5.—(1) Every application for an order under section 15 of the Act shall be made by originating summons.

(2) Where it is sought to examine a person in the capacity of director, manager, secretary or other officer of a body corporate to which notice has been given under section 14 of the Act, the body corporate, as well as that person, shall be made a respondent to the summons.

(3) Any order made under section 15 for the attendance and examination of any person shall be an order for his attendance and examination before the court or a judge.

(4) If any person who attends for examination in pursuance of such an order before a judge sitting otherwise than in open court refuses to be sworn or to answer any question which the judge may put or allow to be put to him, or to produce any particulars, documents or information which the judge has required him to produce, the judge may adjourn the examination into open court.

(5) When the examination of a person in pursuance of any such order has been concluded, the notes of the examination shall be filed in the Central Office.

6.—(1) An application for an authorisation or order under section 18 of the Act may be made either by originating summons or by originating notice of motion.

(2) In the case of an application for an authorisation under paragraph (*a*) of subsection (1) of section 18, one or more of the persons alleged to be parties to the agreement shall be made respondent to the summons or motion, and paragraph (4) of Rule 4 of this Order shall apply as it applies to a summons under that Rule.

(3) In the case of an application for any other relief under section 18, all persons against whom an order is sought shall be made respondents to the summons or motion.

7. Subject to the provisions of this Order, the Rules of the Supreme Court for the time being in force, and the practice and procedure in the Chancery Division, shall apply."

The Supreme Court Rules (Northern Ireland) (No. 4) Order in Council, 1957

1957. No. 111 **[NC]**

BY THE GOVERNOR IN THE PRIVY COUNCIL OF NORTHERN IRELAND.

WAKEHURST

I, John de Vere, Baron Wakehurst, Knight Commander of the Most Distinguished Order of St. Michael and St. George, Governor of Northern Ireland, by and with the advice of the Privy Council of Northern Ireland, in pursuance and by virtue of section sixty-one of the Supreme Court of Judicature Act (Ireland), 1877(**a**), as that enactment applies to the Supreme Court of Judicature of Northern Ireland(**b**) and of all other

(**a**) 40 & 41 Vict. c 57. (**b**) S.R. & O. 1921 (No. 1802) p. 1,332.