ILLEGITIMATE CHILDREN (AFFILIATION ORDERS) ACT (NORTHERN IRELAND), 1924.

Rules and Forms in Courts of Summary Jurisdiction.

RULES MADE BY THE LORD CHIEF JUSTICE OF NORTHERN IRELAND, UNDER SECTION 10, SUB-SECTION (1), OF THE ILLEGITIMATE CHILDREN (AFFILIATION ORDERS) ACT, NORTHERN IRELAND, 1924 (14 & 15 GEO. 5, C. 27).

1925. No. 25.

Whereas by the Illegitimate Children (Affiliation Orders) Act (Northern Ireland), 1924 (14 & 15 Geo. 5, c. 27) Section 10, subsection (1) (which said Act is hereinafter referred to as the Act) it is enacted that the Lord Chief Justice of Northern Ireland may make rules for prescribing forms of affidavit and any other forms required to be used for summary proceedings and appeal proceedings under the Act, and for dealing with costs, fees and expenses in connection with such proceedings.

Now I, the Right Honourable Sir Denis S. Henry, Baronet, Lord Chief Justice of Northern Ireland do hereby order and direct as follows :—

1. The forms in schedule (A) annexed to these rules or forms to the like effect may be used in proceedings in Courts of Summary Jurisdiction in Northern Ireland under the Act.

2. Form (H) prescribed by the Petty Sessions (Ireland) Act, 1851, for use in respect of appeals to a Court of Quarter Sessions may be used in respect of Appeals under the Act, notices of appeal may be given in Forms No. 1 and No. 2 in Schedule (B) annexed to these rules, and orders made on appeal directing any sum to be paid or reducing or increasing the amount of any sum directed to be paid by the order from which an appeal is taken may be in form No. 2 in Schedule (B) annexed to these rules.

3. The fees from time to time payable under the Petty Sessions Clerk (Ireland) Act, 1858, shall be payable in respect of proceedings under the Act and the provisions of the Petty Sessions Clerk (Ireland) Act, 1858, as to fees shall apply to fees payable in respect of proceedings under the Act.

4. In all proceedings under the Act costs may be allowed to the successful party according to the scale of costs in Schedule (C) annexed to these rules.

5. On the hearing of any Summons under the said Act, the Resident Magistrate, and on the hearing of any appeal the Recorder or County Court Judge, may allow to the successful party such additional sum for expenses as shall seem to him

sufficient to defray the expenses properly incurred for the hearing of such summons or appeal, including the travelling expenses of witnesses actually and reasonably paid and allowances to medical witnesses, not exceeding the maximum allowances mentioned in Schedule (D) annexed to these rules.

6. This Order may be cited as the Illegitimate Children (Affiliation Orders) Rules, 1925.

(Signed)
Denis S. Henry.

SCHEDULE (A).

Form No. 1.

Information and Application by Woman with Child.

Complainant. } Petty Sessions District of
Defendant. } County of

The Information and Complaint of (a) residing at , in the said District, who upon *Oath* (b) states that she is now with child, and that of in the County of is the father of such child, and she applies for a Summons to be served upon him to answer the said complaint.

Taken and *sworn* (c) before me, this day of 19 .

Justice of the Peace for the County aforesaid, and usually acting for the said District.

Form No. 2.

Summons on Application by Woman with Child.

Complainant. } Petty Sessions District of
Defendant. } County of

Complaint has been made this day by (a) residing at in the said District, who states that she is now with child, of which child she alleges upon *Oath* (b) that you are the father, and she applies for a Summons to be served on you to answer such complaint.

(a) *Insert* single woman *or* widow, *or as the case may be.*
(b) *or* Affirmation.
(c) *or* Affirmed.
(d) *Insert some day when the Petty Sessions will be held after the date of the expected birth of the child at such a distance of time that a reasonable time may elapse after the service on the man before the Petty Sessions.*

You are therefore hereby commanded to appear before the Petty Sessions Court, sitting at , on (d) the day of 19 , at the hour of in the noon, to answer the said complaint, and to show cause why an Affiliation Order should not be made upon you in respect of the child under the Illegitimate Children (Affiliation Orders) Act (Northern Ireland), 1924.

Dated the day of 19 .

Justice of the Peace for the County aforesaid and usually acting for the said District.

NOTE.—If you neglect to appear as above required, the Court, upon proof that this summons has been duly served upon you, may proceed to make an Order upon you, as the putative father of the child above referred to, to pay the expenses incidental to its birth, a weekly sum for its maintenance and education, and other sums for costs and expenses.

Form No. 3.

Information and Application for a Summons by a Woman within twelve months after birth of child.

Complainant. } Petty Sessions District of
Defendant. } County of

The Information and Complaint of (a) residing at , in the said District who upon *Oath* (b) states that she was delivered of an illegitimate child at on the day of 19 , and that of in the County of is the father of such child, and she applies for a Summons to be served upon him to answer the said complaint.

Taken and *sworn* (c) before me this day of

Justice of the Peace for the County aforesaid, and usually acting for the said District.

Form No. 4.

Summons, where the Application is made by Woman after Birth of Child.

Complainant. } Petty Sessions District of
Defendant. } County of

Complaint has been made this day by (a) residing at in the said District, who states that she was delivered of an illegitimate child at on the day of 19 , of which child she alleges in writing upon *Oath* (b) that you are the father, and she applies for a Summons to be served upon you to answer such complaint.

You are therefore hereby commanded to appear before the Petty Sessions Court sitting at , on (d) the day of 19 , at the hour of in the noon, to answer the said complaint and to show cause why an Affiliation Order should not be made upon you in respect of such child under the Illegitimate Children (Affiliation Orders) Act (Northern Ireland) 1924.

Dated the day of 19 .

Justice of the Peace for the County aforesaid, and usually acting for the said District.

(a) *Insert* single woman *or* widow, *or as the case may be.*
(b) *or* Affirmation.
(c) *or* Affirmed.
(d) *Insert some day, being a reasonable time after the day when the summons can be served on the man*

NOTE.—If you neglect to appear as above required, the court, upon proof that this summons has been duly served upon you, may proceed to make an Order upon you, as the putative father of the child above referred to, to pay the expenses incidental to its birth, a weekly sum for its maintenance and education, and other sums for costs and expenses.

