1968. No. 175 [C]

MAGISTRATES' COURTS RULES

RULES, DATED 24TH JULY 1968, MADE BY THE MINISTER OF HOME AFFAIRS UNDER SECTION 23 OF THE MAGISTRATES' COURTS ACT (NORTHERN IRELAND) 1964 AND SECTION 57(2) OF THE ROAD TRAFFIC ACT (NORTHERN IRELAND) 1955.

I, The Right Honourable William Craig, Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by section 23 of the Magistrates' Courts Act (Northern Ireland) 1964(**a**), section 57(2) of the Road Traffic Act (Northern Ireland) 1955(**b**) and all other powers thereunto enabling, do hereby, upon the recommendation of the Magistrates' Courts Rules Committee and after consultation with the Lord Chief Justice, make the Rules hereinafter set forth.

Dated this 24th day of July 1968.

Wm. Craig,
Minister of Home Affairs
for Northern Ireland.

Citation

1. These Rules shall be cited as The Magistrates' Courts (Suspension of Disqualification for Driving) Rules (Northern Ireland) 1968.

Application to any resident magistrate sitting as court of summary jurisdiction for district in which disqualification ordered

2. Where a person ordered by a court of summary jurisdiction to be disqualified for holding or obtaining a licence to drive a motor vehicle—

(*a*) gives notice of appeal to the county court to the prosecutor under section 144(1) of the Magistrates' Courts Act (Northern Ireland) 1964 or applies under section 146 of that Act to that court of summary jurisdiction to state a case for the opinion of the Court of Appeal; and

(*b*) desires to apply under section 57(2) of the Road Traffic Act (Northern Ireland) 1955 for the operation of that order to be suspended pending the appeal; and

(*c*) on the day on which that person wishes to make such application the resident magistrate who made the order or any other resident magistrate is sitting as a court of summary jurisdiction in the petty sessions district in which the order was made,

that person may make such application to the resident magistrate who is so sitting.

(a) 1964. c. 21 (N.I.). (b) 1955. c. 27.