



CHAPTER lxxxv.

An Act to confirm certain Provisional Orders of the Local Government Board relating to Abergavenny Atherton Keighley Richmond (Surrey) and Whiston (Rural). A.D. 1905.

[11th July 1905.]

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereto under the provisions of the Public Health Act 1875 :

38 & 39 Vict.
c. 55.

And whereas it is requisite that the said Orders should be confirmed by 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 Orders set out in the schedule hereto shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force. Orders in
schedule
confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 10) Act 1905. Short title:



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A.D. 1905.

SCHEDULE.

BOROUGH OF ABERGAVENNY.

Abergavenny Order. *Provisional Order for partially repealing and altering the Abergavenny Improvement Act 1854, the Abergavenny Improvement Act 1860 and the Abergavenny Improvement Act 1871.*

To the Mayor Aldermen and Burgesses of the Borough of Abergavenny ;—

And to all others whom it may concern.

WHEREAS the Borough of Abergavenny (herein-after referred to as "the Borough") is an Urban District of which the Mayor Aldermen and Burgesses acting by the council (herein-after referred to as "the Corporation") are the Urban District Council and the local authority within the meaning of the Public Health Act 1875 ;

17 Vict. c. xlix.
23 & 24 Vict.
c. cxxxvii.
34 & 35 Vict.
c. xcii.

And whereas there are in force in the Borough the unrepealed provisions of the Abergavenny Improvement Act 1854 the Abergavenny Improvement Act 1860 (herein-after referred to as "the Act of 1860") and the Abergavenny Improvement Act 1871 (which Acts are herein-after collectively referred to as "the Local Acts") as altered by the following Provisional Orders of the Local Government Board which were duly confirmed by Parliament that is to say :—

43 & 44 Vict.
c. lviii.

(1) An Order dated the Eighteenth day of May One thousand eight hundred and eighty and confirmed by the Local Government Board's Provisional Orders Confirmation (Abergavenny &c.) Act 1880 and herein-after referred to as "the Order of 1880" ; and

56 & 57 Vict.
c. clxxxix.

(2) An Order dated the Eighteenth day of May One thousand eight hundred and ninety-three confirmed by the Local Government Board's Provisional Orders Confirmation (No. 15) Act 1893 and herein-after referred to as "the Order of 1893" ;

And whereas under the Local Acts certain waterworks vested in the Abergavenny Improvement Commissioners (herein-after referred to as "the Commissioners") who were the predecessors of the Corporation and the Commissioners acquired lands and constructed waterworks and the Corporation now supply water and carry on a water undertaking ;

And whereas by Section 7 of the Act of 1860 the Commissioners were empowered to construct the reservoir and other works mentioned in that

A.D. 1905.

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And whereas there are in force in the Borough the unrepealed provisions of the Abergavenny Improvement Act 1854 the Abergavenny Improvement Act 1860 (herein-after referred to as "the Act of 1860") and the Abergavenny Improvement Act 1871 (which Acts are herein-after collectively referred to as "the Local Acts") as altered by the following Provisional Orders of the Local Government Board which were duly confirmed by Parliament that is to say :—

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(2) An Order dated the Eighteenth day of May One thousand eight hundred and ninety-three confirmed by the Local Government Board's Provisional Orders Confirmation (No. 15) Act 1893 and herein-after referred to as "the Order of 1893" ;

And whereas under the Local Acts certain waterworks vested in the Abergavenny Improvement Commissioners (herein-after referred to as "the Commissioners") who were the predecessors of the Corporation and the Commissioners acquired lands and constructed waterworks and the Corporation now supply water and carry on a water undertaking ;

And whereas by Section 7 of the Act of 1860 the Commissioners were empowered to construct the reservoir and other works mentioned in that

section and to take collect divert into and impound in the said reservoir the waters described in the said section ;

A.D. 1905.
—
Abergavenny
Order.

And whereas by Section 29 of the Act of 1860 the Commissioners were empowered to purchase by agreement for the purposes of that Act and of the Acts incorporated therewith any buildings and lands not exceeding in quantity five acres and any easement power or authority in or over the buildings and lands except the right of taking or using water ;

And whereas by Section 46 of the Act of 1860 the Commissioners were empowered to take on lease for any time not exceeding ninety-nine years certain lands and premises now situate in the Parish of Abergavenny Rural and described in the said section and now known as the Chapel Mill and were empowered to purchase the said lands and premises by agreement but not otherwise ;

And whereas under and by virtue of the Act of 1860 and the Order of 1893 the Commissioners purchased and constructed gasworks and the Corporation now manufacture and supply gas and carry on a gas undertaking ;

And whereas by the Local Acts as altered by the Order of 1893 powers of borrowing with respect to the said water and gas undertakings were conferred upon the Commissioners ;

And whereas it is expedient that the powers of the Corporation under the Local Acts with regard to their water and gas undertakings should be extended as herein-after mentioned :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 303 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the Local Acts shall be partially repealed and altered so that the following provisions shall take effect that is to say :—

33 & 39 Vict.
c. 55.

Art. I.—(1) The Corporation may purchase by agreement but not otherwise certain land situate in the Parish of Abergavenny Rural containing by admeasurement thirteen acres one rood and eighteen perches and reputed to be the property or part of the property known as the Chapel Mill and in addition such lands not exceeding thirty acres as the Local Government Board approve and as are required for the purposes of the water undertaking of the Corporation.

Authorising
purchase of ad-
ditional lands
by agreement
but not other-
wise.

(2) The Corporation may also purchase by agreement but not otherwise any land not exceeding five acres for the purposes of their gas undertaking but the Corporation shall not manufacture gas or any residual products on any lands purchased in pursuance of this subdivision nor shall the Corporation store gas on such of the lands so purchased as are situate within three hundred yards of a dwelling-house without the previous consent in writing of the owner lessee and occupier of the said dwelling-house :

For the purpose of this subdivision the expression "residual products" includes coke culm asphaltum pitch tar oil ammonical liquor or any other

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A.D. 1905.

*Abergavenny
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And whereas under and by virtue of the Act of 1860 and the Order of 1893 the Commissioners purchased and constructed gasworks and the Corporation now manufacture and supply gas and carry on a gas undertaking ;

And whereas by the Local Acts as altered by the Order of 1893 powers of borrowing with respect to the said water and gas undertakings were conferred upon the Commissioners ;

And whereas it is expedient that the powers of the Corporation under the Local Acts with regard to their water and gas undertakings should be extended as herein-after mentioned :

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For the purpose of this subdivision the expression "residual products" includes coke culm asphaltum pitch tar oil ammonical liquor or any other

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905. refuse or residual matter or thing produced in or resulting from the manufacture of gas.

Abergavenny Order.

Additional reservoirs and works and supply of water.

Art. II.—(1) In addition to the works which they are authorised to construct and maintain under the provisions of the Local Acts the Corporation may construct in accordance with plans and sections to be approved by the Local Government Board and maintain an additional reservoir or reservoirs and works in connexion therewith on any lands acquired under the provisions of this Order or on any lands held under the provisions of the Local Acts for waterworks purposes and the said works shall be deemed to be works by means of which the Corporation subject to any conditions or restrictions imposed or applied by the Act of 1860 may impound the waters specified in Section 7 of that Act.

Application of provisions of Public Health Act 1875 to works and certain powers.

(2) Sections 53 54 308 327 to 329 and 332 of the Public Health Act 1875 shall apply and have effect in relation to any works and to any powers which the Corporation may construct or exercise in pursuance of subdivision (1) of this Article as if the said sections were herein re-enacted and in terms made applicable to the Corporation and to the said works and powers with the substitution in the said Section 54 for the reference to the district of a local authority of a reference to the water limits of the Corporation and with such other modifications as may be necessary.

Authorising Corporation to sell or otherwise dispose of lands not required for purposes of water or gas undertaking.

Art. III. The Corporation may with the consent of the Local Government Board sell or otherwise dispose of to such person in such manner and for such consideration and on such terms and conditions as they think fit any lands or any rights or interests in any lands to which this Order applies and which are not required for the purposes of their water undertaking or their gas undertaking as the case may be or the Corporation may without that consent let lease or exchange any of those lands or any rights or interests therein and the Corporation may make do and execute any deed act or thing proper for effectuating any such sale letting lease exchange or other disposition and on any exchange may give or take any money for equality of exchange.

