(3) The Interpretation Act, 1889(a), shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

2. In Rule 2 the words "'Valuation list' includes a draft valuation list;" shall be deleted.

3. In Rule 46 after the words "by the Tribunal" there shall be inserted the words "(other than compensation which carries interest at the rate prescribed under section 10 of the Compensation (Defence) Act, 1939(b)".

4. Form 6 shall be amended as follows—

(*a*) For the words "Description of land or hereditament" there shall be substituted the words "Description of land, hereditament or other property".

(*b*) The words "or property" shall be inserted after the words "in respect of the land" in the first and third place where these words appear in the form.

Dated the 22nd day of October, 1958.

Kilmuir, C.

EXPLANATORY NOTE

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

These Rules amend the Lands Tribunal Rules, 1956. Rule 2 deletes an obsolete definition, and Rules 3 and 4 make amendments necessitated by the transfer to the Lands Tribunal of the jurisdiction of the General Claims Tribunal set up under the Compensation (Defence) Act, 1939.

LEGAL AID AND ADVICE, SCOTLAND

1958 No. 2199 (S. 117)

The Legal Aid (Scotland) (General) (No. 4) Regulations, 1958

Made - - - -	18*th December*, 1958
Laid before Parliament	30*th December*, 1958
Coming into Operation	1*st January*, 1959

In exercise of the powers conferred on me by section 12 as read with subsection (1) of section 17 of the Legal Aid (Scotland) Act, 1949(c), I hereby make the following Regulations:—

1.—(1) These Regulations may be cited as the Legal Aid (Scotland) (General) (No. 4) Regulations, 1958, and the Legal Aid (Scotland) (General) Regulations 1950 to 1954(d), and these Regulations may be cited together as the Legal Aid (Scotland) (General) Regulations, 1950 to 1958.

(2) These Regulations shall come into operation on the 1st day of January, 1959.

(a) 52 & 53 Vict. c. 63. (b) 2 & 3 Geo. 6. c. 75. (c) 12, 13 & 14 Geo. 6. c. 63.
(d) S.I. 1950/1513, 1951/503, 1954/682 (1950 I, p. 1236; 1951 I, p. 1242; 1954 I, p. 1135).

2. In paragraph (2) of Regulation 3 of the Legal Aid (Scotland) (General) Regulations, 1950 (which relates to applications for legal aid) after the words " the functions of such Consular Officer " there shall be inserted the words " or any person for the time being authorised by law in the place where he is to administer an oath for any judicial or other legal purpose ".

3. In Regulation 7 of the said Regulations of 1950 (which relates to the payment of contributions to the Legal Aid (Scotland) Fund) there shall be added at the end of paragraph (1) the words " Where the contribution to the Legal Aid (Scotland) Fund of a person receiving legal aid is payable by instalments and two or more instalments are in arrear, the Committee may require that person forthwith to pay the whole balance due by him of the contribution, and the Society shall have the right to recover from him any sum not paid in pursuance of such requirement ".

4. In Regulation 9 of the said Regulations of 1950 (which relates to a matter in part of which a person receives legal aid) there shall be inserted, after paragraph (2), the following paragraph—

" (2A) Any solicitor who has acted for a person in any proceedings in which that person subsequently begins to receive legal aid and is represented by another solicitor, and any solicitor who has by law a right of retention over any documents necessary for proceedings in respect of which a person is receiving legal aid and who has delivered them up subject to his right of retention, may give notice to the appropriate Committee that he has so acted or that he has so delivered up documents, as the case may be ; and if in the proceedings any property is recovered or preserved for that person (within the meaning of subsection (5) of section three of the Act), the Society shall pay to the solicitor out of the property so recovered or preserved the expenses to which he would have been entitled on a taxation as between solicitor and client :

Provided that in any case where the property so recovered or preserved is insufficient to pay those expenses in full in accordance with this paragraph and also to meet the net liability of the Legal Aid (Scotland) Fund on account of the assisted person, payment shall be made out of the property recovered or preserved to that Fund and to the solicitor in proportion to the amount owing to each, and the provisions of subsection (4) of section three of the Act with respect to the priority of payments to the legal aid fund out of property recovered or preserved shall have effect accordingly."

Dated this 18th day of December, 1958.

John S. Maclay,
One of Her Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

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

These Regulations amend the Legal Aid (Scotland) (General) Regulations, 1950 to 1954.

Regulation 2 enables a person resident outside Great Britain to have his application for legal aid sworn before any person for the time being authorised by law in the place where he is to administer an oath for any judicial or other legal purpose.

Regulation 3 empowers a legal aid committee to require a person who is paying a contribution to the Legal Aid Fund by instalments, and whose payments are two or more instalments in arrear, to pay the whole balance forthwith; and gives the Law Society the right to recover from him any sum not paid in pursuance of such requirement.

Regulation 3 makes provision for the payment, out of property recovered or preserved for a person in proceedings in respect of which he has received legal aid, of expenses due by that person to a solicitor (other than the legal aid solicitor) who acted for him in those proceedings before he began to receive legal aid or who delivered, for the purpose of the proceedings, documents over which he had a right of retention.

LICENSING (LIQUOR)

1958 No. 1364

The Licensing Rules, 1958

Made - - - -	*9th August,* 1958
Coming into Operation	*1st October,* 1958

In pursuance of the powers conferred on me by section forty-nine of the Licensing Act, 1953(**a**), I hereby make the following Rules:—

1. For Rule 35 of the Licensing Rules, 1910(**b**), as amended by the Licensing Rules, 1949(**c**) (which relates to the manner of payment of compensation under the Licensing Act, 1953), there shall be substituted the following Rule, that is to say:—

"35. On the day fixed the compensation authority shall pay to each person entitled to compensation his share of the compensation money out of the compensation fund by sending to him a cheque which is signed by two members and the treasurer or clerk of the said authority.".

2. The Licensing Rules, 1949, are hereby revoked, and subsection (2) of section thirty-eight of the Interpretation Act, 1889(**d**), shall apply as if this Rule were an Act of Parliament and the Rules revoked thereby were an Act of Parliament.

(**a**) 1 & 2 Eliz. 2. c. 46. (**b**) S.R. & O. 1910/1180 (Rev. XI, p. 10: 1910 p. 265)
(**c**) S.I. 1949/944 (1949 I, p. 2365). (**d**) 52 & 53 Vict. c. 63.