

Valentine—what is it and how to navigate it?

Introduction

Valentine: All Laws of Northern Ireland (Valentine) covers the whole spectrum of Northern Irish law and is designed to enable practitioners to answer the full range of questions likely to arise in the course of their work.

The work is written and updated by Barry Valentine (a practising barrister in Northern Ireland 1974-2017) with case law contributions from Séamus McIlroy (a practising barrister).

Valentine is a collection of the complete text, up-to-date and as applying to Northern Ireland, of Acts, Orders, Rules and regulations relating to law, procedure and evidence.

Case law coverage includes all Northern Ireland case law and significant, relevant Irish case law. Most English case law is omitted because it is readily accessible elsewhere and substantive summary of case law is in Halsbury's *Laws of England*; however, a few English cases are included if they are of fundamental importance, or of particular importance in NI. English law in many areas is similar or the same as Northern Ireland. Readers should beware that the law of England is different in many subjects, notably land law, criminal and civil procedure.

Commentary is offered in a dedicated commentary section and in extensive legislative annotations.

Improving accessibility

Since acquiring the copyright in Valentine we have embarked on a comprehensive review and enhancement process to make Valentine more accessible for our users. Here are the key improvements we have made so far:

- ✓ **Enhanced search relevance:** we've significantly improved the search relevance by eliminating content duplication, which ensures that you now get more precise and efficient search results.
- ✓ **Improved browse experience:**
 - Modern legislation layout: the Valentine annotated legislation is now found in one of two places, either Primary legislation or Subordinate legislation, structured by jurisdiction (NI or UK) and within that chronologically.
 - Quick links to court rules: provide quick access to the most important Court Rules.
 - Dedicated commentary section: a dedicated commentary section now houses the valuable Valentine commentary, grouped by subject, complete with their useful alphabetical lists of relevant statutes.
 - Streamlined new materials: this section provides a note of all statute law and case law for the current and preceding year, so you can quickly appreciate what's new (NB a work in progress).
 - Relevant historical materials: materials no longer in force but still relevant, can be found in the Historical materials section for easy reference.

Noteworthy case digests: summaries of key case law, pending inclusion in the commentary or annotations, are now provided via a dedicated case digest section (NB a work in progress).

Non-statutory materials: Court guidance, Practice Notes and Directions and other useful non-statutory material are easily accessed via this new section.

EU retained law: EU retained law as it relates to Northern Ireland is now provided in its own section.

Old structure v new: a comparison

Old structure heading	Old structure contents	New structure
Source guide	Essentially a contents list providing a list of abbreviations and case citations used in the work, along with lists of the folders and files in the work	To browse contents use interactive table of contents functionality on the left-hand side of the screen To search contents use search box to search across all content or search within Valentine
Index	Contained lists of subject matter files; British statutes; NI statutes; Subordinate legislation (leading and comprehensive); a complete A – Z index and New material files by year	To browse contents use interactive table of contents functionality on the left-hand side of the screen To search contents use search box to search across all content or search within Valentine New materials are now in their own section New materials grouped by year
Criminal materials (previously known as Crim stats)	Contained commentary and legislation relevant to criminal law and procedure arranged by subject-matter	Criminal materials subject matter files are now in Commentary>Criminal with subjects listed alphabetically All criminal acts are now in Primary legislation, categorised by jurisdiction and then by year All criminal subordinate legislation is now in Subordinate legislation, categorised by jurisdiction and then by year

