1954 No. 1632

The Housing (Form of Orders and Notices) (Amendment) Regulations, 1954

Made - - - -	*9th December*, 1954
Laid before Parliament	*14th December*, 1954
Coming into Operation	*17th December*, 1954

The Minister of Housing and Local Government, in exercise of his powers under section 176 of the Housing Act, 1936(a), and of all other powers enabling him in that behalf, hereby makes the following regulations:—

1.—(1) These regulations may be cited as the Housing (Form of Orders and Notices) (Amendment) Regulations, 1954, and shall come into operation on the seventeenth day of December, 1954.

(2) The Housing Acts (Form of Orders and Notices) Regulations, 1937 to 1950, and these regulations may be cited together as the Housing (Form of Orders and Notices) Regulations, 1937 to 1954.

2.—(1) In these regulations, " the principal regulations " means the Housing Act (Form of Orders and Notices) Regulations, 1937(b), as amended by the Housing Act (Form of Orders and Notices) Amendment Regulations, 1939(c), and the Housing Acts, 1936-1949 (Form of Orders and Notices) (Amendment) Regulations, 1950(d).

(2) The Interpretation Act, 1889(e), applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

3. The schedule to the principal regulations shall be amended in the manner provided by the following provisions of these regulations.

4. In Form No. 2 in the schedule to the principal regulations—

(*a*) the words " in certain respects " shall be omitted; and

(*b*) the following paragraph shall be added to the Note thereto—

" Section 10 of the Housing Repairs and Rents Act, 1954, provides that where any person who incurs expenditure in complying with a notice requiring the execution of works, or in defraying expenses incurred by a local authority in carrying out the works in default of the person having control of the house, is a lessee or the agent of a lessee, the lessee may recover from the lessor under the lease such part (if any) of that expenditure as may, in default of agreement between the parties be determined by the County Court to be just, having regard to the repairing obligations of the parties, the length of the unexpired term of the lease, the rent, and all other relevant circumstances. This provision does not apply if there is a charging order in force in respect of the expenditure under section 20 of the Housing Act, 1936."

(a) 26 Geo. 5 & 1 Edw. 8. c. 51. (b) S.R. & O. 1937/78 (Rev. X, p. 38: 1937, p. 880).
(c) S.R. & O. 1939/30 (Rev. X, p. 38: 1939 II, p. 1719). (d) S.I. 1950/363 (1950 I, p.985).
(e) 52 & 53 Vict. c. 63.

5. After Form No. 2 in the schedule to the principal regulations there shall be inserted the following forms:—

FORM No. 2A

NOTICE REQUIRING THE PERSON HAVING CONTROL OF A HOUSE LET IN LODGINGS OR OCCUPIED BY MORE THAN ONE FAMILY TO EXECUTE WORKS OR REDUCE THE NUMBER OF OCCUPANTS

Housing Repairs and Rents Act, 1954

To(1) the person* having control of the house(2)

Take Notice:—

(1) that it appears to the(3) (hereinafter referred to as "the Council") that the above-mentioned house [part of the above-mentioned house, namely] is, with respect to the matters specified in the first schedule to this notice, so far defective, having regard to the number of [individuals] [and] [households] accommodated therein, as not to be reasonably suitable for occupations by those [individuals] [and] [households];

(2) that in the opinion of the Council the works specified in the second schedule to this notice are required for rendering the premises suitable for such occupation as aforesaid;

(3) that you are required, in default of the execution of the said works within [weeks] [months] from the date of this notice, to take such steps as are reasonably open to you (including if necessary the taking of legal proceedings) for securing [that the number of individuals occupying the premises is reduced to] [and] [that the number of households occupying the premises is reduced to].

Dated this day of , 19 .

Signature of the Clerk of the Local Authority.

FIRST SCHEDULE

DEFECTS AS TO SUITABILITY FOR OCCUPATION

(*Insert description of defects under each of the headings which is material*)

1. Natural lighting.
2. Ventilation.
3. Water supply.
4. Drainage and sanitary conveniences.
5. Facilities for storage, preparation and cooking of food, and for the disposal of waste water.

SECOND SCHEDULE

SPECIFICATION OF WORKS

(*Insert detailed specification of works to be executed*)

DIRECTIONS FOR FILLING UP THIS FORM

(1) Name and address, where known, of person having control of the house.

