



CHAPTER xciii.

An Act to authorise the construction of new streets and other works in the borough of Belfast and to make further provision for the improvement and government of the borough and for other purposes. [3rd July 1884.] A.D. 1884.

WHEREAS the borough of Belfast is governed by the mayor, aldermen and burgesses thereof acting by the council (in this Act called "the Corporation") and powers for the regulation and management of the borough have been from time to time conferred upon the Corporation by the following Acts (namely):—

An Act passed in the eighth and ninth years of the reign of Her present Majesty intituled "An Act for the improvement of the borough of Belfast;" 8 & 9 Vict.
c. 142.

An Act passed in the ninth and tenth years of the reign of Her present Majesty chapter two hundred and ninety-four intituled "An Act for better lighting and improving the borough of Belfast;" 9 & 10 Vict.
c. 294.

An Act passed in the tenth and eleventh years of the reign of Her present Majesty chapter two hundred and fifty-four intituled "An Act for the further improvement of the borough of Belfast;" 10 & 11 Vict.
c. 254.

The Belfast Improvement Act 1850;

13 & 14 Vict.
c. 108.

The Belfast Borough Extension Act 1853;

16 & 17 Vict.
c. 114.

The Belfast Award Act 1864;

27 & 28 Vict.
c. 198.

The County Antrim and Belfast Borough Act 1865;

28 & 29 Vict.
c. 183.

The Belfast Burial Ground Act 1866;

29 & 30 Vict.
c. 113.

The Belfast Borough Act 1868;

31 & 32 Vict.
c. 117.

The Local Government Board (Ireland) Provisional Order (Belfast) Confirmation Act 1873;

36 & 37 Vict.
c. 199.

The Belfast Corporation Gas Act 1874; and

37 & 38 Vict.
c. 125.

The Belfast Improvement Act 1878;

41 & 42 Vict.
c. 180.

and the said Acts or some of them are herein-after referred to by the date of the year in which they were severally passed:

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And whereas the widening of Queen's Bridge over the River Lagan and the construction of the new streets and street improvements and the erection of a museum gallery or other public institution in connection with the free library as herein-after described will be of public advantage and it is expedient that the Corporation should have power to effect the same :

And whereas it is expedient that the Corporation should be enabled to enlarge Saint George's Market and to alter the arrangement of the Belfast Cemetery as in this Act set forth :

And whereas the powers of the Corporation under the recited Acts with respect to the regulation of traffic and the maintenance of order in streets and other public places and to the control of the material and workmanship of buildings and to the levying of market tolls and to the conduct of their gas undertaking are insufficient and it is expedient that further and other powers should be conferred upon the Corporation :

And whereas it will conduce to the public convenience that the equitable jurisdiction of the recorder of Belfast and county court judge and chairman of Antrim should be extended to that portion of the borough which is situate in the county Down :

And whereas it is expedient that the Corporation should be enabled to borrow further money for the purposes of this Act and upon the security of the general purposes rate and to increase the amount of that rate and that the powers herein-after contained should be conferred upon them and that the said recited Acts should be in divers particulars amended :

And whereas plans and sections showing the lines situation and levels of the works by this Act authorised and plans showing the lands which may be acquired under the powers of this Act and a book of reference to those plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of such lands have been deposited with the clerks of the peace for the counties of Antrim and Down and the borough of Belfast and are in this Act referred to as the deposited plans sections and book of reference :

And whereas the objects aforesaid 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 (that is to say) :—

PART I.

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INTRODUCTORY.

1. This Act may be cited as the *Belfast Improvement Act* Short title. 1884.

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

Act divided into parts.

Part I. Introductory;

Part II. Interpretation;

Part III. New works streets and improvements;

Part IV. Lands;

Part V. Police regulations;

Part VI. Street traffic &c.;

Part VII. Equitable jurisdiction of recorder of Belfast and county court judge and chairman of Antrim;

Part VIII. Miscellaneous provisions;

Part IX. Financial.

3. This Act shall commence on and after the day of the passing thereof and shall take effect only within the borough unless the contrary shall be implied or expressed. Commencement of Act.

4. Subject to the provisions of this Act 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) 1864 and the Railways Traverse Act are (except where expressly varied by or inconsistent with this Act) incorporated with and form part of this Act. Incorporation of Acts.

PART II.

INTERPRETATION.

5. In this Act and subject to the provisions of this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction:— Interpretation.

The following terms have the same meanings as are assigned to them respectively in the Act of 1845 (namely) "person" "oath" "justice" "two justices" "the council" "the mayor" "the town clerk" "the treasurer;"

The terms "the surveyor" and "owner" have the same meanings as are assigned thereto respectively in the Act of 1865;

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The expression "the general purposes rate" means the rate authorised to be levied under that name by the Acts of 1865, 1868 1878 and this Act;

The expression "the Local Acts" means and includes all the hereinbefore recited Acts and this Act;

"The borough" means the borough of Belfast;

"Improvement" includes any new street or bridge or widening of street or bridge and the enlargement of the market by this Act authorised;

"Constable" includes any officer head constable serjeant acting-serjeant constable or member of the Royal Irish Constabulary;

"The Water Commissioners" means the Commissioners acting in execution of the Belfast Water Act 1840 the Belfast Water Act 1865 the Belfast Water Act 1874 and the Belfast Water Act 1879;

The word "lands" includes messuages lands houses tenements and hereditaments of any tenure.

Railway Acts (Ireland) to extend to the Corporation.

6. The Railways Act (Ireland) 1851 and the Acts amending the same shall for the purposes of this Act be read and have effect as though the Corporation were a railway company and as though the works which the Corporation is by this Act authorised to execute were railways.

Definition of "street" and "building."

7. In this Act the term "street" shall apply to and include any highway and any bridge road lane footway square court alley passage (whether a thoroughfare or not) open to the public and any part or parts of any such highway road bridge lane footway square court alley or passage within the borough whether existing or made before or after the commencement of this Act and the term "building" in this Act shall include any house warehouse manufactory church or wall.

PART III.

NEW WORKS STREETS AND IMPROVEMENTS.

Power to make new works streets and improvements.

8. Subject to the provisions of this Act the Corporation may enter upon purchase and take all or any part of the lands delineated on the deposited plans and described in the deposited book of reference and may in the lines or situation and according to the levels shown in the deposited plans and sections widen Queen's Bridge and make and maintain the street improvements and other works hereinafter described:

A. WIDENING OF QUEEN'S BRIDGE.—The widening of both sides of the Queen's Bridge over the River Lagan commencing near its junction with Ann Street in the townland of Townparks parish of Shankill otherwise Belfast in the county of Antrim and

terminating near its junction with Queen's Quay approach in the townland of Ballymacarrett and parish of Knockbreda in the county of Down.