Application of moneys from sale &c. of lands not required for purposes of water or gas undertaking.

Art. IV. The Corporation shall apply all moneys in the nature of capital received by them in pursuance of Article III. of this Order in or towards paying off moneys borrowed by them for the purposes of their water undertaking or their gas undertaking as the case may be and for the time being owing or if there be no moneys so owing in or towards paying off any other moneys for the time being owing by the Corporation. Provided that the moneys so received shall not be applied to the payment of instalments appropriations or annual repayments or to payments into any sinking fund except to such extent and upon such terms as may be approved by the Local Government Board.

Supply of gas fittings.

Art. V. The Corporation may purchase or hire and sell or let on hire supply and otherwise deal in and fix set up alter remove and re-fix but shall not manufacture any gas fittings and may require and take such

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
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(2) Sections 53 54 308 327 to 329 and 332 of the Public Health Act 1875 shall apply and have effect in relation to any works and to any powers which the Corporation may construct or exercise in pursuance of subdivision (1) of this Article as if the said sections were herein re-enacted and in terms made applicable to the Corporation and to the said works and powers with the substitution in the said Section 54 for the reference to the district of a local authority of a reference to the water limits of the Corporation and with such other modifications as may be necessary.

Authorising Corporation to sell or otherwise dispose of lands not required for purposes of water or gas undertaking.

Art. III. The Corporation may with the consent of the Local Government Board sell or otherwise dispose of to such person in such manner and for such consideration and on such terms and conditions as they think fit any lands or any rights or interests in any lands to which this Order applies and which are not required for the purposes of their water undertaking or their gas undertaking as the case may be or the Corporation may without that consent let lease or exchange any of those lands or any rights or interests therein and the Corporation may make do and execute any deed act or thing proper for effectuating any such sale letting lease exchange or other disposition and on any exchange may give or take any money for equality of exchange.

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Art. IV. The Corporation shall apply all moneys in the nature of capital received by them in pursuance of Article III. of this Order in or towards paying off moneys borrowed by them for the purposes of their water undertaking or their gas undertaking as the case may be and for the time being owing or if there be no moneys so owing in or towards paying off any other moneys for the time being owing by the Corporation. Provided that the moneys so received shall not be applied to the payment of instalments appropriations or annual repayments or to payments into any sinking fund except to such extent and upon such terms as may be approved by the Local Government Board.

Supply of gas fittings.

Art. V. The Corporation may purchase or hire and sell or let on hire supply and otherwise deal in and fix set up alter remove and re-fix but shall not manufacture any gas fittings and may require and take such

remuneration in money or such rents and charges for and make such terms and conditions with respect to the sale letting supply fixing setting up altering removing or re-fixing of the said gas fittings and for securing their safety and (if the circumstances so require) their return to the Corporation as may be agreed upon between the Corporation and the person to or for whom the gas fittings are sold let supplied fixed set up altered removed or re-fixed:

A.D. 1905.
 Abergavenny
 Order.

For the purposes of this Article the expression "gas fittings" includes any meter engine oven stove range pipe or burner or any other apparatus appliance article or thing used or intended or adapted to be used in or in connexion with the supply or consumption of gas for the purposes of lighting motive power heating and cooking or for any other purpose for which gas can or may be used.

Art. VI. The Corporation may with the sanction of the Local Government Board and subject to the provisions of this Order borrow—

Borrowing
 powers.

(a) for the purposes of their water undertaking upon the security of the revenue arising from that undertaking and of the improvement rates authorised by the Local Acts such sum or sums as may from time to time be necessary for the purposes of that undertaking; and

Water.

(b) for the purposes of their gas undertaking upon the security of the revenue arising from that undertaking and of the said improvement rates such sum or sums not exceeding five thousand five hundred pounds as may from time to time be necessary for the purposes of that undertaking.

Gas.

Art. VII. The moneys borrowed under this Order shall be repaid within such period not exceeding sixty years from the date of borrowing as the Corporation with the sanction of the Local Government Board in each case determine and the period so determined and sanctioned shall with reference to the moneys to be repaid be the prescribed period for the purposes of the Local Loans Act 1875 and of the provisions of the Order of 1893 as applied by Article VIII. of this Order.

Period for
 repayment of
 borrowed
 money.

Art. VIII. Articles V. VII. to XI. and XIII. of the Order of 1893 shall apply as if the said Articles with the substitution of references to the Corporation and the Town Clerk for references to the Commissioners and the Clerk to the Commissioners and with any other necessary modification were herein re-enacted and in terms made applicable to moneys borrowed under this Order.

Application of
 provisions of
 Order of 1893
 to moneys bor-
 rowed under
 this Order.

Art. IX. Where the Local Government Board cause any local inquiry to be held with reference to any of the purposes of the Local Acts or this Order the costs incurred by the Board in relation to that inquiry (including such reasonable sum not exceeding three guineas a day as the Board may determine for the services of any inspector or officer of the Board engaged in the inquiry) shall be paid by the Corporation and the Board may certify the

Inquiries and
 expenses.

remuneration in money or such rents and charges for and make such terms and conditions with respect to the sale letting supply fixing setting up altering removing or re-fixing of the said gas fittings and for securing their safety and (if the circumstances so require) their return to the Corporation as may be agreed upon between the Corporation and the person to or for whom the gas fittings are sold let supplied fixed set up altered removed or re-fixed:

A.D. 1905.
 Abergavenny
 Order.

For the purposes of this Article the expression "gas fittings" includes any meter engine oven stove range pipe or burner or any other apparatus appliance article or thing used or intended or adapted to be used in or in connexion with the supply or consumption of gas for the purposes of lighting motive power heating and cooking or for any other purpose for which gas can or may be used.

Art. VI. The Corporation may with the sanction of the Local Government Board and subject to the provisions of this Order borrow—

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(a) for the purposes of their water undertaking upon the security of the revenue arising from that undertaking and of the improvement rates authorised by the Local Acts such sum or sums as may from time to time be necessary for the purposes of that undertaking; and

Water.

(b) for the purposes of their gas undertaking upon the security of the revenue arising from that undertaking and of the said improvement rates such sum or sums not exceeding five thousand five hundred pounds as may from time to time be necessary for the purposes of that undertaking.

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Art. VIII. Articles V. VII. to XI. and XIII. of the Order of 1893 shall apply as if the said Articles with the substitution of references to the Corporation and the Town Clerk for references to the Commissioners and the Clerk to the Commissioners and with any other necessary modification were herein re-enacted and in terms made applicable to moneys borrowed under this Order.

Application of
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Inquiries and
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[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905. amount of the costs so incurred and any sum so certified and directed by the
Abergavenny Board to be paid by the Corporation shall be a debt due to the Crown from
Order. the Corporation.

Short titles. Art. X. This Order may be cited as the Abergavenny Order 1905 and
the Order of 1880 the Order of 1893 and this Order may be cited together as
the Abergavenny Orders 1880 to 1905.

Given under the Seal of Office of the Local Government Board this
Third day of May One thousand nine hundred and five.

(L.S.)

G. W. BALFOUR President.

S. B. PROVIS Secretary.

URBAN DISTRICT OF ATHERTON.

Atherton
Order.

Provisional Order for altering the Atherton Local
Board Act 1873.

To the Urban District Council of Atherton ; —

And to all others whom it may concern.

WHEREAS the Urban District Council of Atherton (herein-after referred
to as "the Council") are the local authority within the meaning of the
Public Health Act 1875 for the Urban District of Atherton (herein-after
referred to as "the district");

36 & 37 Vict.
c. xciv.

And whereas the unrepealed provisions of the Atherton Local Board
Act 1873 (herein-after referred to as "the Local Act") as altered by the
Atherton Orders 1877 to 1902 are in force in the district;

And whereas by Section 4 of the Local Act it was provided that the Local
Act should be carried into execution by the Local Board for the District of
Atherton (who were the predecessors of the Council) acting in pursuance of
the Public Health Acts and that those Acts should in relation to the Local
Act be read as if the purposes and provisions of the Local Act were purposes
and provisions of those Acts and by Section 23 of the Local Act it was
provided that the said Local Board might from time to time purchase by
agreement and hold any lands not exceeding in the whole at one time
five acres;

And whereas it is expedient that the powers of the Council under the
Local Act be extended and rendered applicable to the provision of post office
accommodation by the Council and that the Council be empowered with the
consent of the Local Government Board to borrow money for that purpose
as herein-after mentioned :

38 & 39 Vict.
c. 55.

