

[43 & 44 VICT.] *Doncaster Corporation Waterworks* [Ch. xxix.]  
*Act, 1880.*



CHAPTER xxix.

An Act to empower the Mayor, Aldermen, and Burgesses of the borough of Doncaster to construct additional Works, to acquire Lands and Easements for that purpose; and for other purposes. A.D. 1880.  
[29th June 1880.]

**W**HEREAS by the Doncaster Corporation Waterworks Act, 1873, (herein-after called the Act of 1873,) after reciting that the borough of Doncaster, in the West Riding of the county of York (in that Act and in this Act called the borough), is a municipal borough under the government of the mayor, aldermen, and burgesses of the borough (in that Act and in this Act called the Corporation), and that the borough was then supplied with water derived from the River Don by works belonging to the Corporation, and that it was expedient that the Corporation should be empowered to construct further works and to obtain a supply of water for the borough and its neighbourhood from other sources, that is to say, the Conisborough, Hooton, and Ravenfield Brooks and the Silverwood Stream (all tributaries of the Don), and to borrow money and apply their corporate funds for those purposes, it was enacted that the Corporation might make and maintain the reservoirs, conduits, lines of pipes, and other works therein mentioned or referred to; and it was further enacted by the 37th section of the Act of 1873 that the Corporation might, with the sanction of the Local Government Board, from time to time, in addition to any money which they were authorised to borrow independently of that section, borrow at interest from time to time, on the credit of their receipts from water rents and other receipts under the Act of 1873, and of the borough fund, any money required by them for the purposes of the works authorised by the Act of 1873 and the other purposes of that Act, not exceeding in the whole eighty-five thousand pounds:

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c. lxxviii.

And whereas by the Local Government Board's Provisional Orders Confirmation (Aysgarth Union, &c.) Act, 1879, a Provisional Order (herein-after called the Order of 1879) for altering the Act of 1873 was duly confirmed, and it was provided that all the provisions of the said Order should, from and after the passing of that Act, have full validity and force :

And whereas by the Order of 1879 it was, inter alia, provided that the limits of the Act of 1873 should be altered so as to include the townships, parish, and places therein mentioned, and the period fixed by the Act of 1873 for completion of works was thereby extended, and the Corporation were thereby enabled, with the sanction of the Local Government Board, to borrow under the provisions of the Act of 1873 any sum or sums not exceeding in the whole eighty-five thousand pounds, in addition to the sum of eighty-five thousand pounds in the Act of 1873 mentioned :

And whereas the Corporation have proceeded with the construction of the said works, and it has become expedient and would be for the public benefit of the inhabitants of the borough that the Corporation should be authorised to construct and maintain the conduit or line of pipes and works herein-after described, and to acquire lands and easements for that purpose, and that the other powers and provisions herein-after contained should be passed into law :

And whereas plans and sections showing the lines, situations, and levels of the conduit or line of pipes and other works authorised by this Act, and also a book of reference containing the names of the owners and lessees, or reputed owners and lessees, and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act, were duly deposited with the clerk of the peace for the West Riding of the county of York, and are herein-after respectively referred to as the deposited plans, sections, and book of reference :

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

May it therefore please Your Majesty that it may be enacted ; and be it enacted by the Queen'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 :

Short title.

1. This Act may be cited as the Doncaster Corporation Waterworks Act, 1880.

Incorporation of Acts.

2. The following enactments, as far as they are applicable for the purposes of and are not varied by or inconsistent with this

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Act, are hereby incorporated with and form part of this Act; A.D. 1880.  
namely,

The Lands Clauses Consolidation Acts, 1845, 1860, and 1869  
(in this Act called the Lands Clauses Acts);

8 & 9 Vict. c. 18.  
23 & 24 Vict.  
c. 106.  
32 & 33 Vict.  
c. 18.  
10 & 11 Vict.  
c. 17.  
26 & 27 Vict.  
c. 93.

The Waterworks Clauses Acts, 1847 and 1863, except the pro-  
visions with respect to the amount of profit to be received  
by the undertakers when the waterworks are carried on for  
their benefit.

3. The provisions of the Act of 1873 and of the Order of 1879,  
so far as they are not varied by or are not inconsistent with the  
provisions of this Act, shall be incorporated with this Act, and this  
Act and the Act of 1873 shall (save as aforesaid) be read and  
construed together as one Act, and the Act of 1873, so far as the  
provisions thereof are not varied by or are not inconsistent with the  
Order of 1879 or this Act, shall be read and construed as if the  
works by this Act authorised were included among the works autho-  
rised by that Act.

