



CHAPTER cix.

An Act to confirm certain Provisional Orders of the Local Government Board for Ireland relating to Dublin and Armagh. A.D. 1906.
[20th July 1906.]

WHEREAS the Local Government Board for Ireland (hereinafter referred to as "the Local Government Board") have made the Provisional Order set forth in Schedule A. hereto under the Public Health (Ireland) Act 1878 and the Local Government (Ireland) Act 1898 and the Provisional Order set forth in Schedule B. hereto under the Housing of the Working Classes Act 1890 :

And whereas it is requisite that the said Orders should be confirmed by Parliament and that the provisions herein contained should be enacted with reference to those Orders :

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 are hereby confirmed and all the provisions thereof shall have full validity and force. Orders in schedule confirmed.

2. The sanitary authorities mentioned in the Orders hereby confirmed shall not under the powers of those Orders purchase or acquire in any urban district any house or houses which on the fifteenth day of December last were occupied either wholly or partially by thirty or more persons belonging to the working class as tenants or lodgers or except with the consent

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A.D. 1906. of the Local Government Board any house or houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied.

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

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

Short title.

3. This Act may be cited as the Local Government Board (Ireland) Provisional Orders Confirmation (No. 3) Act 1906.

SCHEDULES.

A.D. 1906.

SCHEDULE A.

CITY OF DUBLIN.

Provisional Order to enable the Corporation of Dublin to put in force the Compulsory Clauses of the Lands Clauses Acts.

Dublin.

WHEREAS the Right Honourable the Lord Mayor Aldermen and Burgesses of Dublin (in this Order referred to as "the Corporation") as the urban sanitary authority of the said city require to purchase and take the lands described in the schedule hereto for the purpose of providing a place for the deposit of any matters collected by them in pursuance of Part II. of the Public Health (Ireland) Act 1878 (in this Order referred to as "the Act of 1878") and of laying out planting improving and maintaining a recreation ground: 41 & 42 Vict. c. 52.

Now therefore We the Local Government Board for Ireland (in this Order referred to as "the Local Government Board") in pursuance of the powers given to Us by section 203 of the Act of 1878 and section 36 of the Local Government (Ireland) Act 1898 and of all other powers enabling Us in that behalf do hereby order that from and after the date of the Act confirming this Order the following provisions shall have effect namely:— 61 & 62 Vict. c. 37.

1. The Corporation 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 as amended by section 8 of the Public Health (Ireland) Act 1896 with respect to the purchase and taking of lands otherwise than by agreement or any of them. 59 & 60 Vict. c. 54.

2. For the protection of the Dublin Port and Docks Board (in this article referred to as "the Board") the following provisions shall have effect:—

- (1) Before commencing any works under the authority of this Order the Corporation shall pay to the Board the sum of eight thousand pounds as compensation for the rights of the Board over the Fairview Slob Lands and the additional dredging operations in the port and harbour of Dublin which may be necessitated

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Dublin

by the withdrawal of the said Slob Lands from the tidal area of the port of Dublin including the portion of the Slob Lands heretofore filled up by the Corporation :

(2) The acquisition of any lands or the execution of any works under the authority of this Order shall not empower the Corporation to permit or suffer the said lands or works to be utilised in such manner that any road detritus or other matter solid or liquid will be deposited on any part of the port or harbour of Dublin other than the said lands :

(3) The expressions "port of Dublin" and "harbour of Dublin" in this article have the meanings respectively assigned to them by the Dublin Port and Docks Act 1869.

32 & 33 Vict.
c. c.

3. Nothing contained in this Order shall authorise the Corporation to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any right in respect thereof belonging to the Crown and under the management of the Board of Trade without the previous consent in writing of the Board of Trade on behalf of the Crown (which consent the Board of Trade may give) neither shall anything in this Order extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exercisable by the Crown.

29 & 30 Vict.
c. 62.