(2) Such description of the house as may be sufficient for identification.

(3) Description of the Local Authority.

* The person who receives the rack rent of the house, whether on his own account or as agent or trustee for any other person, or who would so receive it if the house were let at a rack rent, is deemed to be the person having control of the house. Rack rent means a rent which is not less than two-thirds of the full net annual value of the house.

NOTE

A person aggrieved by this notice may appeal to the County Court by giving notice of appeal to the County Court within the jurisdiction of which the premises are situate. The appeal must be made within 21 days after the date of the service of the notice, and if an appeal is brought no proceedings may be taken by the local authority to enforce any notice before the appeal has been finally determined.

The County Court Rules provide that an appeal shall be brought by requesting the Registrar of the County Court having jurisdiction in the matter to enter the appeal. A copy of the notice must at the same time be filed in the Court Office together with an additional copy of the request to the Registrar for service on the local authority.

The County Court Rules further provide that the request to the Registrar for entry of the appeal shall be in accordance with the form prescribed by the rules, with such variations as the circumstances may require.

Section 11 (2) of the Act provides that nothing in the Rent and Mortgage Interest Restrictions Acts, 1920-1939, shall prevent possession being obtained of any house or part of a house possession of which is required for the purpose of complying with paragraph (3) of this notice.

Section 11 (3) of the Act provides that a person who fails to comply with any requirement of this notice shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding five pounds; and that if the failure continues after conviction, he shall be guilty of a further offence and liable on summary conviction to a fine not exceeding two pounds for every day on which the failure so continues.

FORM No. 2B

NOTICE REQUIRING THE OCCUPIER OR MANAGER OF PREMISES LET IN LODGINGS OR OCCUPIED BY MEMBERS OF MORE THAN ONE FAMILY TO ABATE OVER-CROWDING

Housing Repairs and Rents Act, 1954

To[1] the [occupier] [person having the control and management] of the premises[2]

Take Notice:—

(1) that it appears to the[3] (hereinafter referred to as "the Council") that excessive numbers of persons are being accommodated on the above-mentioned premises having regard to the rooms available;

(2) that in the opinion of the Council the rooms on the premises described in the first schedule to this notice are unsuitable to be occupied as sleeping accommodation, and the rooms described in the second schedule to this notice are unsuitable to be so occupied by more than the number of persons therein specified;

(3) you will be guilty of an offence under section 12 (3) of the Act if, after this notice has become operative—

(*a*) you cause or knowingly permit any room to which the notice relates to be occupied as sleeping accommodation otherwise than in accordance with the notice; or

(*b*) you cause or knowingly permit to be accommodated on the premises such a number of persons that it is not possible, without contravention of the notice, or the occupation as sleeping accommodation of some part of the premises for which a maximum is not specified by the notice, to avoid persons of opposite sexes and over the age of twelve years (other than persons living together as husband and wife) occupying sleeping accommodation in the same room.

Dated this day of , 19 .

Signature of the Clerk of the Local Authority.

FIRST SCHEDULE

(Rooms unsuitable to be occupied as sleeping accommodation)

SECOND SCHEDULE

(Rooms unsuitable to be occupied as sleeping accommodation by more than the number of persons specified)

Room	*Number of Persons**

DIRECTIONS FOR FILLING UP THIS FORM

(1)Name of occupier or name and address, where known, of person having control and management of the premises.

(2)Such description of the premises as may be sufficient for identification.

(3)Description of the Local Authority.

*Under section 12 (2) of the Act special maxima may be prescribed to apply in any case where some or all the persons occupying the room are under such age as may be specified.

NOTE

A person aggrieved by this notice may appeal to the County Court by giving notice of appeal to the County Court within the jurisdiction of which the premises are situate. The appeal must be made within 21 days after the date of the service of the notice, and if an appeal is brought no proceedings may be taken by the local authority to enforce the notice before the appeal has been finally determined.

The County Court Rules provide that an appeal shall be brought by requesting the Registrar of the County Court having jurisdiction in the matter to enter the appeal. A copy of the notice must at the same time be filed in the Court Office together with an additional copy of the request to the Registrar for service on the local authority.

The County Court Rules further provide that the request to the Registrar for entry of the appeal shall be in accordance with the form prescribed by the rules, with such variations as the circumstances may require.

