



## CHAPTER lxii.

An Act to empower the London County Council, A.D. 1922  
to acquire lands to amend the law relating to  
the cleansing of filthy or verminous articles and  
premises to confer powers upon the council of  
the metropolitan borough of Paddington and  
for other purposes. [20th July 1922.]

**W**HEREAS it is expedient that the London County  
Council (hereinafter referred to as "the Council")  
should be empowered to acquire compulsorily the lands  
described in this Act and situate in the metropolitan  
borough of Stepney :

And whereas provisions were enacted in Part IV. of  
the London County Council (General Powers) Act 1904  
with respect to the cleansing of filthy dangerous or un-  
wholesome articles and houses infested with vermin :

And whereas the said provisions are insufficient to  
attain the objects aimed at and it is expedient that the  
said provisions should be repealed and provisions in lieu  
thereof enacted as in this Act contained :

And whereas the council of the metropolitan borough  
of Paddington (hereinafter referred to as "the Paddington  
Council") have acquired certain lands in the said  
borough under the provisions of the Baths and Wash-  
houses Acts 1846 to 1896 :

And whereas it is expedient that the Paddington  
Council should be empowered to utilise part of the said  
lands for the erection of and to erect thereon a public hall

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A.D. 1922 and shops offices and other buildings and to lease or let such buildings :

And whereas it is expedient that the other provisions contained in this Act should be enacted :

And whereas the objects aforesaid cannot be attained without the authority of Parliament :

And whereas the Council have deposited with the clerk of the peace for the county of London a plan showing the lands which may be compulsorily taken under the powers of this Act and also a book of reference to such plan containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the said lands and such plan and book of reference are respectively referred to in this Act as the deposited plan and book of reference :

And whereas the Paddington Council have in relation to the promotion of the Bill for this Act (in so far as it confers powers upon them) complied with the requirements of the Borough Funds Acts 1872 and 1903 :

May it therefore please Your Majesty that it may be enacted and be it 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 (that is to say) :—

PART I.

INTRODUCTORY.

Short title.

1. This Act may be cited as the London County Council (General Powers) Act 1922.

Act divided into Parts.

2. This Act is divided into Parts as follows :—

Part I.—Introductory.

Part II.—Purchase of Lands.

Part III.—Filthy or Verminous Articles and Premises.

Part IV.—Powers to Paddington Council.

Part V.—Miscellaneous Provisions.

Incorporation of Lands

3. The Lands Clauses Acts so far as the same are applicable for the purposes of and not inconsistent with



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or varied by this Act are hereby incorporated with and form part of this Act with the following exception and modification—

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Clauses  
Acts.

(a) Sections 127 and 133 of the Lands Clauses Consolidation Act 1845 are not incorporated with this Act:

(b) The bond required by section 85 of the Lands Clauses Consolidation Act 1845 shall be under the seal of the Council and shall be sufficient without the addition of the sureties mentioned in that section.

4. In this Act unless the subject or context otherwise requires—

Interpre-  
tation.

“The Council” means the London County Council:

“The county” means the administrative county of London:

“The Paddington Council” means the council of the metropolitan borough of Paddington:

“Sanitary authority” means—

(a) The mayor aldermen and commons of the city of London in common council assembled in respect of the city of London and as port sanitary authority in respect of so much of the Port of London as described in the Port of London (Consolidation) Act 1920 as is within the county:

(b) The overseers of the Inner Temple and the Middle Temple as respects those places respectively:

(c) The council of any metropolitan borough as respects such borough (except as to any portion thereof which may be within the Port of London as described as aforesaid):

“District” means in relation to each sanitary authority the area in respect of which that authority is the sanitary authority for the purposes of this Act:

“House” includes a school and any other building in which persons are employed and the curtilage of a house and any building or house wholly or partly erected under statutory authority but does not include any factory workshop or laundry

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to which the Factory and Workshop Acts 1901 and 1907 apply or any building within the Port of London (as described as aforesaid) not used wholly or in part as a dwelling-house or stable :

“Owner” means the person for the time being receiving the rack rent of the premises in connection with which the word is used whether on his own account or as agent or trustee for any other person or who would so receive the same if such premises were let at a rack rent :

“Rack rent” means rent which is not less than two-thirds of the full annual value of the premises out of which the rent arises and the full annual value shall be taken to be the annual rent which a tenant might reasonably be expected taking one year with another to pay for the premises if the tenant undertook to pay all usual tenant’s rates and taxes and tithe commutation rent-charge (if any) and if the landlord undertook to bear the cost of the repairs and insurance and the other expenses (if any) necessary to maintain the premises in a state to command such rent :

“Vermin” includes bugs, fleas, lice and itch mites and their eggs, larvæ and pupæ.

## PART II.

### PURCHASE OF LANDS.

Acquisition  
of lands.

5. Subject to the provisions of this Act, the Council may enter upon, take and use the lands shown on the deposited plan and described in the deposited book of reference and comprising premises in the metropolitan borough of Stepney situate at the junction of Market Hill with Labour-in-Vain Street and at the junction of Labour-in-Vain Street with Lower Shadwell.