<p>General materials (previously known as Gen Stats)</p>	<p>Contained or cross-referenced in chronological order:</p> <p>It also included separate files on important legislation which has been repealed but whose provisions may still be relevant to the facts of a particular case, eg the Companies (NI) Order 1986 in Companies and Firms pre-2009 in GENSTATS.</p>	<p>General materials subject matter files are now in Commentary>General with subjects listed alphabetically</p> <p>All acts are now in Primary legislation, categorised by jurisdiction and then by year</p> <p>All the Acts of the pre-1801 Irish Parliament, NI Parliament/Assembly and Orders in Council with an NI number ranking as such</p> <p>All Westminster Acts which apply to NI in any way, though not necessarily the full text. The text of such Acts is included where of particular application to NI or general interest to lawyers</p> <p>All subordinate legislation is now in Subordinate legislation, categorised by jurisdiction and then by year</p> <p>Repealed legislation whose provisions may still be relevant are now in Historical materials>General listed alphabetically</p>
<p>Subordinate materials</p>	<p>Contained:</p> <p>Some SRs and SIs. Although some SRs and SIs which are regarded as being rules of procedure for courts and tribunals were contained in GENSTATS.</p> <p>Some SRs and SIs which concern criminal law and procedure were contained in CRIMSTATS; with cross-references to them in the Subordinate Legislation files.</p>	<p>All subordinate legislation is now in Subordinate legislation, categorised by jurisdiction and then by year</p> <p>Virtually all the Statutory Rules and Orders of Northern Ireland (SRs) and important Statutory Instruments of UK (SIs) and SIs of particular application to NI</p>

New structure

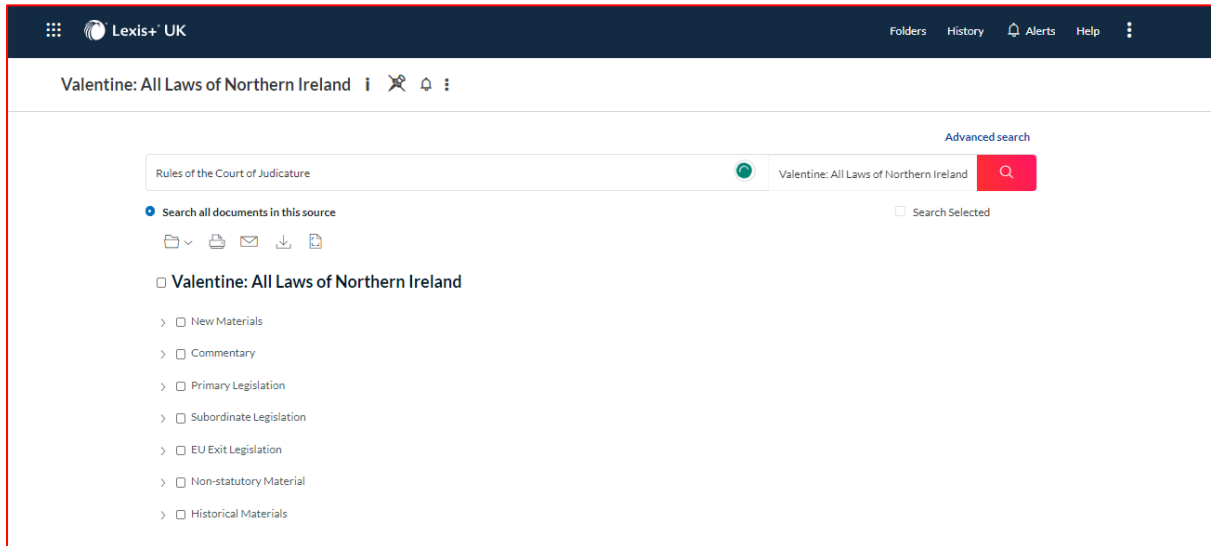
New structure	Contents
New materials	Provides a note of statute law and case law by year and then subject, alphabetically listed, for the current and preceding year
Quick links to court rules	Provides links to key court rules
Commentary	Provides commentary, by subject, complete with alphabetical lists of relevant statutes
Case digests	Provides digests of cases by year and then subject from 2017 onwards
Primary legislation	Provides all primary legislation in one place, categorised by jurisdiction and then by year
Subordinate legislation	Provides all subordinate legislation in one place, categorised by jurisdiction and then by year
EU retained legislation	Provides EU retained legislation relevant to NI and text of the Northern Ireland/Ireland Protocol (as amended by the Windsor Framework)
Non-statutory material	Provides non-statutory materials including Court guidance, Practice Notes and Directions listed by court and an Other section for non-court related material eg PACE codes
Historical materials	Provides repealed legislation whose provisions may still be relevant