Section 12 (4) of the Act provides that a person permitting an offence under the section shall be liable on summary conviction to a fine not exceeding five pounds, and, where the offence of which he was convicted continues after conviction, to a further fine not exceeding two pounds for every day on which the offence so continues.

Section 12 (6) of the Act provides that where a local authority have served a notice under the section in respect of any premises, they may at any time withdraw the notice, without prejudice to anything done in pursuance thereof or to the service of another notice, or, if there is any material change of circumstances, they may substitute for the notice a further notice under the section. The subsection further provides that where a notice is withdrawn, subsection (3) of the section (which makes non-compliance with the notice an offence) shall cease to apply in relation to the premises, without prejudice to its further application if a subsequent notice is served in respect of the premises.

6. In Form No. 4 in the schedule to the principal regulations, for the last paragraph thereof there shall be substituted the following paragraph—

"If you fail either (*a*) to notify the Council within the period of twenty-one days referred to above of your intention to make an offer to carry out works to render the house fit for human habitation, or (*b*) to make an offer before or at the meeting on as to the future use of the house, the Council are bound to make a demolition order under the Housing Act, 1936, requiring the house to be vacated and subsequently demolished at your expense, or, in lieu thereof, to purchase the house for providing temporary housing accommodation under the

Housing Repairs and Rents Act, 1954, or, if the house is required for the support of any other house or building, to make a closing order under the Local Government (Miscellaneous Provisions) Act, 1953."

7. The following paragraph shall be added to the notes to Forms 5 and 5A in the schedule to the principal regulations:—

"Section 5 of the Housing Repairs and Rents Act, 1954, provides that if an owner of a house in respect of which a demolition order has become operative, submits proposals to the local authority for the execution by him of works designed to secure the reconstruction, enlargement or improvement of the house, or of any buildings of which the house is one, and the local authority are satisfied that the result of the works will be the provision of one or more houses fit for human habitation, the authority shall have power to extend for such period as they may specify the time within which the owner or owners of the house are required to demolish it, in order that the said owner may have an opportunity of carrying out the works. The time may be further extended by the authority as occasion may require, if the works have been begun and appear to the authority to be making satisfactory progress, or, though they have not been begun, the authority think there has been no unreasonable delay. If the works are completed to the satisfaction of the authority they are required to revoke the demolition order without prejudice to any subsequent proceedings under Part II of the Housing Act, 1936. Notice of any determination to extend the time for demolition must be served by the authority on every person having an interest in the house."

8. After Form 5A in the schedule to the principal regulations the following Forms shall be inserted:—

FORM No. 5B

NOTICE OF DETERMINATION TO PURCHASE UNFIT HOUSE IN LIEU OF MAKING A DEMOLITION ORDER

Housing Repairs and Rents Act, 1954

To(1) the owner of the house(2)

Take Notice:—

(1) that the(3) (hereinafter referred to as "the Council") are satisfied that the above-mentioned house is unfit for human habitation and is not capable at a reasonable expense of being rendered so fit;

(2) that in accordance with the requirements of section 11 of the Housing Act, 1936, notices of the time and place fixed for the consideration of the condition of the above-mentioned house and any offer with respect to the carrying out of works or the future user of the house have been duly served upon all persons upon whom such notices are required to be served;

(3) that the Council after such consideration have not accepted an undertaking from an owner or mortgagee with respect to the carrying out of works or the future user of the house;

(4) that it appears to the Council that the house is or can be rendered capable of providing accommodation of a standard which is adequate for the time being; and

(5) that the Council have determined to purchase the house under section 3 of the Housing Repairs and Rents Act, 1954, in lieu of making a demolition order in respect thereof.

Dated this day of , 19 .

Signature of the Clerk of the Local Authority.

DIRECTIONS FOR FILLING UP THIS FORM

(1)Name and address, where known, of owner of the house.

(2)Such description of the house as may be sufficient for identification.

(3)Description of the Local Authority.

NOTE

Any person aggrieved by this notice may, within 21 days after the date of the service of the notice, appeal to the County Court within the jurisdiction of which the premises are situate under section 15 of the Housing Act, 1936, as if the notice were a demolition order.

No appeal lies against the notice at the instance of a person who is in occupation of the premises to which the notice relates under a lease or agreement if the unexpired term does not exceed three years.

