

[43 & 44 VICT.] *Local Government Board (Ireland) [Ch. lxiii.]*
Provisional Orders Confirmation (Dublin, &c.) Act, 1880.



CHAPTER lxiii.

An Act to confirm certain Provisional Orders of the Local Government Board for Ireland relating to a new Street in Dublin, and to Waterworks in the town of Fermoy. A.D. 1880.
[19th July 1880.]

WHEREAS the Local Government Board for Ireland have made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Public Health (Ireland) Act, 1878: 41 & 42 Vict. c. 52.

And whereas it is requisite that the said Orders should be confirmed by Parliament:

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 hereunto annexed 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. This Act may be cited as the Local Government Board (Ireland) Provisional Orders Confirmation (Dublin, &c.) Act, 1880. Short title.

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SCHEDULE.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

CITY OF DUBLIN.

Provisional Order.

WHEREAS the Right Honourable the Lord Mayor, aldermen, and burgesses of the city of Dublin, acting by the town council, being the urban sanitary authority of the urban sanitary district consisting of the city of Dublin, are about to make a new street in the said city, from Great Brunswick Street to Townsend Street, and to widen, open, enlarge, and improve Shoe Lane and George's Street in the said city:

41 & 42 Vict.
c. 52. s. 38.

And whereas the Local Government Board for Ireland have, in pursuance of the thirty-eighth section of the Public Health (Ireland) Act, 1878, sanctioned the making of the said New Street:

Section 203.

And whereas the said sanitary authority have presented a petition under their seal to the said Local Government Board, in pursuance of the two hundred and third section of the said Act, praying that the said sanitary authority may be allowed to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement in respect of certain lands and premises stated in the said petition, and required for the purposes of the said proposed works:

And whereas the said sanitary authority have deposited, in the office of the said Local Government Board in Dublin, a plan and a book of reference thereto (herein-after referred to as the deposited plan and book of reference), showing and describing the lands and premises proposed to be purchased and taken as aforesaid:

And whereas all notices and advertisements required by the said Act having been previously duly given and published, the said Local Government Board have caused a local inquiry to be made as to the propriety of assenting to the prayer of the said petition, and it appears to the said Local Government Board to be proper to assent to the said prayer with respect to all the lands and premises proposed to be taken, except certain portions thereof herein-after described, which do not appear to be required for the purposes of the said proposed works:

It is ordered by the Local Government Board for Ireland as follows:

Compulsory
powers to
purchase and
take lands.

1. From and after the time of the confirmation of this Order by Act of Parliament, the said urban sanitary authority shall be empowered to put in force the powers of the Lands Clauses Acts, with respect to the purchase and taking of lands otherwise than by agreement, with reference

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to all the lands and premises described and shown in the said deposited plan and book of reference, with the following exceptions, namely,—
 excepting the premises numbered 3, 14, 33, 34, 35, 51, 52, and 55 on the said deposited plan, and in the said deposited book of reference. A.D. 1880.

2. In this Order the expression "Lands Clauses Acts" has the same meaning as in the Public Health (Ireland) Act, 1878. Interpretation of terms.
3. The powers of compulsory purchase conferred by this Order shall not be exercised after the expiration of three years from the time of the confirmation of this Order by Parliament. Limit of time of exercising compulsory powers.
4. This Order may be cited and referred to for all purposes as the Dublin (New Street) Provisional Order, 1880. Short title of Order.

Given under our hands and seal of office, this fifth day of June one thousand eight hundred and eighty.

(Signed) HENRY ROBINSON.
 CHARLES CROKER KING.

(L.S.)

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

FERMOY WATERWORKS.

Provisional Order.

WHEREAS the town commissioners of Fermoy, in the county of Cork, elected in pursuance of the provisions of the Towns Improvement (Ireland) Act, 1854, being the urban sanitary authority of the urban sanitary district consisting of the said town, and being about to construct waterworks for the purpose of supplying the said district with water for drinking and domestic purposes, have presented a petition to the Local Government Board for Ireland, in pursuance of the Public Health (Ireland) Act, 1878, praying that they, as such sanitary authority, may be allowed to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands and rights with reference to certain lands and premises required for the purposes of the said works : 17 & 18 Vict. c. 103.

And whereas the said sanitary authority have deposited in the office of the Local Government Board for Ireland plans and schedules referring thereto (herein-after referred to as the deposited plans and schedules), showing the works intended to be executed, and the lands, easements, lands covered with water, water, and right to take and convey water, required for the purposes of the said works :

And whereas all advertisements and notices required by the Public Health (Ireland) Act, 1878, having been previously duly published, served, and given, the Local Government Board for Ireland have caused a local inquiry to be made as to the propriety of assenting to the prayer of the said petition, and it appears to the said Board to be proper to assent thereto :

It is ordered by the Local Government Board for Ireland as follows :

1. From and after the time of the confirmation of this Order by Parliament the urban sanitary authority of the urban sanitary district consisting of Compulsory powers to take lands, easements, and water.

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the said town of Fermoy shall be empowered to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement, with reference to the lands, lands covered with water, water, rights to take and convey water, and easements described in the said deposited plans and schedules.

Interpretation
of terms.

2. In this Order the expression "Lands Clauses Acts" means and includes the Lands Clauses Consolidation Act, 1845, as the same is amended by the Lands Clauses Consolidation Acts Amendment Act, 1860; the Railways Act (Ireland), 1851; the Railways Act (Ireland), 1860; the Railways Act (Ireland), 1854; and the Railways Traverse Act; and the term "land" and "lands" in the said Acts shall, for the purposes of this Order, extend to and include messuages, buildings, lands, easements, and hereditaments of any tenure, and also water, lands covered with water, and rights to take and convey water.

Duration of
Order.

3. The powers of compulsory purchase conferred by this Order shall not be exercised after the expiration of three years from the time of the confirmation of this Order by Parliament.

Short title of
Order.

4. This Order may be cited and referred to for all purposes as the Fermoy Waterworks Provisional Order, 1880.

Given under our hands and seal of office, this twenty-seventh day of
May one thousand eight hundred and eighty.

(L.S.)

(Signed) HENRY ROBINSON.

CHARLES CROKER KING.

GEORGE MORRIS.

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