

made in respect of contracts entered into under the said sections prior to the date of this Order.

2. This Order may be cited as the Rates of Interest (Housing) Order, Northern Ireland, 1922.

Schedule.

STATUTE.	RATE OF INTEREST.
Small Dwellings Acquisition Act, 1899 ..	Six and a half per cent.
Housing (Ireland) Act, 1919, Section 23 ..	Six per cent.

Given under the Seal of the Ministry of Home Affairs for Northern Ireland this 12th day of April, 1922.

(Signed) *R. D. Megaw,*

(L.S.)

R. Dawson Bates.

Approved by the Ministry of Finance for Northern Ireland this twenty-fifth day of April, 1922.

(Signed) *E. Clark,*

(L.S.)

Secretary.

LAND (ACQUISITION OF).

Assessment of Compensation.

THE ACQUISITION OF LAND (ASSESSMENT OF COMPENSATION) RULES, NORTHERN IRELAND, 1922, DATED 31ST JULY, 1922, MADE BY THE REFERENCE COMMITTEE FOR NORTHERN IRELAND UNDER THE ACQUISITION OF LAND (ASSESSMENT OF COMPENSATION) ACT, 1919 (9 & 10 GEO. 5, C. 57), AND THE REFEREES AND ARBITRATORS (PROCEDURE) ACT (NORTHERN IRELAND), 1922, (12 & 13 GEO. 5, C. 9).

1922. No. 64.

In pursuance of the Acquisition of Land (Assessment of Compensation) Act, 1919, and the Referees and Arbitrators (Procedure) Act (Northern Ireland), 1922, the Reference Committee for Northern Ireland constituted under those Acts hereby make the following Rules :—

1. These Rules may be cited as the Acquisition of Land (Assessment of Compensation) Rules (Northern Ireland), 1922. Short title

2.—(1) In these Rules, unless the context otherwise requires :—

Interpre-
tation.

The expression “ the Act of 1919 ” means the Acquisition of Land (Assessment of Compensation) Act, 1919 :

The expression “ the Act of 1922 ” means the Referees and Arbitrators (Procedure) Act (Northern Ireland), 1922 :

The expression “ arbitrator ” means an official Referee acting for the purposes of the Act of 1919 as amended by the Act of 1922 :

The expression “ question ” means any question of disputed compensation, or any question of the apportionment of a rent, which is to be referred to and determined by arbitration in manner provided by the Act of 1919.

(2) The Interpretation Act, 1921, applies for the purpose of the interpretation of these Rules as it applies for the purpose of the interpretation of an Act of the Parliament of Northern Ireland.

12 Geo. 5,
c. 4.

3.—(1) Where any question has arisen, either the acquiring authority or the claimant may at any time after the expiration of fourteen days from the date on which the notice to treat was served send to the Reference Committee an application for the appointment of an arbitrator.

Application
for
appointment
of
Arbitrator.

(2) The acquiring authority or the claimant, as the case may be, shall, immediately after sending the application to the Reference Committee, send notice of the fact to the claimant or the acquiring authority, as the case may be, together with a copy of the application.

(3) An application for the appointment of an arbitrator shall be in the form set out in the Schedule to these Rules, or in a form to the like effect.

4.—(1) The Reference Committee, on receiving a valid application for the appointment of an arbitrator, shall, as soon as may be, appoint an arbitrator to deal with the case.

Appointment
of
Arbitrator.

(2) The Reference Committee shall, as soon as they have appointed an arbitrator to deal with a case, inform the acquiring authority and the claimant of the name and address of the arbitrator.

5.—(1) The arbitrator appointed shall, as soon as may be, proceed with the determination of the question in dispute, and shall arrange with the acquiring authority and the claimant the time and place of the hearing.

Considera-
tion of
questions by
arbitrator.

(2) The Reference Committee shall send to the arbitrator a copy of the application for the appointment of an arbitrator, and the acquiring authority and the claimant shall furnish to the arbitrator on his request any document or other evidence which it is in their or his power to furnish and which the arbitrator may require for the purpose of considering and determining the case.

(3) Subject to the provisions of the Act and of these Rules the proceedings before an arbitrator shall be such as the arbitrator, subject to any special directions of the Reference Committee may in his discretion think fit.

Power to select another arbitrator.

6. The Reference Committee may, in the case of the death or the incapacity of the arbitrator originally appointed, or if it is shown to the Committee that it is expedient so to do, in any other case, at any time before the arbitrator has made his award, revoke the reference of the question to the arbitrator and, subject to the sanction of the Ministry of Finance for Northern Ireland, appoint another arbitrator for the purpose of determining the question.

Consolidation of claims relating to several interests in the same land.

7.—(1) Where notices to treat have been served for the acquisition of the several interests in the land to be acquired and questions as to the amount of compensation have arisen in the case of any two or more of those interests, the acquiring authority may, subject as hereinafter provided, after the arbitrator has been appointed to hear the case, apply to the arbitrator for an order that all the claims shall be heard together.