B. GREEN STREET AND GRATTAN STREET IMPROVEMENTS.—The widening and improving of Green Street commencing at the junction of Green Street with Corporation Street and terminating at its junction with Lynas Lane.

The widening and improving of Grattan Street on the east side of that street commencing at or near its junction with Green Street as widened and terminating at or near Polar Court.

C. NEW STREET FROM EAST BRIDGE STREET TO HAMILTON STREET.—A new street in continuation of East Bridge Street to Hamilton Street commencing at or near the junction of East Bridge Street with Annette Street and terminating at Hamilton Street near its junction with Grace Street.

D. ARTHUR SQUARE IMPROVEMENT.—An improvement of Arthur Square by setting back the line of buildings on the north-west side thereof between Corn Market and Castle Lane commencing in Castle Lane at or near the south-east corner of Mrs. Litchfield's Hotel and terminating at the junction of Corn Market Court with Corn Market.

E. ROSEMARY STREET IMPROVEMENT.—The widening and improving of Rosemary Street on the south side thereof commencing at or near its junction with Castle Chambers and terminating at the east corner of the premises occupied by Archibald Reynolds.

F. NORTH STREET IMPROVEMENT.—The widening and improving of North Street on the south-west side thereof commencing at its junction with Gresham Street and terminating at the north-east corner of the property occupied by James Boyd.

G. UNIVERSITY ROAD AND STRANDMILLIS ROAD IMPROVEMENT.—The widening and improving of University Road and Strandmillis Road at their junction commencing in University Road at the north corner of the dwelling-house belonging or reputed to belong to Hugh Adair and terminating in Strandmillis Road at the north corner of the premises belonging to Peter Macaulay.

H. DIVERSION AND WIDENING OF SANDY ROW.—The diversion and widening of the part of Sandy Row lying to the south of Napier Street consisting of the continuation of Sandy Row in a direct line to Lisburn Road at its junction with Malone Place and the closing of that part thereof which extends in a south-easterly direction to Lisburn Road ;

with all proper approaches roadways pavements footways sewers drains culverts watercourses conveniences and works in connection with the foregoing works or any of them.

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Improvement
of Saint
George's
Market.

9. The Corporation may enlarge and improve Saint George's Market by the addition thereto of a portion of the site of Annette Street the sites of Bolton Street and Dominick Street and the plot of ground lying between those streets and Verner Street which is shown on the deposited plans and described in the deposited book of reference.

Provision
as to Rose-
mary Street
improve-
ment.

10. In making the Rosemary Street Improvement authorised by this Act the Corporation may take for the purpose of the said improvement so much of the property shown on the deposited plans thereof and thereon numbered 1, 2, 3 and 4 as may be required for the widening of the said street without being liable or compellable to take any greater part thereof or any other house building or manufactory of which the property taken by them may form part. Provided that the Corporation shall make compensation to the owner or owners of and persons interested in the said properties for any damage caused thereto by severance or otherwise. And the Corporation shall not (without the consent in writing of John Robb and Alexander Orr Reid or other the lessee or lessees for the time being of the same properties) take more of the said properties than is actually required for widening the said street to the line marked "extent of widening" on the deposited plans.

As to land
adjoining
site of Free
Library.

11. Subject to the provisions of this Act the Corporation may acquire the piece of land with the buildings thereon in the townland of Townparks and parish of Shankill adjoining the site of the intended Free Library in Royal Avenue shown on the deposited plans and described in the deposited book of reference and may appropriate and use the same for the formation of a museum gallery or other public institution or any purpose connected with the Free Library.

Power to
stop up
footways.

12. The Corporation may extinguish discontinue and stop up any footways or rights of way in or over any lands delineated on the deposited plans and thereon shown as intended to be stopped up and thereupon all such rights shall be extinguished and the soil of such footways shall vest in the Corporation so far as the Corporation are owners of the land on either side thereof.

Streets dis-
used vested
in Corpora-
tion for sale.

13. Where any street or ground abutting on any street and dedicated to public use or open to the passage of the public shall in the opinion of the Corporation become in consequence of the execution by the Corporation of any of the new streets or improvements no longer required for public use or for approach to any property adjoining thereto the same is hereby vested in the Corporation freed and discharged from the public use thereof. Provided that if any land be injuriously affected by such street or ground being so vested

in the Corporation they shall make to the owner and occupier of such land compensation for the same. A.D. 1884.

14. The Corporation may purchase and take but by agreement only any easement or easements in over or through the lands or any part or parts thereof delineated on the deposited plans and described in the deposited book of reference which they may require to take for or in connection with any of the works by this Act authorised. Acquisition of easements.

15. The Corporation during the making of the improvements may stop up or cause to be stopped up all or any part of the streets carriageways or footways upon the lands shown upon the deposited plans which they shall think necessary for the purposes of this Act to be stopped up and for that purpose may put or cause to be put up sufficient palisades bars posts and other erections and may make from time to time such orders for regulating the passage of carts carriages and horses as to them shall seem proper. Power to stop up ways during the execution of the Act.

16. Subject to the provisions of this Act the Corporation may alter the lines or levels of any of the streets and places described on the deposited plans as intended to be diverted raised or lowered in such manner as may be so described on such plans making compensation to all persons injuriously affected thereby. Power to alter streets.

17. The Corporation in making any improvement or any work connected therewith may deviate from the levels thereof defined on the deposited sections to any extent not exceeding three feet and from the lines thereof within the limits of deviation defined on the deposited plans. Power to deviate from lines and levels.

18. Notwithstanding anything in this Act or the deposited plans and sections it shall not be lawful for the Corporation in making the widening of Queen's Bridge by this Act authorised to deviate from the line or level thereof as shown on the deposited plans without the consent in writing of the Belfast Harbour Commissioners. For the protection of the Belfast Harbour Commissioners.

19. Subject to the provisions of this Act and within the limits defined on the deposited plans the Corporation in connection with any improvement and as part and for the purposes thereof may make junctions and communications with any existing streets intersected or interfered with by or contiguous to such improvement and may divert widen or alter in line or level any such streets and may remove destroy alter divert stop up inclose use or appropriate all or any part of any street drain sewer watercourse void ground or other property shown on the deposited plans the Corporation providing a proper substitute before interrupting the flow of sewage in any drain or sewer and making compensation to all persons Power to make subsidiary works.

A.D. 1884. injuriously affected by the exercise of the powers conferred by this section.

Power to make carriage and footways and incidental works.

20. The Corporation may cause such part of the improvements to be laid out for carriageways and such part thereof for footways as they shall think proper and may construct erect and provide such sewers drains subways and other works and conveniences as they may think proper for the purposes of the improvements within the limits of deviation defined upon the deposited plans.