4. Nothing contained in this Order or to be done under the authority thereof shall in any manner affect the title to any of the subjects or any rights powers or authorities mentioned in or reserved by sections 21 and 22 of the Crown Lands Act 1866 and belonging to or exercisable on behalf of the Crown.

5. The plans for all works to be executed under the powers conferred by this Order shall be subject to the approval of the Local Government Board.

6. If any dispute arises between the Corporation and the Dublin Port and Docks Board with reference to the exercise of any power or the performance of any duty conferred or imposed by this Order the matter in dispute shall be determined by an arbitrator appointed by the Local Government Board on the application of either party.

7. The works by this Order authorised shall be completed within twenty years from the date of the Act confirming this Order.

8. The costs and expenses of the Corporation and the Local Government Board incurred in respect of the application for preparation making and confirming of this Order shall be paid by the Corporation as part of their expenses incurred in the execution of the Public Health (Ireland) Acts 1878 to 1896.

9. This Order may be cited as the Dublin (Fairview Slob Lands) Order 1906.

SCHEDULE.

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Dublin.

County of DUBLIN and County Borough of DUBLIN.

Area of Slobland numbered 1 to 24 inclusive on the deposited plan being part of what were formerly known as the Wet Acre Lots of the Corporation of Dublin situate and lying between the road leading from Dublin to Dollymount and the Nanniken Bridge known as Annesley Bridge Road Fairview Clontarff Road or Strand Road the railway embankment of the Great Northern Railway Company of Ireland and the east wall being partly in the parish of St. Thomas partly in the townlands of Ballybough and Marino in the parish of Clonturk and partly in the townland of Clontarf West in the parish of Clontarff and partly on the extra-parochial place of the bed and foreshore of the Liffey in Dublin Bay containing in the whole 57 acres statute measure or thereabouts and all situate in the county of Dublin or the county borough of Dublin.

Given under our seal of office this first day of May one thousand nine hundred and six.

(L.S.)

T. J. STAFFORD.

SCHEDULE B.

URBAN DISTRICT OF ARMAGH.

Provisional Order to enable the Urban District Council of Armagh to put in force the Compulsory Clauses of the Lands Clauses Acts. *Armagh.*

WHEREAS the urban district council of Armagh (in this Order referred to as "the sanitary authority") are the sanitary authority of the urban sanitary district consisting of the town of Armagh and have adopted Part III. of the Housing of the Working Classes Act 1890 and require to purchase and take the lands described in the schedule hereto for the purposes of the said Part III. of the said Act:

53 & 54 Vict.
c. 70.

Now therefore We the Local Government Board for Ireland in pursuance of the powers given to Us by section 57 of the said Act and section 203 of the Public Health (Ireland) Act 1878 and of all other powers enabling Us in that behalf do hereby order that from and after the date of the Act confirming this Order the following provisions shall have effect namely:—

41 & 42 Vict.
c. 52.

1. The sanitary authority shall be empowered to put in force with reference to the lands described in the schedule hereto and for the purposes

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aforesaid the powers of the Lands Clauses Acts as amended by section 8 of the Public Health (Ireland) Act 1896 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

2. The costs and expenses of the sanitary authority and of the Local Government Board for Ireland incurred in respect of the application for preparation making and confirmation of this Order shall be paid by the sanitary authority out of the rate leviable under section 60 of the Towns Improvement (Ireland) Act 1854 as amended by any enactment.

3. This Order may be cited as the Armagh Order 1906.

SCHEDULE.

County of ARMAGH Urban District of ARMAGH.

Nos. on deposited Plan.	Description of Lands.	Owners or reputed Owners.	Occupiers.
Townland of CORPORATION.			
2	Land covered by ruins in Navan Street or Charter School Lane containing 11p.	Walter Simpson - -	Walter Simpson.
3	Field in Navan Street or Charter School Lane containing 23p.	Ditto - - -	John Toal.

Given under our seal of office this first day of May one thousand nine hundred and six.

(L.S.)

T. J. STAFFORD.

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