



# Towns Improvement Clauses Act 1847

## 1847 CHAPTER 34

### *Officers*

And with respect to. the Officers to be appointed by the Commissioners or under any General Town Improvement Act, be it enacted as follows:

**VI Until an Inspector is appointed Under some general Act, Execution of Works may be proceeded with without his Approval.**

When by this or the special Act any Matter is required to be submitted to, or to be done with the Approval of, the Inspector, such Inspector shall be understood to mean an Inspector appointed under any general Act passed in this or any future Session of Parliament authorizing the Appointment of Inspectors for inspecting or superintending Works connected with paving, draining, or improving Towns or populous Districts; and until such an Officer is appointed under any such general Act, the Commissioners, unless it be otherwise provided by the special Act, may proceed in the Execution of this and the special Act without the Approval of such Officer, and as if no such Officer had been mentioned in this or the special Act.

**VII Commissioners to appoint, subject to Approval, a Surveyor.**

The Commissioners shall appoint, subject to the prescribed Approval, or, where no Approval is prescribed, subject to Approval by One of Her Majesty's Principal Secretaries of State, a Person, duly qualified, to act as a local Surveyor of the Paving, Drainage, and other Works authorized under the Provisions of this and the special Act, and of any Act to be incorporated therewith, and, with the like Approval, shall fix the Salary to be paid to such Surveyor, and shall pay such Salary out of the Rates levied under this or the special Act; and if any such Surveyor die, resign, or be removed, the Commissioners shall, with the like Approval, appoint another Person, so duly qualified, in the Room of the Surveyor so dying, resigning, or removed, and the Commissioners, with the like Approval, may remove any such Surveyor.

**VIII Surveyor, before entering upon Office, to make the following Declaration.**

Every such Surveyor upon his Appointment, and before he enters upon the Duties of his Office, shall make and subscribe before the Chairman of the Commissioners a Declaration to the Effect following; (that is to say,)

“I *A.B.*, the Surveyor of the Town [*or District*] of [*here name the Town or District*] under the [*here name the special Act*], do declare, That I will diligently, faithfully, and impartially perform the ' Duties of my Office, and to the utmost of my Power, Skill, and ' Ability endeavour to cause the several Provisions of the said Act, ' and of the Towns Improvement Clauses Act, 1847, to be strictly ' observed, and that without Favour or Affection, Prejudice or Malice, ' to any Person whomsoever.”

**IX Commissioners shall appoint an Inspector of Nuisances.**

The Commissioners shall appoint some Person, by the Title of " Inspector of Nuisances," to superintend and enforce the due Execution of all Duties to be performed by the Scavengers appointed under this or the special Act, and to report to the Commissioners any Breach of the Provisions of this or the special Act, or of any Act incorporated therewith, or of the Bye Laws, Rules, and Regulations of the Commissioners, and the Existence of any Nuisances within the Limits of the special Act; and the Commissioners shall duly publish the Name of any Inspector of Nuisances appointed by them, and shall require him to provide and keep a Book in which shall be entered all reasonable Complaints made by any Householder of the District within the Limits of the special Act of any Breach of the Provisions of this or the special Act, or of any Act incorporated therewith, or of the Bye Laws, Rules, and Regulations made by the Commissioners for the Preservation of due Order and Cleanliness or for the Suppression of Nuisances; and the Inspector of Nuisances.: shall forthwith inquire into the Truth of such Complaints, and report upon the same to the Commissioners at their next Meeting; and such Report and the Order of the Commissioners thereon shall be entered in the said Book, which shall be kept at the Office of the Commissioners, and shall be open at all reasonable Times to the Inspection of any Inhabitant of the said District or other Person interested; and ;t shall be the Duty of such Inspector of Nuisances, subject to the Direction of the Commissioners, to make Complaints before Justices, and take legal Proceedings for the Punishment of any Person who has committed any Offence under this or the special Act, or under any Bye Laws made by virtue thereof.

**X Surveyor and Inspector of Nuisances.**

The Commissioners may, if they think fit, appoint the same Person to be both Surveyor and Inspector of Nuisances.

**XI Commissioners to provide Offices for Surveyor and Inspector.**

The Commissioners shall provide Offices for the Use of the said Surveyor and Inspector in some convenient Place within the Limits of the special Act, either in connexion with their own Office or otherwise, as may be most convenient, and shall cause due Notice thereof to be given twice at the least in some Newspaper circulating within the said Limits.

## **XII Power to appoint, subject to Approval, an Officer of Health.**

The Commissioners may, if they think fit, appoint, subject to the prescribed Approval, or, where no Approval is prescribed, subject to the Approval of One of Her Majesty's Principal Secretaries of State, a Person of competent Skill and Experience, who shall be styled " The Officer of Health," whose Duty it shall be to ascertain the Existence of Diseases within the Limits of the special Act, especially Epidemics and contagious Diseases, and to point out any Nuisances or other local Causes likely to cause and continue such Diseases, or otherwise injure the Health of the Inhabitants, and to point out the best Means for checking or preventing the Spread of such Diseases within the Limits aforesaid, and also the best Means for the Ventilation of Churches, Chapels, Schools, registered Lodging Houses, and other public Buildings within the Limits aforesaid, and from Time to Time as required by the Commissioners to report to them upon the Matters aforesaid, and to perform any other Duties of a like Nature which may be required of him; and the Commissioners, with the same Approval which is necessary for the Appointment of the Officer of Health, shall fix the Salary to be paid to such Officer, and shall pay such Salary out of the Rates to be levied under this or the special Act; and the Commissioners, with the like Approval, may discontinue such Office, or remove any such Officer of Health.