Power to arch over sewers drains &c.

21. The Corporation within the limits of deviation defined upon the deposited plans may cause to be arched over any subways sewers drains or parts thereof in or near any street to be interfered with under this Act if such arching over shall appear to them necessary for the purposes of this Act.

Power to alter steps areas pipes and other things.

22. The Corporation within the limits of deviation defined upon the deposited plans may raise sink or otherwise alter or cause to be altered the position of any of the steps areas cellars windows and watercourses pipes or spouts belonging to any house or building and also any mains or pipes for the purpose of conveying water or gas to any house or other place and also any pipe tube wire or apparatus laid down for telegraphic telephonic or other purposes and any pipe tube wire or apparatus laid down for supplying or inducting electricity and may remove all other obstructions provided that the same shall be done with as little delay and inconvenience as the circumstances of the case will admit and the Corporation shall make compensation to any company or person who suffers damage by reason of such alteration. Provided always that nothing in this Act shall enable the Corporation in the construction and maintenance of the works by this Act authorised to raise sink or alter or in any way interfere with any telegraphic line of the Postmaster-General except in accordance with and subject to the provisions of the Telegraph Act 1878.

Power to sell materials.

23. The Corporation may sell the materials of the houses and buildings which may be purchased or taken by them under the powers of this Act but the Corporation shall at their own expense take down and remove with all due care and deliver to the Water Commissioners any pipes and fittings in such houses and buildings which may belong to the Water Commissioners.

Protecting Belfast Street Tramways Company.

24. Whereas the Belfast Street Tramways Company have laid down with the permission of the Corporation a tramway between Sandy Row and their tramway in the University and Dublin Roads which is shown upon the deposited plans of the diversion and widening of Sandy Row by this Act authorised (which tramway it will be necessary to take up and remove for the purpose of the said improve-

ment) Therefore the Corporation shall before so doing construct in the line of the proposed diverted street as shown on the deposited plans (instead of the said tramway) with rails and substructure of a similar character a tramway to connect the tramway of the said Company in Napier Street with the tramways of the said Company in the Lisburn Road and shall form and provide proper junctions with the said existing tramways provided that the said Company shall not be entitled to any compensation from or have any claim against the Corporation for or in respect of any loss or damage which may be sustained by them by reason of the removal and alteration of the said tramway except in so far as such loss or damage may be caused by non-compliance with the provisions of this section.

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25. If any omission mis-statement or erroneous description shall have been made of any lands or of the owners lessees or occupiers of any lands delineated on the deposited plans or described in the deposited book of reference the Corporation may apply to two justices for the correction thereof after ten days' notice to the owners lessees and occupiers of the lands affected by such proposed correction and if it shall appear to such justices that such omission mis-statement or erroneous description arose from mistake or inadvertence they shall certify the same accordingly and they shall in such certificate state the particulars of any such omission and in what respect any such matter shall have been mis-stated or erroneously described and such certificate shall be deposited with the clerk of the peace for the county in which the lands are situate and a copy thereof with the clerk of the peace for the borough and such certificate and copy shall be kept by such clerks of the peace respectively along with the other documents to which they relate and thereupon such plan or book of reference shall be deemed to be corrected according to such certificate and the Corporation may take the lands in accordance with such certificate.

Errors and omissions in plans &c. to be corrected by justices who shall certify the same.

Certificate to be deposited.

26. The powers of the Corporation for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of five years from the passing of this Act.

Period for compulsory purchase of lands.

27. The Corporation shall within twelve months after the purchase of the necessary property for any new street or improvement by this Act authorised proceed with the execution thereof in accordance with this Act and shall complete the same with reasonable despatch.

Corporation to proceed with works.

28. The Corporation shall not less than eight weeks before they take fifteen houses or more occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers

Notice to be given of taking houses of

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labouring
classes.

make known their intention to take the same by placards handbills or other general notice placed in public view upon or within a reasonable distance from such houses and the Corporation shall not take any such houses until they have obtained the certificate of a justice that it has been proved to his satisfaction that they have so made known their intention.

Corporation
to procure
accommoda-
tion for
persons of
the labour-
ing class to
be displaced.

29. Before taking fifteen houses or more occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers the Corporation shall (unless the Corporation and such person or persons otherwise agree) procure sufficient accommodation elsewhere for such person or persons provided always that if any question shall arise as to the sufficiency of such accommodation the same shall be determined by a justice and the Corporation may for the purpose of procuring such accommodation appropriate any lands for the time being belonging to them or which they have power to acquire and may purchase by agreement such further lands as may be necessary for such purpose and may on such lands erect labouring class dwellings and may hold and demise or sell the same and may apply for the purposes of this section or any of them any moneys they may have under their control or be authorised to raise.

Power to
acquire addi-
tional lands
by agree-
ment.

30. The Corporation may (in addition to the lands which they are authorised to acquire and hold under the other powers of this Act) from time to time by agreement acquire either by purchase or otherwise any land not exceeding in the whole five acres and the Corporation may acquire any such land in consideration either of a gross sum of money or of any yearly sum or rentcharge or other rent or they may give any land (at the time belonging to them and not required for any purposes of the Corporation) either wholly or in part in exchange for such additional land and on any exchange the Corporation may give or take any money for equality of exchange.

Power to
take ease-
ments &c.
by agree-
ment.

31. Persons empowered by the Lands Clauses Consolidation Act 1845 to sell and convey or release lands may if they think fit subject to the provisions of that Act and of the Acts amending the same and of this Act grant to the Corporation any easement right or privilege required for the purposes of this Act in over or affecting any lands which they may be so empowered to sell convey or release and may release and extinguish any rights or easements appurtenant to any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants releases or extinguishments and to such easements rights and privileges as aforesaid respectively.

32. The Corporation whenever they are by any enactment required to make compensation to any person interested in any lands or buildings may by agreement with such person make such compensation wholly or partly in works or land and all such parties as are mentioned in the 7th section of the Lands Clauses Consolidation Act 1845 are hereby authorised to enter into such agreements and accept such compensation as in this section mentioned so as effectually to bind all parties whom they could bind under the provisions of the said 7th section of the Lands Clauses Consolidation Act 1845 by such agreement as therein mentioned.

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Compensation may be in land or works.

33. Whereas certain mains pipes services and other works belonging to and now in use by the Water Commissioners for the purpose of their water supply may be interfered with by the new streets and street improvements by this Act authorised. And whereas it is expedient that provision should be made for preventing any interruption of the supply of water by the Water Commissioners within their limits of supply therefore the following provisions shall have effect:—

For protection of Belfast Water Commissioners.