Now therefore We the Local Government Board in pursuance of the
powers given to Us by Section 303 of the Public Health Act 1875 and by
any other Statutes in that behalf do hereby order that from and after the

A.D. 1905. amount of the costs so incurred and any sum so certified and directed by the
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And to all others whom it may concern.

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Act be read as if the purposes and provisions of the Local Act were purposes
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And whereas it is expedient that the powers of the Council under the
Local Act be extended and rendered applicable to the provision of post office
accommodation by the Council and that the Council be empowered with the
consent of the Local Government Board to borrow money for that purpose
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Now therefore We the Local Government Board in pursuance of the
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[5 EDW. 7.] *Local Government Board's* [Ch. lxxxv.]
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date of the Act of Parliament confirming this Order the Local Act shall be altered so that the following provisions shall take effect that is to say :—

A.D. 1905.

*Atherton
Order.*

Provision of
post office
accommodation
by Council.

Art. I.—(1) For the provision of accommodation to be used for the purposes of a post office or telegraph office or for postal or other facilities provided by the Postmaster-General the Council may take on lease or purchase by agreement any lands situate within the district.

(2) For the purpose of the said taking on lease or purchase the provisions of Sections 175 and 176 of the Public Health Act 1875 and the incorporated enactments shall apply as if the said provisions and incorporated enactments were herein re-enacted and in terms made applicable to the purposes of this Order.

(3) From and after the taking on lease or purchase as aforesaid the Council may provide maintain and improve on the said lands any building or accommodation necessary or proper for the purposes mentioned in subdivision (1) of this Article and may let the same to the Postmaster-General for such purposes for such reasonable sum by way of rent and otherwise upon such terms and subject to such conditions as the Council think fit.

(4) Any lands acquired or any building or accommodation provided by the Council in pursuance of this Article may be sold by the Council to the Postmaster-General and if not required by the Postmaster-General notwithstanding anything in the Public Health Act 1875 and the incorporated enactments be let or sold with the approval of the Local Government Board for any purpose at such rent or at such price and upon such terms and subject to such conditions as may be authorised by that approval or be appropriated and used by the Council with the approval of the Local Government Board for any purpose connected with their business or administrative requirements upon such terms and subject to such conditions as aforesaid.

(5) Subject to the provisions of this Order the expenses of the Council in the execution thereof shall be a purpose for which the district fund of the district may be applied and the general district rate of the district may be made assessed and levied and shall accordingly be defrayed^d out of that fund and rate and the Council shall carry to the credit of the district fund all moneys arising from the letting appropriation or use of any lands building or accommodation in pursuance of this Order and the proceeds of any sale in pursuance of this Order shall be applied towards the discharge of any principal moneys borrowed under this Order or if no such principal moneys are outstanding shall be otherwise applied as the Local Government Board approve or direct.

Art. II. The Council may with the sanction of the Local Government Board and subject to the provisions of this Order borrow on the security of the district fund and general district rate of the district sums not exceeding

Additional
borrowing
powers.

[5 EDW. 7.] *Local Government Board's* [Ch. lxxxv.]
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(2) For the purpose of the said taking on lease or purchase the provisions of Sections 175 and 176 of the Public Health Act 1875 and the incorporated enactments shall apply as if the said provisions and incorporated enactments were herein re-enacted and in terms made applicable to the purposes of this Order.

(3) From and after the taking on lease or purchase as aforesaid the Council may provide maintain and improve on the said lands any building or accommodation necessary or proper for the purposes mentioned in subdivision (1) of this Article and may let the same to the Postmaster-General for such purposes for such reasonable sum by way of rent and otherwise upon such terms and subject to such conditions as the Council think fit.

(4) Any lands acquired or any building or accommodation provided by the Council in pursuance of this Article may be sold by the Council to the Postmaster-General and if not required by the Postmaster-General notwithstanding anything in the Public Health Act 1875 and the incorporated enactments be let or sold with the approval of the Local Government Board for any purpose at such rent or at such price and upon such terms and subject to such conditions as may be authorised by that approval or be appropriated and used by the Council with the approval of the Local Government Board for any purpose connected with their business or administrative requirements upon such terms and subject to such conditions as aforesaid.

(5) Subject to the provisions of this Order the expenses of the Council in the execution thereof shall be a purpose for which the district fund of the district may be applied and the general district rate of the district may be made assessed and levied and shall accordingly be defrayed^d out of that fund and rate and the Council shall carry to the credit of the district fund all moneys arising from the letting appropriation or use of any lands building or accommodation in pursuance of this Order and the proceeds of any sale in pursuance of this Order shall be applied towards the discharge of any principal moneys borrowed under this Order or if no such principal moneys are outstanding shall be otherwise applied as the Local Government Board approve or direct.

Art. II. The Council may with the sanction of the Local Government Board and subject to the provisions of this Order borrow on the security of the district fund and general district rate of the district sums not exceeding

Additional
borrowing
powers.

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905. in the whole the sum of two thousand pounds for the purpose of defraying
Atherton any such expenses of the Council in the execution of this Order as are
Order. properly chargeable to capital.

Period for
repayment of
borrowed
moneys.

Art. III. The moneys borrowed under this Order shall be repaid within such period not exceeding sixty years from the date of borrowing as the Council with the sanction of the Local Government Board in each case determine and the period so determined and sanctioned shall with reference to the moneys to be repaid be the prescribed period for the purposes of the Local Loans Act 1875 and of this Order.

Local Loans
Act and certain
provisions of
Public Health
Act made
available.

Art. IV. For the purpose of raising money in the exercise of the powers of borrowing or re-borrowing conferred by this Order the provisions of the Local Loans Act 1875 shall be available to the Council and Sections 236 to 238 of the Public Health Act 1875 shall apply to all moneys borrowed or re-borrowed on mortgage under this Order.

Mode of
repayment.

Art. V.—(1) The Council shall repay the moneys borrowed under this Order (other than moneys borrowed under the provisions of the Local Loans Act 1875) by equal annual instalments of principal or by equal annual instalments of principal and interest combined or by means of a sinking fund or partly by one of those methods and partly by another or the others of them.

Formation
maintenance
and applica-
tion of sinking
fund.

(2) Subject to the provisions of Article VI. of this Order if the Council determine to repay by means of a sinking fund any moneys borrowed under this Order the sinking fund shall be formed and maintained either—

(a) by payment to the fund throughout the prescribed period of such equal annual sums as will together amount to the moneys for the repayment of which the sinking fund is formed A sinking fund so formed is herein-after called a non-accumulating sinking fund; or

(b) by payment to the fund throughout the prescribed period of such equal annual sums as with accumulations at a rate not exceeding three pounds per centum per annum will be sufficient to pay off within the prescribed period the moneys for the repayment of which the sinking fund is formed A sinking fund so formed is herein-after called an accumulating sinking fund.

(3) Every sum paid to a sinking fund and in the case of an accumulating sinking fund the interest on the investments of the sinking fund shall unless applied in repayment of the loan in respect of which the sinking fund is formed be immediately invested in securities in which trustees are by law for the time being authorised to invest or in mortgages bonds debentures debenture stock stock or other securities (not being annuity certificates or securities payable to bearer) duly issued by any local authority as defined by Section 34 of the Local Loans Act 1875 but exclusive in every case of the securities of the Council the Council being at liberty from time to time to vary and transpose the investments.

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905. in the whole the sum of two thousand pounds for the purpose of defraying
Atherton any such expenses of the Council in the execution of this Order as are
Order. properly chargeable to capital.

Period for
repayment of
borrowed
moneys.

Art. III. The moneys borrowed under this Order shall be repaid within such period not exceeding sixty years from the date of borrowing as the Council with the sanction of the Local Government Board in each case determine and the period so determined and sanctioned shall with reference to the moneys to be repaid be the prescribed period for the purposes of the Local Loans Act 1875 and of this Order.