Form No. 5.

Information and Application for a Summons, by a Woman after Birth of Child, where the alleged father has paid money within Twelve Months after the Birth.

Complainant. } Petty Sessions District of
Defendant. } County of

The Information and Complaint of (a) residing at , in the said District, who upon *Oath* (b) states that she was delivered of an illegitimate child on the day of 19 , and that of in the County of is the father of such child, and having given proof that he did within the twelve months next after the birth of such child pay money for its maintenance, she applies for a Summons to be served upon him to answer the said complaint.

Taken and *sworn* (c) before me, this day of

Justice of the Peace for the County aforesaid, and usually acting for the said District.

Form No. 6.

Summons when the Application is made by a Woman after birth of child, where the alleged Father has paid Money within Twelve Months after the Birth.

Complainant. } Petty Sessions District of
Defendant. } County of

Complaint has been made this day by (a) residing at , in the said District who states that she was delivered of an illegitimate child on the day of 19 , of which child she alleges in writing upon *Oath* (b) that you are the father, and for the maintenance whereof she has given proof that you did within the twelve months next after its birth pay money, and she applies for a Summons to be served upon you to answer such complaint.

You are therefore hereby commanded to appear before the Petty Sessions Court sitting at , on (d) the day of 19 , at the hour of in the noon, to answer the said complaint, and to show cause why an Affiliation Order should not be made upon you in respect of the child under the Illegitimate Children (Affiliation Orders) Act (Northern Ireland), 1924.

Dated the day of 19 .

Justice of the Peace for the County aforesaid and usually acting for the said District.

NOTE.—If you neglect to appear as above required, the Court, upon proof that this summons has been duly served upon you, or left at your last place of abode, may proceed to make an Order upon you, as the putative father of the child above referred to, to pay the expenses incidental to its birth, a weekly sum for its maintenance and education, and other sums for costs and expenses.

(a) *Insert* single woman *or* widow *or as the case may be.*
(b) *or* Affirmation.
(c) *or* Affirmed.
(d) *Insert some day, being a reasonable time after the day when the Summons can be served upon the man.*

Form No. 7.

Information and Application for a Summons, by a Woman after Birth of Child, where the alleged Father has returned after being absent from or ceasing to reside in Northern Ireland.

Complainant } Petty Sessions District of
Defendant. } County of

The Information and Complaint of (a)
residing at , in the said District, who upon *Oath* (b) states that she was delivered of an illegitimate child at
on the day of 19 , and that of
in the County of
is the father of such child and having given proof that he was absent from Northern Ireland at the time of the birth of such child (*or* that he ceased to reside in Northern Ireland within the twelve months next after the birth of such child) and has returned to Northern Ireland within the last twelve months, she applies for a Summons to be served upon him to answer the said complaint.

Taken and *sworn* (c) before me, this day of 19 .

Justice of the Peace for the County aforesaid and usually acting for the said District.

Form No. 8.

Summons when the Application is made by a Woman after Birth of Child where the alleged Father has returned after being absent from or ceasing to reside in Northern Ireland.

Complainant. } Petty Sessions District of
Defendant. } County of

Complaint has been made this day by (a)
residing at in the said District, who states that she was delivered of an illegitimate child at on the day of 19 , of which child she alleges in writing upon *Oath* (b) that you are the father, and having given proof that you were absent from Northern Ireland at the time of the birth of such child (or that you ceased to reside in Northern Ireland within the twelve months next after the birth of such child) and have returned to Northern Ireland within the last twelve months, she applies for a Summons to be served upon you to answer the said Complaint.

You are therefore hereby commanded to appear before the Petty Sessions Court sitting at , on (d) the day of , 19 , at the hour of in the noon, to answer the said complaint, and to show cause why an Affiliation Order should not be made upon you in respect of the child under the Illegitimate Children (Affiliation Orders) Act (Northern Ireland) 1924.

Dated the day of 19 ,

Justice of the Peace for the county aforesaid and usually acting for the said District.

NOTE.—If you neglect to appear as above required, the Court, upon proof that this summons has been duly served upon you, or left at your last place of abode, may proceed to make an Order upon you, as the putative father of the child above referred to, to pay the expenses incidental to its birth, a weekly sum for its maintenance and education, and other sums for costs and expenses.

(a) *Insert* single woman *or* widow *or as the case may be.*
(b) *or* Affirmation.
(c) *or* Affirmed.
(d) *Insert some day, being a reasonable time after the day when the Summons can be served on the man.*
(e) *Insert the name of the mother.*

Form No. 9.

Order when Application was made by a Woman with Child, and the child has been born and is alive.

Complainant. } Petty Sessions District of
Defendant. } County of

Complaint has been made by (e) (a)
residing at in the said District (hereinafter called the Complainant) that she was with child of which child she alleged in writing upon *Oath* (b) that of (hereinafter called the defendant) was the father.

On the appearance of the defendant (*Or* On proof that a summons to answer the said complaint was duly served on the defendant a reasonable time before the hearing) and on hearing the said complaint and the evidence of the complainant and other evidence satisfactorily corroborating in a material particular her evidence, *and also the evidence tendered by or on behalf of the defendant,* and being satisfied of the truth of the said complaint and that the said child was born on the day of 19 . It is adjudged that the defendant is the putative father of the said child.

And it is Ordered that the defendant do pay the sum of shillings and pence per week for the maintenance and education of the said child from the (d) until the said child shall attain the age of (e) years, or if he (*or* she) shall die under that age, until the date of his (*or* her) death: (f)

	£	s.	d.
Amount accrued from date of birth			
Expenses ..			
Costs			
TOTAL ..			

And it is also Ordered that the defendant do pay the sum of for the expenses incidental to the birth of the said child, and the sum of for the costs incurred in obtaining this Order:

And It is further Ordered that the said sums be paid by the defendant to (g)

(h)
Resident Magistrate.

