**1973. No. 57** **[C]**

# COUNTY COURT RULES

## Criminal Injuries to Property (Compensation)

RULES, DATED 6TH MARCH 1973, MADE BY THE SECRETARY OF STATE UNDER SECTION 146 OF THE COUNTY COURTS ACT (NORTHERN IRELAND) 1959.

I, THE RIGHT HONOURABLE WILLIAM WHITELAW, M.C., M.P., in exercise of the powers conferred on me by section 146 of the County Courts Act (Northern Ireland) 1959(a), section 1(1) of the Northern Ireland (Temporary Provisions) Act 1972(b) and all other powers enabling me in that behalf, do hereby, upon the recommendation of the County Court Rules Committee and after consultation with the Lord Chief Justice, make the Rules hereinafter set forth:—

*Citation*

**1.** These Rules may be cited as the County Court (Criminal Injuries) (Amendment) Rules (Northern Ireland) 1973.

*Interpretation*

**2.** Any reference in these Rules to a Rule is a reference to the Rule as numbered in the County Court (Criminal Injuries) Rules (Northern Ireland) 1969(c) and any reference to a Form by number is to the Form as numbered in Schedule 1 to those Rules.

*Amendment of 1969 Rules*

**3.**—(1) In Rule 13(1)(*d*) after the words "charge or" there shall be inserted the words "subject to Rule 14(1B)".

(2) In Rule 14(1) after the words "charge or" there shall be inserted the words "subject to paragraph (1B)".

(3) In Rule 14(1A) after the words "as defined by the Building Societies Act (Northern Ireland) 1967" there shall be inserted the words "or the Building Societies Act 1962".

(4) After Rule 14(1A) there shall be inserted the following paragraph—

"(1B) Where the property damaged is let to the applicant or is held under a fee farm grant, Rule 13(1)(*d*) and paragraph (1) of this Rule shall not operate so as to require service of the notice referred to in Rule 13(1) or paragraph (1) of this Rule on a lessor other than the applicant's immediate lessor or a recipient from the applicant of the fee farm rent."

(5) In Forms 1, 2 and 3 at the end of the italicised directions commencing "specify in detail type of property damaged" there shall be added the following sentences—

*"Where the property damaged is let to the applicant the applicant's immediate lessor alone of superior lessors need be served with a copy of this notice under Rule 13 and the name and address of such lessor and the length of tenancy must be stated. Where the property is held under a fee farm grant the recipient from the applicant of the fee farm rent*

(a) 1959. c. 25. (b) 1972. c. 22.
(c) S.R. & O. (N.I.) 1969, No. 18 as amended by S.R. & O. (N.I.) 1971, No. 363.