

CHAPTER ccxiii.

An Act to confirm certain Provisional Orders of the Local Government Board under the Housing of the Working Classes Act, 1890, relating to the Urban Sanitary Districts of Brighton and Salford. [5th August 1891.]

A.D. 1891.

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereto under the provisions of the Housing of the Working Classes Act, 1890:

53 & 54 Vict. c. 70.

And whereas it is requisite that the said Orders should be confirmed by Parliament:

Be it therefore enacted by the Queen'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 Orders as amended and set out in the schedule hereto Orders in shall be and the same are hereby confirmed, and all the provisions schedule confirmed. thereof shall have full validity and force.

2. This Act may be cited as the Local Government Board's Short title. Provisional Orders Confirmation (Housing of Working Classes) Act, 1891.

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SCHEDULE.

Brighton Order.

BOROUGH OF BRIGHTON.

Provisional Order for confirming an Improvement Scheme under Part 1. of the Housing of the Working Classes Act, 1890.

To the Mayor, Aldermen, and Burgesses of the Borough of Brighton, being the Urban Sanitary Authority for that Borough; —

And to all others whom it may concern.

53 & 54 Vict. c 70.

WHEREAS it is enacted by Section 4 of the Housing of the Working Classes Act, 1890 (herein-after referred to as "the Act"), that where an official representation for the purposes of Part I. of the Act is made, in accordance with the provisions of the Act, to the Local Authority that, within a certain area in the District of such Authority, either—

- (a) any houses, courts, or alleys are unfit for human habitation, or
- (b) the narrowness, closeness, and bad arrangement, or the bad condition of the streets and houses or groups of houses within such area, or the want of light, air, ventilation, or proper conveniences, or any other sanitary defects, or one or more of such causes, are dangerous or injurious to the health of the inhabitants either of the buildings in the said area, or of the neighbouring buildings,

and that the evils connected with such houses, courts, or alleys, and the sanitary defects in such area, cannot be effectually remedied otherwise than by an improvement scheme for the re-arrangement and re-construction of the streets and houses within such area, or of some of such streets or houses, the Local Authority shall take such representation into consideration; and if satisfied of the truth thereof, and of the sufficiency of their resources, shall pass a resolution to the effect that such area is an unhealthy area, and that an improvement scheme ought to be made in respect of such area, and after passing such resolution shall forthwith proceed to make a scheme for the improvement of such area;

And whereas the Borough of Brighton is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Sanitary Authority and the Local Authority under the Act, and are herein-after referred to as "the Local Authority";

And whereas an official representation for the purposes of Part I. of the Act has been made to the Local Authority, in accordance with the provisions of the Act, that the houses and courts within the following area in the District of the Authority, namely,—

The area bounded on the south by Edward Street, on the north by Carlton Hill, on the west by the backyards of the houses in Mighell Street, and on the east by the backyards of the houses in Grosvenor Street,—

are unfit for human habitation; that diseases indicating a generally low condition of health among the population prevail within that area; that the prevalence of

those diseases may reasonably be attributed to the closeness, narrowness, and bad arrangement and the bad condition of the houses and groups of houses within that area, involving the want of light, air, ventilation, and other defects; and that the evils connected with the houses and courts within such area cannot be effectually remedied otherwise than by an improvement scheme for the re-arrangement and re-construction of the houses within such area, or some of them;

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And whereas the Local Authority, being satisfied of the truth of such official representation, and of the sufficiency of their resources, have passed a resolution that the area described in the said official representation is an unhealthy area, and that an Improvement Scheme ought to be made in respect of such area, and, after passing such resolution, have made a Scheme for the improvement of that area (herein-after reterred to as "the Scheme");

And whereas the Local Authority have included in the Scheme certain lands lying between Southover Street and Islingword Road, in their District, for the purpose of providing thereon dwelling accommodation for some of the persons of the working class displaced by the Scheme from the unhealthy area;

And whereas the Scheme was accompanied by maps marked A. A1, B. and B1, particulars, and estimates, which Scheme and estimates are as follows:—

" BOROUGH OF BRIGHTON.