This day of 19 .

Form No. 10.

Order when Application was made by a Woman with Child, and the child has been born and is dead.

Complainant. } Petty Sessions District of
Defendant } County of

Complaint has been made by (a) (b)
residing at in the said District (hereinafter called the complainant) that she was with child of which child she alleged in writing upon *Oath* (c) that of (hereinafter called the defendant) was the father (i)

(a) *Insert the name of the mother.*
(b) *Insert* single woman *or* widow *or* as the case may be.
(c) *or* Affirmation.
(d) *Insert the date from which the Resident Magistrate allows the payment.*
(e) *Insert age according as the Resident Magistrate may order.*
(f) *If the child is a female, insert* or if it shall marry under that age, until the date of its marriage.
(g) *Insert directions given by Resident Magistrate as to payment under S. 3 (3) and S. 8 (2) of the Act.*
(h) *Insert any conditions imposed by the Court* under S. 1 (1) of the Act.
(i) *Insert as the case may require* and she gave proof upon Oath (*or* affirmation) that he had paid money for the maintenance of the said child within the twelve months after its birth *or* and it was proved upon oath (*or* affirmation) that he was absent from Northern Ireland at the time of the birth of such child (*or* that he had ceased within the twelve months next after the birth of such child to reside in Northern Ireland) and that he had returned to Northern Ireland within the twelve months next before the date of such complaint.

On the appearance of the defendant (*Or* On proof that a summons to answer the said complaint was duly served on the defendant a reasonable time before the hearing) and on hearing the said complaint and the evidence of the complainant and other evidence satisfactorily corroborating in a material particular her evidence, *and also the evidence tendered by or on behalf of the defendant*, and being satisfied of the truth of the said complaint, and that the said child was born on the day of 19 , and died on the day of 19 . It is Adjudged that the defendant is the putative father of the said child.

And It is Ordered that the defendant do pay the sum of pounds shillings and pence, being at the rate of shillings and pence per week for the maintenance of the said child from the date of his (*or* her) birth to the date of his (*or* her) death.

	£	s.	d.
Amount accrued from date of birth			
Birth and funeral expenses ..			
Costs			
TOTAL ..			

And It is also Ordered that the defendant do pay the sum of for the expenses incidental to the birth of the said child, and also the sum of for the funeral expenses of the said child together with the sum of for the cost incurred in obtaining this Order.

And It is further Ordered that the said sums be paid by the defendant to (h)

Resident Magistrate.

This day of 19 .

Form No. 11.

Order when Application was made by a Woman after the Birth of a Child and the child is alive.

Complainant. } Petty Sessions District of
Defendant. } County of

Complaint has been made by (a) (b) residing at , in the said District (hereinafter called the complainant) that on the day of 19 , she was delivered of an illegitimate child of which she alleged in writing upon Oath (c) that of (hereinafter called the defendant) was the father (d).

On the appearance of the defendant (*Or* On proof that a summons to answer the said complaint was duly served on the defendant a reasonable time before the hearing) and on hearing the said complaint and the evidence of the complainant and other evidence satisfactorily corroborating in a material particular her evidence, *and also the evidence tendered by or on behalf of the defendant*, and being satisfied of the truth of the said complaint, It is adjudged that the defendant is the putative father of the said child:

And It is Ordered that the defendant do pay the sum of shillings and pence per week for the maintenance and education of the said child from (e) until the said child shall attain the age of (f) years or if he (*or* she) shall die under that age, until the date of his (*or* her) death (g).

(a) *Insert name of the mother.*
(b) *Insert* single woman *or* widow *or as the case may be.*
(c) or Affirmation.
(d) *Insert as the case may require* and she gave proof upon Oath (*or* affirmation) that he had paid money for the maintenance of the said child within the twelve months after its birth *or* and it was proved upon oath (*or* affirmation) that he was absent from Northern Ireland at the time of the birth of such child (*or* that he had ceased within the twelve months next after the birth of such child to reside in Northern Ireland) and that he had returned to Northern Ireland within the twelve months next before the date of such complaint.
(e) *Insert the date from which the Resident Magistrate allows the payment.*
(f) *Insert age, according as the Resident Magistrate may order.*
(g) *If the child is a female insert* or if it shall marry under that age, until the date of her marriage.

	£	s.	d.	
Amount accrued from date of birth				And It is also Ordered that the defendant do pay the sum of for the expenses incidental to the birth of the said child, and the sum of for the costs incurred in obtaining this Order.
Expenses ..				
Costs				
TOTAL ..				

And It is further Ordered that the said sums be paid by the defendant to (h)

(i)

Resident Magistrate.

This day of 19 .

Form No. 12.

Order when Application was made by a Woman after the Birth of the Child and the Child is Dead.

Complainant. } Petty Sessions District of

Defendant } County of

Complaint has been made by (a) , (b) residing at in the said District (hereinafter called the complainant) that on the day of 19 , she was delivered of an illegitimate child of which she alleged in writing upon *Oath* (c) that of (hereinafter called the defendant) is the father (d).

On the appearance of the defendant (*Or* On proof that a summons to answer the said complaint was duly served on the defendant a reasonable time before the hearing) and on hearing the said complaint and the evidence of the complainant and other evidence satisfactorily corroborating in a material particular her evidence, *and also the evidence tendered by or on behalf of the defendant,* and being satisfied of the truth of the said complaint and that the said child died on the day of 19 , It is adjudged that the defendant is the putative father of the said child.

	£	s.	d.	
Amount accrued from date of birth				And it is Ordered that the defendant do pay the sum of pounds shillings and pence, being at the rate of shillings and pence per week for the maintenance of the said child from the date of his (*or* her) birth to the date of his (*or* her) death
Birth and funeral expenses				
Costs				
TOTAL ..				

And it is also Ordered that the defendant do pay the sum of for the expenses incidental to the birth of the said child, and also the sum of for the funeral expenses of the said child, together with the sum of for the costs incurred in obtaining this Order.

And it is further Ordered that the said sums be paid by the defendant to (e).

(f)

Resident Magistrate.

