1959 No. 1947 (L. 12)

The Rules of the Supreme Court (No. 2), 1959

Made - - - -	17*th November*, 1959
Laid before Parliament	24*th November*, 1959
Coming into Operation	30*th November*, 1959

We, the Rule Committee of the Supreme Court, being the authority having for the time being power under subsection (4) of section ninety-nine of the Supreme Court of Judicature (Consolidation) Act, 1925(a), to make, amend or revoke rules regulating the practice and procedure of the Supreme Court of Judicature, hereby exercise those powers as follows:—

1. Part VI of Order LV B (which relates to applications to the High Court under certain enactments) shall be amended as follows:—

(1) The following paragraph shall be inserted in Rule 71 after paragraph (9):—

"(10) Section 31 of the Town and Country Planning Act, 1959(b)."

(2) The following amendments shall be made in Rule 74:—

(*a*) The following sub-paragraph shall be added to paragraph (1) after sub-paragraph (ii):—

"(iii) if the application relates to any order or action on the part of the Minister of Housing and Local Government to which section 31 of the Town and Country Planning Act, 1959, applies, on the authority directly concerned or, where that authority is the applicant, on every person who would, if aggrieved by the order or action, be entitled to apply under that section."

(*b*) In paragraph (2) after the words "or the certificate given" there shall be added the words "or on whose part the action was taken".

2. In Order LIXA (which relates to proceedings under section 9 of the Tribunals and Inquiries Act, 1958) the following rule shall be inserted after Rule 3:—

"3A. Where an appeal is brought from a decision of the Minister of Housing and Local Government to which section 32 of the Town and Country Planning Act, 1959, applies—

(*a*) the notice of motion shall, in lieu of being served on the persons mentioned in paragraph (2) of Rule 2 of this Order, be served on—

(i) the Minister, and

(ii) the local planning authority or, where the appeal is brought by that authority, the person who made the application to which the Minister's decision relates;

(a) 15 & 16 Geo. 5. c. 49. (b) 7 & 8 Eliz. 2. c. 53.

(*b*) the Minister shall be entitled to take such part in the proceedings as he may think fit;

(*c*) any document required or authorised to be served on the Minister shall be served on the Solicitor to the Ministry of Housing and Local Government in accordance with paragraph (2) of Rule 1A of Order LXVII."

3. These Rules may be cited as the Rules of the Supreme Court (No. 2), 1959, and shall come into operation on the thirtieth day of November, 1959.

Dated the 17th day of November, 1959.

Kilmuir, C.
Parker of Waddington, C.J
Evershed, M.R.
Merriman, P.
B. Ormerod, L.J.
H. B. Vaisey, J.
Colin H. Pearson, J.
Reginald W. Goff.
John F. Donaldson.
W. Charles Norton.

EXPLANATORY NOTE

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

These Rules make provision for applications and appeals to the High Court under sections 31 and 32 of the Town and Country Planning Act, 1959.

1959 No. 1958 (L. 13)

The Rules of the Supreme Court (No. 3), 1959

Made - - - -	17*th November*, 1959
Laid before Parliament	27*th November*, 1959
Coming into Operation	1*st January*, 1960

We, the Rule Committee of the Supreme Court, being the authority having for the time being power under subsection (4) of section ninety-nine of the