ULSTER SAVINGS CERTIFICATES.

MADE BY THE MINISTRY OF FINANCE FOR NORTHERN IRELAND, UNDER SECTION 1 (2) OF THE EXCHEQUER BORROWING AND LOCAL LOANS ACT (NORTHERN IRELAND), 1922.

1927. No. 6.

The Ministry of Finance for Northern Ireland in pursuance of the powers vested in the said Ministry by the above-mentioned Act, hereby makes the following Regulations :—

Short title.

1. These Regulations may be cited as the Ulster Savings Certificates Regulations, 1927.

Interpretation.

2. In these Regulations, unless the context otherwise requires :

The expression " Ministry " means the Ministry of Finance for Northern Ireland.

The expression " Certificate " means a Certificate issued in respect of money raised under the Exchequer Borrowing and Local Loans Act (Northern Ireland), 1922, and entitling the person named in the Certificate, or on the cover of the book containing the Certificate, as holder (hereinafter shortly referred to as " the holder ") to receive in accordance with these Regulations on the twelfth anniversary of the date of purchase of the Certificate the sum stated as payable thereon.

The expression " single Certificate " means a Certificate entitling the holder thereof to receive in accordance with these Regulations the sum of One pound on the twelfth anniversary of the date of purchase.

The expression " Multiple Certificate " means a Certificate representing more than one single Certificate.

The expression " amount repayable " or " sum repayable," used in connection with a Certificate, includes any interest which has accrued due in respect of the Certificate as well as the purchase price of the Certificate.

The expression " Friendly Society " means a Society legally registered in the manner required by the Acts in force relating to Friendly Societies and includes a Registered Branch.

The expression " Charitable Society " means a Penny Savings Bank, Charitable or Provident Institution or Society,

and shall include a charitable donation or bequest for the maintenance, education, or benefit of the poor.

The expression "Warrant" means a Warrant payable in cash at a Post Office, and shall be deemed to include a Warrant payable through a Banker or other document.

The expression "Officer" used in connection with a Society includes the Solicitor of such Society.

The expression "Committee" as applied to the estate of a person of unsound mind means as well the Committee of the estate of a lunatic so found by inquisition as any receiver or other person directed by a Judge of the Supreme Court of Northern Ireland in whom Lunacy jurisdiction may from time to time be vested to exercise with respect to the estate or property of a lunatic not so found powers similar to those of a Committee, and includes any person appointed by the Judge of a County Court to realise the property of a lunatic.

The expression "prescribed" means prescribed for the time being by the Ministry.

The expression "Savings Bank" includes both a Trustee Savings Bank and a Post Office Savings Bank but no other Savings Bank.

The rules contained in and the meanings assigned by the Interpretation Act, 1889, shall apply to expressions used in these Regulations, unless the contrary intention appears.

Commencement of regulations.

3. These Regulations shall come into force on the fourth day of January, 1927.

By whom certificates shall be issued.

4. Certificates shall be issued by the Ministry or through such other Agents as may from time to time be authorised by the Ministry.

Price of certificates.

5.—(1) The purchase price of a single Certificate shall be Twelve Shillings and Sixpence.

(2) The purchase price of a multiple Certificate shall be a sum equal to the total purchase price of the single Certificates which it represents.

Amount repayable.

6. Subject to the provisions of these Regulations

(1) The amount repayable in respect of a single Certificate shall be as follows :—

Within four months from the date of purchase—Twelve shillings and sixpence.

After four months from the date of purchase—Twelve shillings and eightpence.

And thereafter with the further addition of twopence in respect of each four months of the first five years from the date of purchase, two pence for each three months of the next three years, and threepence for each four months of the remaining four years of currency.

(2) The amount repayable in respect of a Multiple Certificate shall be the total amount repayable from time to time in respect

of such number of single Certificates as is represented by the Multiple Certificate.

(3) For the purpose of calculating the amount repayable at any time in respect of a Certificate, the amount specified in any application for repayment shall be deemed to have been repaid on the date of the issue of the Warrant by which payment is intended to be effected.

Issue and form of certificate.

7.—(1) Subject to the provisions of these Regulations an intending purchaser of a Certificate shall, on the application form for such purchase and on any other document that may be required by the Ministry and whenever he is required so to do, specify his Christian name, surname and address and such other particulars as may be required by the Ministry and shall sign his name in the place provided for his signature on such application form or other document as may be required by the Ministry.