The County Court Rules provide that an appeal shall be brought by requesting the Registrar of the County Court having jurisdiction in the matter to enter the appeal. A copy of the notice must at the same time be filed in the Court Office together with an additional copy of the request to the Registrar for service on the local authority.

The County Court Rules further provide that the request to the Registrar for entry of the appeal shall be in accordance with the form prescribed by the rules, with such variations as the circumstances may require.

The notice does not become operative until either the time within which an appeal can be made has elapsed without an appeal being made or, in case an appeal is made, the appeal is finally determined or withdrawn. When the notice has become operative the local authority may purchase the house by agreement or may be authorised by the Minister of Housing and Local Government to purchase it compulsorily. The compensation payable for a house purchased compulsorily under the section is on the basis of the value of the site as a cleared site.

FORM No. 5C

NOTICE OF DETERMINATION TO PURCHASE AN UNFIT HOUSE ON BREACH OF AN UNDERTAKING IN LIEU OF MAKING A DEMOLITION ORDER

Housing Repairs and Rents Act, 1954

To(1) the owner of the house(2)

Take Notice:—

(1) that the(3) (hereinafter referred to as "the Council") in pursuance of section 11 of the Housing Act, 1936, having been satisfied that the above-mentioned house was unfit for human habitation and was not capable at a reasonable expense of being rendered so fit, and having complied with the provisions of the said section as to the service of notices and the consideration of representations made by the persons upon whom notices were served, accepted on the day of , , an undertaking from , being the owner [or mortgagee] of the house in the following terms:—

[*Here set out the terms of the undertaking.*]

(2) that the said undertaking has been broken in the following respects:—

[*Here give particulars of the breaches of the undertaking.*]

(3) that it appears to the Council that the house is or can be rendered capable of providing accommodation of a standard which is adequate for the time being.

(4) that the Council have determined to purchase the house under section 3 of the Housing Repairs and Rents Act, 1954, in lieu of making a demolition order in respect thereof.

Dated this day of , 19 .

Signature of the Clerk of the Local Authority.

DIRECTIONS FOR FILLING UP THIS FORM

(1)Name and address.
(2)Such description of the house as may be sufficient for identification.
(3)Description of the Local Authority.

NOTE

Any person aggrieved by this notice may, within 21 days after the date of the service of the notice, appeal to the County Court within the jurisdiction of which the premises are situate under section 15 of the Housing Act, 1936, as if the notice were a demolition order.

No appeal lies against the notice at the instance of a person who is in occupation of the premises to which the notice relates under a lease or agreement if the unexpired term does not exceed three years.

The County Court Rules provide that an appeal shall be brought by requesting the Registrar of the County Court having jurisdiction in the matter to enter the appeal. A copy of the notice must at the same time be filed in the Court Office together with an additional copy of the request to the Registrar for service on the local authority.

The County Court Rules further provide that the request to the Registrar for entry of the appeal shall be in accordance with the form prescribed by the rules, with such variations as the circumstances may require.

The notice does not become operative until either the time within which an appeal can be made has elapsed without an appeal being made or in case an appeal is made the appeal is finally determined or withdrawn. When the notice has become operative the local authority may purchase the house by agreement or may be authorised by the Minister of Housing and Local Government to purchase it compulsorily. The compensation payable for a house purchased compulsorily under the section is on the basis of the value of the site as a cleared site.

9. After Form No. 13 in the schedule to the principal regulations the following Forms shall be inserted:—

FORM No. 13A

CLEARANCE ORDER PROVIDING FOR POSTPONEMENT OF DEMOLITION

Housing Act, 1936, *and Housing Repairs and Rents Act,* 1954

Whereas pursuant to section 25 of the Housing Act, 1936, the(1) (hereinafter referred to as "the Council") being satisfied as respects an area in their district—

(*a*) that the houses in that area are unfit for human habitation, or are by reason of their bad arrangement, or the narrowness or bad arrangement of the streets, dangerous or injurious to the health of the inhabitants of the area, [and that the other buildings in the area are for the like reason dangerous or injurious to the health of the said inhabitants]; and

(*b*) that the most satisfactory method of dealing with the conditions in the area is the demolition of all the buildings in the area;

have caused that area to be defined on a map in such manner as to exclude from the area any building which is not unfit for human habitation or dangerous or injurious to health;

