COMPENSATION (DEFENCE)

[*See* also REQUISITIONED LAND AND WAR WORKS p. 3699 below.]

The Compensation (Defence) Notice of Claim Rules, 1948

1948 No. 307

Made - - - - 19*th February*, 1948

The Lords Commissioners of His Majesty's Treasury, in pursuance of the powers conferred upon Them by Section 11 of the Compensation (Defence) Act, 1939(**a**) and of all other powers enabling Them in that behalf, hereby make the following Rules:—

1.—(1) Claims for compensation under the said Act (as amended by the Requisitioned Land and War Works Acts, 1945(**b**) and 1948(**c**)) accruing due on or after the date on which these Rules come into operation in respect of the taking possession of any land shall be made by notice in accordance with the forms specified in relation to such claims respectively in the First Schedule hereto.

(2) In accordance with the provisions of paragraph (1) of this Rule the Compensation (Defence) Notice of Claims Rules, 1939(**d**), and Forms Nos. 1 and 2 specified in the Schedule thereto, shall not apply to claims in respect of land of which possession is taken or relinquished, as the case may be, on or after the date on which these Rules come into operation.

2. Claims under Section 9 of the Requisitioned Land and War Works Act, 1948(**c**), for an increase of the compensation payable in respect of any land under paragraph (*a*) of sub-section (i) of Section 2 of the Compensation (Defence) Act, 1939, shall be made by notice in accordance with the form specified in the Second Schedule hereto.

3. Every such notice of claim shall be signed by the claimant or by a person duly authorized by the claimant on his behalf and shall be delivered to the competent authority by whom the compensation is payable or to such other person as the competent authority shall direct.

4.—(1) These Rules may be cited as the Compensation (Defence) Notice of Claim Rules, 1948.

(2) These Rules shall come into operation on the 19th day of February, 1948.

Dated the 19th day of February, 1948.

C. James Simmons,
Joseph Henderson,
Two of the Lords Commissioners
of His Majesty's Treasury.

(**a**) 2 & 3 Geo. 6. c. 75.
(**b**) 8 & 9 Geo. 6. c. 43.
(**c**) 11 & 12 Geo. 6. c. 17.
(**d**) S.R. & O. 1939 (No. 1296) I, p. 391.

THE FIRST SCHEDULE

FORM 1 (R)

COMPENSATION (DEFENCE) ACT, 1939

Requisition No.

N.B.—This form should be completed in duplicate and both copies sent to :—

.....

.....

.....

NOTICE OF CLAIM FOR COMPENSATION UNDER SECTION 2 (1) (*a*), (*c*) AND (*d*) OF THE ACT (AS AMENDED) IN RESPECT OF THE TAKING OF POSSESSION OF LAND AND/OR BUILDINGS ON BEHALF OF HIS MAJESTY.

(1) Name of Claimant ... ... Address	
(2) Situation, area and precise description of the land and/or buildings requisitioned, with plan if available. Area of any adjoining land of the claimant of which possession has not been taken. Buildings or parts of buildings on the land of which possession has not been taken.	
(3) Purpose for which last used before requisition (e.g. residential, offices, etc.)	
(4) Nature of Interest If owner, state date and rent of last known letting (if none the fact should be stated) If tenant, state— (*a*) Landlord's name and address... (*b*) Nature of tenancy or lease ... (*c*) Date of tenancy or lease and short particulars and any special covenants or circumstances ... ... (*d*) How determinable and term unexpired ... ... (*e*) Rent payable ... ... (*f*) Who is responsible for— (1) tenant's rates and taxes ... (2) repairs ... ... (3) insurance ... ... (4) other expenses or outgoings, if any	
(5) (*a*) Rateable value ... ... (*b*) Net assessment for Schedule A Income Tax	

(6) Particulars of— (*a*) Land Tax ... ... (*b*) Tithe Redemption Annuity or Corn Rent ... ... (*c*) Land Drainage Rates ... ... (*d*) Other outgoings, if any ... (In Scotland particulars of— (*a*) Land Tax ... ... (*b*) Feu duty ... ... (*c*) Ground annual ... ... (*d*) Teind or stipend ... ... (*e*) Other outgoings (if any)) ...	
(7) Particulars, in the case of agricultural land, of the holding giving details in respect of— (*a*) Things previously done for the purpose of the cultivation of the land and (*b*) Seeds ... ... Tillages ... ... Growing crops ... ... Unexhausted Manures ... Other similar matters ...	
(8) Date possession taken by competent authority	
(9) Particulars of claim, showing how the amount claimed under each of the following heads is calculated— (*a*) In respect of compensation under Section 2 (1)(*a*) (*b*) In the case of agricultural land the amount payable by an incoming tenant under Section 2 (1)(*c*) (*c*) In respect of expenses incurred in complying with directions (Section (2)(1)(*d*))	

Dated the day of , 19 .

