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Requisitioning of Premises.

REGULATIONS, DATED 31ST MAY, 1944, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION EIGHT OF AND PARAGRAPH 4 OF THE SCHEDULE TO THE HOUSING (REQUISITIONING OF PREMISES) ACT (NORTHERN IRELAND), 1944.

1944. No. 47.

The Ministry of Home Affairs for Northern Ireland (hereinafter referred to as " the Ministry "), in exercise of the powers conferred on it by section eight of and paragraph four of the Schedule to the Housing (Requisitioning of Premises) Act (Northern Ireland), 1944, (hereinafter referred to as " the Act "), hereby makes the following regulations :—

1. These regulations may be cited as the Housing (Requisitioning of Premises) (General) Regulations (Northern Ireland), 1944.

2. The Interpretation Act, 1921, shall apply for the purpose of the interpretation of these regulations as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

3. A local authority, in the exercise of its powers and duties under the Act, shall as far as practicable use the forms set out in the Schedule hereto or forms substantially to the like effect, but this regulation shall not be construed so as to require a local authority to give to any person any notice in any particular form or of any kind whatever.

4. Any person claiming compensation under sub-paragraph (*a*) of paragraph one of the Schedule to the Act shall give notice, specifying full particulars of the claim, to the local authority and, for that purpose, shall use the form set out in the Schedule hereto or a form substantially to the like effect.

5. In any case where a local authority receives from the owner of any requisitioned premises a notice stating that he requires the premises for bona fide use as a dwelling-house by a person engaged on work necessary for the proper working of an agricultural holding, or with whom, conditionally on housing accommodation being provided, a contract for employment on such work has been entered into, the local authority shall forthwith send a copy of the notice to the Ministry, and the

Ministry, if satisfied that the premises are so required, shall direct the local authority to deliver up possession of the requisitioned premises under section three of the Act.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland, this thirty-first day of May, One thousand nine hundred and forty-four, in the presence of

(L.S.) *G. W. Brownell,*
Assistant Secretary.

SCHEDULE.

FORM No. 1.

FORM OF NOTICE OF INTENTION TO TAKE POSSESSION OF PREMISES.

To (1)..... ; and

To all others whom it may concern :—

TAKE NOTICE that the (2).....
in pursuance of their powers under the Housing (Requisitioning of Premises) Act (Northern Ireland), 1944, intend to take possession of the premises known as

(3) .....

.....

for the purpose of providing therein accommodation for persons who are homeless or inadequately housed.

Dated this day of , 19 .

.....
(Signature of the Clerk of the local authority.)

Directions for filling up this Form.

1. Name, residence and description of the owner or any other person appearing to the local authority to be interested in the premises.
2. Description of the local authority.
3. Such a description of the premises as may be sufficient for its identification.

NOTE.

Sub-section (5) of section one of the Housing (Requisitioning of Premises) Act (Northern Ireland), 1944, provides (*inter alia*) as follows :—

" (5) The powers conferred by this Act shall not be exercisable—

(*a*) where a local authority give to the owner or to any other person appearing to them to be interested in any premises a notice in writing of their intention to take possession thereof under this Act and the owner or other person interested therein lets the premises for bona fide use as a dwelling-house, and the tenant to whom the premises have been so let has within thirty days from the date of the notice entered into actual occupation and possession thereof ; . . . . . "

FORM No. 2.

Requisition No. .....

FORM OF NOTICE OF REQUISITIONING OF PREMISES.

To (1) ..... ; and
To all others whom it may concern :—

TAKE NOTICE that, in exercise of the powers conferred upon them by section one of the Housing (Requisitioning of Premises) Act (Northern Ireland), 1944, the (2)....., with the consent of the Ministry of Home Affairs for Northern Ireland, has this day taken possession of the premises known as (3).....
for the purpose of providing therein accommodation for persons who are homeless or inadequately housed.

Dated this day of 19 .
(to be sealed with the Common Seal of the local authority).

Directions for filling up this Form.

1. Name, residence and description of the owner or any other person appearing to the local authority to be interested in the premises.
2. Description of local authority.
3. Such a description of the premises as may be sufficient for its identification.

FORM No. 3.

Requisition No. .....

FORM OF NOTICE REQUIRING REMOVAL OF FURNITURE AND CHATTELS FROM PREMISES.

To (1) ..... ; and
To all others whom it may concern :—

TAKE NOTICE that, in exercise of the powers conferred upon them by sub-section (4) of section one of the Housing (Requisitioning of Premises) Act (Northern Ireland), 1944, the (2).....hereby require you to remove all furniture and other chattels from the premises known as (3) .....

ALSO TAKE NOTICE that if you neglect or fail to comply within (4).....days with this requirement, the said Council may themselves carry out the removal and may make such arrangements for the storage thereof as the Council may consider necessary.

Dated this day of 19 .
(to be sealed with the Common Seal of the local authority).

Directions for filling up this Form.

1. Name, residence and description of the owner or any other person appearing to the local authority to be interested in the premises.
2. Description of local authority.
3. Such a description of the premises as may be sufficient for its identification.
4. Such period as the local authority may consider reasonable.

FORM No. 4.

Licence No.....

FORM OF LICENCE TO OCCUPY REQUISITIONED PREMISES.

