NURSES

Licensing of Agencies Appeals

RULES, DATED 21ST DECEMBER, 1949, MADE BY THE LORD CHIEF JUSTICE OF NORTHERN IRELAND UNDER SECTION EIGHT OF THE NURSES ACT (NORTHERN IRELAND), 1946.

1949. No. 213

I, THE RIGHT HONOURABLE SIR JAMES ANDREWS, Baronet, Deputy Lieutenant, Lord Chief Justice of Northern Ireland, in exercise of the powers conferred upon me by sub-section (6) of Section eight of the Nurses Act (Northern Ireland), 1946, (in these Rules referred to as " the Act "), do hereby make the following Rules :—

1.—(1) These Rules may be cited as the Nurses (Licensing of Agencies) (Appeals) Rules (Northern Ireland), 1949.

(2) The Interpretation Act, 1889 as applied to Northern Ireland by the Interpretation Act, 1921, shall apply for the purpose of the interpretation of these Rules as it applies for the purpose of the interpretation of an Act of Parliament of Northern Ireland.

2. An appeal under sub-section (6) of Section eight of the Act shall be made to any court of summary jurisdiction acting for the Petty Sessions District in which the appellant resides.

3.—(1) The appellant shall, not less than ten clear days before the date of the Petty Sessions at which the appeal is intended to be heard, give to the Clerk of the Petty Sessions and to the Ministry of Health and Local Government notice in writing of his appeal signed by him or his solicitor.

(2) The appellant shall when giving notice of appeal to the Clerk of Petty Sessions lodge with the said Clerk a copy of the order refusing the application for the licence or copy of the order revoking the licence, or a copy of the licence with the conditions attached thereto, as the case may be.

(3) The Notice of Appeal under Paragraph (1) of this Rule shall be in the form set out in the Schedule to these Rules, or a form to the like effect, and service thereof on the Ministry of Health and Local Government shall be effected by registered letter addressed to the Secretary, Ministry of Health and Local Government, Stormont, Belfast.

4. The fees from time to time payable under the Summary Jurisdiction and Criminal Justice Act (Northern Ireland), 1935, shall be payable in respect of proceedings under the Act and the provisions of the Petty Sessions Clerk (Ireland) Act, 1858, as to fees shall apply to fees payable in respect of proceedings under the Act.

5.—(1) The Resident Magistrate may award as costs to either the appellant or the respondent such sum as he may consider reasonable.