

PLANNING**Interim Development**

ORDER, DATED 10TH JULY, 1944, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTION TWO OF THE PLANNING (INTERIM DEVELOPMENT) ACT (NORTHERN IRELAND), 1944.

1944. No. 58.

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The Ministry of Health and Local Government for Northern Ireland, in exercise of the powers conferred on it by section two of the Planning (Interim Development) Act (Northern Ireland), 1944, and of all other powers enabling it in that behalf, hereby makes the following Order :—

Preliminary.

Application,
citation and
operation.

1.—(1) This order shall apply to all land in Northern Ireland in respect of which a resolution is for the time being in force :

Provided that in the event of a special interim development order being made in relation to any such land, this order shall apply thereto to such extent only and subject to such modifications as may be specified in the special order.

(2) This order may be cited as the Planning (General Interim Development) Order (Northern Ireland), 1944.

Interpre-
tation.

2.—(1) In this order, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively :—

21 & 22
Geo. 5 Ch. 12
1944 Ch. 3

“ The Act ” means the Planning Acts (Northern Ireland), 1931 and 1944.

“ Existing building ” means a building erected or constructed before the resolution date, or begun before and completed after that date, or erected or constructed in pursuance of a contract made before that date, or erected or constructed in accordance with permission granted by or under this order or any previous interim development order or an order made under section four of the Planning and Housing Act (Northern Ireland), 1931.

“ Interim development authority ”, in relation to any land, means the authority empowered by this order to permit the development of that land.

“ Mining undertakers ” means undertakers engaged in the winning or working of minerals, whether by underground or surface working, and for the purposes of this order “ minerals ” includes sand and gravel.

“ The Ministry ” means the Ministry of Health and Local Government for Northern Ireland.

“ Public Road ” means a road or street in charge of or maintainable wholly or partly by or at the expense of any County or County District.

“ Resolution ” means a resolution to prepare or adopt a scheme, and “ resolution date ” means the date on which a resolution took effect or is deemed to have taken effect.

“ Scheme ” means a scheme under the Act, other than a supplementary scheme or a scheme varying an existing scheme.

“ War damage ” has the same meaning as in the War Damage Act, 1943. ^{6 & 7 Geo. 6}
Ch. 21.

(2) For the purposes of this order development shall be deemed to be sanctioned by a government department if—

- (a) any consent, authority or approval to or for the development is granted by the department in pursuance of any enactment ; or
- (b) an order authorising the compulsory acquisition of land for the purpose of the development is made or confirmed by the department ; or
- (c) consent is granted by the department to the appropriation of land for the purpose of the development or to the acquisition of land by agreement for that purpose ; or
- (d) authority is given by the department for the borrowing of money for the purpose of the development, or for the application for that purpose of any money not otherwise so applicable ; or
- (e) any undertaking is given by the department to pay a grant in aid in respect of the development in accordance with any enactment authorising the payment of such grants ;

and any reference in this order to an application for the sanction of a government department in respect of any development shall be construed accordingly.

(3) The Interpretation Act, 1921, shall apply for the purpose of the interpretation of this order as it applies to the interpretation of an Act of the Parliament of Northern Ireland. ^{12 Geo. 5}
Ch. 4.

Interim Development Authorities.

3. Subject as hereinafter provided, permission for the development of land to which this order applies may be granted— Authorities empowered to grant permission for development.

- (a) in the case of land situated within the County Borough of Belfast, other than land belonging to the Belfast Harbour Commissioners and held by them for the purposes of their harbour undertaking, by the Council of the County Borough of Belfast.
- (b) in the case of land belonging to the Belfast Harbour Commissioners and held by them for the purposes of their harbour undertaking, by the Belfast Harbour Commissioners.
- (c) in the case of any other land, by the Council of the County, County Borough, Borough or Urban District, or (where powers under the Act of a County Council have been delegated to a Rural District Council) Rural District, in which the land is situated :

Provided that where immediately before the commencement of this order, any other authority specified in a special interim development

order made under section 2 of the Planning (Interim Development) Act (Northern Ireland), 1944, or in an order made under section 4 of the Planning and Housing Act (Northern Ireland), 1931, were empowered to permit the development of any such land, any permission so granted before the date of the coming into force of this order shall remain in effect as though granted by the interim development authority in relation to the said land under this order.

Permitted Development.

Permitted
development.