This day of 19 .

(a) *Insert name of mother.*
(b) *Insert* single woman *or* widow *or as the case may be.*
(c) *or* Affirmation.
(d) *Insert, as the case may require,* and she gave proof upon oath (*or* affirmation) that he had paid money for the maintenance of the said child within the twelve months next after its birth *or* and it was proved upon oath (*or* affirmation) that he was absent from Northern Ireland at the time of the birth of such child (*or* that he had ceased within the twelve months next after the birth of such child to reside in Northern Ireland) and that he had returned to Northern Ireland within the twelve months next before the date of such complaint.
(e) *Insert directions given by Resident Magistrate as to payment under S. 3 (3) and S. 8 (2) of the Act.*
(f) *Insert any conditions imposed by the Court under S.* 1 (1) *of the Act.*

Form No. 13.

Information by a Woman where application for Summons is made by the Guardian of a Union.

Complainant } Petty Sessions District of
Defendant } County of

The information of (a) (b)
residing at in the said District who upon *Oath* (a) states that she is now with child (*or* that she was delivered of an illegitimate child at on the day of 19), and that of
in the County of is the father of such child.

Signed Informant.

Taken and *sworn* (b) before me this day of
19 at
in the said County.

Justice of the Peace for the County aforesaid, and usually acting for the said District.

Form No. 14.

Application for Summons by the Guardians of a Union.

Complainant } Petty Sessions District of
Defendant } County of

The complaint of an Officer duly empowered by and on behalf of the Guardians of the Union in the said District who states that (c)
of (*or* an illegitimate child of (c)
of is in receipt of relief from the poor rates of the said Union and that the said (c) has stated in writing upon *Oath* (a) that she is now with child (*or* that she was delivered of an illegitimate child at on the day of), and that
of in the County of
is the father of such child and the said applies for a Summons to be served on him to answer the said Complaint.

Complainant.

Taken before me this day of , 19 ,
at in the said County.

Justice of the Peace for the said County and usually acting for the said District.

(a) *or* Affirmation.
(b) *or* Affirmed.
(c) *Insert name of mother.*

Form No. 15.

Summons on application by the Guardians of a Union.

Complainant } Petty Sessions District of
Defendant } County of

To of
in the County of WHEREAS a Complaint has been made this day by an officer duly empowered by and on behalf of the Guardians of the Union who states that (c) of
(*or* an illegitimate child of (a) of
is in receipt of relief from the poor rates of the said Union.

AND WHEREAS the said (a) has stated in writing upon *Oath* (b) that she is now with child (*or* that she was delivered of an illegitimate child at on the day of and that you are the father of such child.

AND WHEREAS it has been proved that within twelve months from the birth of such child you have paid money for the maintenance of such child (or *that you were absent from Northern Ireland at the time of the birth of such child* or *that you ceased to reside in Northern Ireland within the twelve months next after the birth of such child and have returned to Northern Ireland within the past twelve months*).

You are therefore hereby commanded to appear before the Petty Sessions Court sitting at on (c) the day of 19 , at the hour of in the noon, to answer the said complaint, and to show cause why an Affiliation Order should not be made upon you under the ILLEGITIMATE CHILDREN (AFFILIATION ORDERS) ACT (NORTHERN IRELAND), 1924.

Dated this day of 19 .

Justice of the Peace for the County aforesaid and usually acting for the said District.

NOTE :—If you neglect to appear as above required the Court upon proof that the Summons has been duly served on you may proceed to make an Order upon you, as the putative father of the child above referred to, to pay the expenses incidental to its birth, to pay a weekly sum for its maintenance and education, and other sums for costs and expenses.

Form No. 16.

Order when application is made by the Guardians of a Union and the Child is alive.

Complainant } Petty Sessions District of
Defendant } County of

Complaint has been made by an officer duly empowered by and on behalf of the Guardians of the Union in the said District that (a) of , a woman with child (*or* a certain illegitimate child born on the day of 19), of which child of (hereinafter called the Defendant) is alleged by her (*or* (a) the mother of such child) in writing upon *Oath* (b) to be the father, is in receipt of relief from the poor rates of the said Union.

On the appearance of the Defendant (*or* on proof that a summons to answer the said complaint was duly served on the Defendant a reasonable time before the hearing) and on hearing the said complaint and the evidence of the said mother and other evidence satisfactorily corroborating in a material particular her evidence and also the evidence tendered by and on behalf of the said mother and the Guar-

(a) *Insert name of mother.*
(b) *or* Affirmation.
(c) *Insert some day, being a reasonable time after the day when the Summons can be served upon the man.*
(d) *If the child is a female, insert* or if she shall marry under that age, until the date of her marriage.

dians *and the Defendant* and being satisfied of the truth of the said Complaint and that the said child was born on the day of . It is adjudged that the Defendant is the putative father of the said child.

	£	s.	d.
Amount			
Expenses ..			
Costs			
TOTAL ..			

AND it is Ordered that the Defendant do pay the sum of per week for the maintenance and education of the said child from the until the said child shall attain the age of years or if he (*or* she) shall die under that age until the date of his (*or* her) death (d).

AND it is also ordered that the Defendant do pay the sum of for the expenses incidental to the birth of the said child and the sum of for the costs, fees, and expenses incurred in obtaining this Order.

AND it is further ordered that the said sums be paid by the Defendant to (a)

(b)
Resident Magistrate.

The day of 19 .

Form No. 17.

Application for a Summons on Disobedience to the Order made upon the putative Father.

Complainant } Petty Sessions District of
Defendant } County of .

The Complaint of of in the said District (hereinafter called the Complainant), who states that by an Order duly made by a Petty Sessions Court for said District on the day of 19 , of (hereinafter called the defendant) was adjudged to be the putative father of an illegitimate child of which was the mother and was ordered to pay the sum of shillings and pence per week for the maintenance and education of the said child from the day of until the said child should attain the age of years or, if he (*or* she) should die under that age, until the date of his (*or* her) death *or, if she should marry under that age, until the date of her marriage, and* the sum of for the expenses incidental to the birth of the said child, and the sum of for the costs incurred in obtaining the said order.

