

- (e) That a person registered as possessing qualifications in two or more Rural Districts within the same County may vote at the election of Councillors for each such Rural District.
- (d) That a person registered as the nominee of one or more Limited Companies possessing Company qualifications may vote on behalf of any or all of such Companies in any local government electoral area in addition to voting on his own behalf once in each area in which he is registered by virtue of a qualification possessed by himself."

PART III — ADAPTATION OF BALLOT ACT, 1872 (THIRD SCHEDULE TO ORIGINAL ORDER).

The Third Schedule to the original Order (which adapts and alters the provisions of the Ballot Act, 1872, in their application to the election of County and Rural District Councillors) shall have effect as if in the Form of Directions for the Guidance of the Voter in Voting prescribed by the Second Schedule to the Ballot Act, 1872, the following additional direction were included therein :—

"The voter, at the time of applying for a ballot paper, must produce for the inspection of the Presiding Officer a document of identity which may be any one of the following :—

- (a) a National Registration Identity Card ; or
- (b) a valid British Passport ; or
- (c) a Travel Permit Card ; or
- (d) a Document of Identity issued by the Head or other Constable of the Royal Ulster Constabulary in charge of a Station,

which bears the same name and address as are shown on the entry in the Register in respect of which the person is applying to vote.

Unless such a document of identity is produced a ballot paper will not be issued."

Urban District Councillors and Town Commissioners

REGULATIONS, DATED 6TH AUGUST, 1946, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER THE ELECTIONS AND FRANCHISE ACT (NORTHERN IRELAND), 1946.

1946. No. 116

WHEREAS the Ministry of Home Affairs (hereinafter referred to as "the Ministry") in exercise of the powers vested in it by the Local Government Acts (Northern Ireland), 1898 to 1922, made an Order entitled the Urban District Councillors and Town Commissioners (Northern Ireland) Election Order, 1922, applying the provisions of the Urban District Councillors and Town Commissioners (Ireland) Election Order, 1898 (hereinafter referred to as "the original Order") as subsequently amended for the purpose of the election of Urban District Councillors and of Town Commissioners in towns not being Urban Districts in Northern Ireland, subject to the additions and amendments therein contained ;

AND WHEREAS the Urban District Councillors and Town Commissioners (Northern Ireland) Election Order, 1922, has been amended

from time to time by the Urban District Councillors and Town Commissioners (Northern Ireland) Election Orders of 1929, 1930, 1931 and 1936 ;

AND WHEREAS it is provided by Sub-Section (2) of Section Fifty-one of the Elections and Franchise Act (Northern Ireland), 1946 (hereinafter referred to as " the Act of 1946 ") that any rules relating to the conduct of such elections in force at the passing of the Act of 1946 in so far as they are not repugnant to the provisions of the Act of 1946 shall continue in force until amended or revoked by regulations made under the Act of 1946 ;

AND WHEREAS certain of the provisions of the original Order as amended and applied are repugnant to the provisions of the Act of 1946 ;

AND WHEREAS for the purposes of the election of Urban District Councillors and Town Commissioners in the year 1946 it is expedient that the original Order as amended and applied should be further amended in the manner hereinafter appearing ;

NOW, THEREFORE, the Ministry of Home Affairs, in exercise of the powers vested in it by Section Fifty-one of the Act of 1946 and of all other powers in that behalf thereunto enabling the Ministry, hereby makes the following regulations amending the original Order as amended and applied, that is to say :—

1. All references to Aldermen and to Boroughs in the original Order (as amended and applied) shall be omitted.

2. Paragraph (3) of Article 1 of the original Order shall cease to have effect.

3. The following shall be substituted for Article 2 of the original Order :—

" 2. The day of election of Urban District Councillors and Town Commissioners in the year 1946 shall be that prescribed in paragraph (b) of Sub-Section (2) of Section Forty-five of the Act of 1946 and mentioned in Table (a) of the Schedule to this Order."