4.—(1) Subject to the subsequent provisions of this order, development of the following classes may be undertaken upon land to which this order applies without the permission of the interim development authority, that is to say :—

Class I—Development authorised by any Act, or by any order approved by both Houses of Parliament, being an Act or order which specifically designates the land upon which the development may be carried out, except the erection, alteration or extension of buildings (including bridges and dams but not including any other structures or erections) ;

Class II—Development by a local authority or by statutory undertakers which has been sanctioned before the commencement of this order by any government department ;

Class III—The rebuilding, restoration or replacement of buildings and plant which have sustained war damage, except operations involving an increase in the cubic content of any building as it existed immediately before the occurrence of the damage, or a material alteration in the exterior of any such building ;

Class IV—The carrying out of alterations to existing buildings and of operations required for the maintenance of existing buildings except alterations affecting the exterior of, or required in connection with an alteration of the use of, any building ;

Class V—Development of any description specified in Part I of the Schedule to this order.

(2) For the purposes of this Article any development authorised by an Act or order subject to the grant of any consent or approval shall not be deemed to be so authorised unless and until that consent or approval is obtained ; and in relation to development authorised by any Act or order passed or approved after the commencement of this order, the foregoing provisions of this Article shall have effect subject to any provision to the contrary contained in the Act or order.

(3) In this Article the expression “ local authority ” includes the council of any county, county or other borough, urban or rural district, or any person exercising any of the functions of such council, a board of

guardians, the commissioners of a town, an education authority or any committee or board appointed wholly or partly by a county or district council or board of guardians or by several such councils or boards jointly.

5.—(1) If as respects any area the interim development authority are satisfied that it is expedient, having regard to any proposals for the development of that area or to any other special circumstances affecting that area, that development of any description specified in paragraph (1) of Article 4 of this order should not be undertaken in that area unless permission therefor is granted on application made under this order, they may, with the consent of the Ministry, direct that the provisions of the said paragraph shall not apply to development of that description within that area.

Power to exclude certain development from permitted development in particular areas.

(2) A direction under this Article may relate to development of any one or more of the classes specified in paragraph (1) of the said Article 4, or to development of any particular description comprised in any of those classes :

Provided that no such direction shall have effect in relation to the following development, that is to say :—

- (a) in the case of development of Class I, development authorised by any Act passed after the commencement of this order, or any order approved by both Houses of Parliament after that date ;
- (b) in the case of development of Class III, the restoration or replacement of plant, the carrying out of operations immediately necessary in consequence of war damage for avoiding danger to health or preventing the deterioration of any building or otherwise required for temporarily meeting the circumstances created by the damage, and the carrying out of any operations for the rebuilding, restoration or replacement of buildings which have sustained war damage the cost of which does not exceed such amount as may be specified, in relation to operations of that description, in the direction ;
- (c) in the case of development of Class IV, the carrying out of alterations to, or operations required for the maintenance of, any building the cost of which does not exceed such amount as may be specified, in relation to buildings of that description, in the direction ;
- (d) in the case of development of Class V, the carrying out in case of emergency of any development of that class, or the carrying out of development of any description specified in the first column of Part II of the Schedule to this order to the extent specified in relation thereto in the second column of that Part.

(3) Where any direction is given under this Article with respect to any area, the interim development authority shall publish in at least one newspaper circulating in the locality in which that area is situated, and on the same or a subsequent date shall also publish in the *Belfast Gazette*, a notice of the direction containing a concise statement of the effect of the direction and naming a place where a copy thereof and of a map defining the area to which it relates may be seen at all reasonable hours ; and any such direction shall come into force on the date on which notice thereof is published in the *Belfast Gazette*, but without prejudice to anything done before that date or to the making of an application under this order for permission for development of any description to which the direction relates.

Power to exclude certain development from permitted development in particular cases.

6.—(1) If in any particular case the Ministry is satisfied, whether upon representations made by the interim development authority or otherwise, that it is expedient having regard to the provisions which in its opinion are likely to be or ought to be included in the scheme that any development by a local authority or by statutory undertakers, being development of Class II and not being development of any other class specified in paragraph (1) of Article 4 of this order, should not be undertaken unless permission therefor is granted on application made under this order, the Ministry may direct that the provisions of the said paragraph shall not apply to that development.