And the Complainant further states that there is now in arrear for the same the sum of , being the amount due for the maintenance and education of the said child from the day of to the day of , *and also the above-mentioned expenses of the said birth and the above-mentioned costs of the said Order, and that he has been requested in writing by to proceed in his name as collecting officer for the recovery of the said sums,* and the Complainant applies for a Summons to be served on the Defendant to answer the said Complaint.

Taken before me this day of , 19 .

Justice of the Peace for the County aforesaid, and usually acting for the said District.

Form No. 18.

Summons where default is made under an Affiliation Order by the putative father.

Complainant } Petty Sessions District of
Defendant } County of

Complaint has been made this day by of in the said District (hereinafter called the Complainant) who states that by an Order duly made by a Petty Sessions

(a) *Insert directions given by Resident Magistrate as to payment under S. 3 (3) and S. 8 (2) of the Act.*

(b) *Insert any conditions imposed by the Court.*

Court for said District on the day of , 19 , you were adjudged to be the putative father of an illegitimate child of which was the mother, and you were ordered to pay the sum of shillings and pence per week for the maintenance and education of the said child from the day of until the said child should attain the age of years, or if he (*or* she) should die under that age, until the date of his (*or* her) death *or if she should marry under that age until the date of her marriage* and the sum of for the expenses incidental to the birth of the said child and the sum of for the costs incurred in obtaining the said order and that default has been made by you in payment of (*a portion of*) the said sums and that there is now in arrear for the same the sum of being the amount due for the maintenance and education of the said child from the day of to the day of , *and also the above-mentioned expenses of the said birth and the above-mentioned costs of the said Order* and the Complainant has applied for a summons to be served on you to answer such complaint.

You are therefore hereby commanded to appear before the Petty Sessions Court sitting at , on the day of , 19 , at the hour of in the noon to answer the said complaint.

Dated this day of , 19 .

Justice of the Peace for the County aforesaid and usually acting for the said District.

NOTE.—If you neglect to appear as above required, the Court upon proof that this summons has been duly served on you may proceed to order that the above mentioned sum be levied by distress and sale of your goods and in default of distress that you be imprisoned.

Form No. 19.

Warrant of Distress and Commitment in default of Distress.

Complainant. } Petty Sessions District of
Defendant. } County of

Whereas upon the hearing of a Complaint by who states that by an Order duly made by a Petty Sessions Court for said District on the day of 19 , of (hereinafter called the defendant) was adjudged to be the putative father of an illegitimate child of which one was the mother, and was ordered to pay the sum of shillings per week for the maintenance and education of the said child until the said child should attain the age of years, or, if it should die under that age, until the date of its death, *or if it should marry under that age until the date of its marriage*, and it was also ordered that the defendant should pay the sum of for expenses incidental to the birth of the said child, and the sum of for costs incurred on obtaining the said order; and that the defendant has made default in the payment of the said sums and that there is now in arrear for the same the sum of pounds shillings and pence, being the amount of arrears for weeks' payments, *also the above-mentioned sum of for the expenses of the said birth, and the sum of shillings and for the costs incurred in obtaining said Order.* On appearance of the defendant (*or* on proof that a summons to answer the said Complaint was duly served on the defendant a reasonable time before the hearing) and on hearing the evidence of the Complainant *and also the evidence tendered by or on behalf of the defendant* the Court

being satisfied of the truth of the said Complaint and that the said sums are still due and owing by the defendant.

An Order was made on the day of 19 , by the Resident Magistrate present to the following effect :—It is hereby ordered that the sum of pounds shillings and pence be levied by distress and sale of the defendant's goods and in default of distress that he be imprisoned in the Gaol at for the period of unless the said sums so due from the defendant as aforesaid, together with shillings the costs of issuing this Warrant, be sooner paid.

This is to command you to whom this Warrant is addressed to execute the said Order against the said defendant as follows :—To levy the said sums by distress and sale of his goods and in default of distress to lodge him in the Gaol at to be imprisoned there for the period of unless the said sums be sooner paid.

And for this the present Warrant shall be a sufficient authority to all whom it may concern.

The sum levied to be paid to the Clerk of Petty Sessions at

This Warrant to be returned in days if not executed.

Dated this day of 192 .

Signed,

Resident Magistrate.

To the District Inspector of the
Royal Ulster Constabulary
at

Form No. 20.

Affidavit of Service of Summons or Order.

Complainant. } Petty Sessions District
} of
Defendant. } County of

I, of in the County of ,

make Oath and say that I did on the day of 19 , duly serve the Defendant with a *Summons* (a) in this matter by delivering to him personally a copy of such *Summons* (a) (*or* by leaving a copy of such *Summons* (a) for him with a person not being under sixteen years of age at)

I beg to refer to the said *Summons* (a) on which, marked with the latter A, I have endorsed my name before swearing this Affidavit.

Sworn at in the County of this day of 19 , before me a Justice of the Peace for said County, and I know Deponent.

Form No. 21.

Complaint for attachment of Pension or Income under Section 6.

Complainant. } Petty Sessions District
} of
Defendant. } County of

The Complaint of of in the County of (hereinafter called the complainant) who states that by an Order duly made by a Petty Sessions Court for

(a) *or* order.

said District on the day of 19 ,
of (hereinafter called the defendant)
was adjudged to be the putative father of an illegitimate child of which
was the mother, and was ordered to pay the sum of
shillings and pence
per week for the maintenance and education of the said child from the
day of until the said child should attain the age of years or if he
(*or* she) should die under that age, until the date of his (*or* her) death, *or if she should marry under that age, until the date of her marriage,* and the sum of
for the expenses incidental to the birth of the said child
and the sum of for the costs incurred
in obtaining the said order.

And the complainant also states that the defendant has without reasonable cause made default under the said Order and that there is now due thereunder the sum of being the amount due for the maintenance and education of the said child from the day of to the day of
and also the above-mentioned expenses of the said birth and the above-mentioned costs of the said order.

