We, the undersigned members of the County Court Rules Committee, appointed by the Lord Chief Justice of Northern Ireland under sub-section (3) of section two of the County Courts (Salaries and Rules) Act (Northern Ireland), 1947, by virtue of the powers vested in us in this behalf, do hereby make the Rules hereinafter set forth as Rules to be in force in proceedings in the County Courts under the Valuation Acts Amendment Act (Northern Ireland), 1954, and do hereby certify the same under our hands and submit them to the Lord Chief Justice of Northern Ireland accordingly.

Bernard J. Fox.
Isaac Copeland.
Charles Stewart.
Samuel Cumming.
Geo. H. Pollock.

I approve of these Rules, which shall come into force on the 17th day of October 1955.

Dated this 8th day of September 1955.

MacDermott,
Lord Chief Justice of Northern Ireland.

1. These Rules may be cited as the Valuation (Appeals) County Court Rules (Northern Ireland), 1955, and the expression "the Act" shall mean the Valuation Acts Amendment Act (Northern Ireland), 1954.

2. Where a person has deposited the sum of five pounds with a Clerk of the Crown and Peace in accordance with sub-section (1) of section thirteen of the Act in lieu of entering into the recognizance to prosecute the appeal required by section twenty-two of the Valuation (Ireland) Act, 1852, and has failed to prosecute such appeal or to abide the order of the Court or to pay such costs as have been awarded by the Court on such appeal, the Court may order that the said sum, or any part thereof, shall be forfeited, or may make such other order regarding the said sum as the Court may think proper.

3. Where a person has given notice of intention to appeal, but has failed within five days after giving such notice to enter into the recognizance required by section twenty-two of the Valuation (Ireland) Act, 1852, or to deposit the sum of five pounds in accordance with sub-section (1) of section thirteen of the Act, the Clerk of the Crown and Peace shall not enter the appeal for hearing.

Water Supplies and Sewerage (Northern Ireland) County Court Rules, 1955.

1955. No. 56 [C]

WE, the undersigned members of the County Court Rules Committee appointed by the Lord Chief Justice of Northern Ireland under sub-section (3) of section two of the County Courts (Salaries and Rules) Act (Northern Ireland), 1947, by virtue of the powers vested in us in this behalf, do hereby make the Rules hereinafter set forth as Rules to be in force in proceedings in the County Courts under the Water Supplies and Sewerage Act (Northern Ireland), 1945, and do hereby certify the same under our hands and submit them to the Lord Chief Justice of Northern Ireland accordingly.

Bernard J. Fox.
Isaac Copeland.
Charles Stewart.
Samuel Cumming.
Geo. H. Pollock.

The scale of court fees in the Second Schedule has been fixed with the consent of the Ministry of Finance for Northern Ireland.

In witness whereof the Official Seal of the Ministry has been affixed hereto this 24th day of March, 1955, in the presence of

(L.S.)

D. C. B. Holden.

I approve of these Rules, which shall come into force on the 2nd day of May, 1955.

Dated the 28th day of March, 1955.

MacDermott,
Lord Chief Justice of Northern Ireland.

1. These Rules may be cited as the Water Supplies and Sewerage (Northern Ireland) County Court Rules, 1955, and the expression "the Act" shall mean the Water Supplies and Sewerage Act (Northern Ireland), 1945.

2.—(1) A notice of application under sub-section (2) of section four of the Act may be in the form No. 1 in the First Schedule hereto.

(2) The order made by the Court on the hearing of such application may be in the form No. 2 in the First Schedule hereto.

3.—(1) A notice of appeal under sub-section (4) of section five of the Act may be in the form No. 3 in the First Schedule hereto.

(2) Notice of such appeal shall, as provided by the said sub-section, be served within twenty-eight days after service on the appellant of the notice referred to in that sub-section.

(3) The order made by the Court on the hearing of such appeal may be in the form No. 4 in the First Schedule hereto.

4.—(1) A notice of application for a determination by the Court under sub-section (5) or sub-section (8) of section five of the Act may be in the form No. 5 or 5a in the First Schedule hereto, as the nature of the case may require.

