Ireland, after consultation with the Lord Chief Justice of Northern Ireland, from time to time so directs, have jurisdiction and authority to do and execute the duty of County Court Judge for any county or counties or part or parts of a county or counties in addition to those for which such persons has been appointed, and if the said direction so provides may do and execute the said duty as an additional judge ; and, further, that, so long as any existing County Court Judge continues in office, a direction shall not be given under the provisions of the said section except with the consent of every such judge affected by the direction :

And whereas the County Court Judge and Chairman of Quarter Sessions of the County of Antrim being an existing County Court Judge within the meaning of the said Section 11 of the County Officers and Courts Act (Northern Ireland), 1933, has consented to the giving of the direction hereinafter set forth.

Now, therefore, I, James Albert Edward, Duke of Abercorn, Knight of the Most Noble Order of the Garter, Knight of the Most Illustrious Order of Saint Patrick, Governor of Northern Ireland, under and by virtue of the County Officers and Courts Act (Northern Ireland), 1933, after consultation with the Lord Chief Justice of Northern Ireland do hereby direct that George Boyle Hanna, who has duly taken the oath required by Section 3 of the Civil Bill Courts (Ireland) Act, 1851, as County Court Judge for the County of Tyrone, shall in addition to the duties for which he has been appointed have jurisdiction and authority as an additional judge to do and execute the duty of County Court Judge for the Division of Belfast in the County of Antrim and the Division of Lisburn in the County of Down.

Given at Belfast this 15th day of November, Nineteen Hundred and Thirty-seven.

By His Grace's Command,

*R. Dawson Bates.*

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## Rules : Motor Vehicles and Road Traffic Act.

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934, COUNTY COURT RULES, 1937, DATED THE 29TH DAY OF JUNE, 1937.

1937. No. 61.

WHEREAS by an Act, 40 and 41 Vict., C. 56, intituled " The County Officers and Courts (Ireland) Act, 1877," Section 79, it is enacted that the Lord Chancellor, with the concurrence of the County Court Judges and Chairmen of Quarter Sessions in

Ireland, or any five of them, to be selected or nominated as in the said Act is provided, may make rules and orders for regulating the proceedings in and practice of the Civil Bill Courts in Ireland and for prescribing the forms of proceedings, and for the several other purposes in the said Act mentioned, and otherwise for carrying the said Act into execution, and may from time to time amend such rules, orders and forms, and that every such rule, order and form certified under the hands of the Lord Chancellor and any five of such Judges and Chairmen shall take effect from and after such day as shall be therein named :

And whereas by Section 83 of the said Act, it is provided that the Lord Chancellor, with the concurrence of the Chairman or any five of them to be selected or nominated as in the said Act provided, and with the consent of the Treasury may by order fix the fees to be taken in the Civil Bill Courts in respect of any business under that or any other Acts in force for the time being in such Courts, and may with the like concurrence and consent, alter, reduce or increase the same from time to time, and may also, with the like concurrence and consent, alter the fees and stamp duties taken in those Courts and substitute other fees for the same :

And whereas under and in pursuance of the provisions of the Government of Ireland Act, 1920, and the Orders made by His Majesty in Council thereunder, the references in the said section to the Lord Chancellor shall be construed as references to the Lord Chief Justice of Northern Ireland, and references to the Treasury shall be construed as references to the Ministry of Finance for Northern Ireland :

And whereas by the County Officers and Courts Act (Northern Ireland), 1925, Section 10, the concurrence required in connection with the making by the Lord Chief Justice of Northern Ireland of rules or orders under section seventy-nine of the County Officers and Courts (Ireland) Act, 1877, shall be the concurrence of the Chairmen within the meaning of the said Act, or any two of them to be nominated by the said Lord Chief Justice :

And whereas the Lord Chief Justice of Northern Ireland duly nominated His Honour Herbert Marshall Thompson, Recorder of Belfast and County Court Judge and Chairman of Antrim, and His Honour Arthur Henry Bates, County Court Judge and Chairman of the County of Down, as the Chairmen with whose concurrence such rules and orders may be made in pursuance of the provisions of the said Act :

And whereas by Section 23 (2) of 24 and 25 George V., C. 15, intituled " The Motor Vehicles and Road Traffic Act (Northern Ireland), 1934," it is provided that rules of court regulating the procedure and costs of any application in pursuance of Section 18 of the said Act may be made by the authority having power to

make rules and orders for regulating the practice of the civil bill courts.

