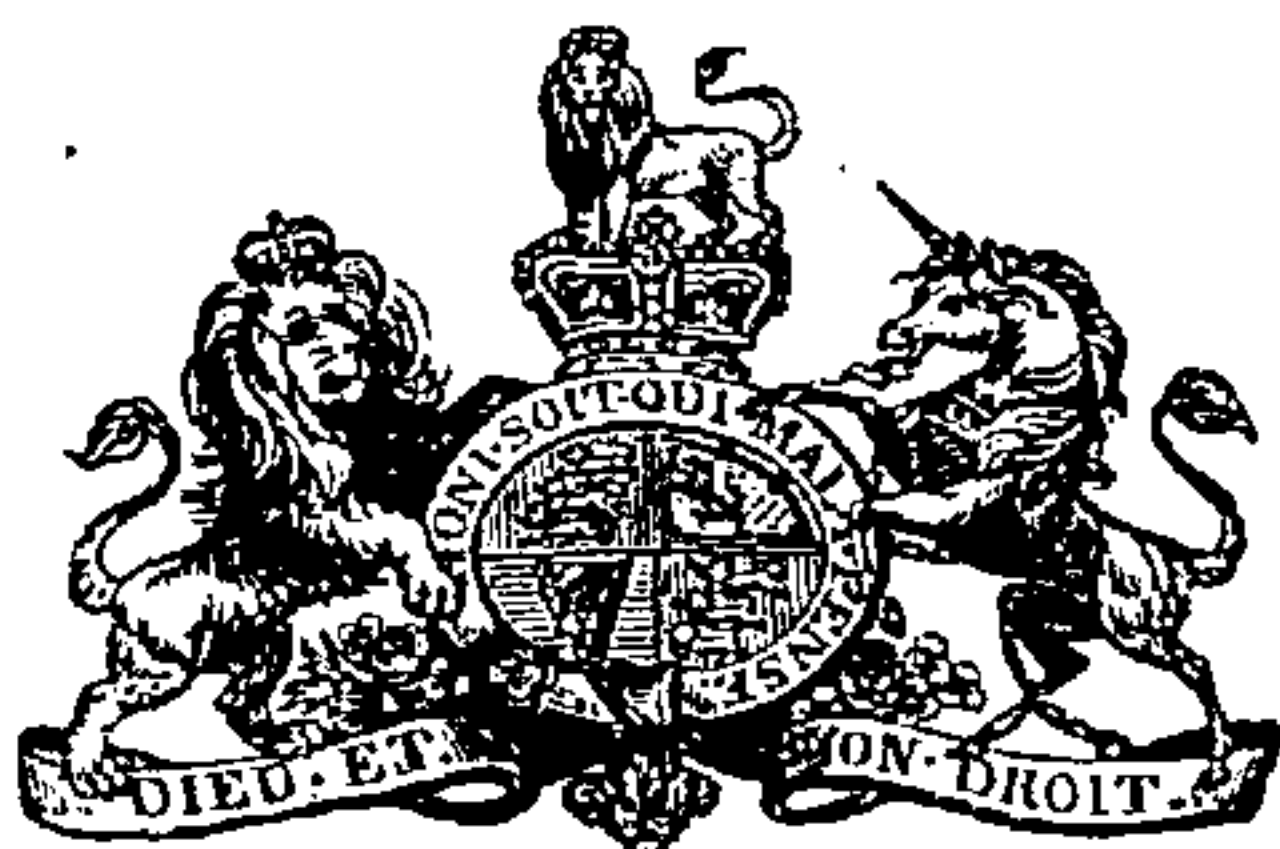


[43 & 44 VICT.] *Local Government Board's Provisional [Ch. lx.]
Orders Confirmation (Poor Law) Act, 1880.*



CHAPTER lx.

An Act to confirm a Provisional Order of the Local Government Board under the provisions of the Poor Law Amendment Act, 1867, relating to the City of Canterbury, and an Order of the Local Government Board under the provisions of the Divided Parishes and Poor Law Amendment Act, 1876, as amended and extended by the Poor Law Act, 1879, relating to the Parishes of Bepton, Chithurst, Farnhurst, Iping, Kirdford, Linch, Linchmere, Lodsworth, Lurgashall, Selham, Stedham, Terwick, Trotton, and Woolbeding, and to the Tything of North Ambersham.

A.D. 1880.

[19th July 1880.]

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereto, under the provisions of the Poor Law Amendment Act, 1867, and the Divided Parishes and Poor Law Amendment Act, 1876, as amended and extended by the Poor Law Act, 1879, or one of those Acts :

30 & 31 Vict. c. 100.
39 & 40 Vict. c. 61.
42 & 43 Vict. c. 54.

