The Urban Districts of Carrickfergus, Lisburn, Whitehead, Armagh, Lurgan, Portadown, Banbridge, Donaghadee, Holywood, Newry, Enniskillen, Limavady, Omagh and Strabane.

The District Electoral Divisions of Jordanstown, Carnmoney, Whiteabbey, Whitehouse, Ballysillan in the Belfast Rural District and County of Antrim.

The District Electoral Divisions of Dunmurry, Lambeg and Malone in the Lisburn Rural District and County of Antrim.

The District Electoral Divisions of Edenderry and Breda in the Hillsborough Rural District and County of Down.

The District Electoral Divisions of Ballymaconaghy, Castlereagh, Gilnahirk, Dundonald, Ballymiscaw and Ballyhackamore in the Castlereagh Rural District and County of Down.

Fire Prevention.

Government Premises.

THE FIRE PREVENTION (GOVERNMENT PREMISES) (NORTHERN IRELAND) ORDER, 1942, DATED 7TH SEPTEMBER, 1942, MADE BY THE MINISTRY OF PUBLIC SECURITY FOR NORTHERN IRELAND UNDER REGULATION 27A OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1942 No. 137.

WHEREAS by the Delegation of Powers (Ministry of Public Security for Northern Ireland) Order, 1942 (**a**), made on 26th March, 1942, by the Secretary of State under Regulation 102A (1) of the Defence (General) Regulations, 1939 (**b**), the Secretary of State delegated his powers as respects Northern Ireland under Regulation 27A of the said Regulations to the Ministry of Public Security for Northern Ireland :

NOW, THEREFORE, the Ministry of Public Security for Northern Ireland in pursuance of the powers so delegated to it and of all other powers enabling it in that behalf hereby orders as follows :—

Premises to which order applies.

1. This order shall apply to—

(*a*) premises occupied by or for the purposes of a government department and situated in any such area as may be prescribed, except such premises or classes of premises as may be prescribed ;

(*b*) such premises as may be prescribed, being premises occupied by or for the purposes of a government department but not situated in such an area as aforesaid ;

(*c*) such premises or classes of premises, occupied for such purposes, as may be prescribed under Article 13 of this order ; and

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(a) S. R. & O. 1942 No. 588.
(b) S. R. & O. 1939 No. 927.

(*d*) business premises as respects which an agreement made under the next following Article is for the time being in force.

Obligation of appropriate departments to make arrangements.

2.—(1) Subject to the provisions of this order, the appropriate department for any premises to which this order applies shall make proper and adequate arrangements for the purpose of securing that fires occurring at the premises as the result of hostile attack will be immediately detected and combated.

(2) Where the same department is the appropriate department for several premises to which this order applies, that department may make combined arrangements for those premises, whether or not they are adjoining or neighbouring premises or premises in the same building :

Provided that no person shall be required under the arrangements without his consent to perform fire prevention duties at any premises which are more than two miles from the premises at which he works.

(3) The appropriate departments for several premises to which this order applies, being adjoining or neighbouring premises or premises in the same building, may make joint arrangements for those premises.

(4) The appropriate department or departments for premises to which this order applies may agree with the appropriate authority or appropriate authorities for any business premises to which the Fire Prevention (Business Premises) (Northern Ireland) (No. 2) Order, 1941, applies, or with the occupier or occupiers of any such business premises subject to the approval of the appropriate authority or appropriate authorities for those premises, that while the agreement is in force either—

(*a*) all the premises shall be deemed to be premises to which this order applies and the said appropriate department or (if there are several appropriate departments concerned) one of those departments shall be the appropriate department for such of the premises as are business premises, and joint arrangements shall be made for all the premises under this order ; or

(*b*) all the premises shall be deemed to be business premises to which the Fire Prevention (Business Premises) (Northern Ireland) (No. 2) Order, 1941, applies and, in the case of premises other than business premises, the appropriate department shall be deemed to be the occupier and the Ministry shall be the appropriate authority for the purpose of the said order and joint arrangements shall be made for all the premises under the said order ;

and this order or, as the case may be, the Fire Prevention (Business Premises) (Northern Ireland) (No. 2) Order, 1941, shall have effect accordingly, and, on the making of the joint arrangements, any arrangements in force for the said business premises under the Fire Prevention

(Business Premises) (Northern Ireland) (No. 2) Order, 1941, shall cease to be in force for those premises :

Provided that—

(i) an agreement shall be made under this paragraph only where all the premises to which the agreement relates are adjoining or neighbouring premises or premises in the same building ;

(ii) where an agreement is made under this paragraph by an occupier or occupiers of business premises, it shall not be determined by that occupier, or, as the case may be, by any of those occupiers, without the approval of the appropriate authority or the authority which would, but for the agreement, be the appropriate authority for the premises concerned under the Fire Prevention (Business Premises) (Northern Ireland) (No. 2) Order, 1941 ;

(iii) where an agreement is made applying sub-paragraph (*b*) of this paragraph by an appropriate department or appropriate departments, it shall not be determined by that department, or, as the case may be, by any of those departments without the approval of the Ministry.