(2) If in any particular case the interim development authority are satisfied that it is expedient, having regard to the provisions proposed to be included in the scheme, that any development, being development of Class III and not being development of any other class specified in paragraph (1) of Article 4 of this order, should not be undertaken unless permission therefor is granted on application made under this order, they may direct that the provisions of the said paragraph shall not apply to that development :

Provided that no such direction shall have effect—

- (a) in relation to the restoration or replacement of plant or to the carrying out of operations immediately necessary in consequence of war damage for avoiding danger to health or preventing the deterioration of any building or otherwise required for temporarily meeting the circumstances created by the damage ;
- (b) in relation to any development on land comprised in an area in respect of which a direction under Article 5 of this order is in force with respect to development of Class III.

(3) Where a direction is given under this Article, the interim development authority shall serve notice thereof—

- (a) in the case of a direction under paragraph (1) of this Article, on the local authority or statutory undertakers concerned ;

(b) in the case of a direction under paragraph (2) of this Article, on the owner and occupier of the land affected, and in the latter case shall also serve a copy of the notice on the War Damage Commission ; and every such direction shall come into force on the date on which notice thereof is so served, but without prejudice to anything done before that date or to the making of an application under this order for permission for the development to which the direction relates.

Restrictions upon refusal of permission and imposition of conditions.

7. Where application is made in accordance with the provisions of this order for permission for the erection of a building to be erected under powers conferred by any Act or any order approved by both Houses of Parliament, being an Act or order which specifically designates the land upon which those powers may be exercised, or for the alteration or extension of a building in the exercise of such powers, the interim development authority shall not refuse permission, and shall not impose conditions upon the grant thereof, unless they are satisfied that it is expedient so to do on the ground—

Applications relating to buildings by persons having statutory powers.

- (a) that the design or external appearance of the building as proposed to be erected, altered or extended, would seriously injure the amenity of the neighbourhood, and is reasonably capable of modification ; or
- (b) that the proposed building or extension ought to be, and can reasonably be, situated elsewhere upon the land,

or unless the land is comprised in an area in respect of which a direction under Article 5 of this order is in force with respect to development of Class I.

8. Where application is made in accordance with the provisions of this order for permission for the rebuilding, restoration or replacement of any building which has sustained war damage, the interim development authority shall not refuse permission, and shall not impose conditions upon the grant thereof, unless they are satisfied that it is expedient so to do on the ground—

Applications relating to works for making good war damage.

- (a) that the design or external appearance of the building would seriously injure the amenity of the neighbourhood, and is reasonably capable of modification ; or
- (b) that the building would not conform with a provision intended to be included in the scheme for fixing, in relation to a street or proposed street, a line beyond which no building may project ; or
- (c) that the building or the proposed use thereof would conflict with provisions intended to be included in the scheme for the reservation of the land or for regulating the use of the buildings permitted thereon, and that it

would be necessary in the interests of the scheme to secure the removal or alteration of the building or prohibit the use,

or unless the building is comprised in an area in respect of which a direction under Article 5 of this order is in force with respect to development of Class III.

Applications relating to buildings by mining undertakers, etc.

9. Where application is made in accordance with the provisions of this order by mining undertakers for permission for the erection upon land comprised in their undertaking of any building required in connection with the winning, working, treatment or disposal of minerals, or for the alteration or extension of any such building, the interim development authority shall not refuse permission, and shall not impose conditions upon the grant thereof, unless they are satisfied that it is expedient so to do on the ground—

- (a) that the design or external appearance of the building as proposed to be erected, altered or extended, would seriously injure the amenity of the neighbourhood, and is reasonably capable of modification ; or
- (b) that the proposed building or extension ought to be, and can reasonably be, situated elsewhere upon the land of the undertakers, or, as the case may be, elsewhere upon that site ;

or unless the land or site is comprised in an area in respect of which a direction under Article 5 of this order is in force with respect to development of any description specified in paragraph 5 of Part I of the Schedule to this order.

Provisions as to applications for permission.

Form of applications for permission.

10. Subject to the provisions of this Article and to the subsequent provisions of this order, any person who desires to apply for permission under this order shall apply in writing to the interim development authority and shall furnish to the authority, together with his application, a plan in triplicate sufficient to identify the land to which the application relates (hereinafter called a "site plan") and particulars, illustrated by plans and drawings in triplicate, sufficient to show the proposed development :

Provided that it shall not be necessary to furnish plans and drawings, other than a site plan, in any case where the proposed development is sufficiently described by the particulars together with the site plan, or where the application is expressed to be an application for general permission conditional on the subsequent approval by the authority, or by the Ministry or a person appointed by the Ministry on appeal, of the particulars of the proposed development.

