



Towns Improvement Clauses Act 1847

1847 CHAPTER 34

Special Order

And with respect to Things to be done by the Commissioners by special Order only, be it enacted as follows:

CXXXIAs to certain Matters authorized to be done by the Commissioners by special Order only.

Where by this or the special. Act the Commissioners are empowered to do any thing by special Order only, it shall not be lawful for them to do such Thing unless the Resolution to do the same have been agreed to by the Commissioners in some Meeting whereof special Notice has been given, and has been confirmed in a subsequent Meeting held not sooner than Four Weeks after the preceding Meeting, and which subsequent Meeting has been advertised once at least in each of the Weeks intervening between the Two Meetings in some Newspaper circulating within the Limits of the special Act, and of which special Notice in Writing has been given to each of the Commissioners.

CXXXIIfinal Resolution not to be carried into effect for One Month, nor then if a Majority of the Ratepayers remonstrate against the same.

Provided always, That after any Resolution has been confirmed in a subsequent Meeting as aforesaid the Commissioners shall not proceed to carry the same into effect until after the Expiration of One Month from the Date of such Second Meeting, and during such Month such Resolution shall be advertised once at least in each Week in some Newspaper circulating within the Limits of the special Act and public Notice thereof shall also be given by means of Placards posted in public Places within the said. Limits, and Reference shall in such Advertisement and Notice be made to some Place provided by the Commissioners where the Plan or Particulars of the Work or Matter to which such Resolution relates may be gratuitously seen by the Rate-payers; and if before the Expiration of such Month a Remonstrance in Writing against carrying into effect such Resolution, or any Part thereof, signed by a Majority of the Rate-payers having Votes in the Election of the Commissioners (such Majority being computed with reference to the Number of Votes to which in such Election each Rate-payer

is entitled under the special Act, or any Act incorporated therewith), be presented to the Commissioners,' such Resolution, or such Part thereof as such Remonstrance applies to, shall not be carried into effect, and where any such Remonstrance applies to Part only of any such Resolution, the Commissioners may either carry into effect the remainder of such Resolution, or rescind the same, as they think fit.

CXXXIX Commissioners may purchase Slaughterhouses, &c. ;

The Commissioners may from Time to Time, with the Concurrence in Writing of the Inspector, and by special Order as herein defined, but not otherwise, purchase, rent, build, or otherwise provide such Slaughter-houses and Knackers Yards as they think proper for slaughtering Cattle within the Limits of the special Act,

CXXXV and Places for public Recreation.

The Commissioners may by a special Order as herein defined, but not otherwise, purchase, rent, or otherwise provide Lands, Grounds, or other Places either within the Limits of the special Act, or at a reasonable Distance therefrom, not exceeding Three Miles from the Centre of the principal Market Place, if any, or from the principal Office of the Commissioners, and in a Situation to be approved of by the Inspector, to be used as a Pleasure Ground or Place of public Resort or Recreation; and the Commissioners may from Time to Time level, drain, plant, and otherwise lay out and improve any such public Lands or Grounds for the more convenient Use and Enjoyment thereof.

CXXXVI Public Bathing Places and Drying Grounds.

The Commissioners may from Time to Time by special Order as herein defined, but not otherwise, purchase, rent, or otherwise provide, either within the Limits of the special Act, or at a reasonable Distance therefrom, suitable and convenient Land and Buildings in a Situation and according to Plans to be approved of by the Inspector, to be used for public Baths and Wash-houses, and public open Bathing Places and public Drying Grounds, for the Use and Accommodation of the Inhabitants within the Limits of the special Act, in washing and drying Clothes and other Articles, and may fit up the same respectively with all requisite and proper Conveniences, and from Time to Time enlarge, renew, and repair the same respectively, and afford the Use thereof respectively to such Inhabitants at such reasonable Charges, and under and subject to such Regulations, as the Commissioners may deem expedient; and every Person who offends against any such Regulations shall be liable to a Penalty, not exceeding Party Shillings for every Offence.

CXXXVII Proportion of Baths for the Working Classes.

Provided always, That the Number of Baths for the Use of the Working Classes in any Building provided by the Commissioners shall not be less than twice the Number of the other Baths of any higher Class.

CXXXVIII Charges for the Use of Baths.

The Commissioners may from Time to Time make such reasonable Charge for the Use of such Baths, Bathing Places, Wash-houses, and Drying Grounds as they think fit, but as regards the Working Classes, not exceeding the Charges if any, mentioned in the special Act, unless- for the Use of any Washing Tub or Trough for more than

Two Hours in any One Day, in which Case any Charge may be made which the Commissioners deem reasonable;

CXXXI Recovery of Charges for the Use of Baths, &c.

For the Recovery of the Charges at such Wash-houses and Drying Grounds the Officers, Servants, and others having the Management thereof may, at the Period of using the same, or at any subsequent Time detain the Clothes or other Goods and Chattels in or upon any such Wash-house or Drying Ground of any Person-refusing to pay the Charge to which such Person may be liable, or any Part thereof, till full Payment thereof be made; and in Case such Payment be not made within Seven Days, the Commissioners may sell such Clothes, Goods and Chattels, or any of them, returning the surplus Proceeds of such Sale, after deducting the unpaid Charge, and the Expences of such Detention and Sale, and the unsold Articles, if any, on Demand, to such Person.

CXL Publication of Bye Laws-in regard to Baths, &c.

A printed Copy or sufficient Abstract of the Bye Laws made by the Commissioners relating to the Use of such Baths, Bathing Places, and Wash-houses, so far as regards every such Bath, Bathing Place, or Wash-house, shall be put up in such Bath Room, Bathing Place, and Wash-house.

CXLI Sale of Baths, &c. on discontinuing them.

Whenever any of such public Baths, Bathing Places, Wash-houses, or Drying Grounds are deemed by the Commissioners to-be unnecessary or too expensive to be kept up, the Commissioners may, by special Order as herein defined, but not otherwise, discontinue the same, and sell the Lands, Buildings, and Materials for the best Price that can reasonably be obtained, and convey the same accordingly ; and the Purchase Money shall be paid to the Treasurer of the Commissioners, and be disposed of as the Commissioners direct.

CXLII Application to be made to Parliament if additional Powers necessary.

If it appear that any Works which the Commissioners deem necessary for promoting the Health or Convenience of the Inhabitants of the District within the Limit of the special Act cannot lawfully be carried into effect by the Commissioners, under the Powers vested in them by this or the special Act, by reason either that the Monies authorized to be raised by them are insufficient for the Purpose, or that any Lands are required which the Commissioners are not by this or the special Act authorized to take or use, or for any other Reason, the Commissioners may, by special Order as herein defined, but not otherwise, cause Application to be made to Parliament for an Act to enable them to execute such Works, and may defray the Expences of such Application out of the Rates authorized to be levied by them under this and the special Act.