



Northern Ireland Act 1947

1947 CHAPTER 37 10 and 11 Geo 6

An Act to enlarge the legislative power of the Parliament of Northern Ireland in respect of certain matters and, in connection therewith, to remove doubts regarding the validity of certain laws made by that Parliament; to validate the Fire Services (Emergency Provisions) Act (Northern Ireland) 1942; to apply Part III of the Requisitioned Land and War Works Act 1945, to Northern Ireland; to extend section two of the Northern Ireland (Miscellaneous Provisions) Act 1945; and for purposes connected with the matters aforesaid. [31st July 1947]

Enlargement of legislative power of the Parliament of Northern Ireland

1 F1

Textual Amendments

F1 S. 1 repealed by [Northern Ireland Constitution Act 1973 \(c. 36\)](#), [Sch. 6 Pts. I, II](#)

2 F2

Textual Amendments

F2 S. 2 repealed by [Northern Ireland Act 1962 \(c. 30\)](#), [Sch. 4 Pt. IV](#)

3—7. F3

Status: Point in time view as at 02/12/1999.

Changes to legislation: There are currently no known outstanding effects for the Northern Ireland Act 1947. (See end of Document for details)

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Textual Amendments

F3 Ss. 3–7 repealed by Northern Ireland Constitution Act 1973 (c. 36), **Sch. 6 Pt. I**

F48

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Textual Amendments

F4 S. 8 repealed (2.12.1999) by 1998 c. 47, s. 100(2), **Sch. 15** (with s. 95); S.I. 1999/3209, art. 2, **Sch.**

9 Cesser of reservation of registration of title to land in Northern Ireland.

F5(1)

(2) **F6**

(3) **F7**

(4) The provisions of the ^{M1}Northern Ireland Land Purchase (Winding Up) Act 1935 specified in the first column of the First Schedule to this Act shall have effect subject to the amendments specified in relation to those provisions in the second column of that Schedule (being amendments consequential on the provisions of paragraph (b) of subsection (1) of this section).

F5(5)

(6) Paragraph (2) of Article 7 of the Government of Ireland (Supreme Court Matters, etc.) Order 1922 (which defines the expression “Registrar of Titles in Northern Ireland” for the purposes of Part III of that Order) shall have effect with the omission of the words “of the Supreme Court of Judicature of Northern Ireland.”

(7) This section shall come into operation on such day as His Majesty may by Order in Council appoint.

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Textual Amendments

F5 S. 9(1)(5) repealed (2.12.1999) by 1998 c. 47, s. 100(2), **Sch. 15** (with s. 95); S.I. 1999/3209, art. 2, **Sch.**

F6 S. 9(2) repealed by Northern Ireland Constitution Act 1973 (c. 36), **Sch. 6 Pt. I**

F7 S. 9(3) repealed by Northern Ireland Constitution Act 1973 (c. 36), **Sch. 6 Pt. I** without prejudice to Orders already made

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Modifications etc. (not altering text)

C1 1.4.1948 appointed under s. 9(7) by S.I. 1948/345 (Rev. XVI, p. 1036: 1948I, p. 3159), art. 1

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Marginal Citations

M1 1935 c. 21.

10, 11. **F8**

Status: Point in time view as at 02/12/1999.

Changes to legislation: There are currently no known outstanding effects for the Northern Ireland Act 1947. (See end of Document for details)

Textual Amendments

F8 Ss. 10, 11 repealed by Northern Ireland Constitution Act 1973 (c. 36), Sch. 6 Pt. I

Application of Part III of Requisitioned Land and War Works Act 1945 to Northern Ireland

12 Application of Part III of Requisitioned Land and War Works Act 1945 to Northern Ireland. 8 & 9 Geo. c. 43.

- (1) Part III of the Requisitioned Land and War Works Act 1945 (which provides for the stopping up and diversion of highways stopped up or diverted in the exercise of emergency powers and for the retention of railways, tramways, etc., on highways where the highways are not stopped up or diverted, subject, however, to the publication of proposals in that behalf and the reference thereof to the War Works Commission in certain cases) shall apply to Northern Ireland subject to the modifications set out in the Second Schedule to this Act, and accordingly,—
 - (a) so much of subsection (2) of section sixty-one of that Act (which contains provisions with respect to the application of that Act to Northern Ireland) as provides that the said Part III shall not apply to Northern Ireland shall cease to have effect; and
 - (b) in subsection (8) of that section, after the words “For any reference to the Minister of Agriculture and Fisheries” there shall be inserted the words “(other than the reference in Part III of this Act)”.
- (2) Any increase, by virtue of this section, in the sums which under the ^{M2}Requisitioned Land and War Works Act 1945 are defrayed out of moneys provided by the Parliament of the United Kingdom shall be defrayed out of moneys so provided.

Marginal Citations

M2 1945 c. 43.

^{F9}**13**

Textual Amendments

F9 S. 13 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. XI Group 2.

