PUBLIC RECORDS.

Certified Imperial Records.

MADE BY THE GOVERNOR AND PRIVY COUNCIL OF NORTHERN IRELAND UNDER THE PUBLIC RECORDS ACT (N.I.), 1923.

1925. No. 170.

Whereas by section twelve of the Public Records Act (Northern Ireland), 1923 (in this Order referred to as "the Act"), it is enacted that if provision is made by or in pursuance of any Act of the Parliament of the United Kingdom, or by any authority of the Government thereof, for the removal to, and the reception and preservation in, the Public Record Office of Northern Ireland of any Imperial records within the meaning of the Act, the Governor of Northern Ireland may, by Order in Council, apply the provisions of the Act, with such modifications as may be specified in the Order in Council, to the purposes of such removal, reception and preservation :

And Whereas Imperial records within the meaning of the Act are public records appertaining to Northern Ireland to which the Act may be applied by an Order in Council made thereunder, and not being records of any court, Government department, authority or office in Northern Ireland with respect to which the Parliament of Northern Ireland has power to make laws :

And Whereas the Secretary of State is satisfied that certain Imperial records, being records of the Supreme Court of Judicature of Northern Ireland or of other excepted or reserved services, may, as and when they have ceased to be required for the due administration of the court or service, properly be transferred to the Public Record Office of Northern Ireland, and has authorised provision to be made for the removal of the same to the Public Record Office of Northern Ireland under the Act as applied thereto by this Order, subject to certain conditions which are hereinafter expressed by way of modification of the Act :

Now I, James Albert Edward, Duke of Abercorn, Governor of Northern Ireland, by and with the advice of the Privy Council of Northern Ireland, do hereby order as follows :—

1.—(1) Subject as hereinafter provided, the Act shall apply to such Imperial records as may from time to time be certified to be no longer required for the due administration of the court or other excepted or reserved service to which they belong and to be suitable for removal to and preservation in the Public Record Office of Northern Ireland (in this Order referred to as "certified Imperial records").

(2) The certificate for the purpose of this Order shall in the case of a record of the Supreme Court of Judicature of Northern Ireland or of any office administering the business of that court be a certificate under the hand of the Lord Chief Justice of Northern Ireland, and in the case of a record of any other excepted or reserved service, be a certificate under the hand of the Secretary of State or such officer as may be designated by him for the purpose.

2. The Act in its application to certified Imperial records shall have effect with the following modifications :—

(*a*) references to Northern Ireland records, other than the references in sections one and eleven, shall be construed as including references to certified Imperial records ; and references to Government departments or offices shall be construed as including references to departments or offices of the Government of the United Kingdom ;

(*b*) the provisions of section three as to the delivery of records pursuant to a warrant of the Minister of Finance shall not apply as respects certified Imperial records, but any such records may at the request in writing of the Minister of Finance be delivered by the officer having charge thereof to the officer appointed by the Minister to receive the same in the Public Record Office of Northern Ireland, and the provisions of the Act shall apply to the records so delivered in like manner as if they had been delivered in pursuance of a warrant of the Minister of Finance ;

(*c*) section eight shall apply to such certified Imperial records only as have been deposited in the Public Record Office of Northern Ireland;

(*d*) the power of making rules under section nine shall not be exercised so as to affect any certified Imperial records which have not been deposited in the Public Record Office of Northern Ireland.

Given at the Council Chamber, Stormont Castle, Belfast, this 14th day of January, 1924.

James Craig.
H. M. Pollock.
J. M. Andrews.
Richard Best.