Viewing text on Lexis+

Individual statutory and subject-matter entries can be accessed in each Folder by the Table of Contents. When an entry is thus opened the whole text of the statute etc. or Part or section thereof can be viewed by clicking on 'View the Whole of ...'

Creating folders to access frequently used materials on Lexis+

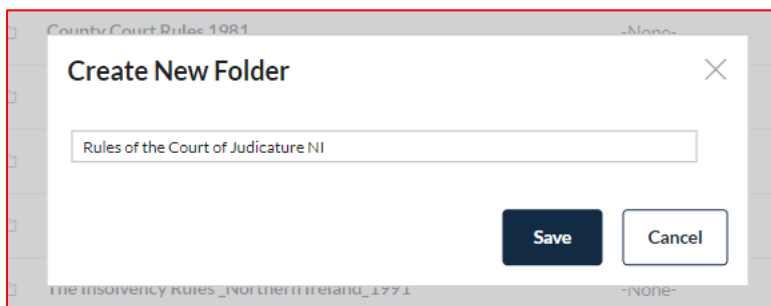
1. Browse via the Valentine TOC or Search for the material you are looking for using the Search within Valentine box, eg the Rules of the Court of Judicature 1980:



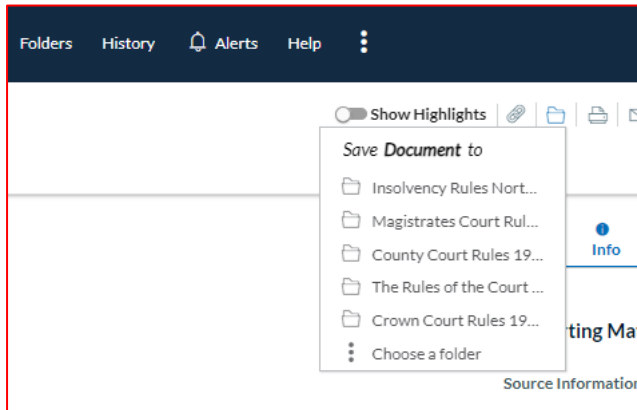
2. Click into the result you are looking for:



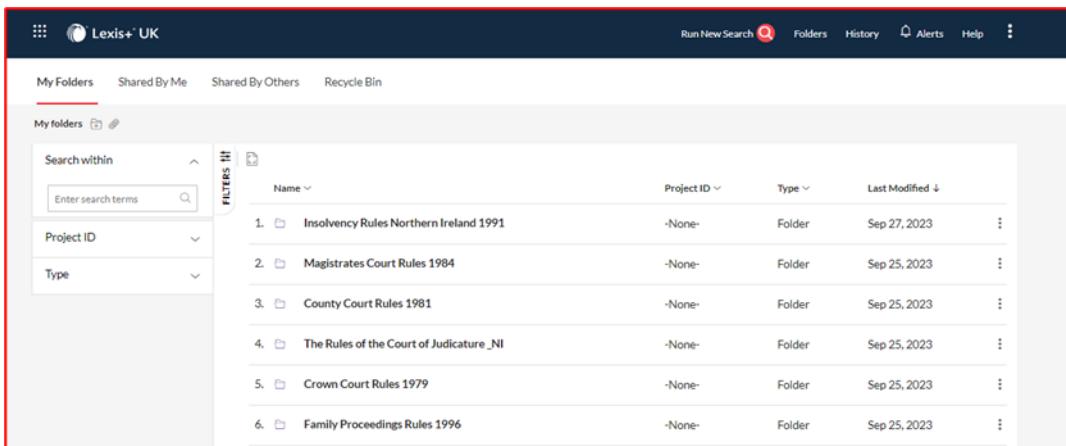
3. Use the Folder functionality to create a folder and name it accordingly:



4. Save the document to your created folder.



5. Quickly access the document via the folder you have created.



Additional information about Valentine's scope and other aspects of the work

Valentine contains all NI statutes; UK Acts and SIs which have a particular importance for or application to NI; and NI Statutory Rules & Orders.

