4.—This Order may be cited as the Bricks and Stone (Control) (Northern Ireland) Order, 1941.

Sealed with the Official Seal of the Ministry of Commerce for Northern Ireland this thirtieth day of April, 1941, in the presence of

(L.S.) *D. A. E. Harkness.*

CIVIL DEFENCE.

Compulsory Enrolment, p. 124. | *Exemption Tribunals, p.* 128.

Compulsory Enrolment.

ORDER, DATED 14TH FEBRUARY, 1941, MADE BY THE MINISTRY OF PUBLIC SECURITY UNDER REGULATION 26A OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1941. No. 35.

WHEREAS by the Delegation of Emergency Powers (Northern Ireland) Order, 1941 (a), made on January 23, 1941, 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 26A 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:—

Areas to which order applies.

1.—If the Ministry is satisfied, on the report of a local authority or otherwise, that the number of persons voluntarily enrolled for the performance of fire prevention duties in the area of a local authority is insufficient to enable that authority to discharge the duties imposed on it by Regulation twenty-seven B of the Defence (General) Regulations, 1939, the Ministry may direct that this order shall apply to the area of that authority.

Registration.

2.—(1) The local authority for any area to which this order applies shall from time to time, by notice published in the prescribed manner, require all male persons, being British subjects who at the date of the notice are resident in the area or in such part thereof as may be prescribed and are of the prescribed age and are not exempted as hereinafter provided, to make, at such place and time, in such manner and to

(a) S. R. & O. (U.K.) 1941, No. 102.
(b) S. R. & O. (U.K.) 1939, No. 927.

such authority or person as may be specified in the notice, an application to be registered under this order and to furnish such particulars about themselves as may be so specified.

(2) A notice published under this Article is hereinafter in this order referred to as " a registration notice."

Enrolment.

3.—(1) A local authority may serve on any person registered by them under this order a notice stating that he has been enrolled for the performance of fire prevention duties in the area of the authority or the part thereof prescribed as aforesaid, and thereupon he shall be deemed to have been so enrolled.

(2) A notice served under this Article is hereafter in this order referred to as " an enrolment notice."

(3) Every enrolment notice shall specify the person or persons, or describe the class of persons, by whom there may be given, to the person deemed to be enrolled by virtue of the notice, directions defining the fire prevention duties to be performed by him, and the time, place and manner of their performance ; and the person or persons so specified or of the class so described may give directions accordingly :

Provided that—

(*a*) the person or persons or class of persons authorised to give such directions may be varied from time to time by a further notice served by the local authority ; and

(*b*) the periods for which a person enrolled by virtue of any such notice is required by any such directions to perform duties shall not in the aggregate exceed forty-eight hours in each month.

Exemptions and release from duty.

4.—(1) Any person who would, apart from this provision, be required to apply for registration by a registration notice shall be exempted from that requirement if, at the date of the notice, he is a person of any of the classes referred to in the Schedule to this Order ; and any person registered under this order who becomes a person of any of the said classes shall be exempted from enrolment under this order or, if he has already been enrolled, shall be released by the local authority from the duties required of him by virtue of his enrolment.

(2) Any person may, in accordance with any order under Regulation twenty-six A of the Defence (General) Regulations, 1939, for the time being in force, apply to the tribunal mentioned in that order to be exempted from enrolment under this order, or if he has been enrolled, for release from the duties required of him by virtue of his enrolment, on the ground that he is medically unfit to perform those duties or that it would be an exceptional hardship if he were required to perform them.

(3) A person registered by a local authority under this order, who has undertaken, at the date of the registration notice, to perform civil

defence duties in the area of the authority for periods amounting in the aggregate to not less than forty-eight hours in each month, shall be exempted from enrolment under this order so long as he continues to perform such duties for such periods.

(4) A person registered by a local authority under this order, who produces to that authority a certificate from another local authority that, at the date of the registration notice, he had undertaken to perform civil defence duties for such periods as aforesaid in the area of that other local authority, shall be exempted from enrolment by the first mentioned authority, or, if he has already been enrolled, shall be released by the first mentioned authority from the duties required of him by virtue of his enrolment, so long as he continues to perform civil defence duties for such periods in the area of that other authority.

(5) Where a person registered by a local authority under this order has, before he is served by that authority with an enrolment notice, been served with an enrolment notice by another local authority, he shall be exempted from enrolment by the first mentioned authority, if and so long as he is required to perform duties by virtue of the enrolment notice served by that other authority.

(6) A person registered by a local authority under this order, who produces to that authority a certificate from a government department that he has undertaken to perform duties similar to civil defence duties for such periods as aforesaid at premises occupied by that department, shall be exempted from enrolment under this order, or, if he has already been enrolled, shall be released by the authority from the duties required of him by virtue of his enrolment, so long as he continues to perform duties similar as aforesaid for such periods in such premises.