And Whereas the Council have satisfied themselves that in so far as suitable accommodation available for persons who will be displaced by the clearance of the area does not already exist, the Council can provide, or secure the provision of, such accommodation in accordance with the requirements of the Housing Act, 1936, and that the resources of the Council are sufficient for the purpose of carrying into effect the resolution next hereinafter recited;

And Whereas by a resolution passed on the day of , , the Council declared the area so defined to be a clearance area;

And Whereas by a resolution passed on the day of , , the Council determined to proceed to secure the clearance of the area by ordering the demolition of buildings in the area, including the house(2) hereinafter referred to;

And Whereas the Council are of opinion that the house is or can be rendered capable of providing accommodation of a standard which is adequate for the

time being, and that the house ought not to be demolished for the time being but ought to be retained for temporary use for housing purposes;

And Whereas the Council [have acquired] [are satisfied that by the time this order becomes operative they will have acquired] such rights under a tenancy of the house as will enable them to retain the house for use for housing purposes until they determine that it is no longer required for such use and to deal with it in all respects as if it were a house on land in a clearance area belonging to them:

Now Therefore the Council in pursuance of their powers under section 26 of the Housing Act, 1936, as amended by section 4 of the Housing Repairs and Rents Act, 1954, hereby order—

1.—(1) That the house specified in the schedule hereto, being the house which is delineated and shown coloured pink on the map marked [3]
and sealed with the common seal of the Council and deposited at the offices of the Council, shall be demolished;

(2) That the demolition of the house shall be postponed until the Council determine that the house is no longer required for use for housing purposes.

2. This order may be cited as the[4] Clearance Order, 19 .

SCHEDULE

Reference No. on map	Description of house	Owner or reputed owner	Lessee or reputed lessee	Occupier (except a tenant for a month or less period than a month)

Given under the seal of the this day of , 19 .

Signature of the Clerk of the Local Authority.

DIRECTIONS FOR FILLING UP THIS FORM

[1]Description of the Local Authority.

[2]If the order is in respect of more than one house, the form should be modified accordingly.

[3]The map should be identified by a heading in the terms of the short title of the order.

[4]Here insert a suitable short title.

NOTE

The Second Schedule to the Housing Act, 1936, provides that when a clearance order has been confirmed by the Minister of Housing and Local Government it shall become operative at the expiration of six weeks from the date on which notice of its confirmation is published in accordance with the provisions of the Act, but if proceedings in the High Court are instituted within that period by a person desirous of questioning the validity of the order, the Court may, if satisfied that the order is not within the powers of the Act or that the interests of the applicant have been substantially prejudiced by any requirement of the Act not having been complied with, quash the order.

Section 4 (4) of the Housing Repairs and Rents Act, 1954, provides that in relation to a house to which a clearance order providing for postponement of demolition applies—

(*a*) Section 26 (3) of the Housing Act, 1936 (which requires a house to be demolished by its owner or owners after a clearance order applying to it

has become operative) shall have effect with the substitution for the period therein referred to of such a period not less than six weeks as may, in a notice served by the local authority on the owner or owners of the house as soon as they determine that the house is no longer required for use for housing purposes, be specified as the period within which the authority require the house to be demolished;

(*b*) Section 155 of the Housing Act, 1936 (which contains provisions for the vacation of houses subject to demolition and clearance orders) shall not apply until the local authority determine that the house is no longer required for such use as aforesaid and shall then have effect with the substitution for references to the date by which the order requires the house to be vacated of references to the date of the authority's notice under the foregoing sub-paragraph.

FORM No. 13B

NOTICE SPECIFYING THE PERIOD WITHIN WHICH A HOUSE THE DEMOLITION OF WHICH HAS BEEN POSTPONED UNDER A CLEARANCE ORDER IS TO BE DEMOLISHED

Housing Repairs and Rents Act, 1954

To(1) the owner of the house(2)

Take Notice:—

(1) that the(3) have determined that the above-mentioned house is no longer required for use for housing purposes; and

(2) that you are required to demolish the said house within a period of(4) from the date of this notice.

Dated this day of , 19 .

Signature of the Clerk of the Local Authority.

DIRECTIONS FOR FILLING UP THIS FORM

(1)Name and address.

(2)Such description of the house as is sufficient for identification.