(1) All works matters or things which the Corporation may be empowered or required to do or execute with reference to the mains pipes services or other works of the Water Commissioners shall be done and executed by and at the expense of the Corporation but to the reasonable satisfaction of the engineer for the time being of the Water Commissioners. Such works matters or other things shall not be commenced till after fourteen days notice thereof in writing shall have been given by the Corporation to the Water Commissioners and if the Water Commissioners by notice in writing to the Corporation within seven days after the receipt by them of notice of the intended commencement by the Corporation of any such work matter or thing require that the Water Commissioners shall by their own engineer or workmen do or execute such work matter or thing the Water Commissioners may on the expiration of the first-mentioned notice do or execute the same to the reasonable satisfaction of the Corporation and the Corporation shall on the completion thereof pay to the Water Commissioners the reasonable expenses incurred by them in the execution thereof;

(2) If any interruption whatsoever in the supply of water by the Water Commissioners shall be in any way occasioned by the Corporation or by the acts of any of their contractors agents workmen or servants or any person in the employ of them or any or either of them the Corporation shall be liable to a penalty not exceeding the sum of twenty pounds for

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- every day during which such interruption shall continue to be recoverable by the Water Commissioners in a summary way ;
- (3) If by any act or default of the Corporation their contractors agents workmen or servants or any person in the employ of them or any or either of them any main pipe or service of the Water Commissioners not requiring to be removed under the powers of this Act shall be injured the Corporation shall reinstate the same at their own expense in an equally good condition and in default thereof the expense of such reinstatement may be recovered against them by the Water Commissioners. Provided that notice of such injury shall as soon as practicable be given to the Water Commissioners by the Corporation and if within seven days after such injury and before the Corporation shall have commenced to reinstate such main pipe or service the Water Commissioners shall give to the Corporation notice in writing of their desire to reinstate the same the Water Commissioners may make such reinstatement and the reasonable costs of such reinstatement shall be repaid by the Corporation to the Water Commissioners ;
- (4) If and when the Corporation under the powers of this Act acquire and appropriate any lands houses and buildings which are served with water by the mains pipes services or works of the Water Commissioners laid down and maintained by them in any road street highway or place or stop up any such road street highway or place so that the same mains pipes services and works or any of them or any part thereof respectively become useless for supplying water the Corporation shall at their own expense and with all reasonable precautions for preventing injury thereto take up such mains pipes services and works or such part thereof respectively as shall so become useless and deliver the same to the Water Commissioners ;
- (5) If any difference shall arise between the Corporation or their engineer and the Water Commissioners or their engineer touching any of the matters aforesaid such difference shall be settled by arbitration in accordance with the provisions of the Railways Clauses Consolidation Act 1845 with respect to the settlement of disputes by arbitration.

PART IV.

LANDS.

Power to demise lands or grant in fee farm.

34. And whereas the Corporation Street Market of the Corporation has practically ceased to be used as a market and it is expedient that the Corporation should be enabled to deal with the site thereof and with any land which shall be purchased under

the powers of this Act but not laid into and form part of the works authorised by this Act Therefore it shall be lawful for the Corporation when and as they shall think fit so to do to demise and lease for any term of years or to grant in fee farm all or any part of the site of Corporation Street Market or any land which shall be purchased and appropriated under the powers of this Act and which shall not be laid into and form part of the works hereinbefore authorised or such parts thereof as the Corporation shall think it expedient to demise or grant either together or in parcels and any such demise or grant may be made on condition that the person or persons to whom the same shall be made shall erect and build or covenant and agree to erect and build thereon or on any part thereof houses erections or buildings of such class and upon such plan and elevation and of such height as the Corporation shall think proper and may be for such term or estate at such rents and subject to such covenants stipulations and conditions as the Corporation may deem expedient with reference to the special circumstances of each demise or grant. A.D. 1884.

35. It shall be lawful for the Corporation if they shall think it expedient so to do to sell or exchange and dispose of all or any part of the site of Corporation Street Market or all or any lands whatever whether purchased or appropriated or vested in them under the powers of this Act which shall not be laid out or used for the purposes of any improvement or work without having previously granted or agreed to grant any lease or made or agreed to make any fee farm grant thereof and to convey and assure the same unto the purchaser or respective purchasers thereof for any sum or sums of money and upon under and subject to such terms and conditions and with under and subject to such covenants and agreements (if any) on the part of the person or persons purchasing or agreeing to purchase the same with respect to the size or class of the houses erections or buildings to be erected thereon and the height size and elevation thereof and the time and manner of erecting the same and with respect to any other matters restrictions and things relating thereto as the Corporation shall think fit to impose and the purchase-money for any such lands may be paid by such instalments and secured in such manner as the Corporation shall think fit.

Corporation may sell land in the first instance without having previously granted a lease thereof.

36. Not later than ten years after the completion of any of the works by this Act authorised the Corporation shall sell and dispose of and grant and convey all lands acquired by them under the powers of this Act for the purposes of such works and not required for the same and all fee farm and other rents arising therefrom.

Corporation shall sell any land which may not be wanted.

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Receipts of
treasurer of
Corporation
to be effectual
discharges.

37. The receipt of the treasurer for any purchase moneys rents or profits or other money payable to the Corporation by virtue of this Act shall be a sufficient and effectual discharge for the money in such receipt expressed or acknowledged to be received and the person to whom the same shall be given shall not afterwards be answerable or accountable for the misapplication or non-application of the money in such receipt expressed or acknowledged to be received.

Application
of moneys
arising from
sales.

38. Subject to the provisions of this Act all moneys which shall be received by the Corporation by way of rent from any lands or buildings acquired and demised or granted in fee farm by them under the powers of this Act shall be applied in discharge of the costs and expenses of the Corporation of and incident to any such demise or grant and the balance thereof shall be applied in payment of interest on the principal moneys borrowed under the authority of this Act and all moneys which shall be received by the Corporation in respect of the sale of any such lands or buildings or of the rents arising therefrom shall be applied in discharge of the costs and expenses of and incident to any such sale and the balance thereof shall be applied in or towards the execution of any of the works hereby authorised and the amount which the Corporation are authorised to borrow under the powers of this Act shall be reduced by the amount of any such balance applied as aforesaid in payment of the principal moneys so borrowed.

PART V.

POLICE REGULATIONS.

Amending
section 167
of the Act
of 1845.

39. Whereas by section 167 of the Act of 1845 it is provided that every person shall be liable to a penalty of not more than forty shillings who in any street shall commit certain offences therein specified to the annoyance of the inhabitants or passengers and such offences are often committed without it being possible to prove that they were committed to the annoyance of any particular person or persons: Be it enacted that every person who in any street within the borough shall commit any of the said offences in such a manner as to cause obstruction annoyance or danger to the residents or passengers shall be liable to the said penalty of not exceeding forty shillings.

