Ireland), 1945.

(iii) In these Rules the following expressions shall have the meanings hereby assigned to them respectively, that is to say :—

“ the Act ” means the Excessive Rents (Prevention) Act (Northern Ireland), 1941, as amended by the Rent Restriction Law (Amendment) Act (Northern Ireland), 1943 ;

“ the Tribunal ” means the Excessive Rents Tribunal constituted under the Act ;

“ the Secretary ” means the Secretary to the Tribunal.

(iv) These Rules shall be read and construed with the County Courts (Ireland) Orders, 1890, and the County Court Rules of subsequent date amending the same ; and, save where otherwise provided herein, the rules of interpretation applicable to such Rules shall apply also to these Rules, and the provisions of such Rules shall apply to all proceedings under the Act.

2. Every appeal under Section 1 (3) of the Act shall be by way of rehearing, and shall be made to the next Sessions of the County Court having jurisdiction where the dwelling house to which the determination relates is situate, except that in a case where such Sessions commence within twenty-one days from the date of the determination of the tribunal, the appeal may be made to the next succeeding Sessions of such County Court unless the parties agree that the appeal shall be made to the earlier Sessions.

3. The appellant shall, within seven days after the determination of the Tribunal, give to the Secretary and to the other party notice in writing of his appeal, in the form in the First Schedule hereto or to the like effect and signed by him or by his agent on his behalf.

4. An appellant may by his said notice appeal against the whole or any part of the determination of the Tribunal, and such notice may state whether the whole or part only of such determination is impugned, and, in such latter case, shall specify which part.

5. When an appeal is so made as aforesaid, the Secretary, at least seven days before the commencement of the Sessions to which the appeal is made, or as soon thereafter as may be practicable, shall send to the Clerk of the Crown and Peace the notice of appeal, a certificate of the determination of the Tribunal, and all other proceedings in the case.

6. Unless the Judge shall otherwise direct, every such appeal shall be listed and heard as if it were an ordinary Civil Bill in which the applicant to the Tribunal was plaintiff.

7. The County Court may from time to time adjourn the hearing of any such appeal.

8. The County Court on the hearing of any such appeal :—

- (i) may amend the notice of appeal in such manner and upon such terms as may seem just,
- (ii) may direct service of the notice of appeal to be made upon such person or persons in addition to those already served as it may think proper, and shall in the meantime postpone or adjourn such hearing upon such terms as may seem just, and
- (iii) may give such judgment or make such order as might have been given or made if the person or persons so directed to be served had been originally respondents.

9. The order made on appeal shall, unless the Judge shall otherwise direct, provide for payment to the party successful on the appeal of the costs of the appeal and such costs shall be in accordance with the scale set forth in the Second Schedule to these Rules ; provided that in any case in which, having regard to the work actually performed or the peculiar difficulty or importance of the case, such costs appear to the Judge to be inadequate, he may allow such additional costs as may seem just and reasonable. The Judge may, in any case, direct the costs to be taxed by the Clerk of the Crown and Peace or the Registrar ; such taxation shall be subject to revision by the Judge. The Judge may at his discretion make an order for witnesses expenses, provided that the expenses of only one expert witness shall be allowed, unless the Judge shall consider it just and reasonable to allow the expenses of any additional such witness and shall certify accordingly.

10. When the County Court has decided any such appeal, the Clerk of the Crown and Peace shall certify such decision at the foot of the certificate of the determination of the Tribunal, and shall return the same with all other proceedings in the case to the Secretary.

11. (i) Any notice of appeal or other notice required to be given under these Rules may be served personally or may be sent to the person to whom it is to be given by post in a registered letter addressed to that person at his last or usual place of abode. Service by registered letter may be proved by production of the Post Office receipt for such registered letter.

(ii) The Judge may direct such substituted or other service as he shall in the circumstances deem just. In any case the Judge may, upon just grounds, declare the service actually effected to be sufficient.

EXCESSIVE RENTS (PREVENTION).

FIRST SCHEDULE.

FORM OF NOTICE OF APPEAL.

COUNTY COURTS, NORTHERN IRELAND.

