1970. No. 340 **[C]**

COUNTY COURT RULES

Electoral Registration Appeals

RULES, DATED 21ST DECEMBER 1970, MADE BY THE MINISTER OF HOME AFFAIRS UNDER SECTION 146 OF THE COUNTY COURTS ACT (NORTHERN IRELAND) 1959.

I, Major the Right Honourable James Dawson Chichester-Clark, D.L., Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by section 146 of the County Courts Act (Northern Ireland) 1959(**a**), and all other powers thereunto enabling, do hereby, upon the recommendation of the County Court Rules Committee and after consultation with the Lord Chief Justice, make the Rules hereinafter set forth.

Dated this 21st day of December 1970.

J. D. Chichester Clark,
Minister of Home Affairs
for Northern Ireland.

Citation and commencement

1. These Rules may be cited as the County Court (Electoral Registration Appeal) (Amendment) Rules (Northern Ireland) 1970 and shall come into operation on 1st January 1971.

Right of audience before County Court on hearing of registration appeals

2. In Rule 8 of the County Court (Electoral Registration Appeal) Rules (Northern Ireland) 1969(**b**) in paragraph (1) the words from "or by any other person" to the end and paragraph (2) are revoked.

Amendment of Rule governing service of documents

3. In Rule 16 in paragraph (1) the words from "Without prejudice" to "in the County Court" are revoked and in paragraph (2) at the end there shall be added the following words:—

"and, notwithstanding anything in Order 6 of the County Court Rules (Northern Ireland) 1965(**c**), may be effected by a process server, a solicitor or member of the staff of that solicitor's office over 16 years of age."

(a) 1959. c. 25.
(b) S.R. & O. (N.I.) 1969, No. 345.
(c) S.R. & O. (N.I.) 1965, No. 261.

EXPLANATORY NOTE

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

These Rules declare the right of audience before the County Court Judge hearing an appeal from the Clerk of the Crown and Peace or other revising officer on the right to inclusion on the electoral list other than in the special circumstances referred to in section 139(*d*) of the County Courts Act (Northern Ireland) 1959.

The Rules also enable a solicitor acting for any party to such an appeal or a member of the office staff of that solicitor to serve documents in connection therewith.