(2) The order made by the Court on the hearing of such application may be in the form No. 6 or 6a in the First Schedule hereto, as the nature of the case may require.

5.—(1) A copy of any notice of application or appeal under these Rules by any person other than the local authority concerned shall be served upon such local authority and, where the application is brought under sub-section (5) or sub-section (8) of section five of the Act, also upon any other owner or occupier concerned. Where the application is brought by the local authority under sub-section (5) or sub-section (8) of section five of the Act, a copy of such application shall be served upon each owner or occupier concerned.

(2) Such service may be effected, in the case of a local authority, either by leaving a copy of the notice at the office of such local authority or by sending a copy by prepaid registered post addressed to the clerk to the authority at such office, and in the case of any other person either personally or by sending a copy by prepaid registered post to the last known address of such person.

(3) Such service shall be not less than 10 days before the first day of the Court at which the application or appeal is to be heard.

6. Where any lands or houses, the subject of any application or appeal under the Act, are situate in more than one county or division, the application or appeal may be brought in the division in which part of the said lands or one of the said houses is situate.

7. All applications and appeals under the Act shall be entered in the office of the Clerk of the Crown and Peace, on a separate entry sheet, upon the entry day fixed for the Court at which such applications and appeals are to be heard, and shall be listed for hearing according to the initial letter of the applicant's or appellant's surname in the same way as ordinary civil bills.

8. The Court may make such order as to costs and witnesses' expenses as it shall think fit.

9. The Court shall have power, in special circumstances, to enlarge or abridge the time appointed by these Rules (not being a time specified in the Act) for doing any act or taking any proceeding upon such terms as the Court shall think fit, and any such enlargement may be ordered although the application for the same is not made until after the expiration of the time appointed or allowed.

10. The forms in the First Schedule hereto with such variations as the Court may allow may be used on all applications and appeals under the Act, and an application or appeal shall not be refused or disallowed solely on the ground that the form used does not comply with the form specified for such application or appeal.

11. There shall be payable in respect of every application and appeal under the Act the court fees specified in the Second Schedule hereto.

FIRST SCHEDULE

FORM No. 1

In the County Court for the County of ;
Division of .

In the Matter of the Water Supplies and Sewerage Act (Northern Ireland), 1945,

and

In the Matter of a supply of water to a house situate at in the County of .

Between

Applicant;

and

being the local authority.

Respondent.

Application under section 4(2)

By the (Recorder of) (County Court Judge for):

TAKE NOTICE that I. of in the County of , being aggrieved by the refusal of the said authority to grant a certificate that a supply of wholesome water sufficient for the domestic purposes of the occupants of the said house has been provided, intend to apply to His Honour (the Recorder of) (County Court Judge for the County of) for an Order authorising the occupation of the said house.

AND TAKE FURTHER NOTICE that the said application will come on for hearing at the Court beginning on the day of 19 .

Dated this day of 19 .

.....
Applicant.

To:

the said local authority.

FORM No. 2

In the County Court for the County of ;
Division of

In the Matter of the Water Supplies and Sewerage Act (Northern Ireland), 1945,
and
In the Matter of a suppy of water to a house situate at ,
in the County of

Between

Applicant;

and

being the local authority.

Respondent.

Order on application under section 4(2)

THIS APPLICATION coming on for hearing at this present Court.

AND UPON HEARING , for the applicant, and , for the said authority, and the evidence offered on behalf of the parties.

[AND the Court being of the opinion that a certificate ought to have been granted by the said authority

IT IS ORDERED that the occupation of the said house be, and the same is hereby, authorised.] *OR*

[IT IS ORDERED that the said application be, and the same is hereby, refused.]

AND IT IS FURTHER ORDERED as regards costs that (and the several Under-Sheriffs in Northern Ireland are hereby commanded to take in execution the goods of the said to satisfy the said costs (and witnesses' expenses)).

Dated this day of 19 .

(SEAL)

.....
Clerk of the Crown and Peace.