11.—(1) Where the interim development authority are also the authority— Special types of applications.

- (a) to whom plans of streets or buildings are required to be submitted under any byelaws, regulations or local Acts in force in the district ; or
- (b) whose approval is required under any enactment or statutory order for the carrying out of works by statutory undertakers,

any such submission or any application for any such approval made in respect of any development (not being development which is permitted by this order, or in respect of which an application for permission has otherwise been made under this order) shall, if accompanied by such particulars, plans and drawings as are required in the case of an application for permission under this order, be deemed to constitute such application, and shall be dealt with accordingly.

(2) If in relation to any proposed development in respect of which an application for permission is required under this order there is served on the interim development authority—

- (a) notice of any application made by a local authority or by statutory undertakers for the sanction of a government department in respect of that development ; or
- (b) a copy of a certificate issued by any government department for the purposes of this order certifying that that development is immediately required for any of the purposes set out in subsection (1) of section one of the Emergency Powers (Defence) Act, 1939,

the notice or copy shall be deemed to constitute a sufficient application under this order for permission for that development, and subject to any directions given by the Ministry under section five of the Planning (Interim Development) Act (Northern Ireland), 1944, shall be dealt with by that authority accordingly.

(3) In this Article the expression " local authority " includes the council of any county, county or other borough, urban or rural district, or any person exercising any of the functions of such council, a board of guardians, the commissioners of a town, an education authority or any committee or board appointed wholly or partly by a county or district council or board of guardians or by several such councils or boards jointly.

12. The grant or refusal by an interim development authority of permission to develop land shall be in writing and, where the authority decide to grant permission subject to conditions, or to refuse permission, the reasons for their decision shall be stated in writing. Form of grant and refusal of permission.

13.—(1) The interim development authority shall keep a register (hereinafter referred to as " the register ") showing full particulars of Register.

each application under this order, the decision of and conditions (if any) imposed by the interim development authority, and, where such application has been referred to the Planning Commission in accordance with Article 14 of this order, the recommendations of the Planning Commission.

(2) The interim development authority shall keep an alphabetical index containing the names of persons applying for permission to develop lands under this order with the numbers of the pages in the register on which such names appear.

(3) The interim development authority shall keep an alphabetical index containing the names of all the townlands, streets, roads and other ways in their area in which any land the subject of an application under this order is situated with the numbers of the pages in the register affecting the same.

(4) The register, and the indexes mentioned in paragraph (2) and (3) of this Article, shall be open to public inspection during office hours at the office of the interim development authority without fee or reward.

Consultation. 14. An interim development authority shall, in connection with the determination of any application made to them in accordance with the provisions of this order, consult with the following authorities or persons, that is to say :—

- (a) where the interim development authority are a constituent member of a joint committee, that joint committee ;
- (b) where the interim development authority are the county council, the council of the district in which the land to which the application relates is situated ;
- (c) where the interim development authority are the council of a rural district, the council of the county in which such rural district is situated ;
- (d) where the interim development authority are advised by their planning officer that the application is one which in his opinion—
 - (i) would affect or require to be co-ordinated with a plan for the development of land situated in the district of a local authority other than the local authority for the district in which the land is situated ; or
 - (ii) relates to a locality in respect of which the Ministry is empowered to authorise a planning scheme in pursuance of subsection (2) of section one of the Act (which subsection relates to schemes with respect to localities to which special architectural, historic, or artistic interest attaches)
 the Planning Commission ; and
- (e) any authority or person specified in any direction given by the Ministry.

Provided that a joint committee may give notice to the interim development authority stating that during the continuance in force of the notice they do not require to be consulted in any case or class of case and the provisions of this Article shall have effect subject to any such notice.

15. Subject to the provisions of the Act, an interim development authority may, in any case in which it is expedient in order to promote any development permitted by or under this order, by order made with the consent of the Ministry suspend the operation of any enactments contained in local Acts and of any orders, byelaws or regulations under whatever authority made. Power to suspend, local Acts, etc.

Supplementary provisions.