(3)Description of the Local Authority.

(4)Period within which the house is to be demolished, being in no case less than six weeks.

NOTE

Section 4 (4) of the Housing Repairs and Rents Act, 1954, provides that in relation to a house to which a clearance order providing for postponement of demolition applies—

(*a*) Section 26 (3) of the Housing Act, 1936 (which requires a house to be demolished by its owner or owners after a clearance order applying to it has become operative) shall have effect with the substitution for the period therein referred to of such a period not less than six weeks as may, in a notice served by the local authority on the owner or owners of the house as soon as they determine that the house is no longer required for use for housing purposes, be specified as the period within which the authority require the house to be demolished; and

(*b*) Section 155 of the Housing Act, 1936 (which contains provisions for the vacation of houses subject to demolition and clearance orders) shall not apply until the local authority determine that the house is no longer required for such use as aforesaid and shall then have effect with the substitution for references to the date by which the order requires the house to be vacated of references to the date of the authority's notice under the foregoing sub-paragraph.

10. After Form No. 22 in the schedule to the principal regulations there shall be inserted the following Form:—

FORM No. 22A

COMPULSORY PURCHASE ORDER IN RESPECT OF LAND COMPRISED IN A CLEARANCE AREA AND SUBJECT TO A CLEARANCE ORDER MADE BEFORE THE COMMENCEMENT OF THE HOUSING REPAIRS AND RENTS ACT, 1954

The Housing Act, 1936, *and the Housing Repairs and Rents Act,* 1954

Whereas pursuant to section 25 of the Housing Act, 1936, the(1) (hereinafter referred to as "the Council") being satisfied as respects an area in their district—

(1) that the dwellinghouses in that area are unfit for human habitation, or are by reason of their bad arrangement, or the narrowness or bad arrangement of the streets, dangerous or injurious to the health of the inhabitants of the area [and that the other buildings in the area are for the like reason dangerous or injurious to the health of the said inhabitants]; and

(2) that the most satisfactory method of dealing with the conditions in the area is the demolition of all the buildings in the area;

caused that area to be defined on a map in such manner as to exclude from the area any building which was not unfit for human habitation or dangerous or injurious to health;

And Whereas the Council satisfied themselves that in so far as suitable accommodation available for persons who would be displaced by the clearance of the area did not already exist the Council could provide, or secure the provision of, such accommodation in accordance with the requirements of the Housing Act, 1936, and that the resources of the Council were sufficient for the purpose of carrying into effect the resolution hereinafter recited;

And Whereas by a resolution passed on the day of 19 , the Council declared the area so defined to be a clearance area;

And Whereas by a resolution passed on the day of 19 , the Council determined to secure the clearance of the area by ordering the demolition of buildings in the area, including the houses described in the schedule hereto;

And Whereas on the day of , 19 , the Council made an order known as the Order, 19 ;

And Whereas the said houses have not been demolished;

And Whereas in the opinion of the Council the houses specified in Part I of the schedule hereto are or can be rendered capable of providing accommodation of a standard which is adequate for the time being, and the Council have determined to purchase the said houses and retain them for temporary use for housing purposes pending their demolition;

[And Whereas the Council are satisfied that the houses specified in Part II of the schedule hereto are required for the support of certain of the houses which they have determined to purchase and retain for temporary use for housing purposes as aforesaid;]

[And Whereas the Council are satisfied that there is a special reason why the houses specified in Part III of the schedule hereto should not be demolished for the time being, and the reason is connected with the exercise of the Council's powers under section 2 (1) of the Housing Repairs and Rents Act, 1954, in relation to the clearance area]:

Now Therefore the Council in pursuance of their powers under section 29 of the Housing Act, 1936, as amended by section 2 of the Housing Repairs and Rents Act, 1954, hereby make the following order:—

1. Subject to the provisions of this order the Council are hereby authorised to purchase compulsorily for the purposes of the provisions of Part III of the Housing Act, 1936, relating to clearance areas, the houses described in the schedule hereto and shewn and coloured pink on a map marked(2) and sealed with the common seal of the Council and deposited at the offices of the Council.