Now I, The Right Honourable Sir William Moore, Baronet, Lord Chief Justice of Northern Ireland, with the concurrence of the said Judges as testified by their signatures hereto, in pursuance of the powers given by the said recited Acts, and of all other powers thereunto us enabling, do hereby make and certify the rules and forms hereinafter set forth as rules and forms to be used and be in force in proceedings in the County Court under Section 18 of The Motor Vehicles and Road Traffic Act (Northern Ireland), 1934, and with the consent of the Ministry of Finance, do hereby fix the fees and costs set out in Schedule II as the fees and costs to be taken and charged in the Civil Bill Courts in Northern Ireland under the said section.

Dated this 29th day of June, 1937.

(Signed), *William Moore,*
Lord Chief Justice.

*Herbert M. Thompson,*
Recorder of Belfast and County Court Judge and Chairman of Antrim.

*A. H. Bates,*
County Court Judge and Chairman of Down.

The Scale of Fees in Schedule II 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 21st day of July, 1937, in the presence of—

(L.S.) *G. C. Duggan,*
Assistant Secretary, Ministry of Finance.

1.—(*a*) The following Rules shall have effect under The Motor Vehicles and Road Traffic Act (Northern Ireland), 1934, in these Rules referred to as "the Act" with reference to any application under Section 18 of the Act coming before the County Court.

(*b*) These Rules may be cited as the Motor Vehicles and Road Traffic Act County Court Rules (Northern Ireland), 1937, and shall come into operation on the First day of September, 1937.

(*c*) Expressions used in these Rules shall have the same meaning as the same expressions used in the Act.

(*d*) The Interpretation Act, 1889, and the Interpretation Act (Northern Ireland), 1921, shall apply for the purpose of the interpretation of these Rules as they apply for the purpose of the interpretation of an Act of Parliament.

(*e*) These Rules shall be read and construed with the County Courts (Ireland) Orders, 1890, and the County Court Rules of subsequent date amending the same, and, save as otherwise provided herein, the rules of interpretation applicable to such Rules shall apply also to these Rules, and the provisions of such Rules shall apply to all proceedings under the Act.

(*f*) In the construction of these Rules, the Act shall mean The Motor Vehicles and Road Traffic Act (Northern Ireland), 1934, save where otherwise stated.

**2.** The notice of proceedings required to be given by a claimant to an insurer or giver of security under the provisions of Section 18 of the said Act shall be in the form set out in Form No. 1 of the First Schedule hereto, with such variations as the circumstances may require.

A copy of such notice shall be lodged with the Clerk of the Crown and Peace for the county in which the proceedings are taken against the owner or driver of the motor car within six days from the service thereof, and in case of a remitted action, within six days from the date of the order remitting.

**3.** Any application for an order against the insurer or giver of security under the said section shall be made by motion on notice and shall be supported by an affidavit or other evidence. The notice of motion shall be entitled in the matter of the original civil bill decree between the parties in which the claimant has obtained a decree and in the matter of the " Motor Vehicles and Road Traffic Act (Northern Ireland), 1934, Section 18," and shall be in the form specified in Form No. 2 of the First Schedule hereto, with such variations as the circumstances may require, and the order made thereon shall be in Form No. 3 or 4 of the said First Schedule as the case may require.

**4.** Every such motion shall be brought within six calendar months from the date of the said decree and shall be made to the Recorder or County Court Judge sitting in the same Town, Division and County as that in which the said decree was obtained. The notice of motion shall be entered for hearing in the same manner as an ordinary civil bill and shall not, except by leave of the Judge, be entered for any Court later than the first sittings after the expiration of the said six calendar months in the said Town, Division and County.