16. If it appears to the Ministry that any direction ought to be given, or any notice published or served, by an interim development authority under Article 5 or Article 6 of this order, it may give notice to that authority requiring them to take such action for the purpose as may be specified in the notice; and if any such notice is not complied with within the time specified in that behalf therein, the Ministry may itself take that action on behalf of the interim development authority. Powers of Ministry.

17. Any power conferred by this order to give a direction shall be construed as including power to cancel or vary the direction by a subsequent direction. Cancellation and variation of directions.

18. Any notice to be served or given under this order may be served in the manner prescribed in the regulations made under the Act with respect to the service of notices under those regulations. Service of notices.

19. All special interim development orders made under section two of the Planning (Interim Development) Act (Northern Ireland), 1944, and all orders made under section four of the Planning and Housing Act (Northern Ireland), 1931, are hereby revoked, but without prejudice to any permission to develop land previously granted by the interim development or local authority thereunder; and any application for permission to develop land which, at the commencement of this order, is outstanding under any such order shall be determined under and in accordance with the provisions of this order. Revocation of previous interim development orders, and saving.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this 10th day of July, nineteen hundred and forty-four.

(L.S.)

E. W. Scales,
Secretary.

SCHEDULE

Permitted Development of Class V

PART I

Permitted Development.

1. The carrying out by railway undertakers, on land comprised in their undertaking, of any development required in connection with the movement of traffic by rail, including the construction, reconstruction, alteration, maintenance and repair of ways, buildings, works and plant, except—

- (a) the construction of railways, railway stations and bridges ;
- (b) the erection of any buildings outside the limits of a railway or railway station ;
- (c) the erection within the limits of a railway or railway station, but not wholly within the interior of a station, of residential buildings, offices, or buildings (hereinafter referred to as " factory buildings ") to be used for manufacturing or repairing work ;
- (d) the reconstruction or alteration of buildings outside the limits of a railway or railway station, and the reconstruction or alteration, so as materially to affect the design or external appearance thereof, of railway stations or bridges, or of residential buildings, offices or factory buildings within the limits of a railway or railway station but not wholly within the interior of a station ;
- (e) the formation or alteration of any means of access to a public road.

2. The carrying out by dock or harbour undertakers, on land comprised in their undertaking, of any development required for the purposes of shipping, or in connection with the embarking, loading, discharging or transport of passengers, livestock or goods at a dock or harbour or the movement of traffic by a railway forming part of the undertaking, including the construction, reconstruction, alteration, maintenance and repair of ways, buildings, works and plant, except—

- (a) the construction of bridges, the erection of any other buildings (not being structures or erections required in connection with the handling of traffic), and the reconstruction or alteration, so as materially to affect the design or external appearance thereof, of bridges or of any such buildings ;
- (b) the formation or alteration of any means of access to a public road.

3.—(1) The carrying out by canal or inland navigation undertakers, on land comprised in their undertaking, of any development required in connection with the movement of traffic by canal or inland navigation, including the construction, reconstruction, alteration, maintenance and repair of ways, buildings, works and plant required for those purposes, except—

- (a) the construction of bridges, the erection of any other buildings (not being structures or erections required in connection with the handling of traffic), and the reconstruction or alteration, so as materially to affect the design or external appearance thereof, of bridges or of any such buildings ;
- (b) the formation or alteration of any means of access to a public road.

(2) The use by any such undertakers of any land for the spreading of dredgings.

4. The carrying out by electricity, gas, water or hydraulic power undertakers of any of the following development, being development required for the purposes of their undertaking, that is to say—

- (1) development of any description below the surface of the ground ;
- (2) the installation of any plant inside a building or the installation or erection within the premises of a generating station or sub-station established before the commencement of this order of any plant or other structures or erections required in connection with the station or sub-station ;

- (3) the installation or erection of any plant or other structures or erections by way of addition to or replacement or extension of plant, structures or erections already installed or erected, including the installation in an electrical transmission line of sub-stations, feeder pillars or transformer kiosks, but not including the erection of overhead lines or pipes for the supply of electricity or water, or the installation of sub-stations, feeder pillars or transformer kiosks of stone, concrete, or brickwork ;
- (4) the provision of overhead service lines in pursuance of any statutory obligation to provide a supply of electricity ;
- (5) any other development except—
 - (a) the erection of buildings, the installation or erection of plant or other structures or erections, and the reconstruction or alteration, so as materially to affect the design or external appearance thereof, of buildings ;
 - (b) the formation or alteration of any means of access to a public road.