THIS AGREEMENT made the day of One thousand nine hundred and..... BETWEEN..... (hereinafter called " the Council ") of the one part and..... (hereinafter called " the occupier ") of the other part WITNESSETH as follows :—

1. In consideration of the payments by the occupier hereinafter mentioned and of the conditions on the part of the occupier to be observed hereinafter contained the Council hereby gives its licence and authority for the occupier to occupy..... .....from the.....day of..... One thousand nine hundred and..... until such occupation is determined in manner hereinafter provided.

2. The occupier will pay to the Council weekly the sum of..... the first payment to be made on the.....day of.....19 .

3. (*a*) The occupier will use the premises for residential purposes only and will not carry on or permit to be carried on therein any trade or business and will not do or permit to be done any act or thing which may cause discomfort or annoyance to other occupiers of the said premises or of any part of the building of which said premises form part or to the occupiers of neighbouring premises and will at all times during his or her occupation keep the said premises in a clean state and condition.

(*b*) The occupier will not permit or cause any damage to be done to the premises and will at or before the end of the occupation hereby authorised make good any damage which he or she has permitted or caused as aforesaid (reasonable wear and tear excepted).

(*c*) The occupier will not part with or share possession of the premises or any part thereof and will not without the written consent of the Council keep any lodger therein.

4. The occupier will permit the Council or its agent or agents at all reasonable times of the day to enter into and upon the said premises and examine the state and condition thereof and to effect any repairs which the Council may consider necessary.

5. The occupation hereby authorised may be determined at any time by either party giving to the other at least seven clear days' notice in writing determining the occupation and on the expiration of any such notice the occupation hereby authorised shall be determined but subject and without prejudice to the rights and remedies of the Council in respect of any sums payable under clause 2 hereof remaining unpaid or in respect of any breach of any of the conditions on the part of the occupier to be observed contained in clause 3 hereof.

6. Nothing in this agreement shall authorise the occupier to continue in occupation of the premises after the use of the premises has ceased to be under the control and management of the Council.

In witness whereof the Council has caused its Common Seal to be hereunto affixed and the occupier has hereunto set his hand the day and year first above written.

Sealed with the Common Seal of the Council in presence of :—

Signed by the said .....in presence of :—

FORM No. 5.

Licence No. .....

FORM OF NOTICE TERMINATING LICENCE TO OCCUPY PREMISES.

To (1) .....

The (2) .....hereby gives you notice that the Licence granted by agreement dated the.....day of..... 19....., made between the Council of the one part and..... of the other part to occupy the premises known as (3)..... shall determine and stand revoked as from the (4).....day of..... 19....., and that you are required to deliver up possession of the said premises on that date.

Dated this day of 19

(to be sealed with the Common Seal of the local authority).

Directions for filling up this Form.

1. Name, residence and description of occupier.
2. Description of local authority.
3. Description of premises.
4. At least 7 clear days' notice must be given.

FORM No. 6.

FORM OF NOTICE OF SURRENDER OF PREMISES.

Requisition No. .....

To (1) ..... ; and
To all others whom it may concern.

TAKE NOTICE that on.....the.....day of ..... 19....., the (2) .....will surrender to you possession of the premises known as (3) ..... which were requisitioned under the Housing (Requisitioning of Premises) Act (Northern Ireland), 1944.

Dated this day of 19

(to be sealed with the Common Seal of the local authority).

Directions for filling up this Form.

1. Name, residence and description of owner or any other person appearing to the local authority to be interested in the premises,
2. Description of local authority,
3. Description of premises,

FORM No. 7.

Requisition No. .....

FORM OF NOTICE OF CLAIM FOR COMPENSATION UNDER PARAGRAPH 1 (*a*) OF THE SCHEDULE TO THE HOUSING (REQUISITIONING OF PREMISES) ACT (NORTHERN IRELAND), 1944, IN RESPECT OF THE TAKING POSSESSION OF PREMISES.

1. Name of Claimant. Address. Business or description.	
2. Situation and precise description of the premises requisitioned, with plan if available. Particulars of buildings or parts of buildings within the same curtilage of which possession has not been taken.	
3. Nature of interest. If OWNER-OCCUPIER, state date of last known letting and give short particulars thereof. If TENANT, state :— (*a*) Landlord's name and address ; (*b*) Nature of tenancy or lease ; (*c*) Date of Tenancy or Lease and short particulars and any special covenants or circumstances ; (*d*) How determinable and term unexpired ; (*e*) Rent payable ; and (*f*) Who is responsible for :— (i) tenant's rates and taxes ; (ii) repairs ; (iii) insurance ; and (iv) other expenses or outgoings, if any.	
4. Rateable value.	
5. Particulars of mortgages, charges, or other incumbrances, stating names and addresses of mortgagees, chargees, or incumbrancers.	
6. Particulars of all outgoings, *e.g.* ground rent, insurance, etc.	
7. Date possession taken by local authority.	
8. Particulars of claim, showing how the amount claimed is calculated.	

Dated the day of 19 .

Signature of Claimant.....

(for use by local authority only).

1. Date of receipt of claim.....

FORM No. 8. HOUSING (REQUISITIONING OF PREMISES) ACT (N.I.), 1944.

Register of Requisitioned Property.

Number	Address of Property	Owner		Particulars of Property		Date of Requisition	No. of families to be accommodated	Minute authorising Requisition	Date of Sanction of Ministry	Amount of Compensation		Remarks
		Name	Address	State whether Dwelling House or other Building	State whether furnished or unfurnished					Under Schedule (*a*)	Under Schedule (*b*)	

N.B.—The " Remarks " column should be used for recording any special circumstances relating to individual cases, and should include references to Architects' reports upon the condition of premises, inventories of furniture, etc.