Compensa-  
tion in case  
of recently  
altered  
buildings.

6. In settling any question of disputed purchase money or compensation under this Part of this Act the arbitrator settling the same shall not award any sum of money for or in respect of any improvement, alteration or building made or erected or any interest in the lands created after the eighteenth day of October one thousand



nine hundred and twenty-one if in the opinion of such arbitrator the improvement alteration or building or the creation of the interest in respect of which the claim is made was not reasonably necessary and was made or created with a view to obtaining or increasing compensation under this Act. A.D. 1922.

7. The powers of the Council for the compulsory purchase of lands under this Part of this Act shall cease after the expiration of three years from the passing of this Act. Limitation of time for purchase of lands.

8. The sections of the London County Council (General Powers) Act 1901 of which the numbers and marginal notes are set forth in this section and section 14 (As to sale of ground rents) of the London County Council (General Powers) Act 1904 are hereby incorporated with and form part of this Part of this Act and shall so far as applicable extend and apply to the lands by this Part of this Act authorised to be acquired and to the Council in respect thereof as fully and effectually as if such sections had been re-enacted in this Act with reference thereto. Incorporation of certain provisions of London County Council (General Powers) Acts 1901 and 1904 with this Part of Act.

The sections of the said Act of 1901 hereinbefore referred to are—

- Section 24 (Power to certain persons to grant easements &c. by agreement);
- Section 25 (Correction of errors &c. in deposited plans and book of reference);
- Section 26 (Power to Council to enter upon property for survey and valuation);
- Section 32 (Power to lease surplus lands);
- Section 34 (Council may sell land in first instance without having previously granted a lease thereof);
- Section 35 (Council may let or exchange lands);
- Section 36 (Council to dispose of lands within a certain period);
- Section 37 (Receipts of Council to be effectual discharges); and
- Section 38 (Power to Council to make agreements with owners of property &c.).

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PART III.

FILTHY OR VERMINOUS ARTICLES AND PREMISES.

Cleansing or  
destruction  
of filthy &c.  
articles.

9.—(1) Where it appears to any sanitary authority on a report from their medical officer of health that any articles in any house or part thereof in their district—

(a) are in such a filthy dangerous or unwholesome condition that health is affected or endangered thereby or that the cleansing disinfection or destruction of any such articles is requisite to prevent risk of or to check infectious disease ;  
or

(b) are infested with vermin or by reason of having been used by any person infested with vermin are likely to be so infested ;

the sanitary authority may at their own expense cause such articles to be cleansed disinfected or destroyed and (if they think fit) removed for any such purpose.

(2) If the owner of any such articles suffers unnecessary damage by reason of the exercise of the powers of this section the sanitary authority shall compensate him for the same and the sanitary authority shall also reasonably compensate him for any articles destroyed. Any compensation payable under this subsection shall be recoverable summarily as a civil debt.

Cleansing of  
houses in-  
fested with  
vermin.

10.—(1) Where it appears to any sanitary authority on a report from their medical officer of health that any house or part thereof in their district is infested with vermin such authority shall give notice in writing to the owner or occupier of such house or part thereof requiring him within a period to be specified in such notice to cleanse such house or the portion thereof specified in the notice and if so required in the notice to remove wall paper from the walls of such house or portion thereof and to take such other steps for the purpose of destroying and removing vermin as the case may require.

(2) If the person to whom such notice is given fails to comply therewith within the time therein specified he shall be liable on summary conviction to a fine not exceeding ten shillings for every day during which he makes default in complying with the requirements of such notice and the sanitary authority may if they think fit at



any time after the expiration of the period specified in the notice themselves do any work required by the notice to be done and all reasonable costs and expenses incurred by the sanitary authority in doing so shall (subject as hereinafter provided) be recoverable summarily as a civil debt from the person making the default. A.D. 1922.

(3) Upon any proceedings under this section the court may inquire as to whether any requirement contained in any notice given or any work done by the sanitary authority was reasonable and as to whether the costs and expenses incurred by the sanitary authority in doing such work or any part thereof ought to be borne wholly or in part by the person to whom the notice was given and the court may make such order concerning such costs and expenses or their apportionment as appears to the court to be just and equitable under the circumstances of the case.

11. Sections 59 and 105 of the Public Health (London) Act 1891 shall respectively extend and apply to the provision of means for removing cleansing and destroying articles and cleansing houses under this Part of this Act and to the borrowing of money for the provision of such means in addition to the matters referred to in those sections. Provision of means for cleansing &c. filthy articles and houses.

12.—(1) If any sanitary authority have reasonable cause to suppose— Power to sanitary authorities to enter premises.

(a) that any articles in any house or part thereof in their district are in a filthy dangerous or unwholesome condition or infested or likely to be infested with vermin as referred to in subsection (1) of the section of this Act of which the marginal note is "Cleansing or destruction of filthy &c. articles"; or

(b) that any house or part thereof in their district is infested with vermin;

such sanitary authority may enter such house or part thereof and may inspect and examine the same and any articles therein for the purposes of this Part of this Act.