It does not contain certain NI statutes or parts thereof which are of only local, financial or administrative interest; UK Acts and SIs which are of general application to the UK, have no particular interest to lawyers and which do not have a particular application to NI. Provisions in UK Acts which merely provide that the NI Parliament or Assembly, or the Secretary of State by Order-in-Council for NI, has power to pass legislation for the same purposes as the Act; Forms annexed to Rules are listed but only some important forms are set out in full; EU Directives and Regulations; International Treaties.

Symbol ?? indicates that there is some point or query about the text yet to be resolved. For example "[in force on ??] or [am. from ??]" means that the provision or the amendment of it is not yet in force as far as the author knows.

Valentine is up to date so far as reasonably practicable on materials available at the date published. There is a time lapse of some months in incorporating case law judgments. Statute law is as stated in the published material up to a few weeks before the date of each new version of this work.

Legislation is printed with all amendments in force to the date of publication. The source of amendments is only noted if it seems helpful. The date of coming into force is given for more recent enactments or where it seems important. The source and date of amendments to SRs and SIs is given.

Amending provisions of prospective legislation not yet in force is found in the amending statute. Where amending or repealing provision of a statute comes into force, the text of the amending statute is removed therefrom and placed in the appropriate place of the amended statute

Provisions relating to only England or Scotland are omitted, where a provision which applies to NI as well as the whole UK and an amendment or repeal therein is made for England or GB only, a note is inserted alerting readers to that fact, to prevent the reader from thinking that the author has mistakenly omitted the change.

Indirect amendments are indicated by putting the changed words in square brackets.

By virtue of the Interpretation Acts, where a statute is repealed and replaced, any reference to the repealed statute is impliedly amended by substitution of reference to the replacing statute and any rules or regulations made under it are impliedly deemed to continue to operate under the replacing statute. Where a statute is modified or impliedly amended, every effort has been made to identify and set out any modifications using square brackets to indicate implied amendments.

In titles of Acts they are Acts of the UK Parliament unless the words '(Ireland)' or '(Northern Ireland)' appear after the words 'Act'.

Annotations to statutes or rules are marked in square brackets with the word 'Annotation' and are shaded.

Abbreviations

Anderson	Legal Costs in Northern Ireland (SLS 1993)
Archbold	Archbold Criminal Pleading and Practice
Bar Handbook	Code of Conduct of the Bar of Northern Ireland (1990)
Blackstone	Criminal Practice
Carleton	Jurisdiction and Procedure in the County Courts in Ireland (2nd ed., Dixon, Dublin 1891)
CCA	Court of Criminal Appeal
CC judge	county court judge
CC Rules	County Court Rules