And the complainant further states that there is payable to the defendant a certain *pension* (*or* income) capable of being attached namely :—(a)

Wherefore the complainant applies that an Order may be made that the sum of or such part thereof as the Court may order may each week be attached out of the said *pension* (*or* income) and paid to such person as shall be named by the Court.

Taken before me,
The day of 19 .
Justice of the Peace for the County aforesaid
and usually acting for the said District.

Form No. 22.

Summons to attach Pension or Income under Section 6.

Complainant. } Petty Sessions District
Defendant. } of County of

Complaint has been made this day by
of (hereinafter called the complainant) that
by an Order duly made by a Petty Sessions Court for said District on the
day of 19 , you were adjudged to be
the putative father of an illegitimate child of which the complainant
is the mother and you were ordered to
pay the sum of shillings and
pence per week for the maintenance and education of the said child from the
day of until the said child
should attain the age of years or if he (*or* she) should die
under that age, until the date of his (*or* her) death, *or if it should marry under that age until the date of its marriage,* and the sum of
for the expenses incidental to the birth of the said child, and the sum of
for the costs incurred in obtaining the said Order and that
you have without reasonable cause made default under the said Order and that
there is now due thereunder the sum of being the amount

due for the maintenance and education of the said child from the day of to the day of

and also the above-mentioned expenses of the said birth and the above-mentioned costs of the said order and that there is payable to you a certain *pension* (*or* income) capable of being attached namely :—(a)

You are therefore hereby summoned to appear before the Petty Sessions Court sitting at in the said County on day the day of 19 , at the hour of in the noon to show cause why an Order should not be made that the sum of or such part thereof as the Court may order may each week be attached out of the said *pension* (*or* income) and paid to the person to be named by the Court.

Dated this day of 19 .

Justice of the Peace for the County aforesaid and usually acting for the said District.

Form No. 23.

Order to attach Pension or Income under Section 6.

Complainant. } Petty Sessions District of
Defendant. } County of

Complaint has been made by of that by an Order duly made by a Petty Sessions Court for said District on the day of 19 , of (hereinafter called the defendant) was adjudged to be the putative father of an illegitimate child of which was the mother, and was ordered to pay the sum of shillings and pence per week for the maintenance and education of the said child from the day of until the said child should attain the age of years or he (*or* she) should die under that age, until the date of his (*or* her) death, *or if she should marry under that age, until the date of her marriage*, and the sum of for the expenses incidental to the birth of the said child, and the sum of for the costs incurred in obtaining the said order, and that the defendant has without reasonable cause made default under the said Order, and there is now due thereunder the sum of , and that there is payable to the defendant a certain pension (*or* income) capable of being attached, namely :—(a)

After giving the defendant an opportunity of being heard, it is Adjudged that the said complaint is true and it is Ordered that the sum of each week be attached out of the said pension (*or* income) and paid to (b)

The day of 19

Resident Magistrate.

Form No. 24.

Application for a Summons for payment of lump sum out of estate of deceased putative father.

Complainant. } Petty Sessions District of
Defendant. } County of

The complaint of of

(a) Insert particulars of the pension or income.
(b) Insert name of the collecting officer or other person to whom payment is ordered to be made.

in the said district (hereinafter called the Complainant) who states that by an order duly made by a Petty Sessions Court for said District on the day of 19 ,
of was adjudged to be the putative father of an illegitimate child of which was the mother and was ordered to pay the sum of shillings and pence per week for the maintenance and education of the said child from the day of until the said child should attain the age of years, or, if it should die under that age, until the date of its death, *or, if it should marry under that age, until the date of its marriage,* and the sum of for the expenses incidental to the birth of the said child and the sum of for the costs incurred in obtaining the said order.

And the complainant further states that the said putative father died on the day of 19 , and that of and of are his personal representatives.

And the complainant further states that there is now in arrear under the order referred to the sum of being the amount due for the maintenance and education of the said child *and also the above mentioned expenses of the said birth and the above-mentioned costs of the said order.*

The complainant applies for a summons to be served upon the said personal representatives of the said deceased putative father to show cause why an order should not be made for the payment of such lump sum out of the estate of the said deceased putative father as the Court may think just not exceeding the aggregate of the sums for the payment of which the putative father would if he had lived have been liable under the said affiliation order.

Taken before me this day of 19 .

Justice of the Peace for the County aforesaid and usually acting for the said District.

Form No. 25.

Summons for payment of lump sum out of estate of deceased putative father.

Complainant. } Petty Sessions District of
Defendant. } County of

Complaint has been made this day by residing at in the said District (hereinafter called the Complainant) who states that by an Order duly made on the day of 19 , of was adjudged to be the putative father of an illegitimate child of which was the mother and was ordered to pay the sum of shillings and pence for the maintenance and education of the said child from the day of until the said child should attain the age of years, or if it should die under that age until the date of its death, *or if it should marry under that age, until the date of its marriage,* and the sum of for the expenses incidental to the birth of the said child, and the sum of for the costs incurred in obtaining the said order.

And the complainant further states that the said putative father died on the day of 19 , and that you are his personal representatives.

And the complainant further states that there is now in arrear under the Order referred to the sum of being the amount due for the maintenance and education of the said child *and also the above-mentioned expenses of the said birth and the above-mentioned costs of the said order.*

And the complainant applies for a summons to be served upon you to show cause why an order should not be made for the payment of such lump sum out of the estate of the said deceased putative father as the Court may think just not exceeding the aggregate of the sums for the payment of which the putative father would if he had lived have been liable under the said affiliation order.

You are therefore commanded to appear before the Petty Sessions Court sitting at on the day of 19 , at the hour of in the noon to answer the said complaint.

Dated this day of 19 .

Justice of the Peace for the County aforesaid and usually acting for the said District.

Form No. 26.

Order when application was made for payment of lump sum out of estate of deceased putative father.