In the Matter of the Excessive Rents (Prevention) Act (Northern Ireland), 1941, as amended by the Rent Restriction Law (Amendment) Act (Northern Ireland), 1943.

County of

Division of

BETWEEN

Applicant
(and Appellant);

AND

Respondent
(and Appellant).

TAKE NOTICE that I, the above-named Appellant, feeling aggrieved by the Determination (that part of the Determination) of the Tribunal constituted under the above Act and set out in the Certificate dated the day of in respect of the premises (which relates to) intend to appeal to the County Court for the County of and Division of to be held at on the day of

Dated this day of 19

(Signed).....
Appellant
(or Solicitor for Appellant).

To the Clerk of the Crown and Peace
and the Applicant/Respondent.

SECOND SCHEDULE.

SCHEDULE OF COSTS AND EXPENSES.

Where the rent of the dwelling house to which the proceedings relate does not exceed £5 per annum	...	...	...	...	...	£1	1	0
Exceeds £5 per annum but does not exceed £10 per annum	...	...	...	...	...	1	11	6
" £10 " " " " £15 " "	...	...	...	...	...	2	2	0
" £15 " " " " £25 " "	...	...	...	...	...	3	3	0
" £25 " " " " £50 " "	...	...	...	...	...	4	4	0
" £50 " " " " £100 " "	...	...	...	...	...	6	6	0

An additional sum of £2 2s 0d shall be allowed for each £100 or part thereof by which the rent per annum exceeds £100.

No counsel's fee shall be allowed in any case where the rent of the dwelling house to which the proceedings relate is £25 or less except by special order of the Judge, in which case the Solicitor shall be allowed (in addition to the fees mentioned above) a fee of £1 1s 0d for instructions for Brief and 6d. per folio Brief for Counsel.

Where the rent exceeds £25 an additional sum of £1 1s. 0d. shall be allowed as Instructions for Brief (if any) and Brief for Counsel (if any) 6d. per folio.

In addition there shall be allowed in respect of witnesses and other out of pocket expenses such amount as may be measured by the Judge or as the Taxing Officer may think proper.

In this Schedule the word "rent" shall mean the rent fixed by the Judge at the hearing of the appeal.

Counsel :—

Fee on hearing £3 3 0

EXCHEQUER BORROWING

*Northern Ireland
Loans Stock, p. 49, 50.*

*Ulster Loans Stock, p. 51.
Ulster Savings Certificates
(Sixth Issue), p. 54.*

**Creation of Three Million Pounds of Northern Ireland
Loans Stock**

WARRANT, DATED 12TH APRIL, 1945, MADE BY THE MINISTER OF FINANCE UNDER SECTION 3 OF THE GOVERNMENT LOANS ACT (NORTHERN IRELAND), 1939.

1945. No. 43

WHEREAS it is provided by section three of the Government Loans Act (Northern Ireland), 1939, as amended by section three of the Government Loans Act (Northern Ireland), 1942, that the Ministry of Finance may create Loans Stock for the purposes of the first mentioned Act ; that the creation of such Stock shall be effected by Warrant under the hand of the Minister of Finance addressed to the Exchequer Bank or other prescribed Joint Stock Bank, directing any such Bank to register or inscribe Stock of the amount so specified ; and that the times in each year at which equal half-yearly dividends shall be payable on the said Stock shall be fixed by the Warrant creating the Stock :

AND WHEREAS it is further provided by section three of the first mentioned Act that the said Stock shall be transferable in the books of the Exchequer Bank, and of any other prescribed Joint Stock Bank, and shall be subject to such Regulations as may be made under the said section :

AND WHEREAS Regulations for the last mentioned purpose have been made by the Ministry of Finance :

AND WHEREAS the Belfast Banking Company, Limited, is the Exchequer Bank and the Midland Bank, Limited, is the prescribed Joint Stock Bank :

NOW I, THE RIGHT HONOURABLE JOHN MAYNARD SINCLAIR, Minister of Finance for Northern Ireland, in exercise of the powers conferred upon me by the enactments hereinbefore recited, hereby direct as follows :—