

Order somewhere? Where would it be? Where could it be?" I was - I was directed to go to the Houses of the Oireachtas which I did go to. They directed me that these documents would be especially where the foundation of our justice system enrolled within the Office of the Registrar of the Supreme Court, that is according to 1922 Constitution Section 42, where they are supposed to be enrolled.

11:07

THE CHIEF JUSTICE: I think that is legislation not Commencement Orders?

11:07

MR. CLOHESSY: Excuse me?

THE CHIEF JUSTICE: Is that not provision of the constitution relates to legislation not Commencement Orders, the Constitution doesn't require Orders as opposed to legislation?

11:07

MR. CLOHESSY: It does because of the fact when a piece of legislation is drafted which makes provision that certain parts of the legislation will come into effect on certain different days and if the main part of the legislation, Commencement Order No. 1 was to commence, Sections 1 and 2 and Part 1 of the 1924 Courts of Justice Act this was to be done within five months otherwise, according to Section 2 and I can read it out here, it expires basically. It becomes null and void.

11:08

THE CHIEF JUSTICE: I appreciate if there isn't a Commencement Order then the act isn't enforced?

11:08

MR. CLOHESSY: Absolutely.

THE CHIEF JUSTICE: I am simply stating that there is no provision for enrolling Orders made under