4.—(1) Paragraph (2) of Article 4 of the original Order as amended by the Urban District Councillors and Town Commissioners (Northern Ireland) Election Order, 1922, shall be read and have effect as if for the last sentence thereof there were substituted the following words " It shall be in the Form No.1A in the Second Schedule to this Order, or in a form to the like effect."

(2) Paragraph (6) of Article 4 of the original Order as amended by the Urban District Councillors and Town Commissioners (Northern Ireland) Election Order, 1922, shall be read and have effect as if the words " and his intention to take his seat if elected" were added at the end of the first sentence thereof and as if after the word " consent " on its second occurrence there were added the words " and declaration of intention ", and as if a reference to Form No. 1B were substituted for

the reference to Form No. 1A. The following proviso shall be substituted for the proviso to the said paragraph :—

“ Provided that where a candidate is prevented by reason of illness or other sufficient cause from signifying his consent to nomination and his intention to take his seat if elected in writing, such consent and intention may be signified on his behalf in the Form No. 1 (C) as set out in the Second Schedule to this Order or in a form to the like effect by a Local Government elector of the Urban District duly authorised to signify such consent and intention.”

5. Article 8 of the Urban District Councillors and Town Commissioners (Northern Ireland) Election Order, 1922, shall cease to have effect and the conditions affecting Deposits shall be in accordance with the provisions of Sections Thirty and Thirty-one of the Act of 1946.

6. Paragraphs (4), (6) and (7) of Article 10 of the original Order shall cease to have effect.

7. The following shall be substituted for Article 11 of the original Order :—

“ 11. (1) At the election of Urban District Councillors and Town Commissioners in the year 1946 the poll, if any, shall, in accordance with the provisions of the Act of 1946, be held on the 18th day of September, 1946.

(2) The hours during which the poll shall be open shall be from 8.30 a.m. to 8.30 p.m.”

8. The following shall be substituted for Article 13 of the original Order :—

“ 13. (1) The number and situation of the polling stations shall be such as may be determined by the returning officer with the approval of the Ministry.

(2) No premises licensed for the sale of intoxicating liquor shall be used for a polling station.

(3) The number of polling stations to be provided shall be such as to ensure that the number of electors entitled to vote at any station shall, unless in such exceptional cases as the returning officer with the special sanction of the Ministry may determine, be not less than 300 nor more than 500.”

9. The following paragraph shall be substituted for paragraph (1) of Article 18 of the original Order :—

“(1) A person shall not vote in an Urban District by virtue of more than one qualification ; provided that this shall not prevent a person registered as a Local Government elector in respect of several Company qualifications possessed by different Companies from voting in the Urban District by

virtue of each Company qualification in respect of which he is registered or from voting by virtue of one qualification other than a Company qualification in respect of which he is registered."

10. In the proviso to paragraph (1) of Article 19 of the original Order the word "may" shall be substituted for the word "shall" and the following paragraph shall be substituted for paragraph (3) of the said Article :—

"(3) The votes shall be counted at some place in the district as soon as practicable after the close of the poll."

11. The following paragraph shall be substituted for paragraph (6) of Article 25 of the original Order :—

"(6) In Section 34 of the Act "Burgess Roll" shall mean the Register of Electors published in the year 1946 pursuant to the Act of 1946."

12. Articles 27, 28 and 29 of the original Order shall cease to have effect.

13. The following shall be substituted for Article 30 of the original Order :—

"30. Casual vacancies in the office of Councillor of an Urban District and in that of Commissioner in a town not being an Urban District shall be filled in accordance with the provisions of Sub-Section (4) of Section Fifty of the Act of 1946."

14. The following shall be substituted for Article 33 of the original Order :—

"33. Subject to any specific provision to the contrary contained in these Rules any public notice required by this Order shall be given either by advertisement in one or more newspapers circulating in the area to which the notice relates or by the exhibition of posters in suitable positions throughout the area ;

Provided that the Returning Officer may, if he thinks fit, give any public notice as aforesaid by both such methods and may also publish any notice in any other manner which is in his opinion desirable for the purpose of bringing the contents of the document to the notice of the persons interested."

