



## CHAPTER xxxiv.

An Act to confirm a Provisional Order made by the Board of Education under the Elementary Education Acts 1870 to 1900 to enable the School Board for Acton to put in force the Lands Clauses Acts. [2nd July 1901.] A.D. 1901.

**W**HEREAS the Board of Education have made a Provisional Order under the authority of the Elementary Education Acts 1870 to 1900 on behalf of the School Board for Acton and it is requisite that the same should be confirmed by Parliament:

And whereas by the Board of Education Act 1899 it is provided that the Board of Education shall take the place of the Education Department and all enactments and documents shall be construed accordingly:

And whereas the lands required to be purchased under the powers granted by the said Provisional Order and confirmed by this Act are severally described in the schedule to the said Provisional Order as set out in the schedule to this Act and are delineated on the plan accompanying the petition referred to in the said Provisional Order and copies of the said plan have been duly deposited in the offices of the two Houses of Parliament:

Be it therefore enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:—

1. The following Order as set out in the schedule to this Act shall be and is hereby confirmed and from and after the passing of this Act shall have full validity and force. Order in schedule confirmed.

2. Nothing herein contained shall be construed to authorise the School Board to extinguish any public rights of way without such Order being obtained as but for this Act would have been required for that purpose. Saving of public rights of way.

[Ch. xxxiv.] *Education Board Provisional Order* [1 EDW. 7.]  
*Confirmation (Acton) Act, 1901.*

A.D. 1901.

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Saving with  
respect to  
houses of  
labouring  
class.

3. The School Board shall not under the powers of this Act or of the said Order purchase or acquire ten or more houses which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or except with the consent of the Local Government Board ten or more houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied.

If the School Board acquire or appropriate any house or houses for the purposes of this Act in contravention of the foregoing provisions they shall be liable to a penalty of five hundred pounds in respect of every such house which penalty shall be recoverable by the Local Government Board by action in the High Court and shall be carried to and form part of the Consolidated Fund of the United Kingdom Provided that the Court may if it think fit reduce such penalty.

For the purposes of this section the expression "house" means any house or part of a house occupied as a separate dwelling and the expression "labouring class" means mechanics artizans labourers and others working for wages ~~hawkers costermongers persons not~~ working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them.

Short title.

4. This Act may be cited as the Education Board Provisional Order Confirmation (Acton) Act 1901.

S C H E D U L E.

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A.D. 1901.

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THE SCHOOL BOARD FOR ACTON COUNTY OF  
MIDDLESEX.

*Provisional Order for putting in force the Lands Clauses Acts.*

WHEREAS the School Board for the parish of Acton in the county of Middlesex require to purchase certain pieces or parcels of land for the purposes of the Elementary Education Acts 1870—1900 and not having been able to purchase the same by agreement require to put in force the provisions of the Lands Clauses Acts which apply to the purchase and taking of lands otherwise than by agreement :

And whereas the lands so required to be purchased are set forth in the schedule hereunder written :

And whereas the said School Board have made due publication of the notices and have duly served the same according to the requirements of the Elementary Education Acts 1870—1900 and have presented a petition to the Board of Education praying that an Order may be made authorising the said School Board to put in force the powers of the said Acts with respect to the purchase and taking of lands otherwise than by agreement in which petition were stated all the matters required by the said Elementary Education Acts to be stated therein and the same hath been supported by such evidence as the said Board of Education required :

And whereas the said Board of Education having considered the said petition and the proofs of the publication and service of the proper notices have thought fit to proceed with the case and have caused inquiry to be made in the district of the said School Board wherein the said lands are situate as to the propriety of the proposed Order :

Now therefore the said Board of Education having received a report after such inquiry and having duly considered the same do hereby declare that it is proper and do hereby order accordingly that the said School Board be authorised to put in force with reference to the pieces or parcels of land set forth in the schedule hereunder written the powers of the said Acts for the purchase and taking of lands otherwise than by agreement or any of them.

Given under the Seal of Office of the Board of Education this  
fifteenth day of March 1901.

(L.S.)

JOHN R. DASENT  
One of the Assistant Secretaries of the  
Board of Education.

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SCHEDULE TO THE FOREGOING ORDER.

All that piece or parcel of land situate and formerly being part of the grounds of "Derwentwater House" Acton in the county of Middlesex bounded on the north by grounds of "The Lodge" Acton on the east by ends of Woodhurst and Shakespeare Roads Acton and the flank of No. 59 in the first-mentioned road and the flank of No. 134 in the latter-mentioned road and on the south and west by the remaining portion of the grounds of the said "Derwentwater House" Acton being a site measuring about 218 feet from east to west by about 300 feet from north to south and shown upon the Plan No. 2 accompanying the petition herein-before referred to and coloured yellow thereon and marked "D" containing about 7,260 yards super.

Also all that piece or parcel of land situate at the western end of Shakespeare Road and adjoining the land last described and shown upon the Plan No. 2 aforesaid and coloured red thereon and marked "E" containing about 7 yards super.

Also a strip of land (if any there be) at the western end of Woodhurst Road (between the latter-mentioned road and the land firstly herein-before described) and shown upon the Plan No. 2 aforesaid and coloured blue thereon and marked "F" containing presumably about fourteen yards super.

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