Complainant. } Petty Sessions District of
Defendant. } County of

Complaint has been made by residing at in the said District (hereinafter called the complainant) who states that by an order duly made on the day of 19 , of was adjudged to be the putative father of an illegitimate child of which was the mother and was ordered to pay the sum of shillings and pence for the maintenance and education of the said child, until the said child should attain the age of years, or if it should die under that age, until the date of its death, *or if it should marry under that age, until the date of its marriage,* and the sum of for the expenses incidental to the birth of the said child, and the sum of for the costs incurred on obtaining the said order.

And the complainant further states that the said putative father died on the day of 19 , and that of and of (hereinafter called the defendants) are his personal representatives.

And the complainant further states that there is now in arrear under the order referred to the sum of being the amount due for the maintenance and education of the said child and *also the above-mentioned* expenses of the said birth and the above-mentioned *costs of the said order.*

On the appearance of the defendants (*or* on proof that a summons to answer the said complaint was duly served on the defendants a reasonable time before the hearing and on hearing the said complaint and the evidence of the complainant *and also the evidence tendered by or on behalf of the defendants* and being satisfied of the truth of the said complaint. It is ordered that the sum of be paid out of the estate of the said deceased putative father and the said sum of shall be paid to (a) and shall be invested and applied for the maintenance and education of the said illegitimate child in the following manner:—(b)

Resident Magistrate.

This day of.

(a) Insert name of the collecting officer or other person to whom payment is ordered to be made.
(b) Insert mode of investment and application as ordered.

Form No. 27.

Application by putative father for the commutation of weekly sum payable by him under an Affiliation Order.

Complainant. } Petty Sessions Distric
} of
Defendant. } County of

The Complaint of of
in the said District (hereinafter called the complainant) who states that by an Order duly made by a Petty Sessions Court for said District on the day of 19 ,
he was adjudged to be the putative father of an illegitimate child of which residing at
in the said District was the mother and was ordered to pay the sum of
shillings and pence per week for the maintenance and education of the said child until the said child should attain the age of years or if he (*or* she) should die under that age until the date of his (*or* her) death, *or if she should marry, until the date of her marriage.*

And the said complainant applies that the said weekly sum of shillings and pence may be commuted for a lump sum in accordance with the provisions of Section 4 of the ILLEGITIMATE CHILDREN (AFFILIATION ORDERS) ACT, (NORTHERN IRELAND), 1924.

Taken before me this day of 19 .

Justice of the Peace for the County aforesaid, and usually acting for the said District.

Form No. 28.

Summons on application by putative father for the commutation of weekly sums payable by him under an Affiliation Order.

Complainant. } Petty Sessions District
} of
Defendant. } County of

Complaint has this day been made by
of in the said District that by an Order duly made by a Petty Sessions Court for said District on the day of 19 , he was adjudged to be the putative father of an illegitimate child of which
residing at in the said District was the mother, and was ordered to pay the sum of
shillings and pence per week for the maintenance and education of the said child until the said child should attain the age of years, or if he (*or* she) should die under that age until the date of his (*or* her) death, *or, if she should marry under that age, until the date of her marriage.*

And the said applies that the said weekly sum of shillings and pence may be commuted for a lump sum in accordance with the provisions of Section 4 of the Illegitimate Children (Affiliation Orders Act) (Northern Ireland), 1924.

You are therefore hereby summoned to appear before the Petty Sessions Court sitting at on the day of 19 , at the hour of in the noon to show cause (if any) why the said weekly sum should not be commuted.

Dated the day of 19 .

Justice of the Peace for the said County and usually acting for the said District.

Form No. 29.

Order when application made by putative father for the commutation of weekly sum payable by him under an Affiliated Order.

Complainant. } Petty Sessions District
} of
Defendant. } County of

Complaint has been made by the above-named that by an Order duly made by a Petty Sessions Court for said District on the day of 19 , he was adjudged to be the putative father of an illegitimate child of which residing at in the said District was the mother and was ordered to pay the sum of shillings and pence per week for the maintenance and education of the said child until the said child should attain the age of years or if he (*or* she) should die under that age until the date of his (*or* her death), *or if she should marry under that age, until the date of her marriage.* And an application has been made to the Court by the said to have the said weekly sums commuted for a lump sum in accordance with the provisions of Sec. 4 of the Illegitimate Children (Affiliation Orders) Act, (Northern Ireland) 1924 ; the Court being satisfied that the conditions prescribed by the said section have been fulfilled.

It is ordered that the said weekly payment of shillings and pence be commuted for the sum of and that the said sum of be paid by the above-named defendant to (a) and be invested and applied for the maintenance and education of the child in the following manner (b)

Dated this day of 19 .

Resident Magistrate.

Form No. 30.

Application for an Order varying an Affiliation Order.

Complainant. } Petty Sessions District
} of
Defendant. } County of

The complaint of of who states that by an Order duly made by a Petty Sessions Court for said District on the day of 19 , of was adjudged to be the putative father of an illegitimate child of which of was the mother and was ordered to pay the sum of shillings and pence per week for the maintenance and education of the said child until the said child should attain the age of years or if he (*or* she) should die under that age until the date of his (*or* her) death, *or, if she should marry under that age, until the date of her marriage.*

And the said now applies that the said Order should be varied in the following manner :—(c) on the ground that (d)

Taken before me this day of 19 .

Justice of the Peace for the County aforesaid and usually acting for the said District.

(a) Insert name of the collecting officer or other person to whom payment is ordered to be made.
(b) Insert mode of investment and application as ordered.
(c) Set out particulars of order sought.
(d) Set out fully the ground upon which it is sought to vary the order already made.

Form No. 31.

Summons to vary an Affiliation Order.

Complainant. } Petty Sessions District
Defendant. } of County of

Complaint has been made this day by
of that by an Order duly made by a Petty Sessions Court of said District on the
day of 19 ,
of was adjudged to be the putative father of an illegitimate child of which
of was the mother and was ordered to pay the sum of shillings and
pence per week for the maintenance and education of the said child until the said child should attain the age of years, or if it should die under that age until the date of its death, *or, if she should marry under that age, until the date of her marriage,* and the said applies that the said Order should be varied in the following manner :—(a)

on the ground that (b)

You are therefore hereby summoned to appear before the Petty Sessions Court sitting at on
the day of 19 , at the hour of
in the noon to answer the said complaint.

