EXPLANATORY NOTE

(This note is not part of the Order but is intended to indicate its general purport.)

The Transit of Animals by Road Order (Northern Ireland) 1962 requires, amongst other things, that all vehicles, and their equipment, used for the movement of animals by road shall be cleansed and disinfected after each occasion on which they are used. Under this amending Order a Local Authority may provide or cause to be provided facilities for such cleansing and disinfection and make a reasonable charge for this service.

1963. No. 145 **[NC]**

LOCAL GOVERNMENT

Compulsory Acquisition of Land

REGULATIONS, DATED 30TH JULY, 1963, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER THE LOCAL GOVERNMENT ACT (NORTHERN IRELAND) 1934.

The Ministry of Health and Local Government, in exercise of the powers conferred on it by the Local Government Act (Northern Ireland) 1934(a), and of all other powers enabling it in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the Local Government (Compulsory Acquisition of Land) Regulations (Northern Ireland) 1963, and shall come into operation on 1st October, 1963.

2. In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them:—

(*a*) "the Act" means the Local Government Act (Northern Ireland) 1934;

(*b*) "the Ministry" means the Ministry of Health and Local Government.

3. An application for a vesting order in pursuance of the provisions of section 22 of the Act shall be in the Form No. 1 in the Schedule and shall be accompanied by a map or plan in duplicate drawn on parchment or linen, together with a copy of the map or plan on paper, indicating clearly the lands, easements or rights proposed to be acquired.

4.—(1) Notice of the application in the Form No. 2 in the Schedule shall be published once at least in each of two successive weeks in one or more of the newspapers circulating in the locality in which the lands, easements or rights proposed to be acquired are situate:

Provided that where a substantial number of interests are involved the schedule to Form No. 2 may be varied so as to include a general description only of the lands, easements or rights.

(a) 24 & 25 Geo. 5. c. 22.

(2) Notice of the application in the Form No. 3 in the Schedule shall be given to the persons appearing to the local authority to have interests in the said lands, easements or rights:

Provided that—

(i) where a substantial number of interests are involved the schedule to Form No. 3 may be varied so as to include a general description only of the lands, easements or rights; and

(ii) if any of the persons to whom notice is required to be given should be absent from or resides outside the United Kingdom, or cannot be found, the notice may be left with the occupier of the lands or affixed on some conspicuous part of the lands proposed to be acquired.

5. A Statutory Declaration as to publication and service of notices shall be made by the Town Clerk or Clerk or Secretary or Solicitor of the local authority in the Form No. 4 in the Schedule and sent to the Ministry.

6. Notice of the making of a vesting order which is required to be given in pursuance of the provisions of section 22(2)(*a*) of the Act shall be in the Form No. 5 in the Schedule:

Provided that where a substantial number of interests are involved the schedule to Form No. 5 may be varied so as to include a general description only of the lands, easements or rights.

7. Notice of a vesting order becoming operative which may be given under section 22(2)(*d*) of the Act shall be in the Form No. 6 in the Schedule.

8. Notice of a vesting order becoming operative shall be given to the Ministry and to the Ministry of Finance within fourteen days from the date of such order becoming operative.

9. The receipt to be given to the local authority for the compensation paid by them shall be in the Form No. 7 in the Schedule.

10. The statutory declaration to be made by a person to whom the compensation payable does not exceed the sum of £100 shall be in the Form No. 8 in the Schedule.

11. The notice to be given to the Ministry of Finance in pursuance of the provisions of Article 10(2) of the Second Schedule to the Act shall be in the Form No. 9 in the Schedule. For the purposes of that Article the prescribed period shall be fourteen days from the receipt of such notice.

12. The Local Authorities (Compulsory Acquisition of Land) Regulations 1935(**a**), the Local Authorities (Compulsory Acquisition of Land) Regulations 1938(**b**) and the Local Government (Compulsory Acquisition of Land) Regulations (Northern Ireland) 1962(**c**) are hereby revoked.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this 30th day of July, nineteen hundred and sixty-three.

(L.S.)

Wm. J. Morgan,
Minister of Health and Local Government.

(a) S.R. & O. (N.I.) 1935, No. 48.
(b) S.R. & O. (N.I.) 1938, No. 94.
(c) S.R. & O. (N.I.) 1962, No. 67.