This Act and  
36 & 37 Vict.  
c. cxxix. and  
42 & 43 Vict.  
c. lxxviii. to  
be construed  
as one Act.

4. In this Act the several words, terms, and expressions to  
which meanings are assigned by the Act of 1873, or by the Acts  
incorporated wholly or in part with this Act, or which have therein  
special meanings, have in this Act the same respective meanings.

Interpreta-  
tion of terms.

5. Subject to the provisions of this Act, the Corporation may  
make and maintain, in and according to the line and levels shown  
upon the deposited plans and sections, the works following; (that is  
to say.)

Power to  
make works.

(1.) A conduit or line of pipes to be situate in the parish of  
Ravenfield, in the West Riding of the county of York, and  
commencing at the north end of the waste weir of the  
storage reservoirs Nos. 2 and 3 authorised by the Act of  
1873, and proceeding in a westerly direction parallel to and  
on the south side of the fish ponds in Ravenfield Park;  
thence in a north-westerly direction through the said park  
to and into Goldwood; thence in a westerly direction to  
and terminating at the pure water basin at the foot of the  
embankment of reservoir No. 1 authorised by the Act of  
1873, which pure water basin is situate sixty-six yards or  
thereabouts, measured in a northerly direction, from the  
outlet culvert of the last-named reservoir;

together with all needful and proper works, approaches, and con-  
veniences in connexion with or ancillary or subsidiary to the said  
intended works, and may enter upon, take, and use such of the lands



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A.D. 1880. — described in the deposited plans and book of reference as they require for the purposes of this Act, and may take, use, get, appropriate, and divert for the purposes of their waterworks undertaking all springs, streams, and waters intercepted by any of those works, and all springs, streams, and waters found in, on, or under any of those lands, and may stop up and divert all roads, paths, and ways within the limits of deviation shown on the deposited plans as intended to be stopped up or diverted, and may appropriate for the purposes of this Act the sites of the roads, paths, and ways so stopped up.

Limits of deviation.

6. In making any of the works by this Act authorised the Corporation may deviate from the lines thereof within the limits of deviation shown on the deposited plans, and may deviate from the levels shown on the deposited sections to any extent not exceeding five feet.

Period for compulsory purchase of lands.

7. The powers of the Corporation for compulsory purchase of lands under this Act shall not be exercised after the expiration of three years from the passing of this Act.

Period for completion of works.

8. If the works authorised by this Act are not completed within five years from the passing of this Act, then, on the expiration of that period, the powers by this Act granted to the Corporation for executing the same, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as is then completed; but nothing in this section shall restrict the Corporation from extending, enlarging, altering, or removing any of their engines, machinery, mains, or pipes, or improving their supply of water, at any time and from time to time as occasion requires; subject to the provisions of this Act.

Power to take additional lands by agreement.

9. The Corporation may from time to time, for purposes of this Act, purchase by agreement any lands in addition to lands which they are authorised to take by compulsion, and the Corporation may hold the same, not exceeding in the whole at one time three acres; provided that no buildings of a permanent character shall be erected thereon.

Power to agree for easements.

10. Persons empowered by the Lands Clauses Acts, or otherwise, to sell and convey or release lands, may, but as regards persons so empowered by the Lands Clauses Acts only, subject to the provisions of those Acts and of this Act, grant to the Corporation, and the Corporation may take and hold, any easement, term, right, or privilege, required for the purposes of this Act, in, over, or affecting lands, at a yearly rent or otherwise, and the provisions of the Lands Clauses

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Acts with respect to lands and rentcharges, as far as the same are applicable in this behalf, shall extend and apply to such lands, grants, easements, terms, rights, and privileges as aforesaid. A.D. 1880. —

11. It shall be lawful for the Corporation to apply towards the construction of the works by this Act authorised, and for the purposes of this Act, the moneys which they are authorised to borrow by the Act of 1873 or by the Order of 1879. Application of moneys.

12. The costs of and incidental to the applying for and obtaining this Act shall be paid by the Corporation out of any moneys, not derived from rates, from time to time standing to the credit of the surplus of the borough fund. Expenses of Act.

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