And whereas it is requisite that the said Orders should be confirmed by Parliament, and that the provisions herein contained should be enacted as regards the Canterbury Order :

Be it therefore 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 :

1. The Orders set out in the schedule hereto shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force.

The Provisional Orders in schedule confirmed.

2. The Local Government Board, notwithstanding that the Local Acts referred to in the Provisional Order relating to the city of Canterbury which is hereby confirmed will not be repealed until the twenty-fifth day of March one thousand eight hundred and eighty-one, may before that day form a union to include, with or without other parishes, the parishes to which the Local Acts apply,

Special provisions as regards the Canterbury Order.

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A.D. 1880. and by Order prescribe the dates on which the several proceedings necessary to complete the first election of guardians for such union shall take place, the date on which the guardians of the poor who, next before the date of the passing of this Act, shall be entitled under the Local Acts to act as guardians of the poor shall go out of office, and the date on which the guardians elected at the first election of guardians for such union shall come into office.

The Local Government Board may, by the same Order, make all such temporary provisions as may be necessary for the formation of a register of the owners and proxies entitled to vote at the first election of guardians of such union.

4 & 5 Will. 4. c. 76. Subject as aforesaid, the provisions of the Poor Law Amendment Act, 1834, and of any Acts amending or extending the same, shall apply to the formation of the union and to the elections of guardians for the union ; but for other purposes the union shall not be deemed to be a union formed under the last-mentioned Acts until the date on which under the Order of the Local Government Board the guardians elected at the first election come into office.

32 & 33 Vict. c. 56.
36 & 37 Vict. c. 87.
37 & 38 Vict. c. 87.

Until the Board of Charity Commissioners for England and Wales shall otherwise direct, the guardians of any union which may be formed by the Local Government Board as aforesaid, and which may comprise or include the parishes to which the above-mentioned Local Acts apply, shall, for the purposes of the scheme for the administration of the Canterbury Middle Schools, established under the Endowed Schools Acts, 1869, 1873, and 1874, on the twenty-seventh day of November one thousand eight hundred and seventy-eight, be deemed to be substituted for the guardians of the poor of the city of Canterbury referred to in the said scheme.

Short title of
the Act.

3. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (Poor Law) Act, 1880.

SCHEDULE.

CITY OF CANTERBURY.

*Canterbury
Order.
(1.)*

Provisional Order for repealing certain Local Acts.

To the Guardians of the Poor of the City of Canterbury ;—

And to all others whom it may concern.

WHEREAS by Section 2 of the Poor Law Amendment Act, 1867 (30 & 31 Vict. c. 106.), it is (amongst other things) enacted that where in any

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Union or Parish, not being within the Metropolis as defined by the Metropolitan Poor Act, 1867, the relief of the poor, or the making and levying of the poor rate, is subject to the control or regulation of any Local Act, it shall be competent for the Guardians of such Union or Parish, having powers to exercise or duties to discharge under such Act, to apply to the Poor Law Board to issue an Order to repeal the whole or any part of such Local Act, or to alter the same, such application having been agreed to by the majority at two successive meetings of the said Guardians, and being forwarded in writing under the hand of the presiding chairman of the second of such meetings to the said Board; and that the said Board may, if after due inquiry they shall deem it expedient, make and issue a Provisional Order for such repeal or alteration, and shall take all necessary steps for the confirmation of such Order by Act of Parliament, but that previously to such confirmation the said Order shall not be of any validity whatever; and that every Act of Parliament confirming such Order shall be deemed a Public General Act;

A.D. 1880.
—
Canterbury
Order.
(1.)
—

And whereas the powers of the Poor Law Board have, by the Local Government Board Act, 1871, been transferred to and are now vested in the Local Government Board;

And whereas by a Local Act of Parliament passed in the first year of the reign of His late Majesty King George the Second, intituled "An Act for erecting a Workhouse in the City of Canterbury, for imploying and maintaining the Poor there, and for better enlightning the streets of the said City," certain persons, to be elected according to the provisions thereof, and their successors, with the Mayor, Recorder, and Justices of the Peace of the City and County of Canterbury, for the time being, were incorporated by the name of the "Guardians of the Poor of the City of Canterbury," for the care and maintenance of the Poor of the Parishes of Saint Martin, Saint Paul, Saint George the Martyr, Saint Margaret, Saint Mary Bredin, Saint Mildred, Saint Andrew the Apostle, Saint Mary Bredman, All Saints, Saint Peter, Holy Cross West Gate, Saint Mary North Gate, Saint Alphage, and Saint Mary Magdalen, in the said City, and for other purposes, and the powers and duties of such Guardians, with respect to the care and maintenance of the Poor and such other purposes, are thereby as prescribed;

And whereas by another Local Act of Parliament passed in the fifty-fourth year of the reign of His late Majesty King George the Third, intituled "An Act for altering, amending, and rendering more effectual an Act of the first year of King George the Second for erecting a Workhouse in the City of Canterbury, for employing and maintaining the Poor there, and for other purposes relating thereto," the above-mentioned Local Act was altered and amended.