15. The First, Second and Third Schedules to the original Order as amended by the Urban District Councillors and Town Commissioners (Northern Ireland) Election Order, 1922, and by the Urban District Councillors and Town Commissioners (Northern Ireland) Election Order, 1936; shall have effect subject to the amendments set out in the Schedule to these regulations.

16. These Regulations may be cited as the Electoral (Election of Urban District Councillors and Town Commissioners) Regulations (Northern Ireland), 1946, and shall be construed as one with the original Order as amended and applied.

Sealed with the Official Seal of the Ministry of Home Affairs
this 6th day of August, 1946, in the presence of

(L.S.)

J. B. O'Neill,

Assistant Secretary.

SCHEDULE.

PART I — TIME TABLE (FIRST SCHEDULE TO ORIGINAL ORDER)

The following shall be substituted for the First Schedule to the original Order :—

a. Times for the proceedings at the election of Urban District Councillors and Town Commissioners not being Urban Districts in the year 1946.

Proceeding	Time
1. Notice of Election	Not later than 29th August, 1946.
2. Receipt of Nomination Papers	Not later than 1 o'clock p.m. on 4th September, 1946.
3. Withdrawal of Candidates	Not later than 1 o'clock p.m. on 5th September, 1946.
4. Sending Notice of decision as to validity of Nomination Papers	Not later than 5th September, 1946.
5. Making out Statement as to persons validly nominated	
6. Notice of Poll	Not later than 9th September, 1946.
7. Day of Election	18th September, 1946.

PART II — FORMS (SECOND SCHEDULE TO ORIGINAL ORDER)

The following amendments shall be made in the Second Schedule to the original Order as amended and applied.

1. The following form shall be substituted for Form No. 1 :—

Form No. 1.

NOTICE OF ELECTION:

Urban District of

Election of Urban District Councillors.

* (for the several wards in the above-named district)

NOTICE IS HEREBY GIVEN THAT :—

1. The day of election of Urban District Councillors for the said District (or wards, as the case may be) will be the day of

* If the urban district is not divided into wards, omit these words.

2. The number of Urban District Councillors to be elected for the said district (or wards, as the case may be) is

3. Each candidate for election as an Urban District Councillor must be nominated in writing, and the nomination paper must be sent to me so that it shall be received at (which is my office for the purpose of the election), not later than one o'clock p.m. on the day of 19

4. Each candidate for election must in the prescribed form or a form to the like effect signify in writing his consent to his nomination and his intention to take his seat if he is elected and deposit or cause to be deposited the sum of Ten Pounds, the consent and statement of intention and the amount of his deposit must be delivered to me by the candidate or some person duly authorised on his behalf at my office not later than one o'clock p.m. on the day of 19

5. A Local Government Elector must not sign more nomination papers than there are urban district councillors to be elected for the district (or ward, as the case may be) and he must not sign a nomination paper for the district (or for any ward thereof) unless he is registered as a local government elector in respect of a qualification therein. (Neither must he sign nomination papers for more than one ward in the district) †

6. Every candidate must be nominated in the prescribed form, or in a form to the like effect and every nomination must be accompanied, in the prescribed form, or in a form to the like effect, by the consent of, or on behalf of, the candidate to nomination, which form of consent shall contain a declaration of his intention to take his seat if he is elected. Forms of nomination paper and of consent to nomination may be obtained, free of charge, from me at the above-named office.

7. Any candidate nominated for an election may, not later than one o'clock p.m. on the day of 19 withdraw his candidature by delivering or causing to be delivered at my office for the purposes of the election a notice in writing of such withdrawal signed by him.

8. Not later than the day of 19 I shall cause a copy of a statement containing the names, places of abode, and description of the persons nominated for the office of urban district councillor for the said district (or wards), and also containing a notice of my decision as regards each candidate as to whether he has been duly nominated or not, to be suspended in the room in which the meetings of the urban district council are held, and another to be affixed on the principal external gate or door of the office of the urban district council §

9. If the number of candidates who are duly nominated for the district (or any ward) and whose candidature is not withdrawn, exceeds that of the persons to be elected, a poll will be taken on the day of 19 of which due notice will be given.