" DERBY PLACE, CUMBERLAND PLACE, &c.

- "Scheme made by the Mayor, Aldermen, and Burgesses of the Borough of Brighton, acting by the Council (the Local Authority for the purpose within the meaning of the said Act), for the improvement of an unhealthy area within the Borough.
 - "1. This Scheme may be cited as the Borough of Brighton Working Classes "Dwellings Improvement Scheme, 1890.
 - "2. In this Scheme 'the Borough' means the Borough of Brighton, 'the Corpora"tion' means the Mayor, Aldermen, and Burgesses of the Borough, 'the
 "Town Clerk' and 'the Surveyor' mean respectively the Town Clerk of the
 "Borough and the Borough Surveyor for the time being, and 'the plans'
 - " means the plans which accompany this Scheme.
 - "3. The properties and places proposed to be dealt with under this Scheme are shown on four plans marked A, A1, B, and B1, duplicates of which are deposited at
 - "the office of the Town Clerk, and copies of the plans, or any part thereof,
 - " certified by the Surveyor shall be received in all Courts of Justice, or else-
 - "where, as evidence of the contents thereof respectively. Plans A and Al
 - " and B1 show what the proposed new streets and places are intended to be

" show the streets and places, lands and properties as they now are, plans B

" when the Scheme is completed.

[&]quot;IMPROVEMENT SCHEME UNDER THE HOUSING OF THE WORKING CLASSES "ACT, 1890.

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- "4. The Corporation may enter on, take compulsorily, and for the purposes of this "Scheme deal with all or any of the lands, messuages, and premises hereafter mentioned and referred to, and delineated on the plans marked A and "Al respectively, and thereon coloured blue and green, as may hereafter be determined by the Corporation to be necessary or proper for the purpose of this Scheme.
- "5. This Scheme comprises an area in respect of which an official representation was made by the Medical Officer of Health, dated 21st October, 1890, and concerning which the Council of the Borough has passed a resolution declaring it to be an unhealthy area; it is shown on plan A by blue and purple tints. Such area contains 15,117 square yards or thereabouts, and lies between Edward Street on the south, Carlton Hill on the north, the rear of the houses in Mighell Street on the west, and the rear of the houses in Grosvenor Street on the east.
- "6. The Scheme excludes part of a certain warehouse and premises shown by a "purple tint on the plan A, forming part of the area, in respect of which the "official representation was made, the Corporation being of opinion that such "exclusion is expedient.
- "7. The Scheme further comprises certain land and property, bounded on the south by Southover Street, on the north by Islingword Road, on the west by Grant Street and certain land and properties belonging or reputed to belong to the Reverend Arthur Douglas Wagner, and on the east by the rear of the houses on the west side of Islingword Street, containing altogether about 12,644 square yards, which is shown more particularly on plan A1, and thereon tinted green.
- "8. It is intended to pull down and demolish the existing buildings on the several pieces of land coloured blue and green on the said plans A and A1, but the buildings called Tarner's Almshouses may, at the discretion of the Corporation, be reserved, subject to such alterations to the buildings and to the direction and levels of roadways, approaches, and other matters as may be necessary for the proper carrying out of this Scheme.
- "9. It is intended to erect dwellings for the accommodation of persons of the working classes on the area in respect of which the official representation was made (except upon the part of such area tinted purple on the said plan A and the plots fronting to Edward Street and Carlton Hill respectively) and upon the land shown by plan A1 and thereon tinted green. As regards the said plots of land fronting to Edward Street and Carlton Hill, the buildings to be erected thereon may be used for dwelling-houses of the ordinary kind or for shops.
- "10. The Corporation may, for the purpose of carrying out this Scheme, lay out, form, pave, sewer, and complete the streets and improvements following, shown on the said plans B and B1, that is to say, 2 new streets, 44 feet wide, lying between Edward Street and Carlton Hill, one new street, 44 feet wide, lying between Scuthover Street and Islingword Road, a continuation across, and at right angles with the said last-mentioned new street of an existing street called Jackson Street, 36 feet wide, and the widening and improvement of the north side of Edward Street.
- "11. The Corporation may make and form all such approaches, communications, alterations of level, stopping up, widening or diversion of existing streets,

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"highways or roads, as may be necessary and as may hereafter be determined

" by the Corporation to be necessary or proper for the purposes of this

" Scheme.