(2) Any sanitary authority may enter at all reasonable times any house or part thereof in their district for the purpose of examining whether there is any

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(3) Any person refusing to permit any officer of a sanitary authority to enter or inspect and examine any premises or articles which he is duly authorised to enter or inspect and examine under the provisions of this section shall be liable on summary conviction to a penalty not exceeding five pounds.

Enforcement  
of provisions  
of this Part  
of Act.

**13.**—(1) It shall be the duty of every sanitary authority to enforce within their district the provisions of this Part of this Act.

(2) Sections 101 115 116 117 118 119 121 124 125 127 128 129 133 and 135 of the Public Health (London) Act 1891 shall extend and apply to and with reference to the provisions of this Part of this Act as if those sections were expressly re-enacted in and in terms made applicable to this Part of this Act.

Repeal.

**14.** The following provisions of the London County Council (General Powers) Act 1904 are hereby repealed—

Section 19 (Filthy dangerous and unwholesome articles to be purified);

Section 20 (Houses infested with vermin to be cleansed);

Section 21 (Provision of means for cleansing &c. filthy articles and houses);

Subsection (1) of section 24 (Power to sanitary authorities &c. to enter); and

The definition of "house" in section 26 (Interpretation in this Part of Act).

#### PART IV.

##### POWERS TO PADDINGTON COUNCIL.

Power to  
Paddington  
Council to  
erect public  
hall and  
shops on  
certain  
lands.

**15.**—(1) The Paddington Council may appropriate hold and use for the purpose of erecting thereon a hall to be used for business public meetings assemblies or entertainments together with shops offices and other buildings the whole or such part or parts as they may think fit of the lands forming the site of the premises in the metropolitan borough of Paddington known as "The Lodge" Porchester Road and Nos. 1 and 2 Porchester Houses which lands are shown by a pink colour on the



plan signed in triplicate by Sir William Middlebrook the Chairman of the Committee of the House of Commons to whom the Bill for this Act was referred (of which plan one copy has been deposited in the Private Bill Office of the House of Commons one copy has been deposited in the Parliament Office of the House of Lords and one copy has been deposited with the town clerk of the said metropolitan borough) notwithstanding that the said lands were (with other lands adjoining the same) acquired by the Paddington Council under and for the purposes of the Baths and Washhouses Acts 1846 to 1896 and the Paddington Council may erect and maintain such buildings and may lease or let the same for such period and on such terms and conditions as they think fit.

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(2) As from the passing of this Act the said Baths and Washhouses Acts shall cease to apply to the lands so shown on the said plan.

**16.** There shall be charged in the accounts of the Paddington Council as capital expenditure by that council under and for the purposes of the Metropolis Management Act 1855 as amended by subsequent Acts such sum as the Paddington Council may determine in respect of the cost of acquisition of the land to which this Part of this Act applies and the said sum shall be applied by the Paddington Council in or towards capital expenditure for the purposes of the Baths and Washhouses Acts 1846 to 1896 or the repayment of money borrowed for those purposes.

Adjustment  
of accounts  
by Padding-  
ton Council.

**17.—(1)** The Paddington Council may incur such expenditure and (subject to the provisions of this section) may borrow money to such amount as may be necessary for the purposes of this Part of this Act.

Expenditure  
borrowing  
and receipts  
by Padding-  
ton Council.

(2) For the purpose of securing the repayment with interest of any moneys to be borrowed under this section the Paddington Council may mortgage and assign any of the moneys or rates authorised to be raised by them under the Metropolis Management Act 1855 as amended by subsequent Acts and any borrowing by the Paddington Council under this section shall be subject in all respects to the provisions of sections 183 to 189 of the said Act of 1855 as amended as aforesaid. Provided that all moneys borrowed by the Paddington Council under the powers of this

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PART V.

MISCELLANEOUS PROVISIONS.

Money to be raised by Council on capital account.

**18.** The Council may expend on capital account for the purposes of Part II. (Purchase of Lands) of this Act such moneys as they may think fit not exceeding four thousand five hundred pounds and may borrow or otherwise provide the money required for those purposes in accordance with the provisions of the London County Council (Finance Consolidation) Act 1912.

As to payments under this Act.

**19.—(1)** All costs and expenses of the Council in the execution of this Act (except so far as they may be otherwise provided for by this Act) shall be defrayed as payments for general county purposes within the meaning of the Local Government Act 1888 and the costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act shall be paid by the Council in like manner. Provided that so much of such last-mentioned costs charges and expenses as may be incurred in respect of or in connection with the provisions contained in Part IV. (Powers to Paddington Council) of this Act shall be paid by the Paddington Council out of the general rate authorised to be levied by them.

(2) Subject to the provisions of Part IV. (Powers to Paddington Council) of this Act any moneys expended in the execution of this Act by a sanitary authority shall in the case of the overseers of the Inner Temple or of the Middle Temple be defrayed in the same manner as the expenses of the execution of the Acts relating to the relief of the poor are defrayed in those places and in every other case be paid out of the general rate authorised to be levied by the sanitary authority.

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