

(2) These Rules may be cited as the Civil Authorities (Special Powers) Act (Northern Ireland) Compensation Rules, 1922, and shall come into operation on the 27th day of December, 1922.

(3) Expressions used in these Rules shall have the same meaning as the same expressions used in the Act.

(4) The Interpretation Act, 1889, and the Interpretation Act, 1921, shall apply for the purpose of the interpretation of these Rules as they apply for the purpose of the interpretation of an Act of Parliament.

(5) These Rules shall also be read and construed with the County Courts (Ireland) Orders, 1890, and the County Court Rules of subsequent date amending the same, and any Order and Rule referred to by number in these Rules shall mean the Order and Rule so numbered in the County Courts (Ireland) Orders, 1890, or in any County Court Rules of subsequent date as the case may be.

(6) The Clerk of the Crown and Peace (in these Rules referred to as "The Clerk of the Peace") shall be the Registrar of the Court for the purposes of the Act, and the word "Judge" shall mean County Court Judge, and shall include Recorder and, where applicable, any Arbitrator appointed under the Act.

2. Where application is made for the settlement by the Judge of any question in dispute which under the Act is to be referred to him for settlement, the party claiming compensation shall be and be called "the Applicant," and the Minister of Home Affairs for Northern Ireland shall be and be called "the Respondent."

3. More persons than one may be joined as applicants in one application in any case in which such persons might be joined in one action as plaintiffs under Order 1, Rule 3.

4. Upon the hearing of the Arbitration, the Judge may join, either as Applicant or Respondent any person whose presence may be necessary to enable the Judge effectively and completely to arbitrate upon and settle all questions submitted to him for settlement or involved in the Arbitration, and the Judge may give such directions as may be necessary and proper for service of the Notice of Application and proceedings upon any person so joined as aforesaid, and may, if necessary, adjourn the hearing of the Arbitration.

5. The provisions of the County Courts (Ireland) Orders, 1890, and the Amending Orders as to parties suing or defending on behalf of other persons having the same interest, and the provisions of the said Orders as to persons under disability, and partners suing or being sued, shall, with the necessary modifications, apply to proceedings by way of Arbitration under the Act.

6. No application to the Judge under the Act shall be made unless and until some question in dispute has arisen between the person claiming compensation and the Minister of Home Affairs for Northern Ireland, and such question has not been settled by Agreement.

7. (1) Where any question has arisen and has not been settled by Agreement, such question shall be referred to the Judge for settlement by the applicant filing with the Clerk of the Peace a request for Arbitration entitled in the matter of the Act and in the matter of the Arbitration, which request shall state concisely the question that has arisen, and shall, with the

subsequent proceedings, be recorded in the same manner as proceedings by Equity Civil Bill.

(2) Particulars shall be appended to or annexed to the request containing—

(a) The full address and description of the applicant, and the full name and address of his Solicitor, if the proceedings are commenced through a Solicitor;

(b) A concise description of the property alleged to have been taken, occupied, destroyed or otherwise interfered with;

(c) A concise statement of the interest of the applicant therein;

(d) Particulars of the acts complained of in respect of which compensation is claimed, with dates;

(e) Particulars of amount claimed for compensation.

(3) The request and particulars shall be according to Form A in the Schedule, with such modifications as the nature of the case may require.

(4) Where by reason of their length, any part of the particulars aforesaid cannot conveniently be appended or annexed to the request, such particulars may be included in a separate document, referred to in the request, and filed and served therewith.

8. The request shall be made to the County Court Judge of the County in which the property alleged to have been taken, occupied, destroyed, or otherwise interfered with, or any part thereof, is situate, or in which the acts complained of, or any of them, took place.

9. The applicant shall deliver to the Clerk of the Peace with the request and particulars two copies thereof, one for the Judge, and the other to be served upon the Respondent.

10. (1) On the delivery of the request to the Clerk of the Peace, the Judge shall fix a time and place for the settlement of the question referred to him by such request, and the Clerk of the Peace shall note same on each of said copies.

(2) The Respondent shall be served with the copy of the request and particulars containing such note, filled up and signed by the Clerk of the Peace at least 10 clear days before the return day mentioned in the note.

(3) The Judge may at any time alter the time, date, or place so fixed by him as aforesaid for the settlement of any question, and the Clerk of the Peace shall forthwith give notice to the parties of any such alteration.

(4) The Arbitration shall be held by the Judge at the time, date, and place mentioned in such note or Notice of Alteration, if the Respondent has been duly served.

(5) The Judge shall have power to fix any place within Northern Ireland for the Arbitration, whether within or without the jurisdiction of the County Court in which the request is brought, and may fix any time, whether in or out of any ordinary Sessions for such County, having due regard to the reasonable convenience of the parties.

(6) The Judge may adjourn the hearing from time to time, and from one place to another, having regard to Sub-section 5 of this Rule.

11. (1) If the Respondent considers that the question in dispute is not accurately set forth in the request, or that the applicant's particulars are in any respect inaccurate or incomplete, or desires to bring any offer of compensation,