"12. The Corporation may dispose of all or any of the lands herein-before autho-" rised to be dealt with by them, that is, may dispose of such part of them as is " required for the purposes of this Scheme, and may dispose of such part "thereof as is not required for the purposes of this Scheme, for other and " general purposes, and such disposition may be effected either by a sale in fee "simple or by building leases as the Corporation may determine to be most " advantageous.

"13. The Corporation may settle, determine, and approve the designs, elevations " and space, and all other particulars respecting the buildings to be erected on " the lands or building plots as shown on the said plans marked B and B1.

"14. All dwelling-houses to be erected in accordance with this Scheme shall be "well and substantially built, and shall be so situated and constructed as to " secure efficient ventilation, and shall be furnished with a proper water " supply and with proper drainage and other sanitary appliances and apparatus " to the satisfaction of the Corporation, and the Corporation shall enforce the " execution and maintenance of all other proper sanitary arrangements.

"15. The expenses of the execution of this Scheme (so far as they are not defrayed "out of the receipts of the Corporation, pursuant to the Housing of the "Working Classes Act, 1890), and the costs, charges, and expenses preliminary " to, and of and incidental to the preparation of this Scheme, and the appli-" cation for the Order confirming the same, and the obtaining the confirmation " by Parliament of such Order, and any deficiency for the purposes of the said " Act by reason of the excess of expenditure over receipts shall be paid by " the Corporation out of the General District Rates or out of money borrowed " in pursuance of the said Act.

"16. The said maps or plans, marked respectively A, A1, B, and B1, accompany "this Scheme, and the estimate of the cost of carrying the said Scheme into " effect, is as follows, viz.:—

" ESTIMATES.

"The Borough of Brighton Working Classes Dwellings IMPROVEMENT SCHEME, 1890.

"Estimated cost of land and buildings referred to in the official repre-" sentation tinted blue on plan A (excluding the part of a warehouse "tinted purple on the said plan), and of the additional land and "property taken for the purpose of building new dwellings for the "Working Classes, tinted green on plan A1 - 44,830

"Estimated cost of making road and sewer -- 4,950 "Estimate for contingencies, surveyor's and law charges - 1,200

50,980 "Less estimated value of land for re-sale, tinted red on plans B and B1 - 9,050

> " Estimated net cost - £41,930"

And whereas the Local Authority have, after the publication of advertisements and service of notices in accordance with the Act, presented a petition,

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accompanied by a copy of the Scheme, to the Local Government Board praying that an Order may be made confirming the Scheme; and have deposited with that Board duplicates of the maps marked A, A1, B, and B1, which accompanied the Scheme, the first three of which maps are herein-after respectively referred to as the "deposited map A," the "deposited map A1," and the "deposited map B";

And whereas on consideration of the petition, and on proof of compliance with the provisions of the Act, the Local Government Board directed local inquiry to be held, in accordance with and for the purposes mentioned in the Act, and such inquiry has been held and report has been made of the result of such inquiry in accordance with Section 19 of the Act:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Act, do, subject to the provisions of the Act, and subject as herein-after provided, hereby—

- Art. I. Confirm the Scheme subject to the modifications herein-after mentioned.
- Art. II. Declare that the limits of the areas comprised in the Scheme are the lands coloured blue on deposited map A and coloured green on deposited map A1.
- Art. III. Authorise the Scheme to be carried into execution, subject to the following conditions and modifications; viz.,—
 - (1.) The area coloured blue on deposited map A shall be taken to represent the whole of the unhealthy area.
 - (2.) All the lands within the limits of the areas comprised in the Scheme may be taken compulsorily.
 - (3.) Suitable dwellings shall be erected within the areas comprised in the Scheme for the accommodation of one thousand two hundred and twenty-three persons of the working class, so as to afford, in addition to the accommodation for the persons to be displaced under this Scheme, accommodation for one hundred and fifty persons displaced under the Improvement Scheme confirmed by the Brighton Artizans Order, 1890.
 - (4.) The following provision shall be substituted for paragraph 12 of the Scheme, viz.,—
 - If the remainder of the lands coloured blue on deposited map A will be sufficient for the erection of the dwellings required by paragraph (b.) of subdivision (5) of this Article, the Local Authority may sell or let, for purposes other than those of the Scheme as authorised by this Order, so much of the lands coloured blue on deposited map A as comprises not more than two thousand eight hundred and forty-one square yards:

Provided that the Local Government Board may modify the terms of this subdivision in such manner as may seem to them to be necessary or desirable.