Local Loans
Act and certain
provisions of
Public Health
Act made
available.

Art. IV. For the purpose of raising money in the exercise of the powers of borrowing or re-borrowing conferred by this Order the provisions of the Local Loans Act 1875 shall be available to the Council and Sections 236 to 238 of the Public Health Act 1875 shall apply to all moneys borrowed or re-borrowed on mortgage under this Order.

Mode of
repayment.

Art. V.—(1) The Council shall repay the moneys borrowed under this Order (other than moneys borrowed under the provisions of the Local Loans Act 1875) by equal annual instalments of principal or by equal annual instalments of principal and interest combined or by means of a sinking fund or partly by one of those methods and partly by another or the others of them.

Formation
maintenance
and applica-
tion of sinking
fund.

(2) Subject to the provisions of Article VI. of this Order if the Council determine to repay by means of a sinking fund any moneys borrowed under this Order the sinking fund shall be formed and maintained either—

(a) by payment to the fund throughout the prescribed period of such equal annual sums as will together amount to the moneys for the repayment of which the sinking fund is formed A sinking fund so formed is herein-after called a non-accumulating sinking fund; or

(b) by payment to the fund throughout the prescribed period of such equal annual sums as with accumulations at a rate not exceeding three pounds per centum per annum will be sufficient to pay off within the prescribed period the moneys for the repayment of which the sinking fund is formed A sinking fund so formed is herein-after called an accumulating sinking fund.

(3) Every sum paid to a sinking fund and in the case of an accumulating sinking fund the interest on the investments of the sinking fund shall unless applied in repayment of the loan in respect of which the sinking fund is formed be immediately invested in securities in which trustees are by law for the time being authorised to invest or in mortgages bonds debentures debenture stock stock or other securities (not being annuity certificates or securities payable to bearer) duly issued by any local authority as defined by Section 34 of the Local Loans Act 1875 but exclusive in every case of the securities of the Council the Council being at liberty from time to time to vary and transpose the investments.

(4) In the case of a non-accumulating sinking fund the interest on the investments of the fund may be applied by the Council towards the equal annual payments to the fund.

A.D. 1905.

Atherton
Order.

(5) The Council may at any time apply the whole or any part of any sinking fund in or towards the discharge of the money for the repayment of which the fund is formed. Provided that in the case of an accumulating sinking fund the Council shall pay into the fund each year and accumulate during the residue of the prescribed period a sum equal to the interest which would have been produced by the sinking fund or the part of the sinking fund so applied if invested at the rate per centum per annum on which the annual payments to the sinking fund are based.

(6)—(a) If and so often as the income of an accumulating sinking fund is not equal to the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are based any deficiency shall be made good by the Council :

(b) If and so often as the income of an accumulating sinking fund is in excess of the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are based any such excess may be applied towards those equal annual payments.

(7) Any expenses connected with the formation maintenance investment application or management of or otherwise in relation to any sinking fund under this Order shall be paid by the Council in addition to the payments provided for by this Order.

Art. VI.—(1) If it appears to the Council at any time that the amount in the sinking fund with the future payments thereto in accordance with the provisions of this Order together with the accumulations thereon (in the case of an accumulating sinking fund) will probably not be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed it shall be the duty of the Council to make such increased payments to the sinking fund as will cause the sinking fund to be sufficient for that purpose. Provided that if it appears to the Local Government Board that any such increase is necessary the Council shall increase the payments to such extent as the Board may direct.

Increase
reduction or
discontinuance
of payments to
sinking fund.

(2) If the Council desire to accelerate the repayment of any loan they may increase the amounts payable to any sinking fund.

(3) If in the opinion of the Local Government Board the amount in any sinking fund with the future payments thereto in accordance with the provisions of this Order together with the accumulations thereon (in the case of an accumulating sinking fund) will probably be more than sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed the Council may reduce the payments to be

(4) In the case of a non-accumulating sinking fund the interest on the investments of the fund may be applied by the Council towards the equal annual payments to the fund.

A.D. 1905.

Atherton
Order.

(5) The Council may at any time apply the whole or any part of any sinking fund in or towards the discharge of the money for the repayment of which the fund is formed. Provided that in the case of an accumulating sinking fund the Council shall pay into the fund each year and accumulate during the residue of the prescribed period a sum equal to the interest which would have been produced by the sinking fund or the part of the sinking fund so applied if invested at the rate per centum per annum on which the annual payments to the sinking fund are based.

(6)—(a) If and so often as the income of an accumulating sinking fund is not equal to the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are based any deficiency shall be made good by the Council :

(b) If and so often as the income of an accumulating sinking fund is in excess of the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are based any such excess may be applied towards those equal annual payments.

(7) Any expenses connected with the formation maintenance investment application or management of or otherwise in relation to any sinking fund under this Order shall be paid by the Council in addition to the payments provided for by this Order.

Art. VI.—(1) If it appears to the Council at any time that the amount in the sinking fund with the future payments thereto in accordance with the provisions of this Order together with the accumulations thereon (in the case of an accumulating sinking fund) will probably not be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed it shall be the duty of the Council to make such increased payments to the sinking fund as will cause the sinking fund to be sufficient for that purpose. Provided that if it appears to the Local Government Board that any such increase is necessary the Council shall increase the payments to such extent as the Board may direct.

Increase
reduction or
discontinuance
of payments to
sinking fund.

(2) If the Council desire to accelerate the repayment of any loan they may increase the amounts payable to any sinking fund.

(3) If in the opinion of the Local Government Board the amount in any sinking fund with the future payments thereto in accordance with the provisions of this Order together with the accumulations thereon (in the case of an accumulating sinking fund) will probably be more than sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed the Council may reduce the payments to be

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905. made to the sinking fund either temporarily or permanently to such an extent as the Board approve.

*Atherton
Order.*

(4) If in the opinion of the Local Government Board the amount in any sinking fund at any time together with the accumulations thereon (in the case of an accumulating sinking fund) will probably be sufficient to repay the loan in respect of which it is formed within the prescribed period the Council may with the consent of the Board discontinue the equal annual payments to the sinking fund until the Board otherwise direct.

Surplus of
sinking fund.

(5) Any surplus of any sinking fund remaining after the discharge of the whole of the moneys for the repayment of which it was formed shall be applied to such purpose or purposes as the Council with the consent of the Local Government Board may determine.

Power to
re-borrow.

Art. VII. The Council shall except as herein-after provided have power to re-borrow for the purpose of paying off any moneys borrowed or re-borrowed under this Order which have not been repaid and are intended to be forthwith repaid or in respect of any moneys which have been repaid by the temporary application of funds at the disposal of the Council within twelve months before the re-borrowing and which at the time of the repayment it was intended to re-borrow :

Provided that the Council shall not have power to re-borrow for the purpose of paying off any moneys repaid by instalments or annual payments or by means of a sinking fund or out of moneys derived from the sale of land or out of any capital moneys properly applicable to the purpose of the repayment other than moneys borrowed for that purpose :

Provided also that any moneys re-borrowed shall be deemed to form the same loan as the moneys for the repayment of which the re-borrowing has been made and shall be repaid within the prescribed period.

Application
of borrowed
moneys.

Art. VIII. All moneys from time to time borrowed or re-borrowed under this Order shall be applied by the Council only for the purposes for which the same are respectively authorised to be borrowed or re-borrowed excepting that moneys which may have been borrowed or re-borrowed in excess of the amount required shall be applied in such manner as the Council with the approval of the Local Government Board determine.

Receiver.

Art. IX.—(1) Subject to the provisions of this Article any mortgagee of the Council in respect of a mortgage under this Order may enforce the payment of arrears of interest or of principal or of principal and interest by the appointment of a receiver.

(2) The application for the appointment of a receiver shall be made to the High Court and the Court if it thinks fit may appoint a receiver on such terms as it thinks fit and may at any time discharge the receiver and otherwise exercise full jurisdiction over him :

Provided that no such application shall be entertained unless the amount of arrears due to the applicant or in the case of a joint application by two or

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905. made to the sinking fund either temporarily or permanently to such an extent as the Board approve.