5. The carrying out by mining undertakers, on land comprised in their undertaking, of any development required for the purposes of their undertaking, except—

- (a) the erection of buildings (not being plant or other structures or erections required for the winning, working, treatment or disposal of minerals), and the reconstruction or alteration, so as materially to affect the design or external appearance thereof, of such buildings ;
- (b) the formation or alteration of any means of access to a public road.

6. The carrying out by a drainage authority within the meaning of the Drainage Acts (Northern Ireland), 1925 to 1942, or by canal, inland navigation or water undertakers, of any development required in connection with the improvement, maintenance or repair of watercourses or drainage works.

7. The carrying out by a sewerage authority within the meaning of the Public Health (Ireland) Acts, 1878 to 1918, of any development below the surface of the ground required in connection with the provision, improvement, maintenance or repair of sewers.

8. The carrying out by the General Lighthouse Authority under the Merchant Shipping Act, 1894, of any development required for the purposes of the exercise of their functions under that Act.

PART II

Development excepted from Restrictions under Article 5 of this Order.

<i>Description of Development.</i>	<i>Extent of Exception from Restrictions.</i>
Development permitted by virtue of paragraph 1 of Part I of this Schedule	<ol style="list-style-type: none"> 1. Maintenance of railway stations, bridges and buildings: 2. Alteration and maintenance of railway track and provision and maintenance of track equipment, including signal boxes, signalling apparatus and other appliances and works required in connection with the movement of traffic by rail.
Development permitted by virtue of paragraphs 2 and 3 of Part I of this Schedule.	<ol style="list-style-type: none"> 1. Maintenance of buildings, docks, quays, wharves, canal track and towing paths. 2. Provision and maintenance of mechanical apparatus or appliances (including signalling equipment) required for the purposes of shipping or in connection with the embarking, loading, discharging or transport of passengers, livestock or goods at a dock, quay, harbour, bank, wharf or basin. 3. In the case of a dock or harbour undertaking which includes a railway—

POISONS.

- (a) maintenance of railway stations, bridges and buildings ;
- (b) alteration and maintenance of railway track and provision and maintenance of track equipment, including signal boxes, signalling apparatus and other appliances and works required in connection with the movement of traffic by rail.
- Development permitted by virtue of paragraph 4 of Part I of this Schedule.
1. Extension, alteration and maintenance of plant or other structures or erections.
 2. Maintenance of any other buildings.
- Development permitted by virtue of paragraph 5 of Part I of this Schedule.
1. Extension, alteration and maintenance of plant or other structures or erections required for the winning, working, treatment or disposal of minerals.
 2. Maintenance of any other buildings used for those purposes.
 3. Winning and working of minerals by underground working.
 4. Deposit of waste materials or refuse in connection with the winning or working of minerals on any land comprised in a site which was used for that purpose at the commencement of this order, whether or not the superficial area of the deposit is thereby extended.
- Development permitted by virtue of paragraphs 6, 7 and 8 of Part I of this Schedule.
- All development so permitted.

POISONS.

ORDER IN COUNCIL, DATED 31ST JANUARY, 1944, APPROVING RESOLUTION PASSED BY THE COUNCIL OF THE PHARMACEUTICAL SOCIETY OF NORTHERN IRELAND AND THE MEDICAL FACULTY OF THE QUEEN'S UNIVERSITY OF BELFAST, AMENDING THE FOURTH SCHEDULE TO THE PHARMACY AND POISONS ACT (NORTHERN IRELAND), 1925.

1944. No. 11.

BY THE GOVERNOR IN THE PRIVY COUNCIL OF NORTHERN IRELAND.

ABERCORN

WHEREAS by sub-section (2) of section twenty-four of the Pharmacy and Poisons Act (Northern Ireland), 1925, (hereinafter referred to as "the Act of 1925") and section one of the Poisons (Ireland) Act, 1870, as that Act applies in Northern Ireland and, in particular, as the same is amended by the said section twenty-four (which Act of 1870, as so applying and amended, is hereinafter referred to as "the Act of 1870") it is provided in effect that—

- (a) the several articles mentioned in the Fourth Schedule to the Act of 1925, shall be deemed to be poisons within the meaning of the Act of 1870 ;