Supplementary

14 Interpretation.

^{F10}(1)

^{F10}(2)

- (3) For the avoidance of doubt it is hereby declared that any reference to an authority in this Act (except in a provision thereof where the context otherwise requires) . . . ^{F11}

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includes a reference to a department of the Government of Northern Ireland and to a Minister of Northern Ireland.

- (4) References in this Act to any other enactment shall, unless the context otherwise requires, be construed as references to that enactment as amended by or under any subsequent enactment, including this Act.

Textual Amendments

- F10** S. 14(1)(2) repealed (2.12.1999) by 1998 c. 47, s. 100(2), **Sch. 15** (with s. 95); S.I. 1999/3209, art. 2, **Sch.**
- F11** Words repealed by Northern Ireland Constitution Act 1973 (c. 36), **Sch. 6 Pt. I**

15 Short title.

This Act may be cited as the Northern Ireland Act 1947.

Status: Point in time view as at 02/12/1999.

Changes to legislation: There are currently no known outstanding effects for the Northern Ireland Act 1947. (See end of Document for details)

SCHEDULES

FIRST SCHEDULE

Section 9.

AMENDMENTS OF THE ^{M3}NORTHERN IRELAND LAND PURCHASE (WINDING UP) ACT 1935

Marginal Citations

M3 1935 c. 21.

Provision amended and subject matter thereof	Amendment
Subsection (2) of section six (Power of Treasury to arrange for discharge of functions of the Land Purchase Commission, Northern Ireland, by certain Departments and persons).	After the words “or by the Land Purchase Trustee for Northern Ireland,” there shall be inserted the words “or by the Registrar of Titles in Northern Ireland”.
Subsection (1) of section nine (Office of Land Purchase Trustee for Northern Ireland to be held by such officer of the Supreme Court as may be designated by the Lord Chief Justice of Northern Ireland).	After the words “Lord Chief Justice of Northern Ireland”, there shall be inserted the words “or, if the Lord Chief Justice so directs, by the Registrar of Titles in Northern Ireland”.
Subsection (2) of section nine (Salary of person designated to hold office of Land Purchase Trustee for Northern Ireland to be such as the Treasury may determine).	For the words “the person designated to hold the said office” there shall be substituted the words “any officer of the Supreme Court designated to hold the said office”.
Subsection (4) of section nine (Time devoted by the holder of the office of Land Purchase Trustee for Northern Ireland, or by any other officer of the Supreme Court, to the duties of that office to be deemed to be time devoted to the duties of his office in the Supreme Court).	For the words “by the holder of the said office, or by any other officer of the Supreme Court”, there shall be substituted the words “by any officer of the Supreme Court”.

SECOND SCHEDULE

Section 12.

MODIFICATIONS OF PART III OF THE ^{M4}REQUISITIONED LAND AND WAR WORKS ACT 1945 IN ITS APPLICATION TO NORTHERN IRELAND

Marginal Citations

M4 1945 c. 43.

Status: Point in time view as at 02/12/1999.

Changes to legislation: There are currently no known outstanding effects for the Northern Ireland Act 1947. (See end of Document for details)

- 1 For references to the Minister of Transport there shall be substituted references to the Secretary of State.
- 2 In paragraph (b) of subsection (2) of section fifteen, for the words “repairable by the inhabitants at large” there shall be substituted the words “maintainable at the cost of a county or county district”.
- 3 In paragraph (c) of the said subsection (2), for the words “the ^{M5}Trunk Roads Act 1936” there shall be substituted the words “any enactment of the Parliament of Northern Ireland (whether passed before or after the commencement of this Act) containing a provision corresponding to any provision of the ^{M6}Trunk Roads Acts 1936 and 1946”.

Marginal Citations

M5 1936 c. 5 (1 Edw. 8 & 1 Geo. 6).

M6 1946 c. 30.

- 4 In sub-paragraph (ii) of paragraph (f) of the said subsection (2), for the words “section one or section two of the ^{M7}Restriction of Ribbon Development Act 1935” there shall be substituted the words “section two or section four of the Roads Improvement Act (Northern Ireland) 1928”.

Marginal Citations

M7 1935 c. 47.

- 5 In subsection (1) of section sixteen, the reference to the making of provision by or under any Act (whether public general or local) shall be construed as including a reference to the making of provision by or under any such Act of the Parliament of Northern Ireland.
- 6 In subsection (1) of section seventeen, for the definition of local authority there shall be substituted the following definition:—
 “ ‘local authority’ means the council of a county, county borough, borough, urban district or rural district”.
- 7 Subsection (2) of section nineteen shall have effect as if for references to the High Court there were substituted references to His Majesty’s High Court of Justice in Northern Ireland . . . ^{F12}

Textual Amendments

F12 Words repealed by [Northern Ireland Act 1962 \(c. 30\)](#), **Sch. 4 Pt. IV**

- 8 In subsection (2) of section twenty-two, for the words “by the Minister of Agriculture and Fisheries” there shall be substituted the words “by the Secretary of State or the Ministry of Agriculture for Northern Ireland”.

Status:

Point in time view as at 02/12/1999.

Changes to legislation:

There are currently no known outstanding effects for the Northern Ireland Act 1947.