(2) In the case of a Certificate to be purchased by and in the name of a person as Trustee for another person the Christian name and surname and address of such last mentioned person and such other particulars as may be required by the Ministry shall also be specified on the application form for such purchase and on any other document that may be required by the Ministry and whenever the same may be required. Such last mentioned person shall also sign his name in the place provided for his signature, on such application form or other document as may be required at any time by the Ministry.

(3) Certificates shall be in such form as may be prescribed and the date of purchase shall be entered thereon by the officer or agent by or through whom they are issued.

Maximum holding.

8. No person shall at any time hold or have any interest in Certificates (whether single or multiple) of a greater nominal amount in the aggregate than £500.

Provided that where any person holding or having any interest in any certificates becomes entitled on the death of any person to, or to any interest in, any other certificates (hereinafter referred to as "inherited certificates") and does not after so becoming entitled become by purchase (whether the purchase is effected by him or by some other person on his behalf or for his benefit) the holder of, or entitled to any interest in any further certificates, that person shall not for the purpose of the foregoing provision be deemed to be the holder of, or to have any interest in, the inherited certificates, and accordingly those certificates shall not be taken into account in calculating the amount of his holding or interest for the purpose of this regulation.

The expression "nominal amount" in relation to a Certificate means the amount of the sum payable under the Certificate on the twelfth anniversary of the date of the purchase thereof.

New Reg. 1939. No. 169

By whom Certificates may be purchased and held.

General description of persons who may purchase and hold certificates.

9.—(1) A Certificate may be purchased and held by and in the name of :—

(*a*) An individual of full age and not under legal disability.
(*b*) A married woman.
(*c*) An infant of the age of seven years and upwards.
(*d*) Friendly Societies and such Charitable Societies and Corporations and other bodies of persons as may be approved by the Ministry for the purpose of purchasing Certificates.

(2) Subject to the provisions of paragraph (*d*) of the preceding sub-clause of this Regulation no corporation, company, society, association, combination or body of persons shall purchase, hold or have any interest in a Certificate without the formal consent of the Ministry. The discretion of the Ministry to give or withhold such consent shall be absolute and such consent may be general or special in its terms.

Infants under seven years of age.

10.—(1) A Certificate may be purchased on behalf and in the name of an infant under seven years of age by one of the parents of such infant or by any other person, and may be held by such infant accordingly.

(2) The person who applies for the purchase of such Certificate shall specify on such document and in such manner as may be required by the Ministry the date of the birth of the said infant and such other particulars as may be required by the Ministry.

(3) As soon as such infant attains the age of seven years and at any time thereafter he shall when required by the Ministry furnish his signature in such manner as may be required by the Ministry.

Persons of unsound mind.

11. Subject to the provisions of these Regulations a Certificate may be purchased on behalf of and in the name of a person of unsound mind by the Committee of such person's estate. Such Certificate may be held in the name of the person of unsound mind and such Committee shall sign his name and specify the capacity in which he acts in such manner and on such document as may be required by the Ministry.

Certificate in joint names.

12. Subject to the provisions of these Regulations, a Certificate may be purchased and held in the joint names of two or more persons entitled under these Regulations to purchase and hold a Certificate. Provided that for the purposes of Regulation 8 hereof the nominal amount of such Certificate shall be reckoned in respect of each joint holder in computing the maximum holding permitted by such Regulation.

Certificate in names of a person as trustee and another person.

13. Subject to the provisions of these Regulations, a Certificate may be purchased in the name of a person as Trustee for another person whose name shall also be entered on the Certificate and

may be held by such Trustee and last mentioned person accordingly; provided that for the purposes of Regulation 8 hereof the nominal amount of such Certificate shall be reckoned in respect of such last mentioned person or (if more than one) in respect of each of such persons in computing the maximum holding permitted by such Regulation but shall not be so reckoned in respect of such Trustee.

Purchases by Friendly Societies and charitable societies.

14.—(1) Where a Certificate is to be purchased and held by a Friendly Society or a Charitable Society the following rules shall apply :—

(i) Before making such purchase the Trustees of the Friendly Society or the Trustees or Treasurer of the Charitable Society (as the case may be) shall (if so required) forward to the Ministry :—

(*a*) A copy of the rules of the Society or if in the case of a Charitable Society there be no rules, a statement of the objects of the Society.

(*b*) An application signed by the said Trustees of the Friendly Society or by the said Trustees or Treasurer of the Charitable Society (as the case may be) specifying to what officers or members of the Society it is proposed that the amount repayable in respect of the said Certificate should be repaid and bearing and containing all such signatures and other information as the Ministry may require and (in the case of a Charitable Society) requesting the Ministry's approval of the purchase.

