STATUTORY RULES OF NORTHERN IRELAND

1999 No. 129

COUNTY COURTS

County Court (Amendment) Rules (Northern Ireland) 1999

Made - - - -	*16th March 1999*
Coming into operation	*12th April 1999*

We, the County Court Rules Committee appointed by the Lord Chancellor under Article 46 of the County Courts (Northern Ireland) Order 1980(**1**), in exercise of the powers conferred on us by Article 47 of that Order, Articles 81(5) and 81A(11) of the Police and Criminal Evidence (Northern Ireland) Order 1989(**2**), and all other powers enabling us in that behalf, hereby make the following Rules:—

Citation and interpretation

1.—(1) These Rules may be cited as the County Court (Amendment) Rules (Northern Ireland) 1999.

(2) In these Rules, a reference to an Order, Rule or Form by number is a reference to that Order, Rule or Form so numbered in the County Court Rules (Northern Ireland) 1981(**3**).

Commencement of proceedings

2. In Order 1, Rule 1(1), for the words "and Order 30 Rule 3" there shall be substituted the words ", Order 30, Rule 3 and Order 52, Rule 17".

Certificate of readiness

3. Order 8, Rule 3, shall be amended as follows—

(a) in paragraph (1) after the words "the plaintiff shall" there shall be inserted the words "subject to paragraph (1A) and";

(b) after paragraph (1) there shall be inserted the following new paragraph—

"(1A) A certificate of readiness may not be delivered to the chief clerk until the expiry of 21 days following the date of service of the notice of intention to defend.".

(**1**) S.I.1980/397 (N.I. 3)

(**2**) S.I. 1989/1341 (N.I. 12); to which the most recent relevant amendments were made by S.I. 1995/757 (N.I. 3) and S.I. 1998/1504 (N.I. 9)

(**3**) S.R. 1981 No. 225; to which the most recent relevant amendments were made by S.R. 1985 No. 102, S.R. 1986 No. 218, S.R. 1995 No. 48, S.R. 1995 No. 282 and S.R. 1996 No. 294

Appeals from magistrates' courts

4. Order 32 Part IIA shall be amended as follows—

(a) in paragraphs (1) and (3) of Rule 6B, for the word "juvenile" there shall be substituted the word "magistrates";

(b) in paragraphs (1) and (5) of Rule 6C, for the word "juvenile" there shall be substituted the word "magistrates".

Amendments to Order 52

5. Order 52 shall be amended as follows—

(a) Rule 2 is hereby revoked;

(b) after Part V there shall be added the new Part VI set out in Schedule 1.

Forms

6.—(1) After Form 265 there shall be inserted the new Form 265A set out in Schedule 2.

(2) Forms 293 and 294 are hereby revoked.

We, the undersigned members of the County Court Rules Committee, having by virtue of the powers vested in us in this behalf made the foregoing Rules, do hereby certify the same under our hand and submit them to the Lord Chancellor accordingly.

A. R. Hart
Hilary Keegan
Barry Valentine
T. A. Burgess
James A. Agnew
Brian J. Stewart

Dated 25th February 1999.

After consultation with the Lord Chief Justice, I allow these Rules which shall come into operation on 12th April 1999.

Dated 16th March 1999. *Irvine of Lairg, C.*