(5) Where joint arrangements are made under paragraph (3) of this Article or sub-paragraph (*a*) of the last foregoing paragraph for premises to which this order applies, the arrangements shall provide that, in a case where two or more appropriate departments are concerned, one of those departments shall be solely responsible for the administration of the arrangements.

(6) Where the appropriate department for any premises to which this order applies is also the appropriate authority for any business premises to which the Fire Prevention (Business Premises) (Northern Ireland) (No. 2) Order, 1941, applies, all the said premises being adjoining or neighbouring premises or premises in the same building, the department may issue a direction to the occupier or occupiers of the said business premises to the effect that either sub-paragraph (*a*) or sub-paragraph (*b*) of paragraph (4) of this Article shall apply to all the said premises, and the appropriate department shall make joint arrangements for all the said premises accordingly, and this order or the said Fire Prevention (Business Premises) (Northern Ireland) (No. 2) Order, 1941, as the case may be, shall have effect subject to the direction.

Procedure for making arrangements.

3.—(1) The appropriate department for any premises to which this order applies shall consult with the persons working at the premises or with their representatives with respect to the arrangements to be made under this order for those premises and the manner in which the arrangements are to be carried out, and, in so far as any such persons have trade union representatives or representatives appointed by an organisation holding a certificate of approval under the Civil Service (Approved

Associations) Regulations, 1927 (**a**), or the Civil Service (Approved Associations) Regulations (Northern Ireland), 1928 (**b**), they shall be entitled to be represented by those representatives.

(2) The appropriate department for any such premises shall, within twenty-one days from the date on which this order applies to the premises, make the arrangements under this order for the premises and on the date on which the arrangements are made the department shall—

(*a*) in a case where the department has consulted representatives, send or deliver to every representative a copy of the arrangements ;

(*b*) in a case where any of the persons working at the premises have not been represented by representatives, in addition to its obligation (if any) under the foregoing sub-paragraph, cause copies of the arrangements to be displayed at the premises or otherwise made available for inspection at the premises by those persons ;

and representations with respect to the arrangements may be made in writing to the appropriate department by any representative who has been consulted or by any person working at the premises who has not been represented by a representative.

(3) The appropriate department for any premises shall not bring any arrangements into force before the expiration of seven days from the date on which the arrangements were made, and shall, before bringing the arrangements into force, consider any representations made to it under the last foregoing paragraph within the said period :

Provided that if, in a case where representations have been made to it within the said period, the appropriate department considers it necessary or expedient that the arrangements should come into force forthwith, the department may, before it has considered or fully considered the representations, provisionally bring the arrangements into force, with or without modifications, and give notice thereof in writing to every person who has made the representations.

(4) Where any such arrangements have been provisionally brought into force, under the last foregoing paragraph, the appropriate department shall without delay consider, or complete its consideration of, the said representations and shall, not later than the expiration of one month from the date on which it notified the provisional bringing into force of the arrangements, or of such further periods (not exceeding one month in any case) as it may from time to time notify in writing to the persons who made the said representations, finally bring the arrangements into force with or without modifications :

Provided that if any such provisional arrangements remain in force for a period exceeding three months from the said date, the appropriate

(a) S. R. & O. 1927 No. 800.
(b) S. R. & O of N.I. 1928 No. 18.

department shall report that fact to the Ministry and the reasons therefor.

(5) Before any such arrangements are brought into force, whether provisionally or finally, the appropriate department shall notify in writing to every person who has made representations within the period specified in paragraph (3) of this Article the date on which the arrangements are to come into force, not being less than three days after the notification, and shall at the same time cause the like notice to be displayed at the premises.

(6) While any arrangements for any premises are for the time being in force under this order, the appropriate department shall cause copies thereof to be displayed at the premises or otherwise made available for inspection at the premises by the persons working at the premises.

(7) Where joint arrangements are made under sub-paragraph (*a*) of paragraph (4) of the last foregoing Article for any business premises, this Article shall have effect with the following additions and modifications :—

(*a*) the appropriate department shall consult with the occupier of any such premises with respect to the arrangements and the manner in which they are to be carried out ; and

(*b*) the consultations with the persons working at any such premises or their representatives shall be carried out by the occupier on behalf of the appropriate department ; and

(*c*) the appropriate department shall send or deliver to the occupier a copy of the arrangements as required by paragraph (2) of this Article and representations under that paragraph may be made in writing to the appropriate department by the occupier ;

(*d*) any notices required to be given under paragraphs (3) (4) and (5) of this Article to persons who have made representations shall also be given to the occupier, whether he has made representations or not ;

(*e*) it shall be the duty of the occupier to cause copies of the arrangements to be displayed at the premises under paragraphs (2) and (6) of this Article.

(8) Arrangements made under this Article for any premises shall not be deemed to be invalid on the ground that the persons working at the premises or their representatives and, where joint arrangements are made under sub-paragraph (*a*) of the last foregoing Article for any business premises, the occupier of any such premises, were not consulted in accordance with this Article, if it is shown that the appropriate department took reasonable steps to obtain the views of those persons or their representatives with respect to the arrangements and the manner in which they were to be carried out, and that they refused to discuss or express any views on the matters aforesaid.