(ii) The persons to whom the said money is to be repaid shall sign their names in the prescribed manner and such signatures shall be deemed sufficient for all purposes.

(2) The Trustees of a Friendly Society or the Trustees or Treasurer of a Charitable Society (as the case may be) may, by direction in writing signed by them or him from time to time, amend their or his application so far as relates to the specification of the officers or members of the Society to whom the said money may be repaid, and may strike out the names of any officers or members previously specified, and specify other officers or members in lieu thereof, or in addition thereto.

(3) The persons named in any such direction for payment shall sign their names on the direction.

(4) Where a Friendly Society is at the time of making a purchase or subsequently becomes a branch of a larger Friendly Society, any officers of the central body or of any other branch of the larger society may be specified as the persons to whom money may be repaid.

Procedure on Repayment.

Procedure on repayment.

15.—(1) Subject to the provisions of these Regulations, any person wishing to obtain payment of the amount repayable in respect of a single Certificate or the whole or part of the amount repayable in respect of a multiple Certificate shall make application for repayment on the prescribed form addressed to the Ministry or in some other form or manner to be approved by the Ministry.

(2) In such form the applicant shall specify the numbers of the Certificates in respect of which he requires repayment, his name and address and such other particulars as may be required by the Ministry.

(3) On receipt of this application and subject to the provisions of these Regulations and to the production of such evidence (if any) as the Ministry may require in regard to the applicant's title, a Warrant for the amount required made payable in the manner therein specified to the applicant or to the person authorised by him to the satisfaction of the Ministry to receive payment on behalf of the applicant, shall be issued to the applicant or to the person so authorised as aforesaid. The Warrant may be issued by being sent by post to the applicant or to the person so authorised as aforesaid.

(4) The Paying Officer shall place on such Warrant the dated stamp of his office and shall take a receipt on the Warrant for the sum therein specified from the person therein named as payee or any person purporting to be authorised by him as aforesaid to receive the said sum and such receipt shall be a good discharge to the Ministry for the sum specified in such Warrant.

(5) In any case in which the Ministry considers it to be desirable and expedient so to do, the Ministry may at their discretion vary the procedure on repayment and the method of payment prescribed by these Regulations and dispense with all or any of the requirements therein contained and may effect payment by means of such document as they may think fit. The posting by the Ministry or their authorised officers of a letter containing the document (other than a Warrant) by means of which payment is intended to be effected to the address mentioned in the application for repayment or otherwise given for the purpose of repayment, shall be a good discharge to the Ministry for the sum specified in such document and shall, for the purposes of these Regulations, have the same effect as the payee's receipt on a Warrant.

(6) If, in the case of a Multiple Certificate, repayment is made of a part only of the amount repayable in respect thereof, the Paying Officer or other officer appointed for the purpose may (according to such directions as may be given from time to time by the Ministry) either issue to the applicant a fresh Certificate accordingly showing the sum remaining payable on the twelfth anniversary of the date of the purchase of the original Certificate

so partly repaid or alter the original Certificate by showing thereon the amount repaid.

Repayments to Infants.

16.—(1) An application for the payment of the amount repayable in respect of a Certificate purchased by or in the name of an infant and held accordingly may be made by such infant if of the age of seven years or upwards. In case of the death of the infant before attaining that age repayment may be made to the next of kin or to any other person at the discretion of the Ministry.

(2) The Warrant issued on such application shall be made payable to such infant or to the person authorised by him to the satisfaction of the Ministry to receive payment on behalf of such infant and the receipt of such infant or of the person so authorised as aforesaid shall be a good discharge to the Ministry for the sum specified in such Warrant.

(3) Any such authority as is mentioned in any of these Regulations (including the authority mentioned in this Regulation) may be signed or given by an infant if of the age of seven years or upwards and shall be as valid and binding on him in all respects as if, being of full age, he had signed or given such authority.

(4) Where it is proved to the satisfaction of the Ministry that any amount repayable (in respect of a Certificate) to an infant under the age of seven years is urgently needed for the maintenance, education or benefit of such infant or that from any other circumstances it is expedient to pay such amount or any part thereof, the Ministry may pay such amount or any part thereof to any person who may satisfy the Ministry that he will apply the same for the benefit of such infant, and the receipt of such person shall be a good discharge to the Ministry for the sum so paid.

Persons of unsound mind.

17.—(1) An application for the payment of the amount repayable in respect of a Certificate in the name of a person of unsound mind shall be made by the Committee of the Estate of such person.