Power to
estreat re-
cognizances.

40. Where in pursuance of the provisions of sections 233 234 and 235 of the Act of 1845 any person has entered into a recognizance in the manner therein specified and such person does not at the time and place mentioned or within one hour after comply with the obligation therein contained the justice shall thereupon

make an order to estreat such recognizance in such amount as he shall think fit and if the same be not paid forthwith issue a warrant to levy such amount by distress and sale of the goods of the party or parties who shall have acknowledged the recognizance. A.D. 1884.

41. Any person who shall in any theatre or other place of public amusement be guilty of offensive or riotous behaviour to the disturbance or annoyance of any persons present shall on conviction before any justice be liable to a penalty not exceeding forty shillings or to be imprisoned for any period not exceeding one month and any person committing any such offence within view of any constable may be arrested by him without warrant. Penalty for offensive and riotous conduct in theatres, &c.

PART VI.

STREET TRAFFIC, &c.

42. The following provision with respect to traffic in the streets of the borough shall have effect (that is to say) :— As to street traffic.

The Council may from time to time make regulations for the route to be observed by all carts carriages horses cattle and persons and for preventing obstruction of the streets and give directions to the constables for keeping order and for preventing obstruction in the neighbourhood of the town hall theatres and places of public resort and such regulations shall be affixed or set up in conspicuous positions in the streets to which they apply ;

The Council may from time to time make byelaws for all or any of the following purposes (namely) :—

For prohibiting entirely or at certain times any cart waggon or carriage from coming into or passing along any street in which any public building is situate during specified hours ;

For regulating the speed of carts waggons and carriages during specified hours and generally for regulating street traffic in the borough ;

For regulating the size and construction of advertising vans and for regulating or prohibiting the passage through the streets of such as the Council for any reason deem objectionable ;

And any person guilty of any breach of such regulations or byelaws or who does not comply with the directions of any constable or officer acting in pursuance of such regulations or byelaws shall be liable to a penalty not exceeding five pounds.

A.D. 1884.

As to omnibuses.

43. The provisions of the Town Police Clauses Act 1847 with respect to hackney carriages and the drivers thereof except section 38 (What to be hackney carriages) shall so far as the same are applicable for the purpose extend and apply to omnibuses which for the purposes of that Act and of this Act shall be deemed to be hackney carriages accordingly and the Corporation may from time to time make and enforce byelaws for all or any of the following purposes (namely):—

For prescribing the line or lines of street to be taken by omnibuses in going from or to any point or points in their routes;

For regulating the time to be allowed for stopping at any starting-point terminus or stopping-place along their routes;

For preventing the drivers or conductors of omnibuses from loitering or stopping their omnibuses on the road longer than is necessary for the taking up or setting down of passengers;

For regulating the conduct of drivers and conductors of omnibuses and determining whether they shall wear any and what badges;

For regulating the manner in which the number of the omnibus corresponding with the number of its license shall be displayed;

For securing the safe custody and re-delivery of any property accidentally left in omnibuses and fixing the charges to be made in respect thereof;

For prescribing or limiting the number of persons to be carried in or upon any omnibus;

For prescribing the number and securing the fitness of the animals to be employed to draw any omnibus.

PART VII.

EQUITABLE JURISDICTION OF RECORDER OF BELFAST AND COUNTY COURT JUDGE AND CHAIRMAN OF ANTRIM.

Borough to be regarded for purposes of equitable jurisdiction as being wholly in the county of Antrim.

44. Whereas by Part II. of the County Officers and Courts (Ireland) Act 1877 the equitable jurisdiction conferred upon the respective chairmen of quarter sessions for the counties of Antrim and Down and the recorder of the town of Belfast is to be exercised at such times and in such place or places within each county as may be from time to time ordered by the Lord Lieutenant with the advice and consent of the Privy Council in Ireland and it is expedient that provision should be made for enabling that jurisdiction to be exercised at the same times and in the same place both as regards the portion of the borough which is within the county of Down and

the portion of the borough which is within the county of Antrim: A.D. 1884.
 Be it therefore enacted that from and after the passing of this Act that part of the borough which is within the county of Down shall for the purposes of Part II. of the said Act be deemed to be within the county of Antrim. No officer attached to the court of the recorder of Belfast and county court judge and chairman of Antrim shall be entitled to claim any additional remuneration out of moneys voted by Parliament in consequence of the addition (if any) to the amount of duty discharged by him which may result from the enactment contained in this section.

PART VIII.

MISCELLANEOUS PROVISIONS.

45. The Corporation may levy tolls in respect of the sale of any goods provisions articles or things sold by sample in any market under their control and not conveyed within the limits of such market in any waggon cart or carriage and the tolls to be so levied shall not exceed one-half of the tolls from time to time levied upon the sale of the like goods provisions articles or things conveyed within the limits of the market in any waggon cart or carriage and the person or persons effecting every such sale shall be bound to make a declaration or joint declaration as the case may be in writing before such person or persons as the Corporation shall from time to time appoint of the goods provisions articles or things so sold and of the amount and weight thereof and any person neglecting or refusing to make or to join in making such declaration or making or joining in making a false declaration as to such goods provisions articles or things or of the amount or weight thereof shall be liable to a penalty not exceeding twenty pounds. Power of Corporation to levy tolls.

46. Any meters and pipes required for the supply of gas let on hire by the Corporation shall not be subject to distress or to be taken in execution under any process of a court of law or equity or any fiat in sequestration in bankruptcy against the person in whose possession the same may be nor shall the 313th section of the Irish Bankrupt and Insolvent Act 1857 or any Act now passed or hereafter to be passed amending or altering the said section or in substitution therefor apply to any such meter or pipe as aforesaid, Meters &c. let by Corporation not to be subject to distress &c.

47. Whereas under the Belfast Burial Grounds Act 1866 the Corporation purchased certain lands of which forty-five acres were appropriated for the purpose of a cemetery and under the powers contained in the 26th section of the Burial Grounds Ireland Act 1856 and with the sanction of the Lord Lieutenant thirty out of Altering the present appropriation of cemetery among different denominations.