And whereas the following resolution was passed by the said Guardians, and was agreed to by the majority at two successive meetings of the said Guardians held on the Fifteenth and Twenty-second days of July, One thousand eight hundred and seventy-nine; viz.,

"That application be made to the Local Government Board to issue an
" Order under Section 2 of the Poor Law Amendment Act, 1867, for
" the repeal of the Local Act passed in the first year of King George the

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(1.)

“ Second, intituled ‘ An Act for erecting a Workhouse in the City of
“ ‘ Canterbury for imploying and maintaining the poor there, and for the
“ ‘ better enlightning the streets of the said City,’ and also for the repeal
“ of the Local Act passed in the fifty-fourth year of King George the Third,
“ intituled ‘ An Act for altering, amending, and rendering more effectual
“ ‘ an Act of the first year of King George the Second, for erecting a
“ ‘ Workhouse in the City of Canterbury, for employing and maintaining
“ ‘ the poor there, and for other purposes relating thereto;’ ”

And whereas the said Guardians have made application to the Local Government Board in writing, under the hand of the presiding chairman of the second of such meetings, in conformity with the said resolution ;

And whereas the Local Government Board upon receipt of such application caused local inquiry to be held on the subject thereof, which inquiry was held after due public notice, and report has been made to them thereon :

Now, therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby Order, that from and after the twenty-fifth day of March, one thousand eight hundred and eighty-one (herein-after called “ the commencement of this Order ”), the following provisions shall take effect ; viz.,

Art. I. The above-mentioned Local Acts shall be repealed, except with regard to anything duly done or suffered under the same, and except so far as it may be necessary to continue the said Local Acts for the purpose of enabling the said Guardians of the Poor to defray all debts, claims, and demands due from or owing by them at the commencement of this Order, and to recover all rates and other moneys then due to them.

Provided that the Local Government Board may, by Order, settle any doubt or difference, adjust any accounts, and apportion any liabilities arising out of or incidental to the operation of this Order, and may direct by and to whom any moneys found to be due are to be paid, and the mode of raising such moneys.

Art. II. The provisions contained in Section 20 of “ The Poor Law Amendment Act, 1867,” and those contained in the “ Dissolved Boards of Management and Guardians Act, 1870,” shall, upon the repeal of the said Local Acts, apply to the Parishes for which the said Guardians of the Poor were elected, and to the said Guardians of the Poor and their officers and servants, in like manner as if those Parishes had constituted a Union which had been dissolved.

Art. III. After the commencement of this Order the Churchwardens and Overseers of the several Parishes for which the said Guardians of the Poor were elected shall have all the same rights, privileges, and powers, and be subject to all the same liabilities and responsibilities, as the Churchwardens and Overseers of any Parish which is not governed by any Local Act.

Given under the Seal of Office of the Local Government Board, this
First day of May, in the year One thousand eight hundred and
eighty.

(L.S.)

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

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BEPTON, &c.

A.D. 1880.

To the Guardians of the Poor of the Midhurst Union, in the County of Bepton, &c.
Sussex ;—

To the Churchwardens and Overseers of the Poor of the several Parishes
of Bepton, Chithurst, Farnhurst, Iping, Linch, Linchmere, Lodsworth,
Lurgashall, Selham, Stedham, Terwick, Trotton, and Woolbeding,
and to the Overseers of the Poor of the Tything of North Ambersham,
in the said Midhurst Union ;—

To the Guardians of the Poor of the Petworth Union, in the said
County ;—

To the Churchwardens and Overseers of the Poor of the Parish of Kirdford,
in the said Petworth Union ;—

And to all others whom it may concern.

Whereas by the provisions of "The Divided Parishes and Poor Law
Amendment Act, 1876," as amended and extended by "The Poor Law Act,
1879," the Local Government Board are empowered to deal by Order with
parts of divided parishes, and the first-named Act provides as follows :

Section 2. "If one-tenth in number and rateable value of the persons
" appearing on the rate in force for the time being to be rated to the relief
" of the Poor in any parish affected by such Order shall give notice to the
" Local Government Board in writing of objection to the same, within three
" months after copies of such Order shall have been sent to the overseers of
" the parishes affected thereby, the Order shall be deemed to be a Provisional
" Order only, and shall be dealt with accordingly."

Section 3. "From and after the twenty-fifth day of March next ensuing the
" day when such Order, if not objected to, shall take effect, and in the case
" of a Provisional Order next ensuing the date of the Act of Parliament
" confirming the same, the several parts of every parish to which such Order
" shall apply shall be and continue to be constituted in the manner directed
" by the said Order, and the officers of the several parishes affected thereby
" shall be empowered and shall be required to act as if such parishes had been
" constituted in the manner directed prior to the issue of such Order."