(2) The Warrant issued on such application shall be made payable to such Committee, or to the person authorised by such Committee, to the satisfaction of the Ministry to receive payment on behalf of such Committee, and the receipt of such Committee or of the person so authorised as aforesaid shall be a good discharge to the Ministry for the sum specified in such Warrant.

(3) Where the holder of a Certificate is of unsound mind, and no Committee of his Estate has been appointed, the Ministry may, when it is proved to their satisfaction that it is just and expedient so to do, pay the amount repayable in respect of any such Certificate or in the case of a multiple Certificate the whole or any part thereof to any person whom they shall judge proper to receive the same and the receipt of such person shall be a good discharge to the Ministry for the sum so paid.

Repayment of certificate in joint names.

18.—(1) An application for the repayment of the amount repayable in respect of a Certificate held in the joint names of two or more persons shall be made by all such persons or by the survivor or survivors among such persons.

(2) The Ministry may require proof of survivorship to their satisfaction.

(3) The Warrant issued on such application shall be made payable to such Applicants or to the person (who may be one of such Applicants) authorised by such Applicants to the satisfaction of the Ministry to receive payment on their behalf and the receipt of such Applicants or of the person so authorised as aforesaid shall be a good discharge to the Ministry for the sum stated in the Warrant.

Repayment of certificate in names of person as Trustee and another person.

19.—(1) An application for the repayment of the amount repayable in respect of a Certificate in the name of a person as Trustee for another person whose name is also entered on the Certificate shall be made by all such persons or by the survivor among such persons.

(2) The Ministry may require proof of survivorship to their satisfaction.

(3) The Warrant issued on such application shall be made payable to such Applicants or to the person (who may be one of such Applicants) authorised by such Applicants to the satisfaction of the Ministry to receive payment on their behalf and the receipt of such Applicants or of the person so authorised as aforesaid shall be a good discharge to the Ministry for the sum stated in the Warrant.

Insanity or bankruptcy of person named as Trustee in certificate.

20. Where a Certificate is in the name of a person as Trustee for another person whose name is also entered on the Certificate and such first mentioned person has become insane or bankrupt, the Ministry may in their discretion pay the amount repayable in respect of such Certificate to the other person whose name is also entered otherwise than as Trustee on the Certificate as aforesaid with or without the concurrence of the Committee of the Estate or Assignee in Bankruptcy (if any) of the person who has become insane or bankrupt as aforesaid and the receipt of such person, whose name is also entered otherwise than as Trustee on the Certificate as aforesaid, shall be a good discharge to the Ministry for the sum so paid.

Repayments to friendly societies or charitable societies.

21.—(1) An application for payment of money repayable in respect of a Certificate in the name of a Friendly Society or of the Trustees or any officer of a Friendly Society or of the Trustees or Treasurer of a Charitable Society shall be made by any persons for the time being recognised by the Ministry as entitled to repayment of such money.

(2) The Ministry may in their discretion require proof to their satisfaction of the identity of the applicants and of their title to repayment of the sums due to the Society.

(3) The application may request that the sum to be repaid may be paid to any one or more of the applicants (where they are more than one) to the exclusion of the others or to any officer of the Society, and where the Society is a Branch, to any officer of the Central Body or of any other Branch.

(4) The Warrant issued on such application shall be made out in the name of the Society, or of the persons entitled for the time being to repayment (as the case may be) or of any person named by them under the last preceding sub-clause and the receipt of the person so entitled or named shall be a good discharge to the Ministry for the sum stated in the Warrant and the Ministry shall not be liable for any misapplication of the sum so paid.

Protection against fraud or defective title.

22.—(1) If any act, omission, negligence, acquiescence, or any breach of these Regulations, on the part of a holder of a Certificate or of the person named in a Warrant as payee or of the person authorised to receive the sum specified in a Warrant shall (in any manner or to any extent) cause or contribute toward the theft, loss, or fraudulent treatment of such holder's Certificate or of such Warrant, or the forgery or unauthorised making of the signature on the receipt on such Warrant of the person named therein as payee or of the person authorised to receive the sum specified therein, the payment in good faith of the sum specified in any such Warrant or of any Warrant issued in respect of such Certificate, to the person purporting to be the person named in any of such Warrants or purporting to be authorised to receive the sum specified therein shall be a good discharge to the Ministry for all purposes.

(2) The theft or loss of a Certificate or of a Warrant shall be reported (by the holder or the person named in the Warrant as payee or the person authorised to receive the sum specified therein) by notice in writing to the Ministry immediately after such theft or loss and failure to give such notice accordingly shall be a breach of these Regulations.