A.D. 1884.

the said forty-five acres lying on the north-east side of the cemetery were appropriated as a burial-place for persons of different Protestant denominations and the remaining fifteen acres on the south-west side were appropriated as a burial-place for Roman Catholics: And whereas the said fifteen acres have not in fact been used for purposes of Roman Catholic burial but a separate cemetery has been provided by members of the Roman Catholic community in the immediate neighbourhood of the borough cemetery and has been used for the purpose of Roman Catholic burials: And whereas it has become necessary that the extent of land in the borough cemetery available as a burial-place for the different Protestant denominations should be enlarged: And whereas after meetings between the representatives of the Roman Catholic community in Belfast and the Corporation it was arranged that in consideration of a sum of money to be paid by the Corporation and applied as herein-after provided the Corporation should be entitled to use for burial of persons of Protestant denominations the said fifteen acres of land heretofore appropriated for the burial of Roman Catholics and it is expedient that effect should be given to the said arrangement: Be it therefore enacted:

- (1) Within three months after the passing of this Act the Corporation shall pay a sum of four thousand pounds sterling to the Most Reverend Patrick Dorrian D.D. Edward Hughes and James Ross all of Belfast or other the persons who after any such appointment as hereafter mentioned shall be the trustees for the purposes of this section and the said sum of money shall be held by the said Patrick Dorrian Edward Hughes and James Ross or such trustees as aforesaid upon trust to apply the same in payment or discharge of moneys borrowed for the purpose of the said Roman Catholic Cemetery or in or towards the improvement thereof and the said sum of money may in the meanwhile be invested by them in or upon any mortgages or bonds of the Corporation or any other securities in or upon which trustees may for the time being be authorised by law to invest trust funds;
- (2) When and so often as any one of the said trustees or any trustee to be hereafter appointed shall die or become incapable of acting or desirous of ceasing to act as such trustee it shall be lawful for the Roman Catholic Bishop of Down and Connor for the time being to appoint by writing under his hand some other person to act as trustee in his stead;
- (3) The said sum of four thousand pounds may be paid by the Corporation out of moneys borrowed under the authority of this Act and the receipt of the said trustees or any two of them shall be a sufficient discharge to the Corporation for the same;

(4) Upon the payment of the said sum of four thousand pounds as aforesaid the said fifteen acres shall cease to be appropriated for the purpose of Roman Catholic burials and it shall be lawful for the Corporation at all times after such payment to use the said fifteen acres for the burial of persons of the several Protestant denominations and for that purpose from time to time to sell the right of burial in any part or parts of the said fifteen acres upon such terms as the Corporation may think proper. A.D. 1884.

48. The Corporation shall have control over the materials (including mortar cement and concrete) and workmanship employed in every new building and may reject or disapprove of such materials or workmanship if the adoption or continuance of the same is in their opinion likely to prove prejudicial to the stability of the building or to the health of the inhabitants thereof and if any person uses or continues to use any materials or workmanship so rejected or disapproved after notice in writing of such rejection or disapproval shall have been given to such person he shall be liable to a penalty not exceeding five pounds and in case of such continuance to a daily penalty not exceeding forty shillings. Provided that nothing in this section shall extend to any railway station or other building erected or in course of erection or to be erected by any railway company for the purpose of their undertaking. Power of Corporation to regulate materials and workmanship of buildings.

49. The Corporation may from time to time apply moneys borrowed under this Act not exceeding in any one year the sum of ten thousand pounds in or towards the flagging or otherwise improving of any footway or footways in any street or any part or parts of any such footway. Flagging of footways.

50. The Corporation may from time to time lay out the whole or any part of the strand ground or foreshore on the south-west side of the River Lagan acquired by them under the powers of the Belfast Improvement Act 1878 as wharves or quays and may in respect of the use of such wharves or quays charge such rents as may be fixed by the Corporation with the approval of the Board of Trade. Provided that no such wharf or quay shall be made by the Corporation on the portion of strand ground or foreshore situate alongside of the land belonging to the Belfast Central Railway Company between the Lagan Bank Road and the River Lagan within the distance of $76\frac{1}{2}$ yards from the centre line of the present bridge carrying the railway of the said company over the river on the eastern side of the said bridge and within a distance of $24\frac{1}{4}$ yards from the said centre line of the said bridge on the western side thereof. Power of Corporation to lay out wharves or quays.

A.D. 1884.

Incorporation of parts of Act of 1845.

Parties may appeal to quarter sessions on giving security.

51. Sections from 400 to 406 both inclusive of the Belfast Improvement Act 1845 are hereby incorporated with this Act and shall be read and have effect for the purposes of this Act as if in this Act the same were repeated at length and made applicable to the subject-matter of this Act.

52. If any person shall feel aggrieved by any order determination or adjudication of the Corporation under the provisions of this Act such persons may appeal to the general quarter sessions of the borough but no such appeal shall be entertained unless the person appealing shall comply with the following provisions :

The person appealing shall within fourteen days next after the making of the order determination or adjudication in question give notice in writing to the town clerk that he intends to appeal against such order determination or adjudication to the Recorder's Court of the borough holden next after the expiration of ten days next following such notice ;

And shall along with such notice furnish a statement in writing of the grounds of the appeal ;

And shall within four days after giving such notice enter into a recognizance in the sum of twenty pounds before a justice with two sufficient sureties to prosecute such appeal and abide the order of the court and pay any costs awarded by the court to be paid by the appellant ;

And shall give to the town clerk two days' notice of the names and residences of the intended sureties and of the time when and place where such recognizance is to be entered into ;

And shall deposit such recognizance with the clerk of the peace of the borough within three days after it shall have been entered into ;

And the said court to which such appeal shall be brought and mentioned in such notice upon due proof of compliance on the appellant's part with the above-mentioned provisions shall hear and determine the appeal or the court may if it think fit adjourn the appeal to any future day or future sessions and on hearing such appeal the court shall make such order thereon either confirming quashing modifying or altering the order appealed from and shall make such order as to costs of the appeal and the order appealed from as to such court shall seem reasonable and just.

PART IX.

FINANCIAL.

Power to the Corporation to borrow

53. The Corporation may borrow such moneys as they may from time to time think requisite for all or any of the purposes of this

Act not exceeding in the whole the sum of one hundred and fifty thousand pounds on mortgage or annuity charged upon the general purposes rate at such rate of interest and on such terms of repayment as they may think fit and if after having borrowed the said sum or any part thereof the Corporation shall pay off the same otherwise than from a sinking fund they may again borrow on the security aforesaid the amounts paid off and so from time to time and upon every such re-borrowing the rate of interest may be increased or diminished.

A.D. 1884.
—
on mortgage
or annuity.

54. Every mortgage or annuity to be granted by the Corporation shall be by deed duly stamped in which the consideration shall be truly stated and may be in the forms contained in the first schedule to this Act or to the like effect and may be partly printed and partly in writing and shall be under the seal of the Corporation and signed by two members of the Corporation and the town clerk. Provided that no person so signing shall by his subscription of any such mortgage or annuity be or be held to have rendered himself individually or personally liable for the payment of any money so borrowed or any interest thereon or of any sums whatsoever in respect thereof.