*Atherton
Order.*

(4) If in the opinion of the Local Government Board the amount in any sinking fund at any time together with the accumulations thereon (in the case of an accumulating sinking fund) will probably be sufficient to repay the loan in respect of which it is formed within the prescribed period the Council may with the consent of the Board discontinue the equal annual payments to the sinking fund until the Board otherwise direct.

Surplus of
sinking fund.

(5) Any surplus of any sinking fund remaining after the discharge of the whole of the moneys for the repayment of which it was formed shall be applied to such purpose or purposes as the Council with the consent of the Local Government Board may determine.

Power to
re-borrow.

Art. VII. The Council shall except as herein-after provided have power to re-borrow for the purpose of paying off any moneys borrowed or re-borrowed under this Order which have not been repaid and are intended to be forthwith repaid or in respect of any moneys which have been repaid by the temporary application of funds at the disposal of the Council within twelve months before the re-borrowing and which at the time of the repayment it was intended to re-borrow :

Provided that the Council shall not have power to re-borrow for the purpose of paying off any moneys repaid by instalments or annual payments or by means of a sinking fund or out of moneys derived from the sale of land or out of any capital moneys properly applicable to the purpose of the repayment other than moneys borrowed for that purpose :

Provided also that any moneys re-borrowed shall be deemed to form the same loan as the moneys for the repayment of which the re-borrowing has been made and shall be repaid within the prescribed period.

Application
of borrowed
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Art. VIII. All moneys from time to time borrowed or re-borrowed under this Order shall be applied by the Council only for the purposes for which the same are respectively authorised to be borrowed or re-borrowed excepting that moneys which may have been borrowed or re-borrowed in excess of the amount required shall be applied in such manner as the Council with the approval of the Local Government Board determine.

Receiver.

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(2) The application for the appointment of a receiver shall be made to the High Court and the Court if it thinks fit may appoint a receiver on such terms as it thinks fit and may at any time discharge the receiver and otherwise exercise full jurisdiction over him :

Provided that no such application shall be entertained unless the amount of arrears due to the applicant or in the case of a joint application by two or

[5 EDW. 7.] *Local Government Board's* [Ch. lxxxv.]
Provisional Orders Confirmation (No. 10) Act, 1905.

more mortgagees to those applicants collectively be not less than five hundred pounds in the whole. A.D. 1905.

*Atherton
Order.*

Art. X. — (1) The clerk to the Council shall within twenty-one days after the Thirty-first day of March in each year if during the twelve months next preceding the said Thirty-first day of March any sum is required to be paid as an instalment or annual payment or to be appropriated or to be paid to a sinking fund in pursuance of the provisions of this Order or in respect of any money raised thereunder and at any other time when the Local Government Board may require such a return to be made transmit to the Board a return in such form as may from time to time be prescribed by the Board and if required by the Board verified by statutory declaration of the said clerk showing for the year next preceding the making of the return or for such other period as the Board may prescribe the amounts which have been paid as instalments or annual payments and the amounts which have been appropriated and the amounts which have been paid to or invested or applied for the purpose of the sinking fund and the description of the securities upon which any investment has been made and the purposes to which any portion of the sinking fund or investment or of the sums accumulated by way of compound interest has been applied during the same period and the total amount (if any) remaining invested at the end of the year and in the event of his failing to make the return the said clerk shall for each offence be liable to a penalty not exceeding twenty pounds to be recovered by action on behalf of the Crown in the High Court and notwithstanding the recovery of that penalty the making of the return shall be enforceable by writ of mandamus to be obtained by the Board out of the High Court.

Return as to
provision for
repayment
of debt.

(2) If it appears to the Local Government Board by that return or otherwise that the Council have failed to pay any instalment or annual payment required to be paid or to appropriate any sum required to be appropriated or to set apart any sum required for any sinking fund (whether the instalment or annual payment or sum is required by this Order or by the Board in virtue thereof to be paid appropriated or set apart) or have applied any portion of any sinking fund to any purpose other than an authorised purpose the Board may by order direct that the sum in their order mentioned not exceeding double the amount in respect of which default has been made shall be paid or applied as is mentioned in the said order and any such order shall be enforceable by writ of mandamus to be obtained by the Board out of the High Court.

Art. XI. Where the Local Government Board cause any local inquiry to be held with reference to any of the purposes of this Order the costs incurred by the Board in relation to that inquiry (including such reasonable sum not exceeding three guineas a day as the Board may determine for the services of any inspector or officer of the Board engaged in the inquiry) shall be paid by the Council and the Board may certify the amount of the costs so

Inquiries and
expenses.

[5 EDW. 7.] *Local Government Board's* [Ch. lxxxv.]
Provisional Orders Confirmation (No. 10) Act, 1905.

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Return as to
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(2) If it appears to the Local Government Board by that return or otherwise that the Council have failed to pay any instalment or annual payment required to be paid or to appropriate any sum required to be appropriated or to set apart any sum required for any sinking fund (whether the instalment or annual payment or sum is required by this Order or by the Board in virtue thereof to be paid appropriated or set apart) or have applied any portion of any sinking fund to any purpose other than an authorised purpose the Board may by order direct that the sum in their order mentioned not exceeding double the amount in respect of which default has been made shall be paid or applied as is mentioned in the said order and any such order shall be enforceable by writ of mandamus to be obtained by the Board out of the High Court.

Art. XI. Where the Local Government Board cause any local inquiry to be held with reference to any of the purposes of this Order the costs incurred by the Board in relation to that inquiry (including such reasonable sum not exceeding three guineas a day as the Board may determine for the services of any inspector or officer of the Board engaged in the inquiry) shall be paid by the Council and the Board may certify the amount of the costs so

Inquiries and
expenses.

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905, incurred and any sum so certified and directed by the Board to be paid by the Council shall be a debt due to the Crown from the Council.

*Atherton
Order.
Short titles.*

Art. XII. This Order may be cited as the Atherton Order 1905 and the Atherton Orders 1877 to 1902 and this Order may be cited together as the Atherton Orders 1877 to 1905.

Given under the Seal of Office of the Local Government Board this
Third day of May One thousand nine hundred and five.

(L.S.)

G. W. BALFOUR President.
S. B. PROVIS Secretary.

BOROUGH OF KEIGHLEY.

*Keighley
Order.*

*Provisional Order for partially altering the Keighley Waterworks
and Improvement Act 1872.*

To the Mayor Aldermen and Burgesses of the Borough of Keighley; —
And to all others whom it may concern.

WHEREAS the Borough of Keighley (herein-after referred to as "the Borough") is an Urban District of which the Mayor Aldermen and Burgesses acting by the council (herein-after referred to as "the Corporation") are the Urban District Council and as such council are the local authority within the meaning of the Public Health Act 1875;

35 & 36 Vict.
c. cviii.
54 & 55 Vict.
c. excix.

And whereas the unrepealed provisions of the Keighley Waterworks and Improvement Act 1872 and the Keighley Corporation Act 1891 (each of which Acts is herein-after referred to as the Act of the year in which it was passed) are in force in the Borough;

And whereas by Section 29 of the Act of 1872 it was enacted that the regulations set forth in the schedule to that Act should have effect as if they had been set forth and enacted in the body of the said Act;

And whereas the Regulation numbered 23 in the Schedule to the Act of 1872 provides that every building to be erected and used as a dwelling-house (except back to back dwelling-houses next therein-after mentioned) shall have in the rear or at one side thereof an open space exclusively belonging thereto to the extent at least of one hundred and fifty square feet free from any erection thereon above the level of the ground and that the distance across such open space between every such building and the opposite property at the rear or side shall be ten feet at least that if such building be two storeys in height above the level of such open space the distance across shall be fifteen feet that if such building be three storeys it shall be twenty feet and if more than three storeys twenty-five feet;

And whereas by Section 39 of the Act of 1891 all the provisions of the regulations in the Act of 1872 relating to back to back houses were repealed except in regard to back to back houses then existing;

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905, incurred and any sum so certified and directed by the Board to be paid by
the Council shall be a debt due to the Crown from the Council.

Atherton
Order.
Short titles.

