Flax Act (Northern Ireland), 1954

County Court Rules (Northern Ireland), 1954

1954. No. 180

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 Flax 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
Samuel Cumming
Charles Stewart
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 3rd day of December, 1954, in the presence of

(L.S.) *D. C. B. Holden,*
Assistant Secretary.

I approve of these Rules, which shall come into force on the 20th day of December, 1954.

Dated this 13th day of December, 1954.

MacDermott,
Lord Chief Justice of Northern Ireland.

1. These Rules may be cited as the Flax Act (Northern Ireland) County Court Rules, 1954, and the expression "the Act" shall mean the Flax Act (Northern Ireland), 1954.

2.—(1) Notice of appeal against the revocation of a licence under paragraph (*b*) of sub-section (3) of section twelve of the Act may be in the form No. 1 in the First Schedule hereto, and a copy of such notice shall be served by registered post by or on behalf of the appellant upon the Ministry of Agriculture for Northern Ireland within seven days from the date on which notice of the revocation of his licence was received by the appellant.

(2) Such appeal shall be to the sittings of the Court to be held next after the expiration of seven days from the last day for appealing as provided in the preceding sub-rule.

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

4. The order made by the court on the hearing of the appeal may be in the form No. 2 in the First Schedule hereto.

5. The court may make such order as to costs and witnesses' expenses as it shall think fit, and shall measure such costs and expenses at the time of the hearing.

6. 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 it 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.

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