(3) Where payment is made by the Ministry in accordance with the terms of an authority for payment given by the holder of a Certificate or an applicant for repayment, such payment shall be a good discharge to the Ministry notwithstanding the determination or revocation of such authority by the death, lunacy, unsoundness of mind or bankruptcy of the person giving such authority or by any other means if such determination or revocation is not at the time of the payment known to the Ministry and the paying officer or other person making the payment.

Transfer of Certificates.

Transfer of certificates.

23.—(1) A Certificate or (in the case of a Multiple Certificate) any part of the amount repayable in respect thereof shall not be transferred to or into the name of any other person without the consent of the Ministry who may refuse such consent at their absolute discretion.

(2) An application to make such transfer shall be in the prescribed form or in such other form as may be approved by the Ministry and shall be signed by the applicant and every such application shall be accompanied by the Certificate to which the application relates and by such other evidence as the Ministry may require of the title of the applicant to the Certificate.

(3) Every such application shall also be accompanied by a statement of the full name and address of the person to whom or into whose name it is desired to transfer the Certificate (hereinafter referred to as " the Transferee ") and by a fee of One Shilling in respect of each transferee. The signature of such Transferee shall also be furnished.

(4) If upon receiving such application as aforesaid and being satisfied as to the title of the applicant to transfer the Certificate to which the application relates, the Ministry shall decide to permit the transfer, the Ministry shall at their option either amend the Certificate by substituting therein the name of the transferee for that of the transferor or issue such fresh Certificate as may be necessary to carry out the transaction.

(5) In the event of the transfer being permitted as aforesaid such application shall be a good discharge to the Ministry from the transferor for the amount repayable in respect of the Certificates specified therein.

Transfer of certificates held by deceased or insane holder.

24.—(1) Any person of the age of 16 years or upwards to whom any sum due to the holder of a Certificate at the time of his decease or to a holder who is of unsound mind might be paid under and in accordance with the provisions of these Regulations may, subject to the provisions of these Regulations, in lieu of applying for repayment of such sum apply to the Ministry for the transfer of the Certificate into his own name or the name of any other person specified in such application.

(2) The provisions of these Regulations relating to the transfer of Certificates shall apply to the transfer of Certificates held by a deceased holder and by a holder who is of unsound mind so far as the same are applicable except that no transfer fee shall be payable.

Addition of names to a certificate.

25.—(1) Upon the application of the holder of a Certificate and upon payment of a fee of One Shilling in each case the Ministry may, where it is deemed just and expedient so to do and subject to the provisions of these Regulations, add the name of one or more persons to the Certificate.

(2) Every person whose name is added under this Regulation shall sign his name on such document as may be required by the Ministry and shall furnish such particulars as may be required by the Ministry.

Removal of names from a certificate.

(3) Upon the application of the holders of a Certificate held in the joint names of two or more persons the Ministry may, where it is deemed just and expedient so to do and subject to the

provisions of these Regulations, remove the name or names of one or more persons from the Certificate. A fee of One Shilling shall be payable in respect of each such application.

Nominations.

A holder may nominate.

26. Subject to the provisions of these Regulations a person of the age of 16 years or upwards holding a Certificate may nominate any person to receive any sum repayable in respect of a Certificate and due to such holder at his decease, but the holder of a Certificate or Certificates may not have more than one nomination in force at any time.

Requirements of a nomination.

27. Every such nomination shall be in writing in the prescribed form (or in some other form to be approved by the Ministry) and shall be signed by the holder in the presence of a witness and shall be sent by post or otherwise to the Ministry during the lifetime of the holder. Such nomination may be retained by the Ministry.

Revocation of nomination.

28.—(1) Any such nomination shall be revoked by the death of the nominee in the lifetime of the nominator or by the marriage of the nominator subsequent to the making of the nomination or by written notice of revocation signed by the nominator, in the presence of a witness and sent to the Ministry in accordance with the provisions of this Regulation, or by any subsequent nomination made by the nominator under these Regulations.

(2) Any such written notice of revocation shall be sent by post or otherwise to the Ministry during the lifetime of the holder.

(3) Any such nomination shall not be revoked by any will or by any events or means other than those specified in this Regulation.

(4) Where the Ministry has paid money to a nominee in ignorance of the fact that the nominator has married subsequently to the making of the nomination, the receipt of the nominee shall be a valid discharge to the Ministry.

Division of sums nominated.

29. A nomination may be in favour of one person or of several persons, and in the latter case may direct that specific sums shall be paid to one or more of the persons named in the nomination or that the persons named in such nomination may take the sums in specified shares, or may give directions to both effects.