Art. XII. This Order may be cited as the Atherton Order 1905 and the Atherton Orders 1877 to 1902 and this Order may be cited together as the Atherton Orders 1877 to 1905.

Given under the Seal of Office of the Local Government Board this
Third day of May One thousand nine hundred and five.

(L.S.)

G. W. BALFOUR President.
S. B. PROVIS Secretary.

BOROUGH OF KEIGHLEY.

Keighley
Order.

*Provisional Order for partially altering the Keighley Waterworks
and Improvement Act 1872.*

To the Mayor Aldermen and Burgesses of the Borough of Keighley; —
And to all others whom it may concern.

WHEREAS the Borough of Keighley (herein-after referred to as "the Borough") is an Urban District of which the Mayor Aldermen and Burgesses acting by the council (herein-after referred to as "the Corporation") are the Urban District Council and as such council are the local authority within the meaning of the Public Health Act 1875;

35 & 36 Vict.
c. cviii.
54 & 55 Vict.
c. excix.

And whereas the unrepealed provisions of the Keighley Waterworks and Improvement Act 1872 and the Keighley Corporation Act 1891 (each of which Acts is herein-after referred to as the Act of the year in which it was passed) are in force in the Borough;

And whereas by Section 29 of the Act of 1872 it was enacted that the regulations set forth in the schedule to that Act should have effect as if they had been set forth and enacted in the body of the said Act;

And whereas the Regulation numbered 23 in the Schedule to the Act of 1872 provides that every building to be erected and used as a dwelling-house (except back to back dwelling-houses next therein-after mentioned) shall have in the rear or at one side thereof an open space exclusively belonging thereto to the extent at least of one hundred and fifty square feet free from any erection thereon above the level of the ground and that the distance across such open space between every such building and the opposite property at the rear or side shall be ten feet at least that if such building be two storeys in height above the level of such open space the distance across shall be fifteen feet that if such building be three storeys it shall be twenty feet and if more than three storeys twenty-five feet;

And whereas by Section 39 of the Act of 1891 all the provisions of the regulations in the Act of 1872 relating to back to back houses were repealed except in regard to back to back houses then existing;

And whereas it is expedient that the Regulation numbered 23 in the Schedule to the Act of 1872 be amended in the manner herein-after appearing:

A.D. 1905.

*Keighley
Order.*

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 303 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the Act of 1872 shall be altered as is herein-after provided that is to say:—

88 & 89 Vict.
c. 55.

Art. I. Regulation 23 set forth in the Schedule to the Act of 1872 shall apply and have effect as if the words "or at one side" and the words "or side" were omitted therefrom and as if there were added to the regulation the words "subject to the condition that in every case affected by any such modification any open space required to be provided shall be wholly in the rear of the building except where each of two or more sides of the building fronts a street without any intervening erection exceeding ten feet in height above the level of the ground."

Amendment
of Regulation.

Art. II. This Order may be cited as the Keighley Order 1905.

Short title.

Given under the Seal of Office of the Local Government Board this
Fifth day of May One thousand nine hundred and five.

(L.S.)

G. W. BALFOUR President.
S. B. PROVIS Secretary.

BOROUGH OF RICHMOND (SURREY).

Provisional Order to enable the Urban District Council for the Borough of Richmond (Surrey) to put in force the Compulsory Clauses of the Lands Clauses Acts.

*Richmond
(Surrey)
Order.*

To the Mayor Aldermen and Burgesses of the Borough of Richmond (Surrey);—

And to all others whom it may concern.

WHEREAS the Mayor Aldermen and Burgesses of the Borough of Richmond (Surrey) acting by the council as the Urban District Council for that Borough (herein-after referred to as "the Corporation") require to purchase and take the lands situate in the Borough and described in the schedule hereto for the following purposes viz.,—

- (1) The lands described in Part I. of the said schedule for the purpose of widening opening enlarging or otherwise improving the streets called Hill Street King Street George Street and Red Lion Street at and near the place known as Chancellor's Corner;
- (2) The lands described in Part II. of the said schedule for the purpose of widening opening enlarging or otherwise improving the streets called Paradise Road and Red Lion Street:

And whereas it is expedient that the Regulation numbered 23 in the Schedule to the Act of 1872 be amended in the manner herein-after appearing:

A.D. 1905.

*Keighley
Order.*

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 303 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the Act of 1872 shall be altered as is herein-after provided that is to say:—

88 & 89 Vict.
c. 55.

Art. I. Regulation 23 set forth in the Schedule to the Act of 1872 shall apply and have effect as if the words "or at one side" and the words "or side" were omitted therefrom and as if there were added to the regulation the words "subject to the condition that in every case affected by any such modification any open space required to be provided shall be wholly in the rear of the building except where each of two or more sides of the building fronts a street without any intervening erection exceeding ten feet in height above the level of the ground."

Amendment
of Regulation.

Art. II. This Order may be cited as the Keighley Order 1905.

Short title.

Given under the Seal of Office of the Local Government Board this
Fifth day of May One thousand nine hundred and five.

(L.S.)

G. W. BALFOUR President.
S. B. PROVIS Secretary.

BOROUGH OF RICHMOND (SURREY).

Provisional Order to enable the Urban District Council for the Borough of Richmond (Surrey) to put in force the Compulsory Clauses of the Lands Clauses Acts.

*Richmond
(Surrey)
Order.*

To the Mayor Aldermen and Burgesses of the Borough of Richmond (Surrey);—

And to all others whom it may concern.

WHEREAS the Mayor Aldermen and Burgesses of the Borough of Richmond (Surrey) acting by the council as the Urban District Council for that Borough (herein-after referred to as "the Corporation") require to purchase and take the lands situate in the Borough and described in the schedule hereto for the following purposes viz.,—

- (1) The lands described in Part I. of the said schedule for the purpose of widening opening enlarging or otherwise improving the streets called Hill Street King Street George Street and Red Lion Street at and near the place known as Chancellor's Corner;
- (2) The lands described in Part II. of the said schedule for the purpose of widening opening enlarging or otherwise improving the streets called Paradise Road and Red Lion Street:

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905.

*Richmond
(Surrey)
Order.*

38 & 39 Vict.
c. 55.

Compulsory
powers of
purchase.

Crown rights.

Short title.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect viz.,—

Art. I. The Corporation shall be empowered to put in force with reference to the lands described in the schedule hereto subject to the continuance of existing public rights of highway (if any) and for the purposes aforesaid the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Art. II. Nothing in this Order affects prejudicially any right power privilege or exemption of the Crown.

Art. III. This Order may be cited as the Richmond (Surrey) Order 1905.

The SCHEDULE above referred to.

Borough of RICHMOND (SURREY).

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
PART I.				
CHANCELLOR'S CORNER IMPROVEMENT.				
2	House yard and premises Spread Eagle public house Hill Street.	Watney Combe Reid and Company Limited.	John Dooley	John Dooley.
3	House forecourt offices and premises 5 Hill Street.	Georgina Elizabeth Smith legal representatives of the late Robert Alexander Smith viz. Archibald Edward Young Carteret Ernest Fletcher.	- - -	William Burrell Walter Edmund Irvine Mourilyan.
4	House shop and premises 3 Hill Street.	Arthur Charles Bon-sall.	John Thomas Billett.	John Thomas Billett.
6	Yard passageway and premises Water Lane.	Mary Elizabeth Maxwell.	Joseph Henry Broad.	Joseph Henry Broad.
8	House offices warehouse yard cellars and premises 1 King Street.	His Majesty the King (as Lord of the Manor) Albert Chancellor Young and Company's Brewery Limited.	Joseph Theophilus Mears.	Albert Chancellor Joseph Theophilus Mears.
9	House and shop 2 King Street.	His Majesty the King Albert Chancellor.	- - -	Unoccupied.
11	House shop tenement in rear yard and premises 3 George Street.	Trustees of the Will of the late Frederick Henry Newens viz. Harriett Emma Newens Walter Rye Fred Newens.	Herbert Thomas Sharrer.	Herbert Thomas Sharrer (Nottingham Hosiery Company) Charles Pilkington Thomas Nelhams.

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905.

*Richmond
(Surrey)
Order.*

38 & 39 Vict.
c. 55.

Compulsory
powers of
purchase.