CF Rules	Court Funds Rules (NI) 1979
Chronological Table NI	Chronological Table of Statutes in NI (HMSO)
Civil Proceedings-The County Court,	Civil Proceedings - The County Court, by B.J.A.C. Valentine (SLS 1999)
Civil Proceedings-The Supreme Court,	Civil Proceedings - The Supreme Court, by B.J.A.C. Valentine (SLS 1997). Now known as the Court of Judicature
Connolly Immigration	Immigration Law of Northern Ireland by Fionnuala Connolly (SLS 2011)
Copinger	Law and Practice of the County Courts in Ireland (Dublin 1858)
Crim LR	Criminal Law Review (monthly journal)
Criminal Procedure in NI	Criminal Procedure in Northern Ireland by B.J.A.C. Valentine (SLS Legal Publications NI, 2 nd ed. 2010)
CRU	Compensation Recovery Unit
Cumulative Supplement (NI)	Cumulative Supplement to Statutes Revised (NI) 1981 (HMSO) [was published annually]
Daniell	Chancery Practice (1914)
Deasy's Act	Landlord and Tenant Law Amendment (Ireland) Act 1860
ECHR	European Convention on Human Rights 1950
ECtHR	European Court of Human Rights
EJ Office	Enforcement of Judgments Office
EU	European Union (formerly European Community)
F & P Order	Fines and Penalties (NI) Order 1984
FP Rules	Family Proceedings Rules (NI) 1996
Gabbett	Treatise on the Criminal Law by Joseph Gabbett (Dublin 1843) Vol. 1
Grattan	Succession Law in Northern Ireland (SLS 1996)
Halsbury's SIs	Halsbury's Statutory Instruments (22 vols.)
Halsbury's Laws of England	Halsbury's Laws of England and Wales (5th ed. 2008-, unless otherwise stated)
HalsbyStats	Halsbury's Statutes of England and Wales 4th ed. (50 vols.)
High CA Ir	High Court of Appeal in Ireland which was the appellate court from Northern Ireland and Southern Ireland 1920-1922
HR Practice	Human Rights Practice (Sweet & Maxwell, loose-leaf. 2000-)
Huband	Juries in Ireland (revised ed. 1911)

Hunter	Northern Ireland Personal Insolvency (SLS 1992)
Index to SROs	Index to Statutory Rules and Orders in Force in Northern Ireland to 31.12.2004 (HMSO)
Ir	Ireland
JSB	Compendium of Sentencing Cases (Judicial Studies Board, NI), Vol. 1, January 1998 [now on NI Courts and tribunals website]
LA Gen Regs	Legal Aid (General) Regulations (NI) SR (NI) 1965/217
Lefroy	Criminal Law of Ireland (2nd ed., Barton, 1862)
Level	level of fine on the standard scale
LPC	Land Purchase Commission
NAV	net annual value for rating
NI	Northern Ireland
NILQ	Northern Ireland Legal Quarterly
O'Connor	O'Connor's Irish Justice of the Peace (2nd ed. 1915)
Osborne	County Courts in Ireland (Equity and Probate) (2nd ed., by AB Babington, 1910)
PACE	Police and Criminal Evidence (NI) Order 1989
RsCJ	Rules of the Court of Judicature
SI	UK Statutory Instrument (from 1948)
SR (NI)	NI Statutory Rule and Order
SR (UK)	UK Statutory Rule and Order (up to 1948)
TFEU	Treaty on the Functioning of the European Union, the latest name for the Treaty of Rome 1957
White Book	The (English) Supreme Court Practice, published up to 1999 (1999 ed. unless otherwise stated) (Vol.1 unless otherwise stated)
Wylie's Land Law	Irish Land Law by JCW Wylie (Butterworths 3 rd ed. 1997) (last edition which covers both parts of Ireland)
Wylie's Conveyancing	Irish Conveyancing Law by JCW Wylie (PB 1st ed. 1978) (covers both parts of Ireland)
Wylie Irish Judicature Acts (1905 ed.)	The Judicature Acts (Ireland) and Rules of the Supreme Court 1905 (Dublin 1906)

Case citations

Apart from the usual citations of English case reports, note the following-

BNIL Bulletin of Northern Ireland Law

ILRM Irish Law Reports Monthly

IR Irish Reports

NI Northern Ireland Law Reports

NIJB Northern Ireland Judgements Bulletin

NICA Official citation of transcript of judgment of the NI Court of Appeal

NICh Official citation of transcript of judgment of the NI Chancery Division

NI Fam Official citation of transcript of judgment of the NI Family Division

NIQB Official citation of transcript of judgment of the NI Queen's Bench Division

SC Session Cases [Scotland]