Section 4. "Nothing herein contained shall apply * * * *
" to the constitution of school districts, without the sanction of the Education
" Department * * * *"

And whereas by an Order dated the 16th day of April, 1835, the Poor Law
Commissioners declared that the several parishes and places named in the
margin thereof, composing the said Midhurst Union, and including the said
Parishes of Bepton, Chithurst, Farnhurst, Iping, Linch, Linchmere, Lodsworth,
Lurgashall, Selham, Stedham, Terwick, Trotton, and Woolbeding, and the said
Tything of North Ambersham, should be united for the administration of the
laws for the relief of the poor :

And whereas by an Order dated the 28th day of August, 1835, the Poor
Law Commissioners declared that the several parishes and places named in the
margin thereof, composing the said Petworth Union, and including the said
parish of Kirdford, should be united for the administration of the laws for the
relief of the poor :

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And whereas the said tything of North Ambersham is a parish within the meaning of the Acts above cited :

And whereas the several parishes named in column 1 of the Schedule (A.) to this Order are divided, so that parts thereof, which are described in column 2, are isolated and detached from the remainder, and the parish named in column 1 of the Schedule (B.) to this Order is a divided parish within the meaning of the said Acts, a part thereof, as described in column 2, being so situate as to be nearly detached from the residue :

And whereas a proposal having been made that each of the said parts should be separated from the parish to which it now belongs, and should be amalgamated with the parish in which it may be locally included or with some parish to which it may be annexed, the Local Government Board caused local inquiry to be held, after notice duly given as required by the said Acts, and report has been made thereon :

And whereas it is expedient that each of the aforesaid parts should be separated from the parish to which it now belongs, and should be amalgamated with the parish named in column 3 of the said schedules respectively, and the Education Department have given their sanction thereto, in accordance with section 4 of the first above-cited Act, so far as such arrangement affects the constitution of school districts :

Now, therefore, we, the Local Government Board, in pursuance of the powers given to us by the Statutes in that behalf, hereby Order as follows :

Article I.—The several places which are now parts of the several parishes named in column 1 of each of the said Schedules, and which are described in column 2 thereof, shall respectively cease to be parts of those parishes, and each of such parts shall be amalgamated with the adjoining Parish, which is named in column 3 opposite to the description of the said parts.

Article II.—This Order shall take effect on the Twenty-third day of March, one thousand eight hundred and eighty.

SCHEDULE (A.)

1.	2.	3.
Name of Divided Parish.	Name or description of isolated and detached parts.	Name of adjoining Parish with which the isolated and detached parts shall be amalgamated.
BEPTON -	All that isolated and detached part known as Brookham.	Linchmere.
CHITHURST -	All that isolated and detached part known as Bridgeland.	Iping.
FARNHURST -	All that isolated and detached part which is surrounded by the Tything of North Ambersham, and is known as Overnoons.	North Ambersham.
LINCH -	All that isolated and detached part which adjoins the parishes of Bepton and Didling.	Bepton.
LURGASHALL -	All that isolated and detached part known as Bittlesham.	Kirdford.

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1.	2.	3.	A.D. 1880.
Name of Divided Parish.	Name or description of isolated and detached parts.	Name of adjoining Parish with which the isolated and detached parts shall be amalgamated.	<i>Bepton, &c.</i>
SELHAM -	All that isolated and detached part which is north of the road from Midhurst to Petworth.	Lodsworth.	
STEDHAM	All that isolated and detached part known as Churchland.	Chithurst.	
	All that isolated and detached part known as Hatch.	Iping.	
	All that isolated and detached part which lies on the west side of the road from Stubbs Farm to Iping Church, and is wholly surrounded by the Parish of Iping.	Iping.	
TERWICK	All that isolated and detached part which is known as Little Trippets.	Chithurst.	
TROTTON	All that isolated and detached part known as Cook's Pond.	Chithurst.	
	All that isolated and detached part known as Borden Wood.	Chithurst.	
	All that isolated and detached part which adjoins the Parishes of Didling and Iping.	Iping.	
WOOLBEDING -	All that isolated and detached part lying to the north of that part of the Parish of Linch which is known as Woodman's Green.	Linch.	

SCHEDULE (B.)

1.	2.	3.
Name of Divided Parish.	Name or description of the nearly detached part.	Name of adjoining Parish with which the nearly detached parts shall be amalgamated.
LINCHMERE -	All that nearly detached part which is nearly surrounded by the Parish of Farnhurst, and which comprises Friday's Hill, Reekes, and part of Van Common.	Farnhurst.

Given under the Seal of Office of the Local Government Board,
this nineteenth day of December in the year one thousand eight
hundred and seventy-nine.

(L.S.)

G. SOLATER-BOOTH, President.

HUGH OWEN, Junr., Assistant Secretary.