Witness to nomination disqualified from taking under it.

30. No person who witnesses the signature of a holder of a Certificate to a nomination shall take any benefit under such nomination.

Operation of nomination.

31. Subject to the provisions of these Regulations where the Ministry has no notice of the claim of any creditor of the holder, the Ministry shall pay the persons named in any nomination made by such holder, and in force at the time of his death, notwithstanding the production of Probate of the Will of the deceased holder or Letters of Administration to his estate, according to

the directions of such nomination, and the receipt of any person so named shall be a good discharge to the Ministry for the sum so paid, notwithstanding that such person has not attained the age of 21 years if such person has attained the age of 16 years.

Payments of debts out of nominated sums.

32. Where, on the death of a holder of a Certificate who has made a nomination, the Ministry has notice of a claim of any creditor against the estate of such holder, and such estate, apart from the amount nominated, appears to be insufficient to satisfy such claim, the Ministry may, in their discretion, apply the amount nominated in or towards the satisfaction of such claim, and subject as aforesaid any payment made by the Ministry to the nominee shall be a valid payment, and the receipt of the nominee shall be a good discharge to the Ministry for the sum so paid.

Payment for the benefit of a nominee under 16.

33. Where any person nominated to receive any sum on the death of the holder of a Certificate is an infant under the age of 16 years and it is proved to the satisfaction of the Ministry that funds are urgently needed for the maintenance, education, or benefit of such infant the Ministry may pay the sum mentioned in the nomination, or any part thereof, to the person who may satisfy the Ministry that he will apply such sum for the benefit of such infant, and the receipt of such person shall be a good discharge to the Ministry for the amount so paid.

Death of nominee after death of nominator and before payment.

34. Where any person named as nominee in any nomination (in force at the time of the death of the nominator by whom it was made) dies after the death of such nominator but before the Ministry has paid such nominee, the provisions of these Regulations shall apply to such nominee and to the sum payable to him as nominee as if at the date of his death such deceased nominee were a holder of a Certificate and the said sum were a sum repayable to such deceased nominee in respect of a Certificate held by him.

Repayment of Sums Due to Deceased Holders of Certificates.

Proof of death.

35.—(1) The Ministry may require proof to their satisfaction of the decease of the holder of a Certificate.

(2) The Ministry may accept as conclusive proof of the death of a holder of a Certificate and of the date of the death of a holder of a Certificate such statement or evidence as the Ministry may in their absolute discretion think fit and a statement or evidence to their satisfaction that a holder of a Certificate has not been heard of for a period of seven years or more may be accepted by the Ministry as conclusive proof of the death of such holder of a Certificate. Any payment which may be made under these Regulations in reliance on such statement or evidence as aforesaid shall be a good discharge to the Ministry for the sum paid notwithstanding that such holder of a Certificate may be in fact alive

at the time of such payment. In this Regulation and in Regulation 36 hereof the expression "holder of a Certificate" includes any person beneficially interested at any time in the personal estate of the deceased holder of a Certificate or who, in certain circumstances, would be or would have been beneficially interested at any time in the personal estate of a deceased holder of a Certificate.

Law applicable on death of holder of a certificate.

36. In the event of the death of the holder of a Certificate, any payment under these Regulations made in accordance with the law of the place in which such holder of a Certificate resided at the date of his death shall be a good discharge to the Ministry for the sum so paid unless express notice in writing that such holder of a Certificate was domiciled elsewhere, shall have been received by the Ministry prior to such payment and for the purposes of this Regulation the Ministry may accept as conclusive proof of the place of residence of a holder of a Certificate at the date of his death, such statement or evidence as the Ministry may in their absolute discretion think fit.

Payment of sums due to deceased holders of certificates.

37.—(1) Where the holder of a Certificate dies and the total amount of the sums repayable to such holder at the time of his decease in respect of all Certificates (in which the name of such holder is the only name specified or entered thereon as holder thereof at the date of death) held by such holder does not exceed £100 and Probate of the Will of such holder is not, or Letters of Administration to his estate and effects are not, produced within such time as the Ministry think reasonable, if such holder has made no nomination, and so far as any nomination does not extend, the Ministry may, without requiring Probate of the Will or Letters of Administration to the estate and effects of the deceased in their discretion pay the amount repayable as aforesaid or which shall have become repayable in respect of such Certificates or any part of such amount to or among the person or persons or any one or more of the persons (exclusively of the others) who shall in the opinion of the Ministry establish a valid claim to the said amount or any part thereof under any of the following descriptions that is to say :—

(*a*) A person who has paid the funeral expenses of the deceased.