2. Subject to any necessary adaptations the provisions of
(*a*) the Lands Clauses Acts (except sections 127 to 132 of the Lands Clauses Consolidation Act, 1845);
(*b*) the Acquisition of Land (Assessment of Compensation) Act, 1919; and
(*c*) section 77 of the Railways Clauses Consolidation Act, 1845, and sections 78 to 85 of that Act as originally enacted and not as amended for certain purposes by section 15 of the Mines (Working Facilities and Support) Act, 1923,

as modified by the provisions of the First Schedule to the Housing Act, 1936, applicable to compulsory purchase orders made under section 29 of that Act, are hereby incorporated in this order, and the provisions of those Acts shall apply accordingly.

3. (3)The sums agreed upon or awarded for the purchase of any houses comprised in this order which comprise glebe land or other land belonging to an ecclesiastical benefice, or to be paid by way of compensation for the damage to be sustained by the owner by reason of severance or injury affecting any such land, shall not be paid as directed by the Lands Clauses Acts but shall be paid to the Church Commissioners to be applied by them as money paid to them from a sale, under the provisions of the Ecclesiastical Leasing Acts, of land belonging to a benefice.

5. This order may be cited as the(4) Order, 19 .

SCHEDULE

Reference Nos. and colouring on map	Description and situation of the house	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or less period than a month)
		PART I		
		Houses to be used for temporary housing purposes		
		PART II		
		Houses required to be retained for support		
		PART III		
		Houses required to be retained for some other special reason		

Given under the seal of the this day of , 19 .

Signature of the Clerk of the Local Authority.

DIRECTIONS FOR FILLING UP THIS FORM

(1) Description of the Local Authority.

(2) The map should be identified by a heading in the terms of the short title of the order.

(3) Insert this clause where the lands in the order include glebe land or other land belonging to an ecclesiastical benefice.

(4) Here insert suitable short title.

11. In the Notes to Forms 2, 3, 5, 5A, 7, 10 and 12 in the schedule to the principal regulations—

(*a*) for the paragraph commencing with the words "the County Court Rules provide", there shall be substituted the following paragraph—

"The County Court Rules provide that an appeal shall be brought by requesting the Registrar of the County Court having jurisdiction

in the matter to enter the appeal. A copy of the notice must at the same time be filed in the Court Office together with an additional copy of the request to the Registrar for service on the local authority "; and

(*b*) for the paragraph commencing with the words "the County Court Rules further provide" there shall be substituted the following paragraph—

"The County Court Rules further provide that the request to the Registrar for entry of the appeal shall be in accordance with the form prescribed by the rules, with such variations as the circumstances may require."

12. In Forms 13 and 22 in the schedule to the principal regulations the words "by reason of disrepair or sanitary defects" shall be omitted.

13. In Forms 14, 24, 28 and 32 in the schedule to the principal regulations there shall be inserted after the words "the Act" the words "as amended by the Housing Repairs and Rents Act, 1954"; there shall be inserted after the words "cause a public local Inquiry to be held" the words "or afford to the objector an opportunity of appearing before and being heard by a person appointed by him for that purpose"; and there shall be inserted after the words "held the Inquiry" the words "or the person appointed as aforesaid".

Given under the official seal of the Minister of Housing and Local Government this ninth day of December, nineteen hundred and fifty-four.

(L.S.) *Duncan Sandys,*
Minister of Housing and Local Government.

EXPLANATORY NOTE

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

These Regulations further amend the Housing Act (Form of Orders and Notices) Regulations, 1937 (as already amended) in order to give effect to amendments of the Housing Act, 1936, made by the Housing Repairs and Rents Act, 1954.

The amendments made by the Regulations include the prescription of the following forms—

1. A form of notice under section 11 of the Act of 1954 requiring the person having control of a lodging house to execute works or reduce the number of occupants (Regulation 5).

2. A form of notice under section 12 of the Act of 1954 requiring the occupier or manager of a lodging house to abate overcrowding (Regulation 5).

3. A form of notice of determination by a local authority to purchase an unfit house under section 3 of the Act of 1954 in lieu of making a demolition order (Regulation 8).

4. A form of Clearance Order providing for postponement of demolition under section 26 of the Act of 1936 as amended by section 4 of the Act of 1954 (Regulation 9).

5. A form of Compulsory Purchase Order under section 29 of the Act of 1936 as amended by section 2 of the Act of 1954 in respect of land in a clearance area which is subject to a Clearance Order made before the commencement of the Act of 1954 (Regulation 10).