Dated this day of 19

.....
Returning Officer.

.....
Office for purpose of election.

NOTE.—There shall be added to every notice of election to be published under Rule 3 of this Order the notification following with respect to claims against returning officers, namely :—

“ Take notice, that every person having any claim against a returning officer for work, labour, material, services, or expenses in respect of any contract made with him by or on behalf of the returning officer, for the purpose of an election shall, within fourteen days after the day on which the return is made of the person or persons elected at the election, transmit to the returning officer the detailed particulars of such claim, in writing, and the returning officer shall not be liable in respect of anything which is not duly stated in such particulars.”

† If the district is divided into wards, insert the names of the wards, with the number of councillors to be elected for each. A tabular form may be used if preferred.

‡ If the district is not divided into wards, omit these words.

§ If there are no such offices substitute some conspicuous place or places within the district or wards.

2. The following forms shall be inserted between Form No. 1 and Form No. 2 :—

Form No. 1A.

FORM OF NOMINATION PAPER.

Urban District of

Election of Urban District Councillors for the above district (or for the ward of the above district in the year 19).

We, the undersigned, being respectively local government electors of the said district (or ward) do hereby nominate the undermentioned person as a candidate at the said election for the office of Urban District Councillor.

Names of Candidate.		Place of Abode	Description	How qualified (specify qualification according to direction in Instruction 5).
Surname	Other Names (in full)			
1.	2.	3.	4.	5.

Signature of Proposer

Place of Abode

Number on Register

Signature of Seconder

Place of Abode

Number on Register

INSTRUCTIONS FOR FILLING UP NOMINATION PAPER. *

- (1) The surname of only one candidate for election must be inserted in column 1.
- (2) The other names of the candidate must be inserted in full in column 2.
- (3) Insert in column 3 the place of abode of the candidate.
- (4) In column 4 state the occupation, if any, of the candidate. If the candidate has no occupation insert some such description as "gentleman" or "married woman" or "spinster" or "widow" as the case may be.
- (5) If the candidate is a local government elector for the district, that is, if his (or her) name is registered in the local government register of such district, insert in column 5 "local government elector of urban county district of" If the candidate is not a local government elector of the district, but he (or she) has during the whole of the twelve months preceding the election resided in the district, insert in column 5 "residence", or if he is the owner of property held by freehold, leasehold, or any other tenure within the district insert in column 5 "owner of property". If the candidate has more than any one of such qualifications, it will be sufficient to insert in column 5 one of such qualifications, but all may be inserted.

* These instructions form a part of the nomination paper.

(6) (a) The paper must be signed by two local government electors of the district (or ward), and no more; by one as proposer, and by the other as seconder. The places of abode of the proposer and seconder and their numbers on the register must also be inserted. Instead of signing, the proposer or seconder may affix his mark, if it is witnessed by two local government electors.

(b) A local government elector must not sign more nomination papers than there are urban district councillors to be elected for the district (or ward) and he must not sign a nomination paper for the district (or ward) unless he is registered as a local government elector in respect of a qualification therein. Neither must he sign a nomination paper in more than one ward in the district.

Form No. 1B.

FORM OF CONSENT OF CANDIDATE TO NOMINATION.

Urban District of

I _____ of _____[†]
 hereby consent to my nomination as a candidate for election as Urban District
 Councillor for the Urban District of _____, or (if the district is
 divided into wards insert the name of the ward) and I declare my intention to take my
 seat if I am elected.

.....
 Signature of Candidate.

.....19.....
 Date.

Witnesses :

(1) Local Government Elector.

.....
 Place of Abode.

.....
 Number on Register.

(2) Local Government Elector.

.....
 Place of Abode.

.....
 Number on Register.

Received by the Returning Officer on the _____ day of _____ 19 _____

.....
 Returning Officer.

Form No. 1C.