Form and
execution of
mortgages
and annui-
ties.

55. The town clerk shall keep a register of all mortgages and annuities granted under this Act and of all transfers and assignments thereof and within fourteen days after the date of any such mortgage or annuity the town clerk shall enter into such register the number and date thereof and the names of the parties thereto with their proper additions and within thirty days after the date of any transfer of a mortgage or annuity granted under this Act it shall be produced to the town clerk who shall enter into such register the date and particulars of such transfer and for such entry the town clerk may demand and receive the sum of two shillings and sixpence.

Town clerk
to keep a
register of
mortgages
and annui-
ties.

56. Any person entitled to any mortgage granted by the Corporation under the authority of this Act may discharge the same and his right and interest therein in favour of the Corporation and every such discharge may be written or partly written and partly printed on the mortgage and may be according to the form contained in the second schedule to this Act or to the like effect and such discharge when signed by the person entitled to such mortgage and duly stamped shall be valid and effectual to all intents and purposes as a release of the rate mortgaged from the said mortgage.

Discharge of
mortgages.

57. The Corporation in the exercise of their borrowing powers under this Act may from time to time take from any bank or banking company credit on a cash account to be opened and kept

Power to
borrow on
cash credit.

A.D. 1884.

with such bank or banking company according to the usage of bankers in Ireland in the name of the Corporation or of any officer to be appointed by them to the extent of the sum which they are by this Act authorised to borrow or any part thereof and may make and grant mortgages as aforesaid in security of the payment of the amount of such credit or of the sums advanced from time to time on such cash account with interest thereon.

Corporation not bound to regard trusts.

58. The Corporation shall not be bound to see to the execution of any trust whether express implied or constructive to which any mortgage or annuity may be subject and the receipt of the person in whose name any mortgage or annuity stands in the register of mortgages shall from time to time be a sufficient discharge to the Corporation for any money payable in respect of such mortgage or annuity notwithstanding any trust to which the same may then be subject and whether or not the Corporation have had notice of such trust and the Corporation shall not be bound to see to the application of the money paid upon such receipt.

Transmission of mortgages in case of bankruptcy.

59. If any mortgage or annuity be transmitted in consequence of the bankruptcy of the person entitled thereto there shall be produced to the Corporation or the town clerk official evidence of such bankruptcy and of the vesting of the bankrupt's estate in the trustee official assignee or other person to whom such estate shall be transferred.

Evidence of transmission in certain other cases.

60. If any mortgage or annuity be transmitted by any other lawful means than by a bankruptcy or death or a transfer according to the provisions of this Act such transmission shall be authenticated by a declaration made under the provisions of the Act passed in the fifth and sixth years of His late Majesty King William the Fourth intituled "An Act for the more effectual Abolition of Oaths and Affirmations" stating the manner in which and the party to whom the mortgage or annuity is transmitted and such declaration shall be made by some credible person having knowledge of the facts stated therein and in the case of transmission by death the probate of the will of or letters of administration to the personal estate of the deceased mortgagee or annuitant as the case may be shall be produced to the town clerk. And for the purpose of this section any mortgage or annuity shall be deemed to be transmitted if the name of the holder thereof become changed.

Arrears may be enforced by appointment of a receiver.

61. The holders of mortgages under this Act may enforce payment of arrears of interest or principal or principal and interest due on their mortgages and the holders of annuities under this Act may enforce payment of arrears due in respect of their annuities by the appointment of a receiver. In order to authorise the appoint-

ment of a receiver in respect of principal the amount owing to the mortgagees by whom the application is made shall not be less in the aggregate than ten thousand pounds or in respect of annuities the arrears due shall not be less than five hundred pounds and the following sections of the Commissioners Clauses Act 1847 namely section 86 "Arrears of interest and principal and interest when to be enforced by the appointment of a receiver" and section 87 "As to the appointment of a receiver" are incorporated with and form part of this Act and shall be read for the purposes of this Act as if the Corporation were named therein instead of the Commissioners.

62. Nothing in this Act contained shall prejudicially affect the mortgages of the Corporation existing at the passing of this Act.

Saving existing mortgages of Corporation.

63. All interest on money borrowed under the powers of this Act and moneys expended by the Corporation for any of the purposes of this Act and for carrying the same into execution shall be charged upon and shall be paid or satisfied out of the general purposes rate.

Expenses of Corporation under this Act.

64. In estimating every year under section 50 of the Act of 1865 and section 14 of the Act of 1868 and section 144 of the Act of 1878 the amount required for the several purposes to which the general purposes rate is applicable the Corporation or committee as the case may be shall next after the amount to become payable for the contribution of the borough to the counties of Antrim and Down therein mentioned estimate as nearly as may be the amount which will be required for the purposes herein-after specified and the money arising from the general purposes rate shall in each year after any money shall have been borrowed by the Corporation under this Act be applied by them notwithstanding anything in the Acts of 1865 1868 and 1878 or either of them for the purposes and in the order following (namely):—

Providing for increase of general purposes rate.

1. To pay the amount to become payable during that year for the contribution of the borough to the said counties;
2. In payment of the interest on money borrowed by the Corporation under the Acts of 1873 and 1878 and the annual appropriations by way of payment thereof as provided by those Acts;
3. In payment of the interest on money borrowed by the Corporation under this Act and the annual appropriations by way of sinking fund as by this Act provided;
4. To defray the expenses of maintaining paving repairing cleansing and improving the streets bridges footways and sewers within the borough;

A.D. 1884.

5. To pay such proportion of the cost of maintaining the police force of the borough as the Corporation may declare to be chargeable against the entire borough ;
6. To pay the amount of any compensation for malicious injury payable by the Corporation not exceeding in any year one thousand pounds ;
7. And to pay in such priority as the Corporation shall think fit the general expenses of carrying into execution the Acts of 1865 1868 1873 and 1878 and this Act :

Provided that if in any year the general purposes rate as limited before the passing of this Act shall appear insufficient for all the purposes aforesaid the amount thereof may be increased so that it shall not exceed two shillings and eight pence in the pound upon the annual value of the rateable property situate within the districts of the borough from time to time lighted and watched by the Corporation under the provisions of the Act of 1845 and of any Act or Acts extending or modifying the same and two shillings in the pound upon the annual value of all other rateable property within the borough.

Application
of money
borrowed.

65. All money borrowed by the Corporation under this Act shall be applied in payment of the costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act and in purchase of the lands authorised to be purchased and interests therein and the costs connected therewith and in the execution of the works authorised by this Act and generally to the purposes of this Act to which capital is properly applicable.

Sinking
fund.