Dated the day of 19 .

Justice of the Peace for the County aforesaid,
and usually acting for the said District.

Form No. 32.

Order varying Affiliation Order.

Complainant. } Petty Sessions District
Defendant. } of County of

Complaint has been made by
of that by an Order duly made by a Petty Sessions Court for said District on the
day of 19 ,
of was adjudged to be the putative father of an illegitimate child of which
of was the mother and was ordered to pay the sum of shillings and pence per week for the maintenance and education of the said child until the said child should attain the age of years, or if he (*or* she) should die under that age until the date of his (*or* her) death, or if she should marry under that age, until the date of her marriage, and the said has applied that the said Order should be varied in the following manner : (a)

on the ground that (b)

It is hereby adjudged that the said complaint is true and cause being shewn upon fresh evidence to the satisfaction of the Court it is hereby ordered that the said order be varied in the following manner :—

Dated this day of 19 .

Resident Magistrate.

(a) Set out particulars of order sought.
(b) Set out fully the ground upon which it is sought to vary the order already made

Form No. 33.

Order on ex parte application for approval of Agreement as to payment of weekly or lump sum.

WHEREAS of
has appeared before me and given proof upon *oath* (a) that an agreement has been entered into between the said
of and
of for the payment by the said of
the weekly sum of shillings
and pence (*or* the lump sum of)
for the maintenance and education of an illegitimate child of which the said is the mother and the said
is alleged to be the father, such payment to be made in the following manner :—(b)

IT is hereby adjudged that the conditions contained in section 5 of the Illegitimate Children (Affiliation Orders) Act (Northern Ireland) 1924 have been fulfilled and that the terms of the said agreement be and the same are hereby approved.

Resident Magistrate.

This day of

SCHEDULE (B).

Form No. 1.

Notice of intention to appeal.

County of Division of
Petty Sessions District of
Between

Complainant.

and

Defendant.

Take notice that it is my intention to appeal from the order made by the Resident Magistrate on the hearing of the above complaint on the day of in which I was to the Quarter Sessions, to be held at on the day of in and for the said County and Division.

Dated this day of

Signed,
(c) Appellant.

To
Clerk of the Petty Sessions aforesaid.

Form No. 2.

Form of Notice of intention to prosecute appeal.

County of Division of
Petty Sessions District of
Between

Complainant.

and

Defendant.

Take notice that it is my intention to prosecute my appeal herein to the quarter sessions to be held at on the day of in and for the said County and Division.

(c) Appellant.

To
(d) Respondent.

(a) *or* affirmation.
(b) Set out particulars as in agreement.
(c) Insert name of appellant.
(d) Insert name of respondent.

Form No. 3.

Order on Appeal.

County of Division of

Petty Sessions District of

Between

Complainant

and

Defendant.

Whereas complaint was made by the above named complainant that (a)

and Whereas by order made on the day of
at the Petty Sessions Court of by
a Resident Magistrate,
it was (b)

and whereas an appeal has been duly made by the

And Whereas on hearing the said appeal and the evidence of the Complainant and other evidence satisfactorily corroborating in a material particular her evidence *and also the evidence tendered by or on behalf of the Defendant,* the Judge is satisfied of the truth of the said Complaint and that the said child was born on the day of and is of opinion that the said order should be (c)

It is adjudged that the Defendant is the putative father of the said child.

And it is ordered that the said order of the day of
be and the same is hereby (d)
and it is further ordered that (b)

County Court Judge.

This day of 19

SCHEDULE C.

Costs of Solicitors for Applicant.

For drawing documents preliminary to summons, drawing summons, attending and conducting case at hearing and for all other charges incident to the hearing,

A sum not exceeding £5

And when counsel is instructed, such additional sum as the Resident Magistrate may fix for fee to counsel.

For preparation and attending and conducting case at hearing of appeal,

A sum not exceeding £4

And when counsel is instructed such additional sum as the Judge may fix for fee to counsel.

For preparation and attendance in Court on any proceedings subsequent to affiliation order,

A sum not exceeding £1

(a) Set out complaint.
(b) Recite order.
(c) *Insert as the case may be;* Affirmed *or* Reversed, *or* Varied.
(d) *Where the order appealed from is reversed or varied set out the order made by the Judge in such one of the forms of order given in Schedule (A) as is applicable and in every case set out the order as to costs.*

Costs of Solicitor for Defendant.

For preparation and attending and conducting case at hearing and for all other charges incident to the hearing,

A sum not exceeding £4

And when counsel is instructed, such additional sum as the Resident Magistrate may fix as fee to Counsel.

For preparation, and attending and conducting case at hearing of appeal,

A sum not exceeding £4

And when Counsel is instructed, such additional sum as the Judge may fix as fee to Counsel.

For preparation and attendance in Court on any proceedings subsequent to affiliation order £1

SCHEDULE (D).

Scale of maximum allowances to medical Witnesses.

For qualifying to give evidence	£1	1	0
Attending Court on hearing	£3	3	0

INDUSTRIAL INSURANCE.
Deposits Rules.

MADE BY THE MINISTRY OF COMMERCE UNDER THE ASSURANCE COMPANIES ACT, 1909, AS AMENDED BY THE INDUSTRIAL ASSURANCE ACT (NORTHERN IRELAND), 1924, AND RELATED ORDER BY THE MINISTRY OF FINANCE UNDER THE PUBLIC OFFICES FEES ACT, 1879.

1925. No. 20.

The Ministry of Commerce for Northern Ireland in pursuance of the powers vested in the said Ministry by the above-mentioned Acts (with the approval of the Ministry of Finance for Northern Ireland as regards the imposition of fees) hereby makes the following Rules :—

1. In the construction of these Rules, unless and except so far as the context may otherwise require, the following words or phrases shall have the following meanings, that is to say :—

"The Act" means the Assurance Companies Act, 1909, as amended by the Industrial Assurance Act (Northern Ireland), 1924.

"The Ministry" means the Ministry of Commerce for Northern Ireland.