(*b*) A creditor of the deceased.

(*c*) A person appearing to the Ministry to be beneficially entitled (according to the Statutes of Distribution or at Common Law or under any unproved Will Codicil or testamentary disposition) to the personal estate of the holder of a Certificate or to any interest or interests therein or to any specific or general portion or portions thereof.

(*d*) A person entitled to take out Probate or Letters of Administration to the deceased holder of a Certificate.

(e) A person undertaking to maintain any person who by reason of any incapacity whatsoever (including infancy or minority) is unable to give the Ministry a legal discharge for the moneys or for a share of the moneys of a deceased holder of a Certificate due under this Regulation to the person who is unable to give a legal discharge as aforesaid.

(f) If the estate of the deceased has devolved upon the Crown, the Chief Crown Solicitor for Northern Ireland.

(2) In making such payment as aforesaid, the Ministry shall have regard to the rules of law regulating the distribution of the estates of deceased persons but may, nevertheless, when it is considered that injustice, hardship or inconvenience would result from adherence to such rules pay and distribute the amount due to the deceased otherwise than in accordance with such rules.

(3) The receipt of any person to whom payment may be made under this Regulation or under Regulation 34 hereof shall be a good discharge to the Ministry for the sum paid, and any such receipt may be signed by any such person above the age of 16 years, notwithstanding that such person has not attained the age of 21 years.

(4) On the death of a holder of a Certificate domiciled elsewhere than in Northern Ireland repayment of the amount due on foot of such Certificate may be made to such person as is in the opinion of the Ministry entitled to receive same, and the receipt of such person shall be a good discharge to the Ministry in respect of such amount as aforesaid.

Incapacity of person to whom money is due.

38.—(1) If any person is unable by reason of any incapacity whatsoever (including infancy or minority) to give the Ministry a legal discharge at any time for the moneys or a share of the moneys of a deceased holder of a Certificate due (under Regulation 31 or under Regulation 34, or under Regulation 37 hereof) to the person who is unable to give a legal discharge as aforesaid, the amount of such moneys or share so due as aforesaid may, if and when the Ministry in their absolute discretion think fit, be reinvested (without restriction as to amount) by the Ministry at their option either in Savings Certificates in the name of such person or in such other Trustee securities as the Ministry may direct. Such reinvestment in the name of such person shall be a good discharge to the Ministry for such amount and shall be deemed to be equivalent to the actual repayment of such amount.

Miscellaneous.

Loss of certificate

39.—(1) If any holder shall lose his Certificate and shall desire a new Certificate application must be made by him to the Ministry stating the circumstances and enclosing a fee of one shilling.

(2) Upon receiving such application the Ministry may, if they think fit, issue a new Certificate to the applicant.

(3) If in the opinion of the Ministry any Certificate has been tampered with or is in such a condition as to render the issue of a new Certificate desirable, the Ministry may, if it is thought fit, require the surrender and cancellation of such Certificate and issue a new Certificate to the holder and charge therefor the sum of one shilling.

(4) The said fee of one shilling shall cover the issue of more than one new Certificate at the same time to the same holder.

(5) The Ministry may pay any sum repayable in respect of any Certificate without the production of the Certificate where they are satisfied that the claimant is entitled to receive such sum.

Marksmen.

40.—(1) Where a Certificate is purchased by a person who cannot write, his mark must be affixed to the application form or other document in the prescribed manner in the presence of a witness.

(2) Where the person, to whom a Warrant is made payable, cannot write, he must, when he presents the Warrant for payment, affix his mark to the receipt at the foot of the Warrant in the presence of some person who is known to the Paying Officer, and who can identify the person applying for the money as the person named in the Warrant.

Rectification of mistakes.

41. Where a Certificate is purchased in error the Ministry may repay the purchase money without interest to the purchaser or to such other person as may, in the opinion of the Ministry, be entitled thereto and may cancel the Certificate and all proceedings taken in respect thereof, or may take such other action as the Ministry may think fit.

Protection to the Ministry when acting in accordance with regulations.

42. When any payment is made, or act done by the Ministry or any person acting under their authority in accordance with these Regulations the Ministry and such person shall not be liable in respect of any claims on the part of any person in connection with such payment or act, but any person may nevertheless recover any sum lawfully due to him from the person to whom the Ministry has paid the same.

Estate succession and legacy duties.

