



CHAPTER cxvi.

An Act to confirm certain Provisional Orders made by the Board of Education under the Education Acts 1870 to 1903 to enable the Councils of the Administrative Counties of Devon and the West Riding of Yorkshire to put in force the Lands Clauses Acts. A.D. 1906.

[20th July 1906.]

WHEREAS the Board of Education have made certain Provisional Orders under the authority of the Education Acts 1870 to 1903 on behalf of the councils of the administrative counties of Devon and the West Riding of Yorkshire being the local education authorities under the Education Act 1902 for the said administrative counties and it is requisite that the same should be confirmed by Parliament:

And whereas by the Board of Education Act 1899 it is provided that the Board of Education shall take the place of the Education Department and all enactments and documents shall be construed accordingly:

And whereas the lands required to be purchased under the powers granted by the said Provisional Orders and confirmed by this Act are severally described in the schedules to the said Provisional Orders as set out in the schedule to this Act and are delineated on the plans accompanying the respective petitions referred to in the said Provisional Orders and copies of all the said plans have been duly deposited in the Offices of the two Houses of Parliament:

Be it therefore enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and

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Orders Confirmation (Devon, &c.) Act, 1906.

A.D. 1906. Temporal and Commons in this present Parliament assembled
and by the authority of the same as follows:—

Confirmation
of Orders in
schedule.

1. The following Orders as set out in the schedule to this Act shall be and are hereby confirmed and from and after the passing of this Act shall have full validity and force.

Saving of
public rights
of way.

2. Nothing herein contained shall be construed to authorise a council to extinguish any public rights of way without such Order being obtained as but for this Act would have been required for that purpose.

Saving rights
of Post-
master-
General.

3. Nothing contained in this Act or in the Orders hereby confirmed shall extend to authorise a council to remove or interfere with any telegraphic line belonging to or used by the Postmaster-General except with the consent in writing of the Postmaster-General.

Short title.

4. This Act may be cited as the Education Board Provisional Orders Confirmation (Devon &c.) Act 1906.

SCHEDULE.

A.D. 1906.

EDUCATION ACTS 1870-1903
AND
BOARD OF EDUCATION ACT 1899.

DEVON COUNTY COUNCIL.

Provisional Order for putting in force the Lands Clauses Acts.

Devon.

WHEREAS the Devon County Council require to purchase a piece of land for the purposes of the Education Acts 1870-1903 and not having been able to purchase the same by agreement require to put in force the provisions of the Lands Clauses Acts which apply to the purchase and taking of lands otherwise than by agreement:

And whereas the land so required to be purchased is set forth in the schedule hereunder written:

And whereas the said Council have made due publication of the notices and have duly served the same according to the requirements of the Education Acts 1870-1903 and have presented a petition to the Board of Education praying that an Order may be made authorising the said Council to put in force the powers of the said Acts with respect to the purchase and taking of lands otherwise than by agreement in which petition were stated all the matters required by the said Education Acts to be stated therein and the same hath been supported by such evidence as the said Board of Education required:

And whereas the said Board of Education having considered the said petition and the proofs of the publication and service of the proper notices have thought fit to proceed with the case and have caused inquiry to be made in the district wherein the said land is situate as to the propriety of the proposed Order:

Now therefore the said Board of Education having received a report after such inquiry and having duly considered the same do hereby declare that it is proper and do hereby order accordingly that the said Council be authorised to put in force with reference to the piece of land set forth

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A.D. 1906. in the schedule hereunder written the powers of the said Acts for the
Devon. purchase and taking of lands otherwise than by agreement or any of them.

Given under the Seal of Office of the Board of Education this Twelfth
day of April One thousand nine hundred and six.

(L.S.)

R. MONTAGU TABOR
One of the Assistant Secretaries of
the Board of Education.

SCHEDULE to the foregoing Order.

Parish of NORTHAM—County of DEVON.

A piece of land on the eastern side of Pitt Lane Pitt Hill Appledore
and having a frontage to the said lane of about 220 feet being part of the
field in the occupation of Mr. J. Parkhouse numbered 82 on the $\frac{1}{2500}$
Ordnance Map of the said parish Area about two roods as the same is
described in the plan accompanying the petition herein-before referred to
and coloured red thereon.

YORKS WEST RIDING ADMINISTRATIVE COUNTY
COUNCIL.

Yorkshire
West Riding.

Provisional Order for putting in force the Lands Clauses Acts.

WHEREAS the Yorks West Riding Administrative County Council require
to purchase a piece or parcel of land for the purposes of the Education
Acts 1870–1903 and not having been able to purchase the same by agree-
ment require to put in force the provisions of the Lands Clauses Acts which
apply to the purchase and taking of lands otherwise than by agreement:

And whereas the land so required to be purchased is set forth in the
schedule hereunder written:

And whereas the said Council have made due publication of the
notices and have duly served the same according to the requirements of the
Education Acts 1870–1903 and have presented a petition to the Board
of Education praying that an Order may be made authorising the said
Council to put in force the powers of the said Acts with respect to the
purchase and taking of lands otherwise than by agreement in which
petition were stated all the matters required by the said Education Acts
to be stated therein and the same hath been supported by such evidence
as the said Board of Education required:

And whereas the said Board of Education having considered the said
petition and the proofs of the publication and service of the proper notices

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have thought fit to proceed with the case and have caused inquiry to be made in the district wherein the said land is situate as to the propriety of the proposed Order:

A.D. 1906.

Yorkshire
West Riding.

Now therefore the said Board of Education having received a report after such inquiry and having duly considered the same do hereby declare that it is proper and do hereby order accordingly that the said Council be authorised to put in force with reference to the piece or parcel of land set forth in the schedule hereunder written the powers of the said Acts for the purchase and taking of lands otherwise than by agreement or any of them.

Given under the Seal of Office of the Board of Education this Twentieth day of April One thousand nine hundred and six.

(L.S.)

R. MONTAGU TABOR
One of the Assistant Secretaries of
the Board of Education.

SCHEDULE to the foregoing Order.

A piece or parcel of pasture land situate in the parish or township of Silkstone in the West Riding of Yorkshire having a frontage of fifty yards or thereabouts to Cone Lane and bounded on the north west and south by land occupied by Jonathan Mosley and on the east by Cone Lane aforesaid The said piece or parcel of land forms part of a field numbered 194 on the $\frac{1}{2500}$ Ordnance Map (1893 edition) of the said parish or township and is more particularly delineated on the plan accompanying the petition herein-before referred to Area 2,200 square yards or thereabouts.

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