SCHEDULE II.

SCHEDULE OF FEES, COSTS AND EXPENSES PAYABLE by the respondent to the applicant in the event of a decree, or by the applicant to the respondent in the event of a dismiss.

Solicitor :

Where the Poor Law Valuation of the land to which the proceedings relate does not exceed £25	3	3	0
Exceeds £25 dut does not exceed £50	4	4	0
Exceeds £50 but does not exceed £100	6	6	0
Exceeds £100 but does not exceed £250	8	8	0
Exceeds £250 but does not exceed £500	12	12	0

An additional sum of £1 1s. 0d. shall be allowed for each £100 or part thereof by which the Poor Law Valuation exceeds the sum of £500.

Where the Poor Law Valuation exceeds £50, an additional sum of £1 1s. 0d. shall be allowed as Instructions for Brief (if any).

Brief for Counsel (if any) 6d. per folio.

In addition there shall be allowed in respect of witnesses and other out-of-pocket expenses such amount as may be measured by the Judge or as the Taxing Officer may consider reasonable and proper.

Counsel :

Minimum fee on hearing	3	3	0

Additional Allowances :

The above-mentioned fees payable to solicitor and counsel respectively may be increased by such further sum as the Judge may allow under rule 6.

COUNTY COURT RULES.

Housing Act, 1939, *p.* 29.
Landlord and Tenant (*War Damage*) *Act*, 1941, *p.* 32.
Rent and Mortgage Interest (*Restrictions*) *Act*, 1940, *p.* 38.

The Housing Act (Northern Ireland), 1939, County Court Rules, 1942.

1942. No. 167.

I, THE RIGHT HONOURABLE SIR JAMES ANDREWS, Baronet, Lord Chief Justice of Northern Ireland, in exercise of the powers conferred upon me by sub-section (2) of section 4 of the Administration of Justice (Emergency Provisions) (Northern Ireland) Act, 1939, and of all other

powers enabling me in that behalf, do hereby make and certify the Rules hereinafter set forth as Rules to be in force in proceedings in the County Courts under the Housing Act (Northern Ireland), 1939.

Dated this 8th day of October, 1942.

James Andrews,
Lord Chief Justice of Northern Ireland.

The Scale of Court Fees included in rule 5 has been fixed with the consent of the Ministry of Finance for Northern Ireland.

In witness whereof the Official Seal of the Ministry has been affixed hereto this 15th day of October, 1942, in the presence of

(L.S.) *W. B. Spender,*
Secretary, Ministry of Finance.

THE HOUSING ACT (NORTHERN IRELAND), 1939, COUNTY COURT RULES, 1942.

Dated this eighth day of October, 1942.

1. All claims under section 12 sub-section 2 of the Housing Act (Northern Ireland), 1939, hereinafter called " the Act," shall be made by Notice of Application.

2. All such claims shall be heard at the ordinary sittings of the county court for the division of the county, or of the Recorder's Court of a County Borough, in which the premises in respect of which the claim is made are situate, except when part of the premises is situate in one county and part in another in which case the claim may be heard by the County Court Judge of either county, provided that if any part of the premises is situate in a County Borough the claim shall be heard by the Recorder of that County Borough.

3. Every Notice of Application shall be served one calendar month before the first day of the sessions at which the claim is to be heard and a copy thereof with the endorsement thereon of service of the original upon the person, or each of the persons if more than one, against whom the claim is made, (hereinafter called " the respondent " or " respondents "), shall be lodged with the Clerk of the Crown and Peace at least three clear days before such sessions. Such notice shall be served in the manner required for the service of Equity Civil Bills.

4. In cases in which an injunction is claimed, whether or not any other relief is claimed, the respective costs of the local authority and of the respondent or respondents shall be of the same amounts as the costs

which would be payable under the higher scale in proceedings brought by Equity Civil Bill in which the local authority was the plaintiff and the respondent or respondents was, or were, the defendant or defendants. Provided that in all cases in which, having regard to the difficulty or importance of the case, the judge considers that such costs would be inadequate he may make an order allowing such additional costs as he may think reasonable. In cases in which the local authority claims under section 12 sub-section 2 (*b*) of the Act, the local authority shall specify the amount claimed, and the fees, costs and charges shall be of the same amounts as those which would be payable in proceedings brought by the local authority by ordinary civil bill claiming from the respondent or respondents the amount claimed by the notice, except that when that amount exceeds £50 the amount shall be increased by fifty per cent.

5. The following fees shall be payable in respect of proceedings under the Act, viz.,

2/-	on every Notice of Application claiming an injunction, or claiming under section 12 sub-section 2 (*b*) a sum exceeding £50, and
1/-	on every other Notice of Application,
1/-	on every copy of Notice of Application served,
2/-	on every order of the court, and
1/6d	on every subpœna or witness' summons.

6. These Rules may be cited as the Housing (County Court) Rules, (Northern Ireland), 1942.

7. Every Notice of Application and every order shall be in the Forms in the schedule hereto, or to the like effect.

SCHEDULE.

FORM I. (*Notice of Application*).

THE HOUSING ACT (NORTHERN IRELAND), 1939.

County Court of the County of

Division of

In the matter of an Application under the Housing Act (Northern Ireland), 1939, and in the matter of the house and premises Number

Applicant ;

Respondent .

TAKE NOTICE that at the County Court to be held at
on the day of , 19 , an application
will be made to the Court by
for an order that

AND TAKE FURTHER NOTICE that you are entitled to appear in person or by your Solicitor at the hearing of the said application and that if you fail to appear such order may be made on the said application and for costs as to the Court may seem just.

FORM II. (*Order*).

(Title as in Form I.)

IT APPEARING to the Court that Notice of an Application under the above-mentioned Act on behalf of against the above-mentioned Respondent was duly served on the Respondent , and that the Applicants are entitled under section 12 sub-section 2 (*b*) of the Act to an order directing payment to the Applicants by the Respondent of the sum of £ .

IT IS HEREBY ORDERED by the Court that the said do recover from the said the said sum of £ together with the sum of £ for costs, making in all £ .

AND the several Sheriffs in Northern Ireland are hereby commanded to take in execution the goods of the said to satisfy the said sum and costs.

Dated at this day of , 19 .

The Landlord and Tenant (War Damage) Act (Northern Ireland), 1941, County Court Rules, 1942.

1942. No. 18.

Dated the 30th day of January, 1942.

I, THE RIGHT HONOURABLE JAMES ANDREWS, Lord Chief Justice of Northern Ireland, in exercise of the powers conferred upon me by sub-section (2) of section 4 of the Administration of Justice (Emergency Provisions) (Northern Ireland) Act, 1939, and of all other powers enabling me in that behalf, do hereby make and certify the Rules hereinafter set forth as rules to be in force in proceedings in the County Courts under The Landlord and Tenant (War Damage) Act (Northern Ireland), 1941.

Dated this 30th day of January, 1942.

(Signed) *James Andrews*,
Lord Chief Justice of Northern Ireland.

The Scale of Court Fees in Schedule II has been fixed with the consent of the Ministry of Finance for Northern Ireland.

In witness whereof the Official Seal of the Ministry has been affixed hereto this Third day of February, 1942, in the presence of

(L.S.) (Signed) *W. B. Spender*,
Secretary, Ministry of Finance.