

LOCAL GOVERNMENT

*Superannuation, p. 295**Travelling and Subsistence,
p. 297*

LOCAL GOVERNMENT (SUPERANNUATION) ACT

(NORTHERN IRELAND), 1950,

and

LOCAL GOVERNMENT (SUPERANNUATION) REGULATIONS

(NORTHERN IRELAND), 1950.

Local Government (Superannuation) County Court Rules, 1956.

1956. No. 99.

WE, the undersigned members of the County Court Rules Committee appointed under sub-section (4) of section 18 of the County Courts Act (Northern Ireland), 1955, by virtue of the powers vested in us in this behalf, do hereby make the Rules hereinafter set forth as Rules to be in force in proceedings in the County Courts under the Local Government (Superannuation) Act (Northern Ireland), 1950, and the Local Government (Superannuation) Regulations (Northern Ireland), 1950, and do hereby certify the same under our hands and submit them to the Lord Chief Justice of Northern Ireland accordingly.

(Signed) *Bernard J. Fox*
Wm. Johnson
J. G. Agnew
Charles Stewart
Turlough O'Donnell
James J. Napier
John L. Pinkerton
T. F. Glass
J. F. Caldwell

The scale of court fees in the Second Schedule has been fixed with the consent of the Ministry of Finance for Northern Ireland.

In witness whereof the Official Seal of the Ministry has been affixed hereto this 18th day of May, 1956, in the presence of

(Sgd.) *D. C. B. Holden*

I approve these Rules and direct that they shall come into force forthwith.

Dated the 21st day of June, 1956.

(Sgd.) *MacDermott,*
 Lord Chief Justice of Northern Ireland.

1. These Rules may be cited as the Local Government (Superannuation) County Court Rules, 1956. In these Rules the expression "the Regulations" means the Local Government (Superannuation) Regulations (Northern Ireland), 1950.

2.—(1) A notice of application for the determination of any question under Regulation 36 of the Regulations may be in the Form No. 1 in the First Schedule.

(2) Notice of the application shall, not later than ten days before the sitting of the Court by which the application is to be heard, be served either personally or by registered post on every body or person with whom the question to be determined has arisen, who shall be the respondent or respondents.

3.—(1) Where not otherwise expressly provided by these Rules, the existing Rules and practice of the County Court in Equity cases shall apply to all applications under the Regulations.

(2) The Court may direct that notice of any such application be served on any body or person not served therewith and for that purpose may adjourn the hearing on such terms as to costs and otherwise as the Court may think just.

4. The Court may make such order as to costs and witnesses' expenses as it may think just.

5. An order determining a question under the Regulations may be in Form No. 2 in the First Schedule.

6. There shall be payable in respect of every application under these Rules the Court fees specified in the Second Schedule which shall be paid by County Court Stamps.

FIRST SCHEDULE

FORM No. 1

Notice of Application

In the County Court for the County of.....

Division of.....

In the matter of the Local Government (Superannuation) Regulations (Northern Ireland), 1950

Between

and

Applicant

Respondent(s)

[Insert names, addresses and descriptions of parties.]

TAKE NOTICE that an application will be made to the above-mentioned Court at the Equity Sessions commencing at [place] on [date] for an order determining the following question: [state the question concisely, with references to the numbers of the relevant Regulations.]

Dated this day of , 19

Applicant/Solicitor for Applicant

TO: the Respondent(s).