(5.)—(a.) No buildings on the lands coloured blue on deposited map A shall be demolished until dwellings suitable for the accommodation of not less than six hundred and forty-four persons of the working class shall have been erected on the lands coloured green on deposited map A1, and shall have been completed fit for occupation, but when that accommodation has been

provided the Local Authority may clear the lands coloured blue on deposited map A.

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- (b.) The Local Authority shall, within two years after the whole of the lands coloured blue on deposited map A shall have been cleared of buildings, cause to be provided on such lands dwellings suitable for the accommodation of the remainder of the persons referred to in subdivision (3) of this Article.
- (c.) The Local Government Board, if satisfied that proper accommodation for the persons referred to in subdivision (3) of this Article can be otherwise provided, may, by Order, make such modifications in paragraphs (a.) and (b.) of this subdivision as may appear to them to be desirable.
- (d.) All lands on which any dwellings shall have been erected or provided in pursuance of this Scheme shall, for a period of twenty-five years from the passing of the Act of Parliament confirming this Order, be appropriated for the purpose of dwellings, and every conveyance, demise, or lease of such lands and buildings shall be endorsed with notice of this provision:

Provided that the Local Government Board may at any time dispense with the requirements of this paragraph, subject to such conditions (if any) as they may see fit.

Given under the Seal of Office of the Local Government Board, this Fourth day of June, One thousand eight hundred and ninety-one.

(L.S.) Chas. T. Ritchie, President.

Hugh Owen, Secretary.

BOROUGH OF SALFORD.

Salford Order.

Provisional Order for confirming an Improvement Scheme under Part I. of the Housing of the Working Classes Act, 1890.

To the Mayor, Aldermen, and Burgesses of the Borough of Salford, being the Urban Sanitary Authority for that Borough; —

And to all others whom it may concern.

WHEREAS it is enacted by Section 4 of the Housing of the Working Classes Act, 1890 (herein-after referred to as "the Act"), that where an official representation for the purposes of Part I. of the Act is made, in accordance with the provisions of the Act, to the Local Authority that, within a certain area in the District of such Authority, either—

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- (a) any houses, courts, or alleys are unfit for human habitation, or
- (b) the narrowness, closeness, and bad arrangement, or the bad condition of the streets and houses or groups of houses within such area, or the want of light, air, ventilation, or proper conveniences, or any other sanitary defects, or one or more of such causes, are dangerous or injurious to the health of the inhabitants either of the buildings in the said area, or of the neighbouring buildings,

and that the evils connected with such houses, courts, or alleys, and the sanitary defects in such area, cannot be effectually remedied, otherwise than by an improvement scheme for the re-arrangement and re-construction of the streets and

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houses within such area, or of some of such streets or houses, the Local Authority shall take such representation into their consideration; and if satisfied of the truth thereof, and of the sufficiency of their resources, shall pass a resolution to the effect that such area is an unhealthy area, and that an improvement scheme ought to be made in respect of such area, and, after passing such resolution, shall forthwith proceed to make a scheme for the improvement of such area;

And whereas the Borough of Salford is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Sanitary Authority and the Local Authority under the Act, and are herein-after referred to as "the Local Authority";

And whereas official representations for the purposes of Part I. of the Act have been made to the Local Authority, in accordance with the provisions of the Act, that within each of the following areas in the District of the Authority, namely,