43.—(1) If the total property of any deceased holder of a Certificate exceeds £100 after deduction of debts and funeral expenses any sum which may under these Regulations be paid to a survivor or otherwise than to the legal personal representative of the holder shall notwithstanding such payment be for the purposes of Estate Duty treated as passing under the Will or intestacy of the deceased holder.

(2) The Ministry shall, before making any payment in respect of a Certificate in the name of a deceased holder (either alone or jointly with any other person) to anyone but the legal personal representative of such deceased, require a Declaration by the claimant, or one of the claimants, or by the survivor or survivors

of the persons named in the Certificate (or other evidence to the satisfaction of the Ministry) that the total estate of the deceased holder including the amount repayable in respect of the Certificate does not after deduction of debts and funeral expenses exceed the value of £100.

(3) In every such case as aforesaid where the total estate of the deceased holder, including such amount, but after deduction of debts and funeral expenses exceeds £100, the Ministry shall, before making any payment to any survivor or to any person other than the legal personal representative of the deceased require production of a statement from the Estate Duty Department of the Ministry of the payment of the Estate Duty, and of a duly stamped receipt for the Succession or Legacy Duty, payable in respect of the amount repayable as aforesaid or of a statement stating that no Succession or Legacy Duty is payable.

(4) Provided nevertheless that in the case of a Certificate purchased or held under Regulation 13 hereof the preceding subclauses of this Regulation shall not apply in respect of such Certificate on the death of the person named therein as trustee for another person also named therein.

Exemption from stamp duty.

44. No Warrant or other order for the payment of money, no receipt or other acknowledgment for the receipt of money, and no Power of Attorney, or other document, in relation to the payment or receipt of amounts repayable in respect of Certificates is liable to or charged with any Stamp Duty.

Trusts.

45. Subject to the provisions of these Regulations no notice of any trust, express, implied or constructive shall be receivable by the Ministry.

Forfeiture.

46.—(1) If any person not entitled under these Regulations so to do shall purchase or hold or have any interest in a Certificate the nominal amount of such Certificate shall be liable to be forfeited either as to the whole thereof or to such extent and in such manner as the Ministry may think just in the circumstances of the case.

(2) If any person shall purchase or hold or have any interest in any Certificates (whether single or multiple) of a greater nominal amount in the aggregate than that allowed under these Regulations the amount of the excess shall be liable to be forfeited either as to the whole thereof or to such extent and in such manner as the Ministry may think just in the circumstances of the case.

(3) In any case in which any amount shall have become liable to be forfeited under this Regulation the Ministry may by writing under their hand or signed in their name (without any previous notice to any person) declare such amount to be forfeited either as to the whole thereof or to such extent and in such manner as may be specified in such writing and such amount shall thereupon be forfeited accordingly.

(4) In any case in which any amount shall have become liable to be forfeited under this Regulation (whether any declaration of forfeiture shall or shall not have been made) the Ministry may require all Certificates affected or liable to be affected by any forfeiture as aforesaid to be surrendered and delivered up to them and the Ministry may at their option either cancel all or any of such Certificates or alter the nominal amounts or any of the nominal amounts of such Certificates to such an extent and in such manner as they may think fit.

(5) In any case in which any amount shall have become liable to be forfeited under this Regulation (whether any declaration of forfeiture shall or shall not have been made) the Ministry may if they in their absolute discretion think fit but not otherwise pay, to any person who purchased, held or had any interest in, the Certificates affected or liable to be affected by any forfeiture, such portion of the amount liable to be forfeited or declared to be forfeited as the Ministry may think fit in the circumstances in such manner and by such means as may be thought fit, provided that the Ministry shall not be liable to pay any interest or make any compensation in connection with such payment or on any ground whatsoever.

Application of Regulations.

Application of regulations to certificates already issued.

47.—(1) All the provisions of these Regulations shall apply and be deemed always to have applied as respects all Certificates which have been issued and all money which has been raised thereby on and after the 1st day of December, 1923, provided that any action taken or procedure adopted with respect to any Certificates issued after the 30th day of November, 1923, and before the date on which these Regulations are made which was in accordance with the conditions under which the Certificates were issued is hereby confirmed notwithstanding that the action or procedure differed from that prescribed by these Regulations and these Regulations shall in the case of any such Certificates have effect subject to the necessary modifications.

(2) The Ulster Savings Certificates Regulations, 1922, except in so far as they apply to Certificates issued and money raised thereby before the 1st day of December, 1923, are hereby revoked.

Sealed with the official Seal of the Ministry of Finance for Northern Ireland, this fourth day of January, 1927, in the presence of

G. C. Duggan,
Assistant Secretary.

(L.S.)