(2) The time within which a landlord may, pursuant to sub-section (1) of section 7 of the Act, require that there shall be determined by arbitration and paid by the tenant the amount of any compensation referred to in the said sub-section, shall be one month from the date on which there takes effect by virtue of section 5 or section 6 of the Act any transfer from the tenant to the landlord of liability for the maintenance or repair of any item of fixed equipment.

(3) The time within which a tenant may, pursuant to sub-section (2) of section 7 of the Act, require that any claim in respect of a previous failure by the landlord to discharge a liability for the maintenance or repair of any item of fixed equipment shall be determined by arbitration, shall be one month from the date on which there takes effect by virtue of section 5 or section 6 of the Act any transfer from the landlord to the tenant of the said liability for the maintenance or repair of any item of fixed equipment.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this twenty-ninth day of January, Nineteen hundred and fifty-nine.

(L.S.) *John Hare,*
Minister of Agriculture, Fisheries and Food.

EXPLANATORY NOTE

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

These regulations are made in the exercise of various powers under the Agricultural Holdings Act, 1948, to prescribe the time within which certain actions are to be carried out. Previous similar regulations made under similar powers conferred by the Agriculture Act, 1947, were S.I. 1948/188. They were continued in force for the purposes of the 1948 Act by section 100 thereof, and their effect is reproduced in the present regulations, except to the extent that the 1948 regulations have been superseded by later provisions, or have become spent.

1959 No. 84

The Reserve and Auxiliary Forces (Agricultural Tenants) Regulations, 1959

Made - - - -	15*th January*, 1959
Laid before Parliament	22*nd January*, 1959
Coming into Operation	26*th January*, 1959

I, David Viscount Kilmuir, Lord High Chancellor of Great Britain, in exercise of the powers conferred on me by section 22 of the Reserve and Auxiliary Forces (Protection of Civil Interests) Act, 1951(**a**), as amended by section 8 of and the First Schedule to the Agriculture Act, 1958(**b**), do hereby make the following Regulations:—

1. These Regulations, which may be cited as the Reserve and Auxiliary Forces (Agricultural Tenants) Regulations, 1959, shall come into operation on the 26th day of January, 1959.

(a) 14 & 15 Geo. 6. c. 65. (b) 6 & 7 Eliz. 2. c. 71.

2. The Reserve and Auxiliary Forces (Protection of Civil Interests) (Agricultural Tenants' Representation) Regulations, 1951(**a**), are hereby revoked, so however that any direction given under those Regulations shall have effect as if it had been given under these Regulations.

3. In these Regulations, unless the context otherwise requires—

"1948 Act" means the Agricultural Holdings Act, 1948(**b**), as amended;

"1951 Act" means the Reserve and Auxiliary Forces (Protection of Civil Interests) Act, 1951, as amended;

"chairman" means the chairman of an Agricultural Land Tribunal established under section 73 of the Agriculture Act, 1947(**c**), for the area in which the holding which is the subject of a notice to quit or of proceedings to which these Regulations apply is wholly or in the greater part situate, or a person nominated under paragraph 16 (1) (*a*) or appointed under paragraph 16A of the Ninth Schedule to that Act to act as chairman in that area, and "secretary" means the secretary of that tribunal.

4. The Interpretation Act, 1889(**d**), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

5. Where the chairman is satisfied on an application by any person that—

(*a*) a notice to quit has been given to a service man as mentioned in subsection (1) of section 21 of the 1951 Act,

(*b*) the service man is serving abroad,

(*c*) the applicant is a fit person to serve a counter-notice under subsection (1) of section 24 of the 1948 Act on the service man's behalf but is not duly authorised to do so, and

(*d*) the application is made in good faith in the interests of the service man,

the chairman may direct that the applicant be deemed to be duly authorised to serve the counter-notice on the service man's behalf.

6. Where a counter-notice under subsection (1) of section 24 of the 1948 Act has been served—

(*a*) in a case where a notice to quit has been given to a service man as mentioned in subsection (1) of section 21 of the 1951 Act, or

(*b*) in a case where subsection (5) of the said section 21 applies in relation to a service man,

and it appears to the chairman that—

(i) it is necessary for any act or proceedings consequential upon the service of the counter-notice to be performed or conducted by the service man;

(ii) the service man is serving abroad, and

(iii) no person has been duly authorised to perform the act or conduct the proceedings on the service man's behalf,

the chairman may, whether on an application by any person or otherwise, direct that some fit person who is willing to perform the act or conduct the proceedings shall be deemed to be authorised for that purpose and to take all such steps as may be necessary or incidental thereto.

7.—(1) An application to the chairman for a direction under these Regulations shall be made in writing and delivered or sent to the secretary.

(**a**) S.I. 1951/1787 (1951 I, p. 57).
(**b**) 11 & 12 Geo. 6. c. 63.
(**c**) 10 & 11 Geo. 6. c. 48.
(**d**) 52 & 53 Vict. c. 63.

(2) The chairman may, for the purpose of deciding whether to give the direction, require the applicant to furnish such testimonial or other evidence in support of his application as the chairman may think fit.

Dated the 15th day of January, 1959.

Kilmuir, C.

EXPLANATORY NOTE

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

The Reserve and Auxiliary Forces (Protection of Civil Interests) Act, 1951, provides that in certain circumstances a tenant of an agricultural holding, who is performing a period of service, shall have special protection in addition to that given by the Agricultural Holdings Act, 1948. These Regulations provide that, where a service man is entitled to this special protection, but is serving abroad and therefore unable to serve a counter-notice under section 24 (1) of the 1948 Act, or to take some necessary step in subsequent proceedings, and has not authorised anyone to do so on his behalf, the chairman of an Agricultural Land Tribunal may authorise a suitable person to do so.

LANDS TRIBUNAL

1959 No. 1732

The Lands Tribunal (Amendment) Rules, 1959

Made - - - -	*7th October*, 1959
Coming into Operation	*16th October*, 1959

I, David Viscount Kilmuir, Lord High Chancellor of Great Britain, in exercise of the powers conferred upon me by section 3 of the Lands Tribunal Act, 1949(**a**), and subsection (5) of section 2 of the Rights of Light Act, 1959(**b**), and after consulting the Council on Tribunals, do hereby make the following Rules:—

1.—(1) These Rules may be cited as the Lands Tribunal (Amendment) Rules, 1959, and shall come into operation on the 16th day of October, 1959.

(2) In these Rules, unless the context otherwise requires—

(*a*) a Rule or Part referred to by number means the Rule or Part so numbered in the Lands Tribunal Rules, 1956(**c**);

(*b*) a Schedule referred to by number means the Schedule so numbered to the Lands Tribunal Rules, 1956.

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

(**a**) 12, 13 & 14 Geo. 6. c. 42.
(**b**) 7 & 8 Eliz. 2. c. 56.
(**c**) S.I. 1956/1734 (1956 I, p. 1136).
(**d**) 52 & 53 Vict. c. 63.