Crown rights.

Short title.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect viz.,—

Art. I. The Corporation shall be empowered to put in force with reference to the lands described in the schedule hereto subject to the continuance of existing public rights of highway (if any) and for the purposes aforesaid the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Art. II. Nothing in this Order affects prejudicially any right power privilege or exemption of the Crown.

Art. III. This Order may be cited as the Richmond (Surrey) Order 1905.

The SCHEDULE above referred to.

Borough of RICHMOND (SURREY).

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
PART I.				
CHANCELLOR'S CORNER IMPROVEMENT.				
2	House yard and premises Spread Eagle public house Hill Street.	Watney Combe Reid and Company Limited.	John Dooley	John Dooley.
3	House forecourt offices and premises 5 Hill Street.	Georgina Elizabeth Smith legal representatives of the late Robert Alexander Smith viz. Archibald Edward Young Carteret Ernest Fletcher.	- - -	William Burrell Walter Edmund Irvine Mourilyan.
4	House shop and premises 3 Hill Street.	Arthur Charles Bon-sall.	John Thomas Billett.	John Thomas Billett.
6	Yard passageway and premises Water Lane.	Mary Elizabeth Maxwell.	Joseph Henry Broad.	Joseph Henry Broad.
8	House offices warehouse yard cellars and premises 1 King Street.	His Majesty the King (as Lord of the Manor) Albert Chancellor Young and Company's Brewery Limited.	Joseph Theophilus Mears.	Albert Chancellor Joseph Theophilus Mears.
9	House and shop 2 King Street.	His Majesty the King Albert Chancellor.	- - -	Unoccupied.
11	House shop tenement in rear yard and premises 3 George Street.	Trustees of the Will of the late Frederick Henry Newens viz. Harriett Emma Newens Walter Rye Fred Newens.	Herbert Thomas Sharrer.	Herbert Thomas Sharrer (Nottingham Hosiery Company) Charles Pilkington Thomas Nelhams.

[5 EDW. 7.] *Local Government Board's* [Ch. lxxxv.]
Provisional Orders Confirmation (No. 10) Act, 1905.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
12	House shop work-shop yard and out-buildings with premises having a frontage to Red Lion Street 2 George Street.	His Majesty the King Alfred Richard Burton Elizabeth Burton.	- - -	Alfred Richard Burton.
13	House shop and premises 1 George Street.	His Majesty the King Thomas Isaac Leach.	- - -	Thomas Isaac Leach.
14	House shop and premises 1A George Street.	His Majesty the King Alfred Richard Burton Elizabeth Burton.	- - -	Unoccupied.
16	Passageway in rear of No. 11 on Plan Red Lion Street.	Trustees of the Will of the late Frederick Henry Newens (as before) Robert Kempthorne.	Herbert Thomas Sharrer.	Herbert Thomas Sharrer Herbert Foster James Strachan Charles Pilkington Thomas Nelhams.

A.D. 1905.
 —
Richmond
(Surrey)
Order.

The Richmond Gas Company—In respect of any gas mains.
 The Richmond (Surrey) Electric Light and Power Company Limited—In respect of any electric lighting pipes wires and apparatus.
 The Postmaster-General—In respect of any telegraph posts and wires or telephone pipes wires and apparatus.
 The National Telephone Company Limited—In respect of any telegraph posts and wires and telephone pipes wires and apparatus.
 The Metropolitan Water Board—In respect of any water mains or pipes.

PART II.

PARADISE ROAD IMPROVEMENT.

41	Part of forecourt area and cellars No. 1 Burnham Terrace Paradise Road.	Trustees of the Will of the late John Henry Houghton viz. John Pounds Houghton Jane Rebecca Houghton Harriett Ruddle.	William Freeman -	William Freeman.
42	Part of forecourt area and cellars No. 2 Burnham Terrace Paradise Road.	Ditto - -	William Charles Miller.	William Charles Miller.
43	Part of forecourt area and cellars 3 Burnham Terrace Paradise Road.	Ditto - -	- - -	Unoccupied.
44	Part of garden in rear of Carrington Lodge Paradise Road.	John Pounds Houghton.	Charles Edward Johnson.	Charles Edward Johnson.
45	Part of garden in rear of Streatham Lodge Paradise Road.	Ditto - -	Jane Ince - -	Jane Ince.
46	Part of front garden of No. 2 Egerton Cottages Paradise Road.	Major-General Gardner Frederick Guyon.	- - -	Emma Pitt.
47	Part of front garden of No. 1 Egerton Cottages Paradise Road.	Ditto - -	- - -	Charles Edred Wright.
—	Conduit below surface of Nos. 41 to 47.	His Majesty the King.	—	—

[5 EDW. 7.] *Local Government Board's* [Ch. lxxxv.]
Provisional Orders Confirmation (No. 10) Act, 1905.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
12	House shop work-shop yard and out-buildings with premises having a frontage to Red Lion Street 2 George Street.	His Majesty the King Alfred Richard Burton Elizabeth Burton.	- - -	Alfred Richard Burton.
13	House shop and premises 1 George Street.	His Majesty the King Thomas Isaac Leach.	- - -	Thomas Isaac Leach.
14	House shop and premises 1A George Street.	His Majesty the King Alfred Richard Burton Elizabeth Burton.	- - -	Unoccupied.
16	Passageway in rear of No. 11 on Plan Red Lion Street.	Trustees of the Will of the late Frederick Henry Newens (as before) Robert Kempthorne.	Herbert Thomas Sharrer.	Herbert Thomas Sharrer Herbert Foster James Strachan Charles Pilkington Thomas Nelhams.

A.D. 1905.
 —
Richmond
(Surrey)
Order.

The Richmond Gas Company—In respect of any gas mains.
 The Richmond (Surrey) Electric Light and Power Company Limited—In respect of any electric lighting pipes wires and apparatus.
 The Postmaster-General—In respect of any telegraph posts and wires or telephone pipes wires and apparatus.
 The National Telephone Company Limited—In respect of any telegraph posts and wires and telephone pipes wires and apparatus.
 The Metropolitan Water Board—In respect of any water mains or pipes.

PART II.

PARADISE ROAD IMPROVEMENT.

41	Part of forecourt area and cellars No. 1 Burnham Terrace Paradise Road.	Trustees of the Will of the late John Henry Houghton viz. John Pounds Houghton Jane Rebecca Houghton Harriett Ruddle.	William Freeman -	William Freeman.
42	Part of forecourt area and cellars No. 2 Burnham Terrace Paradise Road.	Ditto - -	William Charles Miller.	William Charles Miller.
43	Part of forecourt area and cellars 3 Burnham Terrace Paradise Road.	Ditto - -	- - -	Unoccupied.
44	Part of garden in rear of Carrington Lodge Paradise Road.	John Pounds Houghton.	Charles Edward Johnson.	Charles Edward Johnson.
45	Part of garden in rear of Streatham Lodge Paradise Road.	Ditto - -	Jane Ince - -	Jane Ince.
46	Part of front garden of No. 2 Egerton Cottages Paradise Road.	Major-General Gardner Frederick Guyon.	- - -	Emma Pitt.
47	Part of front garden of No. 1 Egerton Cottages Paradise Road.	Ditto - -	- - -	Charles Edred Wright.
—	Conduit below surface of Nos. 41 to 47.	His Majesty the King.	—	—