- (a.) An area bounded by the Bonding Warehouse, off Chapel Street, by dwellings numbered alternately from 121 to 149, Chapel Street, and by Worsley Street, Wood Street, and Back Garden Street;
- (b.) An area lying between Collier Street, Rolla Street, Starkey Street, and Queen Street;
- (c.) An area comprising Weatherall's Court, Wood's Court, Nuttall's Court Hulme's Court, Moverley's Court, and Cooper's Court;
- (d.) An area bounded by Pink Street, Brougham Street, Wheathill, and the passage leading from Sandford Street to Brougham Street;
- (e.) An area comprising Lord's Passage, Lord's Buildings, and Lord's Court;

either the houses, courts, and alleys, or some of them, are unfit for human habitation, or the narrowness, closeness, and bad arrangement, or the bad condition of the streets and houses or groups of houses within such area, or the want of light, air, ventilation, or proper conveniences, or one or more of such causes, are dangerous or injurious to the health of the inhabitants, either of the buildings in the said area, or of the neighbouring buildings, and that the evils connected with such houses, courts, or alleys, and the sanitary defects in such area, cannot be effectually remedied otherwise than by an improvement scheme for the re-arrangement and re-construction of some or all of the streets or houses within such area;

And whereas the Local Authority, being satisfied of the truth of such official representations and of the sufficiency of their resources, have passed a resolution that the areas described in the eaid official representations are unhealthy areas, and that an Improvement Scheme ought to be made in respect of such areas;

And whereas the Local Authority, after passing such resolution as aforesaid, made a Scheme (herein-after referred to as "the Scheme") for the improvement of the said five areas, and for the purpose of making the Scheme efficient for sanitary purposes have included in the Scheme certain neighbouring lands, viz.:—
(a) the three rows of shops fronting Chapel Street between the Bonding Warehouse and Quay Street; (b) the public-house at the corner of Rolla Street and Collier Street, and the Calendering Works at the corner of Starkey Street and Queen Street; (c) the row of houses and the public-house fronting Queen Street, and

the row of houses fronting King Street; and (d) the row of houses between Pink Street and Sandford Street;

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And whereas the Scheme was accompanied by a map (therein referred to as "the plan annexed hereto") in three sheets, and by particulars, and estimates, which Scheme and estimates are as follow:—

"Housing of the Working Classes Act, 1890.

- "Improvement Scheme of the Mayor, Aldermen, and Burgesses of the County Borough of Salford, being the Sanitary Authority for the Urban Sanitary District of the County Borough of Salford, in respect of the areas delineated by red and dotted red lines upon the plan annexed hereto, and numbered in the said plan 3, 6, 7, 9, and 10 respectively, made in pursuance of the resolution of the Council of the said County Borough, passed at a meeting held on the 30th October, 1890.
 - "1.—The land and dwelling-houses within the limits of all the said areas shall be "taken and purchased compulsorily under the provisions of the said Act in that "behalf.
 - "2.—All the dwelling-houses and buildings within the limits of the said areas shall be pulled down, and the sites thereof cleared.
 - "3.—That the whole of the said areas shown upon the said plan be utilized—in part in for the laying out of convenient streets and approaches; in other part in the laying out of spaces, to be kept open and unenclosed for ever; and in other part for the erection of dwelling-houses for the working classes or other purposes.

" ESTIMATE OF EXPENSE.

- "I estimate the expense of the Improvement Scheme under the above Act, according to the petition and deposited plans, including the purchase of all necessary property and erection of buildings, at the sum of sixty-three thousand three hundred and seventy pounds.
 - "Dated this 19th day of December, 1890.

" A. Jacob,
" Engineer."

And whereas the Local Authority have, after the publication of advertisements and service of notices in certain cases in accordance with the Act, presented a petition, accompanied by a copy of the Scheme, to the Local Government Board praying that an Order may be made confirming the Scheme; and have deposited with that Board a duplicate of the map which accompanied the Scheme, which map is herein-after referred to as "the deposited map";

And whereas on consideration of the petition, and on proof of the publication of the proper advertisements, and of the service of the notices as aforesaid, the Local Government Board directed local inquiry to be held, in accordance with and for the purposes mentioned in the Act, and such inquiry has been held and report has been made of the result of such inquiry to the Local Government Board in accordance with Section 19 of the Act;