Signature of Claimant.....
(or his duly authorised agent)

Name and address of Agent (if any).....

(This form is not to be used for claiming compensation for making good damage under Section 2 (1) (*b*) (see Form 2 (R)) or for the requisition or acquisition of goods (see Form 5 to S.R. & O. 1939 No. 1296)).

FORM 2 (R)

COMPENSATION (DEFENCE) ACT, 1939

Requisition No.

N.B.—This form should be completed in duplicate and both copies sent to :—

.....

.....

.....

NOTICE OF CLAIM FOR MAKING GOOD DAMAGE UNDER SECTION 2 (1) (*b*) OF THE ACT (AS AMENDED) IN RESPECT OF THE TAKING OF POSSESSION OF LAND AND/OR BUILDINGS ON BEHALF OF HIS MAJESTY.

(1) Name of Claimant ... ... Address	
(2) Situation and precise description of the property requisitioned.	
(3) Purpose for which last used before requisition (e.g. residential, offices, etc.)	
(4) Nature of interest	
(5) Particulars of mortgages, charges or other incumbrances stating names and addresses of mortgagees, chargees or other incumbrancers. (In Scotland, particulars of any heritable securities and the names and addresses of the heritable creditors.)	
(6) Date possession taken by competent authority	
(7) Date possession relinquished ...	
(8) Particulars of claim showing in detail— (*a*) the items of damage occurring to the land and/or buildings during the period of possession in respect of which compensation is claimed (*b*) the amount claimed, showing how arrived at	

Dated the day of , 19 .

Signature of Claimant.....
(or his duly authorised agent)

Name and address of Agent (if any) .....

THE SECOND SCHEDULE

FORM 12

COMPENSATION (DEFENCE) ACT, 1939

REQUISITIONED LAND AND WAR WORKS ACTS, 1945 AND 1948

Requisition No.

N.B.—This form should be completed in duplicate and both copies sent to :—

.....

.....

.....

NOTICE OF CLAIM UNDER SECTION 9 OF THE REQUISITIONED LAND AND WAR WORKS ACT, 1948 FOR INCREASE IN COMPENSATION PAYABLE UNDER SECTION 2 (1) (*a*) OF THE COMPENSATION (DEFENCE) ACT, 1939, IN RESPECT OF THE TAKING OF POSSESSION OF LAND AND/OR BUILDINGS ON BEHALF OF HIS MAJESTY.

(1) Name of Claimant ... ... Address	
(2) Situation area and precise description of the land and/or buildings requisitioned.	
(3) Purpose for which last used before requisition (e.g. residential, offices, etc.)	
(4) Nature of interest— If owner, state date and rent of last known letting (if none the fact should be stated) If tenant, state (unless the information has already been given and there has been no subsequent change)— (*a*) Landlord's name and address (*b*) Nature of tenancy or lease ... (*c*) Date of tenancy or lease and short particulars and any special covenants or circumstances. ... ... (*d*) How determinable and term unexpired ... ... (*e*) Rent payable... ... ... (*f*) Who is responsible for— (1) tenant's rates and taxes (2) repairs ... ... (3) insurance ... ... (4) other expenses or outgoings, if any.	

(5) Existing compensation payable under Section 2 (1) (*a*)	
(6) Amount claimed, with particulars of how the sum is calculated.	

Dated the day of , 19 .

Signature of Claimant.....
(or his duly authorised agent)

Name and address of Agent (if any).....

EXPLANATORY NOTE

(*This Note is not part of the Rules, but is intended to indicate their general purport.*)

These Rules provide new forms of claim for compensation in respect of requisitions of land made or relinquished after the commencement of the Requisitioned Land and War Works Act, 1948, in order to fit in with the new basis of compensation laid down by that Act. They also provide a form of claim for an increase of rental compensation under that Act in respect of land already requisitioned.

COPYRIGHT

The Copyright (Rome Convention) (Iceland) Order, 1948

1948 No. 1327

Made - - - -	*22nd June*, 1948
Laid before Parliament	*22nd June*, 1948
Coming into Operation	*23rd June*, 1948

At the Court at Buckingham Palace, the 22nd day of June, 1948

Present,

The King's Most Excellent Majesty in Council

Whereas His Majesty by virtue of the authority conferred upon Him by the Copyright Act, 1911(**a**) (hereinafter called " the Act "), was pleased to make the Copyright (Rome Convention) Order, 1933(**b**) (hereinafter called " the Principal Order "), applying the Act to works originating or first published in the foreign countries of the Copyright Union (hereinafter called " the countries of the Union "):

(**a**) 1 & 2 Geo. 5. c. 46. (**b**) S.R. & O. 1933 (No. 253), p. 530.