EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order, which comes into operation on 20th July, 1965, amends the Sugar Confectionery and Food Preserving Wages Regulation Order (Northern Ireland) 1964 (Order N.I.F. (67)) by increasing the statutory minimum remuneration fixed by that Order and by reducing the normal working week from one of 42 hours to one of 41 hours.

New provisions in the Schedule are printed in italics.

1965. No. 143 **[NC]**

NURSES AND MIDWIVES

The Joint Nursing and Midwives Council for Northern Ireland (Legal Assessor) Rules 1965

RULES, DATED 5TH JULY, 1965, MADE BY THE LORD CHIEF JUSTICE OF NORTHERN IRELAND, UNDER SECTION 5 OF THE NURSES AND MIDWIVES (AMENDMENT) ACT (NORTHERN IRELAND) 1961.

I, the Right Honourable John Clarke, Baron MacDermott, Lord Chief Justice of Northern Ireland, by virtue of the powers conferred on me by section 5 of the Nurses and Midwives (Amendment) Act (Northern Ireland) 1961(a) and of all other powers enabling me in that behalf do hereby make the following Rules:—

1. These Rules may be cited as the Joint Nursing and Midwives Council for Northern Ireland (Legal Assessor) Rules 1965, and shall come into operation on the 19th day of July, 1965.

2. In these Rules—

"The Act of 1959" means the Nurses and Midwives Act (Northern Ireland) 1959(b).

"The Joint Council" means the Joint Nursing and Midwives Council for Northern Ireland referred to in section 1 of the Act of 1959.

"The Committee" means the Disciplinary Committee appointed by the Joint Council.

"The Register" means the Register of Nurses maintained by the Joint Council under section 2 of the Act of 1959.

"The List" means the list of nurses maintained by the Joint Council under section 5 of the Act of 1959.

"The Roll" means as respects midwives the roll maintained by the Joint Council under section 22 of the Act of 1959 and as respects enrolled nurses the roll maintained under section 2 of the said Act.

"Legal assessor" means an assessor appointed under section 5 of the Nurses and Midwives (Amendment) Act (Northern Ireland) 1961.

(a) 1961. c. 14. (b) 1959. c. 19.

3. It shall be the duty of the legal assessor (*a*) to be present at all proceedings before the Committee relating to the removal of a person from the Register, the Roll or the List for disciplinary reasons and at any other proceedings relating to the removal of a person from, or the restoration to, the Register, the Roll or the List, at which his attendance is required by the Committee and (*b*) to advise the Committee on any questions of law and the admission of evidence arising in the proceedings which they may refer to him.

4. It shall be the duty of the legal assessor to inform the Committee of any irregularity in the conduct of any such proceedings as aforesaid which may come to his knoweldge and to advise them of his own motion where it appears to him that, but for such advice, there is a possibility of a mistake of law being made.

5. The advice of the legal assessor shall be tendered to the Committee in the presence of every party, or person representing a party, to any such proceedings as aforesaid who appears thereat. Provided that if, in the case of any question referred by the Committee to the legal assessor while the Committee are deliberating in private, the Committee consider that it would be prejudicial to the discharge of their duties for the advice to be tendered in the presence of the said parties or their representative, it may be tendered in their absence, but the legal assessor shall, as soon as may be, personally inform them of the question which has been put to him by the Committee and of his advice thereon, and his advice shall subsequently be put in writing and a copy thereof shall be given to every such party or representative.

6. If on any occasion the Committee do not accept the advice of the legal assessor, a record shall be made of the question referred to him, of the advice given and of the refusal to accept it (together with the reasons for such refusal), and a copy of such record shall be given to every party, or person representing a party, to the proceedings who appears thereat.

7. Copies of written advice, made for the purposes of either Rule 5 or Rule 6, shall be available on application to every party to the proceedings who does not appear thereat.

Dated this 5th day of July, 1965.

MacDermott,
Lord Chief Justice.

EXPLANATORY NOTE

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

These Rules regulate the functions of the legal assessor appointed under section 5 of the Nurses and Midwives (Amendment) Act (Northern Ireland) 1961 to advise the Disciplinary Committee of the Joint Nursing and Midwives Council for Northern Ireland on questions of law arising in proceedings before the Committee.