And whereas the Local Government Board have, on reasonable cause being shown to their satisfaction, dispensed with the service of the notices which were not served at the time mentioned in Section 6 of the Act, upon condition that in all such cases the notices required by the Act be forthwith

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served, and proof of such service has been furnished to the Local Government Board;

And whereas the Local Authority propose, for the purpose of providing dwelling accommodation for some of the persons of the working class displaced by the Scheme, to appropriate certain lands belonging to them, situate in Bloom Street, Salford (which lands are herein-after referred to as "the Bloom Street Site"):

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Act, do, subject to the provisions of the Act, and subject as herein after provided, hereby—

- Art. I. Confirm the Scheme subject to the modifications herein-after mentioned.
- Art. II. Declare that the limits of the areas comprised in the Scheme are the lands coloured pink and blue on the deposited map.
- Art. III. Authorise the Scheme to be carried into execution, subject to the following conditions and modifications; viz.,—
 - (1.) The areas coloured pink on the deposited map shall be taken to represent the whole of the unhealthy areas.
 - (2.) All the lands within the limits of the areas comprised in the Scheme may be taken compulsorily, except the lands numbered 261 and 262 on the deposited map and thereon coloured blue.
 - (3.) The Scheme, so far as it relates to the laying out of convenient streets and approaches, and other matters not provided for in this Order, shall be carried out in such manner as may be approved by Us.
 - (4.) Suitable dwellings, according to plans to be approved by Us, shall be erected within the areas comprised in the Scheme, or upon the Bloom Street site, for the accommodation of one thousand five hundred persons of the working class.
 - (5.) The Local Authority shall not, without the sanction of the Local Government Board, sell or let any of the lands within the areas comprised in the Scheme for any purpose other than the erection of suitable dwellings as aforesaid for the accommodation of persons of the working class.
 - (6.)—(a.) The Local Authority may demolish so many of the buildings on the lauds within the areas comprised in the Scheme as at the date of the Scheme provided accommodation for five hundred persons of the working class.
 - (b.) No more buildings shall be demolished until dwellings suitable for the accommodation of not less than five hundred persons of the working class shall have been erected either on the lands so cleared, or on the Bloom Street Site, and shall have been completed fit for occupation, but when that accommodation has been provided, the Local Authority may demolish so many of the other buildings on the lands within the areas comprised in the Scheme as at the date of the Scheme provided accommodation for five hundred persons of the working class.
 - (c.) When dwellings suitable for the accommodation of not less than five hundred persons of the working class over and above the number to be provided for under subdivision (6) (b) shall have been provided either on the

lands so cleared, or on the Bloom Street Site, and shall have been completed fit for occupation, the Local Authority may demolish the remainder of the buildings on the lands within the areas comprised in the Scheme.

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- (d.) The Local Authority shall, within twelve months after the whole of the buildings on the lands within the areas comprised in the Scheme shall have been demolished, cause to be provided on such lands, or on such other lands as may be approved by the Local Government Board, dwellings suitable for the accommodation of the remainder of the persons referred to in subdivision (4) of this Article.
- (e.) The Local Government Board, if satisfied that proper accommodation for the persons referred to in subdivision (4) of this Article can be otherwise provided, may, by Order, make such modifications in paragraphs (b.), (c.), and (d.) of this subdivision as may appear to them to be desirable.
- (f.) All lands on which any dwellings shall have been erected or provided in pursuance of this Scheme shall, for a period of twenty-five years from the passing of the Act of Parliament confirming this Order, be appropriated for the purpose of dwellings, and every conveyance, demise, or lease of such lands and buildings shall be endorsed with notice of this provision:

Provided that the Local Government Board may at any time dispense with the requirements of this paragraph subject to such conditions (if any as they may see fit.

Given under the Seal of Office of the Local Government Board, this Twenty-fifth day of May, One thousand eight hundred and ninety-one.

(L.S.)

CHAS. T. RITCHIE, President. Hugh Owen, Secretary.

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T. DIGBY PIGOTT, Esq., C.B., the Queen's Printer of Acts of Parliament.

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