Game Dealers' Certificates Rules

RULES MADE BY THE SUMMARY JURISDICTION RULES COMMITTEE UNDER SECTION 2 OF THE SUMMARY JURISDICTION ACT (NORTHERN IRELAND), 1953, WITH THE APPROVAL OF THE LORD CHIEF JUSTICE.

1954. No. 48.

We, the undersigned members of the Summary Jurisdiction Rules Committee appointed by the Minister of Home Affairs under sub-section (2) of section 1 of the Summary Jurisdiction Act (Northern Ireland), 1953, by virtue of the powers vested in us by section 2 of the said Act, and section 28 (5) of the Miscellaneous Transferred Excise Duties Act (Northern Ireland), 1953, do hereby make the Rules hereinafter set forth as summary jurisdiction rules to be in force in the courts of summary jurisdiction in Northern Ireland, and, in pursuance of the provisions of sub-section (1) of section 3 of the said Summary Jurisdiction Act (Northern Ireland), 1953, do hereby certify the same under our hands and do submit them to the Lord Chief Justice of Northern Ireland.

T. A. Blair.
G. Courtney.
E. Malachy Doris.
(Signed) *J. C. Hogg.*
J. V. S. Mills.
James J. Napier.
J. Ritchie Wilson.

I APPROVE of these Rules which shall come into force on the 1st day of May, 1954.

Dated the 5th day of April, 1954.

(Signed) *MacDermott,*
Lord Chief Justice of Northern Ireland.

The scale of Court Fees provided for in the Second Schedule has been fixed with consent of the Ministry of Finance.

IN WITNESS whereof the Official Seal of the Ministry has been affixed hereto this 19th day of March, 1954, in the presence of

(L.S.) *D. C. B. Holden,*
Assistant Secretary.

Citation

1. These rules may be cited as the Summary Jurisdiction (Game Dealers' Certificates) Rules (Northern Ireland), 1954.

Notice of intention to apply

2. A person who intends to apply to a court of summary jurisdiction for a certificate under section 28 (1) of the Miscellaneous Transferred Excise Duties Act (Northern Ireland), 1953, authorising him to obtain a game dealer's licence, shall serve a notice of such intention, which may be in the Form No. 1 in the First Schedule to these rules, upon the district inspector of the Royal Ulster Constabulary for the police district wherein are situate the premises at which the business of dealing in game is intended to be carried on, and shall also lodge a copy of such notice with the clerk of petty sessions for the petty sessions district wherein such premises are situate.

Time of hearing

3. The application shall be heard at a sitting of the court which shall be held on a day not less than fourteen days after the service and lodgment of the notice. In a petty sessions district where sittings of the court are held on more than one day in a week the application shall be heard on such day, not less than fourteen days after the service and lodgment of the notice, as may be fixed by the clerk of petty sessions.

Appearance by applicant

4. The applicant may appear in person, or by solicitor or counsel, upon the hearing of the application.

Notice of intention to oppose

5. If the district inspector upon whom a notice of intention to apply for a certificate has been served, or a head constable acting for him, intends to oppose the grant of the certificate, he shall serve upon the applicant, at least seven days before the hearing, a notice of his intention so to oppose, which may be in the Form No. 2 in the First Schedule to these rules, and shall also lodge with the clerk of petty sessions a copy of such notice.

Appearance by objector

6. The said district inspector, or another district inspector or a head constable acting for him, may appear on the hearing and make such representations or produce such evidence as he may think necessary for the purposes of his objection.

Form of certificate

7. The certificate to be granted by the court shall be in the Form No. 3 in the First Schedule to these rules.

Service and lodgment of notices

8. Any notice required by these rules to be served or lodged may be left with or sent by registered post to the person to whom it is addressed.

Fees

9. The fees in the Second Schedule to these rules shall be payable by the applicant in respect of each application and shall be payable by adhesive stamps.

Application of Summary Jurisdiction Acts (Northern Ireland)

10. Subject to the foregoing rules, the provisions of the Summary Jurisdiction Acts (Northern Ireland) and of any rules made or to be made thereunder shall apply to an application for a certificate as if the application were a complaint and the certificate were an order, and as if the applicant were a complainant and the district inspector or head constable of the Royal Ulster Constabulary, as the case may be, were a defendant.

Application of Interpretation Act, 1889

11. The Interpretation Act, 1889, shall apply to the interpretation of these rules as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

Commencement of rules

12. These rules shall come into force on the 1st day of May 1954.

FIRST SCHEDULE

FORM No. 1

NOTICE OF INTENTION TO APPLY FOR A GAME DEALER'S CERTIFICATE

Petty Sessions District of

County of

Take notice, that I intend to apply to the Court of Summary Jurisdiction sitting at on the day of 19 , at the hour of a.m., for a certificate authorising the issue to me of a game dealer's licence.

The premises at which I propose to carry on the business of a game dealer are situate at

Dated this day of 19 .

.....
Applicant.

Address.....

.....

To the District Inspector
of the Royal Ulster Constabulary
at

and to the Clerk of Petty Sessions
for the above District.

FORM No. 2

NOTICE OF OBJECTION TO THE GRANT OF A GAME DEALER'S CERTIFICATE

Petty Sessions District of

County of

In the matter of the application of
for a game dealer's certificate in respect of premises at

Take notice that upon the hearing of this application I intend to object to the grant of the certificate upon the following grounds:—

Dated this day of 19 .

.....
District Inspector of the Royal Ulster Constabulary.

To the applicant

and to the Clerk of Petty Sessions for above District.

FORM No. 3

Petty Sessions District of

County of

CERTIFICATE AUTHORISING THE ISSUE OF A GAME DEALER'S LICENCE

Miscellaneous Transferred Excise Duties Act (Northern Ireland), 1953 (1953, ch. 24)

At the Court of Summary Jurisdiction for the above-named petty sessions district and county on the day of 19 .

I, being a Resident Magistrate, do hereby certify that I do authorise the issue to of
of a licence to deal in game at his premises situate at being satisfied that he is a person of good character and a fit and proper person to hold this certificate.

This certificate shall come into force on the day of 19 , and shall expire on the 1st day of July, 19 .

.....
Resident Magistrate.

SECOND SCHEDULE

Fees payable upon an application

	s.	d.
On the entry of every application	1	0
On every form of certificate	2	6

Court of Conscience: Abolition

ORDER DATED 21ST JUNE, 1954, MADE BY THE GOVERNOR OF NORTHERN IRELAND UNDER SECTION ONE HUNDRED AND EIGHTY-FIVE OF THE MUNICIPAL CORPORATIONS (IRELAND) ACT, 1840.

1954. No. 105

BY THE GOVERNOR OF NORTHERN IRELAND

A PROCLAMATION

WAKEHURST