(2) Notice of intention to apply for such an Order as aforesaid shall be sent to each claimant and to the arbitrator.

(3) If any claimant objects to have his claim heard together with the other claims, he shall within seven days after the receipt of the notice aforesaid send notice of his objection to the acquiring authority and to the arbitrator.

(4) Where the acquiring authority applies for an order under this Rule the arbitrator after taking into consideration any objections made to the application shall make such order in the matter as he thinks proper having regard to all the circumstances of the case.

(5) On an application for an order under this Rule an order for consolidation may be made if the arbitrator thinks fit with respect to some only of the claims, and the order may in any case be made subject to such special directions as to costs, witnesses, method of procedure and otherwise as the arbitrator thinks proper.

Provision as to payment of fees prescribed by Ministry of Finance for Northern Ireland.

8.—(1) The fees prescribed by the Ministry of Finance for Northern Ireland in pursuance of the powers conferred on them by sub-Section (6) of Section 3 of the Act in respect of an application under these Rules and in respect of the hearing before the arbitrator shall be collected by means of adhesive stamps affixed to or stamps impressed on the application and the award of the arbitrator respectively.

(2) Any application under these Rules which is not properly stamped in accordance with the foregoing provision shall be treated as invalid and the award of the arbitrator shall not be published unless and until it has been properly stamped in accordance with the said provision.

Provision as to sending Notice.

9. Any notice or other document required or authorised to be sent to any person for the purpose of these Rules shall be deemed to be duly sent by post addressed to that person at his ordinary address, and the address of the Reference Committee shall for this purpose be—A. Newton Anderson, Esq., Secretary to the Reference Committee, Law Courts, Belfast.

10. Save as herein otherwise expressly provided, any failure on the part of any authority or any person to comply with the provisions of these Rules shall not render the proceedings, or anything done in pursuance thereof, invalid, unless the arbitrator so directs.

Informalities not necessarily to invalidate proceedings.

11. The Acquisition of Land (Assessment of Compensation) Rules, 1920, in so far as they relate to Northern Ireland, are hereby revoked.

Schedule.

Form of Application for Appointment of Arbitrator. Acquisition of Land (Assessment of Compensation) Act, 1919.

Application for Appointment of Arbitrator.

To the Reference Committee, Law Courts, Belfast.

I, being the Claimant (or, We, being the acquiring authority) specified in the annexed particulars, hereby apply for the appointment of an Arbitrator pursuant to the above Act to hear and determine the question of which particulars are annexed.

Stamp £1. Official Arbitration (Land) Stamp.

Date..... *Signed

*If the Application is signed by an agent, add " by..... his (or their) agent."

Particulars :

Name and Address of acquiring authority :

Name and Address of acquiring authority's solicitor or agent :

Name and address of claimant :

Name and Address of claimant's solicitor or agent :

Description of land to be acquired :

Situation of land to be acquired : County District Electoral Division

Nature of question (whether as to amount of compensation or apportionment of rent) : Townland

Interest in respect of which compensation is claimed :

We, the Reference Committee for Northern Ireland under the Acquisition of Land (Assessment of Compensation) Act, 1919, and the Referees and Arbitrators (Procedure) Act (Northern Ireland), 1922, have made the above Rules in pursuance of the powers conferred on us by the said Acts.

31st July, 1922.

Denis S. Henry,
H. Franks.

Fees.

MADE BY THE MINISTRY OF FINANCE FOR NORTHERN IRELAND,
28TH JUNE, 1922, PURSUANT TO SECTION 3, SUB-SECTION (6)
OF THE ACQUISITION OF LAND ASSESSMENT OF COMPENSA-
TION ACT, 1919 (9 & 10 GEO. 5, c. 57).

1922. No. 40.

In pursuance of sub-Section (6) of Section 3. of the Acquisition of Land (Assessment of Compensation) Act, 1919, the Ministry of Finance for Northern Ireland hereby makes the following Rules :

1.—(1) These Rules may be cited as the Acquisition of Land (Assessment of Compensation) Fees Rules (Northern Ireland), 1922.

(2) In these Rules unless the context otherwise requires the expression " the Act." means the Acquisition of Land (Assessment of Compensation) Act, 1919, and the expression " Arbitrator " means an official referee acting for the purposes of the Act of 1919 as amended by the Referees and Arbitrators (Procedure) Act (Northern Ireland), 1922.

2. On every application for the selecting of an arbitrator made in accordance with the rules made under the Act by the Reference Committee there shall be paid the fee of £1.

3.—(1) On an award by an arbitrator under the Act there shall be paid a fee calculated by reference to the amount awarded to the claimant in accordance with the following scale :—

SCALE OF FEES ON AWARDS.

(a)

AMOUNT AWARDED.	AMOUNT OF FEE.
Not exceeding £200	£5 5s.
Exceeding £200 but not exceeding £500	£5 5s. with an addition of £1 ls. in respect of every £50 or part of £50 by which the amount awarded exceeds £200.