(7) Where a person registered by a local authority under this order satisfies the authority that he has undertaken, or is required, to perform duties under arrangements made under Regulation twenty-seven A of the Defence (General) Regulations, 1939, then, so long as he continues to perform such duties, he shall be exempted from enrolment under this order, or, if he has already been enrolled, he shall be released by the authority from the duties required of him by virtue of his enrolment.

(8) A person registered by a local authority under this order, who produces to that authority a certificate, signed by or on behalf of the appropriate authority for any premises to which the Fire Prevention (Business Premises) (Northern Ireland) Order, 1941, applies, that he is engaged upon vital work for exceptionally long hours, shall be exempted from enrolment under this order, or, if he has already been enrolled, shall be released from the duties required of him by virtue of his enrolment, so long as he continues to be engaged upon such work for such hours.

(9) Where—

(*a*) any person who is required by a local authority to apply for registration by a registration notice ceases, before the date on which he is required to make the application, to reside in the area of that authority or the part thereof prescribed as aforesaid ; or

(*b*) a person enrolled by a local authority by an enrolment notice has ceased to reside in the area of that authority or the part thereof prescribed as aforesaid when the notice is served, or ceases at any time thereafter so to reside,

the authority shall, if he shows reasonable grounds for leaving that area or part, and that it would not be practicable for him to perform the required duties in that area or part, exempt him from liability to be registered under this order, or release him from the duties required of him by virtue of his enrolment, as the case may be ; and if the local authority refuses to grant such an exemption or release, an appeal from that refusal shall lie, in accordance with any order under Regulation twenty-six A of the Defence (General) Regulations, 1939, for the time being in force, to the tribunal mentioned in that order.

Definitions.

5.—In this order the following expressions have the meanings hereby respectively assigned to them, that is to say :—

" civil defence duties " has the same meaning as in Regulation twenty-six A of the Defence (General) Regulations, 1939 (**a**) ;

" fire prevention duties " has the same meaning as in Regulation twenty-seven A of the said Regulations (**a**) ;

" the Ministry " means the Ministry of Public Security for Northern Ireland ;

" local authority " means as respects the County Borough of Belfast, the Belfast Civil Defence Authority, as respects the County Borough of Londonderry, the council thereof and elsewhere the council of a county district ;

" prescribed " means prescribed by directions given by the Ministry.

(a) Regulation twenty-six A defines " civil defence duties " as duties the performance of which a local authority is required or authorised to organise in the discharge of functions conferred or imposed on it by the Air Raid Precautions Act (Northern Ireland), 1938, or the Civil Defence Act (Northern Ireland), 1939, or Part II of these Regulations, or any functions relating to the extinction of fires whether exercisable under those Acts or Part II of these Regulations or otherwise.

(a) Regulation twenty-seven A defines " fire prevention duties " as the duties of keeping a watch for the fall of incendiary bombs, taking such steps as are immediately practicable to combat a fire caused by such bombs and summoning such assistance as may be necessary, and includes the duty of being in readiness to perform any such duties as aforesaid.

6.—This order may be cited as the Civil Defence Duties (Compulsory Enrolment) (Northern Ireland) Order, 1941.

Sealed with the Official Seal of the Ministry of Public Security for Northern Ireland this 14th day of February, 1941, in the presence of

(L.S.) *W. A. B. Iliff*,
Secretary.

SCHEDULE.

PERSONS EXEMPTED.

1. A member of any of the armed forces of the Crown.

2. A member of the Royal Ulster Constabulary or of the Ulster Special Constabulary, including the Local Defence Volunteer Section thereof.

3. Any person who—

(*a*) is the subject of an order under the Lunacy and Mental Treatment Acts (Northern Ireland), 1921 to 1932; or

(*b*) is being detained as a criminal lunatic in accordance with the provisions of the enactments relating to criminal lunatics in Northern Ireland; or

(*c*) is undergoing treatment as a temporary patient under section four of the Mental Treatment Act (Northern Ireland), 1932; or

(*d*) is undergoing treatment as a voluntary patient under section one of the Mental Treatment Act (Northern Ireland), 1932; or

(*e*) is a person found idiot, lunatic or of unsound mind and is under the care and custody of the Lord Chief Justice of Northern Ireland or of the judge of any civil bill court exercising by virtue of the County Court Jurisdiction in Lunacy (Ireland) Act, 1880, the jurisdiction of the said Lord Chief Justice.

4. A person certified by a local authority, as defined by the Blind Persons Acts (Northern Ireland), 1920 and 1938, to be registered as a blind person under arrangements made by the authority under those Acts.

5. A person of any such class as may be prescribed.

Exemption Tribunals.

THE CIVIL DEFENCE DUTIES (EXEMPTION TRIBUNALS) (NORTHERN IRELAND) ORDER, 1941, MADE BY THE MINISTRY OF PUBLIC SECURITY UNDER REGULATIONS 26A AND 27A OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1941. No. 85.

WHEREAS by the Delegation of Emergency Powers (Northern Ireland) Order, 1941 (a), made on January 23, 1941, by the Secretary of State

(a) S. R. & O. (U.K.), 1941, No. 102.