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905.
Richmond
(Surrey)
Order.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
102	Workshops yard and warehouses and premises (corner of Church Terrace and Paradise Road).	His Majesty the King Frederick Sims.	- - -	Frederick Sims.
103	House forecourt garden and premises 1 Halford Road.	The Governors of St. Olave's and St. Saviour's Grammar School Albert Dixon.	- - -	Harry Cyril Mawby.
105	House yard and premises 10 Halford Place.	Reverend Carteret John Halford Fletcher Archibald Edward Young Carteret Ernest Fletcher.	George Stroud -	George Alfred Booth George Stroud.
106	House forecourt yard and premises 9 Halford Place.	Ditto - -	Ditto - -	Jane Hiorns.
107	House forecourt yard and premises 8 Halford Place.	Ditto - -	George Stroud Joseph Smart.	Richard Hewett Ward.
108	House forecourt yard and premises 7 Halford Place.	Ditto - -	Ditto - -	Annie Green Joseph Smart.
109	House forecourt yard and premises 6 Halford Place.	Ditto - -	George Stroud Frederick Read.	Mary Ann Clarke.
110	House shop forecourt yard premises and workshops 5 Halford Place.	Ditto - -	Executors of the Will of the late Jane Moorey viz. Angelina Little Jane Moorey.	Edward Croker Frederick Read.
111	House shop forecourt yard and premises 4 Halford Place.	Ditto - -	Ditto - -	Arthur Read.
112	House forecourt yard and premises 3 Halford Place.	Ditto - -	Ditto - -	James Turner.
113	House forecourt workshop yard and premises 2 Halford Place.	Ditto - -	Executors of the Will of the late Jane Moorey (as before) William Murdon Burton.	William Murdon Burton.
114	House shop forecourt yard workshop and premises 1 Halford Place.	Ditto - -	Executors of the Will of the late Jane Moorey (as before).	Charles Jackson Rigby.
115	Part of garden fronting 1 Eton Terrace.	Robert Ganthony -	- - -	Robert Ganthony.
116	Part of garden fronting 2 Eton Terrace (Eton Lodge).	Ditto - -	John Hotze - -	John Hotze.
117	House forecourt side passage and premises Suffield Lodge Paradise Road.	Lalande Ravenshaw	- - -	Julia Corbett.
118	House garden and premises Paradise Road.	Albert Hoare - -	Lalande Ravenshaw.	George Green.

[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905.
 ———
Richmond
(Surrey)
Order.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
102	Workshops yard and warehouses and premises (corner of Church Terrace and Paradise Road).	His Majesty the King Frederick Sims.	- - -	Frederick Sims.
103	House forecourt garden and premises 1 Halford Road.	The Governors of St. Olave's and St. Saviour's Grammar School Albert Dixon.	- - -	Harry Cyril Mawby.
105	House yard and premises 10 Halford Place.	Reverend Carteret John Halford Fletcher Archibald Edward Young Carteret Ernest Fletcher.	George Stroud -	George Alfred Booth George Stroud.
106	House forecourt yard and premises 9 Halford Place.	Ditto - -	Ditto - -	Jane Hiorns.
107	House forecourt yard and premises 8 Halford Place.	Ditto - -	George Stroud Joseph Smart.	Richard Hewett Ward.
108	House forecourt yard and premises 7 Halford Place.	Ditto - -	Ditto - -	Annie Green Joseph Smart.
109	House forecourt yard and premises 6 Halford Place.	Ditto - -	George Stroud Frederick Read.	Mary Ann Clarke.
110	House shop forecourt yard premises and workshops 5 Halford Place.	Ditto - -	Executors of the Will of the late Jane Moorey viz. Angelina Little Jane Moorey.	Edward Croker Frederick Read.
111	House shop forecourt yard and premises 4 Halford Place.	Ditto - -	Ditto - -	Arthur Read.
112	House forecourt yard and premises 3 Halford Place.	Ditto - -	Ditto - -	James Turner.
113	House forecourt workshop yard and premises 2 Halford Place.	Ditto - -	Executors of the Will of the late Jane Moorey (as before) William Murdon Burton.	William Murdon Burton.
114	House shop forecourt yard workshop and premises 1 Halford Place.	Ditto - -	Executors of the Will of the late Jane Moorey (as before).	Charles Jackson Rigby.
115	Part of garden fronting 1 Eton Terrace.	Robert Ganthony -	- - -	Robert Ganthony.
116	Part of garden fronting 2 Eton Terrace (Eton Lodge).	Ditto - -	John Hotze - -	John Hotze.
117	House forecourt side passage and premises Suffield Lodge Paradise Road.	Lalande Ravenshaw	- - -	Julia Corbett.
118	House garden and premises Paradise Road.	Albert Hoare - -	Lalande Ravenshaw.	George Green.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
119	House garden and premises Eton Cottage Paradise Road.	Albert Hoare - -	- - -	Frank James Forey.
120	Part of garden fronting 4 Burnham Villas Paradise Road.	Leopold Daniel Woodin.	- - -	George Whetman.
121	Part of garden fronting 3 Burnham Villas Paradise Road.	Ditto - -	- - -	George Green.
122	Part of garden fronting 2 Burnham Villas Paradise Road.	Fanny Mary Ann Noyce.	- - -	Charles Frederick Dafforne.
123	Part of garden fronting 1 Burnham Villas Paradise Road.	Ditto - -	Frederick Rowlands	Frederick Rowlands.
124	Part of garden fronting "Burnham" Paradise Road.	Annie Scrivener Major-General Gardiner Frederick Guyon.	- - -	Annie Scrivener.
125	Part of garden and wall fronting Paradise Road and Mount Ararat Road.	Major-General Gardiner Frederick Guyon.	- - -	Major-General Gardiner Frederick Guyon.

A.D. 1905.

Richmond
(Surrey)
Order.

The Richmond Gas Company—In respect of any gas mains.

The Richmond (Surrey) Electric Light and Power Company Limited—In respect of any electric lighting pipes wires and apparatus.

The Postmaster-General—In respect of any telegraph posts and wires or telephone pipes wires and apparatus.

The National Telephone Company Limited—In respect of any telegraph posts and wires and telephone pipes wires and apparatus.

The Metropolitan Water Board—In respect of any water mains or pipes.

Given under the Seal of Office of the Local Government Board this
Fifth day of May One thousand nine hundred and five.

(L.S.)

G. W. BALFOUR President.
S. B. PROVIS Secretary.

RURAL DISTRICT OF WHISTON.

Provisional Order to enable the Rural District Council of Whiston to put in force the Compulsory Clauses of the Lands Clauses Acts. Whiston Rural Order.

To the Rural District Council of Whiston ;—

And to all others whom it may concern.

WHEREAS the Rural District Council of Whiston (herein-after referred to as "the Council") require to purchase and take the lands described in the

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
119	House garden and premises Eton Cottage Paradise Road.	Albert Hoare - -	- - -	Frank James Forey.
120	Part of garden fronting 4 Burnham Villas Paradise Road.	Leopold Daniel Woodin.	- - -	George Whetman.
121	Part of garden fronting 3 Burnham Villas Paradise Road.	Ditto - -	- - -	George Green.
122	Part of garden fronting 2 Burnham Villas Paradise Road.	Fanny Mary Ann Noyce.	- - -	Charles Frederick Dafforne.
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125	Part of garden and wall fronting Paradise Road and Mount Ararat Road.	Major-General Gardiner Frederick Guyon.	- - -	Major-General Gardiner Frederick Guyon.

A.D. 1905.

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(L.S.)

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[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
Provisional Orders Confirmation (No. 10) Act, 1905.

A.D. 1905. schedule hereto for the disposal of the sewage of the contributory places of Eccleston and Whiston:

Whiston Rural Order.

38 & 39 Vict. c. 55.

Compulsory powers of purchase.

Short title.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect viz.,—

Art. I. The Council shall be empowered to put in force with reference to the lands described in the schedule hereto and for the purposes aforesaid the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Art. II. This Order may be cited as the Whiston Rural Order 1905.

The SCHEDULE above referred to.

Township of WHISTON in the County of LANCASTER.

No. and Colour on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Occupier.
1 pink	All those pieces of land containing in the whole 10 acres or thereabouts being fields numbered 79 and 81 on the $\frac{1}{2500}$ Ordnance Survey Map of Lancashire sheet cvii. 15 first edition 1892.	Richard Atherton D'Anyers Willis and the Trustees of the Will of Henry Rudolph D'Anyers Willis deceased viz. Charles Beaumont D'Anyers Willis and Arthur Richard Farrer.	John Leather.

Given under the Seal of Office of the Local Government Board this Third day of May One thousand nine hundred and five.

(L.S.)

G. W. BALFOUR President.
 S. B. PROVIS Secretary.

Printed by EYRE and SPOTTISWOODE,

FOR

ROWLAND BAILEY, Esq., M.V.O., I.S.O., the King's Printer of Acts of Parliament.

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[Ch. lxxxv.] *Local Government Board's* [5 EDW. 7.]
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