FORM OF CONSENT ON BEHALF OF A CANDIDATE WHO IS PREVENTED BY ILLNESS
 OR OTHER SUFFICIENT CAUSE FROM SIGNIFYING CONSENT.

I _____ of _____[†]
 being a local government elector of the urban district of _____
 hereby on behalf of _____ of _____
 consent to his nomination as a candidate for election as Urban District Councillor for

[†] Insert surname and Christian names in full and place of abode.

[‡] Insert surname and Christian names in full and place of abode.

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the Urban District of _____ (or if the district is divided into wards insert the name of the ward), and I hereby declare that I have been duly authorised by the said _____ of _____ to signify such consent and to declare his intention to take his seat if he is elected.

.....
Signature.

.....
Number on Register.

.....19.....
Date.

Witnesses :

(1) Local Government Elector.

..... Place of Abode.

..... Number on Register.

(2) Local Government Elector.

..... Place of Abode

..... Number on Register.

Received by the Returning Officer on the _____ day of _____ 19 _____

.....
Returning Officer.

3. The following amendments shall be made in Form No. 5 :—

For sub-paragraph 1 of paragraph 4 there shall be substituted the following words :—

- “(a) that no person may vote in respect of more than one qualification other than a Company qualification in the Urban District at an election of Urban District Councillors ;
- (b) that even if a person is, in error, registered more than once in the Urban District as qualified to vote at an election of Urban District Councillors for the District it is an offence to vote or to attempt to vote more than once ;
- (c) that a person registered as the nominee of one or more Limited Companies possessing Company qualifications in the Urban District may vote on behalf of any or all of such Companies in the Urban District in addition to voting on his own behalf once by virtue of a qualification in the Urban District possessed by himself.”

4. Form No. 6 shall cease to have effect.

PART III — ADAPTATION OF BALLOT ACT, 1872 (THIRD SCHEDULE TO ORIGINAL ORDER).

The Third Schedule to the original Order (which adapts and alters the provisions of the Ballot Act of 1872 in their application to the election of Urban District Councillors and Town Commissioners) shall have effect as if in the Form of Directions for the Guidance of the Voter in Voting prescribed by the Second Schedule to the Ballot Act, 1872; the following additional directions were included therein :—

“The voter, at the time of applying for a ballot paper, must produce for the inspection of the Presiding Officer a document of identity which may be any one of the following :—

- (a) a National Registration Identity Card : or
 - (b) a valid British Passport : or
 - (c) a Travel Permit Card : or
 - (d) a Document of Identity issued by a Head or other Constable of the Royal Ulster Constabulary in charge of a Station
- which bears the same name and address as are shown on the entry in the register in respect of which the person is applying to vote.
- Unless such a document of identity is produced a ballot paper will not be issued."

Postponement of Publication of Register

ORDER MADE BY THE MINISTRY OF HOME AFFAIRS FOR NORTHERN IRELAND UNDER SECTION FOURTEEN OF THE ELECTIONS & FRANCHISE ACT (NORTHERN IRELAND), 1946.

1946. No. 21

WHEREAS it is provided by sub-section (3) of section thirteen of the Elections & Franchise Act (Northern Ireland), 1946 (hereinafter called "the Act") that the register of electors in respect of each administrative county and of the county borough of Belfast shall be published and come into force on the first day of July, nineteen hundred and forty-six : and

WHEREAS it appears to the Ministry of Home Affairs for Northern Ireland (hereinafter called "the Ministry") that the time allowed for compliance with the said sub-section is insufficient :

NOW, THEREFORE, the Ministry in exercise of the powers conferred upon it by section fourteen of the Act DOETH HEREBY ORDER that the date of publication of the said register be postponed from the said first day of July, nineteen hundred and forty-six until the fifteenth day of August, nineteen hundred and forty-six, and that in consequence of such postponement the timetable set out in the Schedule hereto shall be observed in respect of the several matters therein mentioned.

This Order may be cited as the Electoral Register (Postponement of Publication) Order, 1946.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 5th day of March, Nineteen hundred and forty-six, in the presence of

(L.S.)

J. B. O'Neill,
Assistant Secretary.