66. The Corporation shall repay or provide for the repayment of all moneys to be borrowed by them under the powers of this Act and of all moneys at any time reborrowed in lieu thereof within forty years from the date of the original loan and shall once in every year to be computed from the first day of January one thousand eight hundred and eighty-five appropriate and set apart out of the general purposes rate a sum not exceeding three per centum nor less than two per centum per annum on the amount borrowed by them under the powers of this Act and shall apply the same (in addition to any other moneys which under this Act they are to apply towards the repayment of money borrowed) either to the gradual extinction of the debt for the time being or to the formation of a fund to be accumulated for the discharge of such debt or for both of those purposes and the Corporation may invest the fund to be accumulated as aforesaid in the name of the Corporation in the public stocks or funds or in Government or real securities and may from time to time vary the same.

67. The town clerk shall within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund under this Act transmit to the Local Government Board for Ireland a return in such form as may be prescribed by that Board and verified by statutory declaration if so required by them showing the amount which has been invested or applied for the purpose of such sinking fund during the year preceding the making of such return and the description of securities upon which the same has been invested and also showing the purposes to which any portion of the moneys invested for the sinking fund and any interest on such moneys have been applied during the same period and the total amount remaining invested at the end of the year and in the event of any wilful default in making such return such clerk shall be liable to a penalty of not exceeding twenty pounds recoverable in a summary manner by the said Board. If it appear to the said Local Government Board by such return or otherwise that the Corporation have failed to set apart the sum required by this Act for the sinking fund or have applied any portion of the moneys set apart for that fund to any purposes other than those authorised by this Act the said Local Government Board may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund and such order shall be enforceable by writ of mandamus to be obtained by the said Local Government Board.

A.D. 1884.
Annual
return to
Local
Government
Board with
respect to
sinking
fund.

68. Nothing contained in this Act shall authorise the Corporation to take use or in any manner interfere with any land or hereditaments or any rights of whatsoever description belonging to the Queen's most Excellent Majesty in right of Her Crown and under the management of the Commissioners of Her Majesty's Woods Forests and Land Revenues or either of them without the consent in writing of the same Commissioners or one of them on behalf of Her Majesty first had and obtained for that purpose (which consent such Commissioners are hereby respectively authorised to give) neither shall anything in this Act contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exerciseable by the Queen's Majesty Her heirs or successors.

Saving
rights of the
Crown.

69. Nothing contained in this Act shall authorise the Corporation to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any right in respect thereof belonging to the Queen's most Excellent Majesty in right of Her Crown and under the management of the Board of Trade without the previous consent in writing of the Board

Saving
rights of the
Crown in
the fore-
shore.

A.D. 1884. — of Trade on behalf of Her Majesty (which consent the Board of Trade may give) neither shall anything in this Act contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exerciseable by the Queen's Majesty Her heirs or successors.

Corporation not to construct any work on shore of the sea &c. without consent of Board of Trade.

70. The Corporation shall not construct on the shore of the sea or of any creek bay arm of the sea or navigable river communicating therewith where and so far up the same as the tide flows and re-flows any work without the previous consent of the Board of Trade to be signified in writing under the hand of one of the secretaries or assistant secretaries of the Board of Trade and then only according to such plan and under such restrictions and regulations as the Board of Trade may approve of such approval being signified as last aforesaid and where any such work may have been constructed the Corporation shall not at any time alter or extend the same without obtaining previously to making any such alteration or extension the like consents or approvals. If any such work be commenced or completed contrary to the provisions of this Act the Board of Trade may abate and remove the same and restore the site thereof to its former condition at the costs and charges of the Corporation and the amount of such costs and charges shall be a debt due from the Corporation to the Crown and shall be recoverable accordingly with costs.

Costs of Act.

71. The costs charges and expenses of and incident to the preparing applying for obtaining and passing of this Act shall be paid by the Corporation.

SCHEDULES referred to in the foregoing Act.

A.D. 1884.

THE FIRST SCHEDULE.

FORM OF MORTGAGE.

Belfast Improvement Act 1884.

Mortgage No. .

By virtue of the Belfast Improvement Act 1884 we the mayor aldermen and burgesses of the borough of Belfast (hereinafter called the "Corporation") in consideration of the sum of [specify amount] paid by [name and designation of mortgagee] to the treasurer of the borough do hereby grant and assign to the said [mortgagee] his executors administrators and assigns subject to the provisions of that Act such proportion of the general purposes rate levied by virtue of the County Antrim and Belfast Borough Act 1865 the Belfast Borough Act 1868 and the Belfast Improvement Act 1878 as amended by the first above-mentioned Act as the said sum of [specify amount] doth or shall bear to the whole sum which is or shall be borrowed on the credit of the said rate. To hold to the said [mortgagee] his executors administrators and assigns until the said principal sum and the whole interest due thereon shall be fully paid and satisfied. And it is hereby agreed that the said principal sum shall be repayable on the [date] or shall thereafter in virtue hereof remain as a loan to the Corporation until the expiration of such further term of years and at such rate of interest as shall be specified in any memorandum to be endorsed hereon and signed by the said [mortgagee] his executors administrators or assigns and by the town clerk of the said borough and the Corporation shall pay to the said [mortgagee] his executors administrators or assigns interest on the said principal sum to the said date of repayment first above-mentioned at the rate of [specify rate] per cent. per annum such interest to be paid half-yearly on the day of and day of

in each year And it is hereby agreed that the said [mortgagee] his executors administrators or assigns shall not be entitled to make or the Corporation be bound to recognise or register any partial assignment of these presents or of the sums of money principal or interest herein contained And that the Corporation shall not be liable for any expenses that may be incurred by the said [mortgagee] his executors administrators or assigns for or in relation to the preparation or execution of this mortgage or of any discharge release assignment or memorandum of renewal thereof.

In witness whereof the Corporation have hereunto affixed their corporate seal.

[Signed by two members of the Corporation
and the town clerk.]

A.D. 1884.

CERTIFICATE OF ANNUITY.
Belfast Improvement Act 1884.

Annuity No. .

This is to certify that [name and description] having paid to the mayor aldermen and burgesses of the borough of Belfast for the purposes of the Belfast Improvement Act 1884 the sum of pounds he his executors administrators or assigns are entitled to receive a perpetual annuity granted in pursuance of the said Act on that sum at the rate of per centum per annum payable half-yearly on the day of and day of in each year.

In witness whereof the Corporation have hereunto affixed their corporate seal this day of 188 .

[Signed by two members of the Corporation
and the town clerk.]

THE SECOND SCHEDULE.

FORM OF DISCHARGE.

Received from the treasurer of the borough of Belfast the sum of pounds being the principal sum contained in the within mortgage (all interest due thereon having been previously paid) and the said mortgage is now delivered up as paid to be cancelled.

Dated this day of 188 .