SCHEDULE

FORM NO. 1

(To be sent to Ministry)

LOCAL GOVERNMENT ACT (NORTHERN IRELAND) 1934

..... [Other empowering Acts]

..... [Name of local authority]

Application for Vesting Order

The [*Name of local authority*] in pursuance of the provisions of the above Acts, hereby apply to the Ministry of Health and Local Government for an Order vesting the lands, easements or rights described in the Schedule in the said Council in accordance with and subject to the provisions of the above Acts.

The said Council desire to acquire the said lands, easements or rights otherwise than by agreement for the following purposes*—

*The reasons for the acquisition should be set forth here.

Dated this day of 19 .

[Seal]

..... Lord Mayor/Mayor/Chairman

..... Town Clerk/Clerk/Secretary

SCHEDULE

Description of Lands, Easements or Rights

County of .....

Barony of ..... Town of ..... Parish of .....

Townland or Street 1	Area A. R. P. 2	Names and Addresses of persons appearing to have interests 3	Nature of estate or interest of persons in col. 3 4	Reference to lands on attached map and folio no. (if any) 5	Nature of estate or interest to be acquired 6

FORM NO. 2

(For newspaper publication)

LOCAL GOVERNMENT ACT (NORTHERN IRELAND) 1934

..... [Other empowering Acts]

..... [Name of local authority]

Notice of Application for Vesting Order

NOTICE IS HEREBY GIVEN that the [*Name of local authority*] in pursuance of the provisions of the above Acts have applied to the Ministry of Health and Local Government for an Order vesting the lands, easements or rights described in the Schedule in the said Council in accordance with and subject to the provisions of the above Acts.

The said Council desire to acquire the said lands, easements or rights otherwise than by agreement for the following purposes*—

*The reasons for the acquisition should be set forth here.

All objections to the application from persons interested in the lands, easements or rights specified in the application must be presented in writing to the Secretary, Ministry of Health and Local Government, Stormont, Belfast, 4, on or before the ..... day of ..... 19.....

A copy of the application and a map showing the lands proposed to be acquired may be seen during usual office hours at .....

..... Town Clerk/Clerk/Secretary

SCHEDULE†

Description of Lands, Easements or Rights

County of .....

Barony of ..... Town of ..... Parish of .....

Townland or Street	Area A. R. P.	Names and Addresses of persons appearing to have interests	Nature of estate or interest of persons in col. 3	Reference to lands on map and folio no. (if any)	Nature of estate or interest to be acquired
1	2	3	4	5	6

†NOTE: Where a substantial number of interests are involved the Schedule to this form may be varied so as to include a general description only of the lands, easements or rights—see Reg. 4.

FORM NO. 3

(To be sent to interested persons)

LOCAL GOVERNMENT ACT (NORTHERN IRELAND) 1934

..... [Other empowering Acts]

..... [Name of local authority]

Notice of Application for Vesting Order

To ..... of .....

TAKE NOTICE that the [*Name of local authority*] have applied to the Ministry of Health and Local Government for an Order vesting the lands, easements or rights described in the Schedule in the said Council in accordance with and subject to the provisions of the above Acts.

The said Council desire to acquire the said lands, easements or rights otherwise than by agreement for the following purposes*—

*The reasons for the acquisition should be set forth here.

The portion in which you appear to have an interest is shown distinctly on the attached map (or plan).

AND FURTHER TAKE NOTICE that all objections to the said application from persons interested in the lands, easements or rights specified in the application must be presented (in writing) to the Secretary, Ministry of Health and Local Government, Stormont, Belfast, 4, on or before the .....day of ..... 19.....

A copy of the application and a map showing the lands proposed to be acquired may be seen during usual office hours at .....

Dated the ..... day of ..... 19.....

..... Town Clerk/Clerk/Secretary

SCHEDULE†

Description of Lands, Easements or Rights

County of .....

Barony of ..... Town of ..... Parish of .....

Townland or Street	Area A. R. P.	Names and Addresses of persons appearing to have interests	Nature of estate or interest of persons in col. 3	Reference to lands on map and folio no. (if any)	Nature of estate or interest to be acquired
1	2	3	4	5	6

†NOTE: Where a substantial number of interests are involved the Schedule to this form may be varied so as to include a general description only of the lands, easements or rights—see Reg. 4.