



CHAPTER cxxxvii.

An Act to authorise the acquisition of Clissold Park Stoke Newington and its utilisation for public purposes.

A.D. 1887.

[19th July 1887.]

WHEREAS there are certain lands commonly known as Clissold Park or Stoke Newington Park situate in the parishes of Saint Mary Stoke Newington Islington and Hornsey in the county of Middlesex which lands belong or are reputed to belong to the Ecclesiastical Commissioners for England and it would be to the public advantage that provision should be made as in this Act contained for the acquisition of the said lands with a view to their being preserved for ever as an open space except so far as they may be utilised for the public purposes authorised by this Act:

And whereas the object 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):—

1. This Act may be cited as the Clissold Park (Stoke Newington) Act 1887. Short title.

2. In and for the purposes of this Act the expression "Clissold Park" means the lands partly in the parish of Saint Mary Stoke Newington and partly in the parishes of Islington and Hornsey in the county of Middlesex commonly known as "Clissold Park" or "Stoke Newington Park" comprising together about fifty-three acres which are included in an area bounded on the north by Lordship Park and Manor Road on the east by Queen Elizabeth's Walk on the west by the Green Lanes and on the south by Church Street and Paradise Row: Interpretation.

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The "Metropolitan Board" means the Metropolitan Board of Works:

The "Hackney District Board" means the board of works for the Hackney district constituted under the Metropolis Management Act 1855:

The "vestry of Stoke Newington" means the vestry of the parish of Saint Mary Stoke Newington in the county of Middlesex.

Power to Ecclesiastical Commissioners to sell Clissold Park.

3. It shall be lawful for the Ecclesiastical Commissioners for England by a deed of conveyance duly stamped to sell and convey all their estate and interest in Clissold Park to the Metropolitan Board and the Hackney District Board or to either of them or partly to the Metropolitan Board and partly to the Hackney District Board and the Metropolitan Board and the said district board or either of them may by agreement with the said Ecclesiastical Commissioners purchase their estate and interest in Clissold Park or any part thereof and hold the same:

Provided always that within three months from the date of any such sale as aforesaid the purchaser shall produce to the Commissioners of Inland Revenue a deed of conveyance duly stamped and in default of such production as aforesaid the ad valorem stamp duty with interest thereon at the rate of five pounds per centum per annum from the date of purchase shall be recoverable from the purchaser with full costs of suit and all costs and charges attending the same.

Purposes for which land may be used.

4. In the event of any sale of Clissold Park or any part thereof under the powers of this Act the same shall (subject as herein-after provided) as from the date of any such sale become and be open to public use for purposes of exercise and recreation and it shall thereafter be the duty of the Metropolitan Board to keep the same lands open uninclosed and unbuilt on and to prevent resist and abate by all lawful means all or any encroachments or attempted encroachments on the said lands and to preserve them as an open space and to resist all proceedings tending to the inclosure or appropriation for any purpose of any part thereof.

Reservation of a site for public buildings.

5. If the Metropolitan Board and Hackney District Board or either of those boards purchase or agree to purchase Clissold Park or any part thereof which shall include the site of the houses and buildings at the south-eastern corner thereof and lands surrounding the same not exceeding two acres it shall be lawful for the vestry of Stoke Newington to resolve that the said site and land not exceeding two acres herein-after called the "reserved site" shall be set apart as a site for a vestry hall public museum free library baths and washhouses or any of those purposes or any other like purposes for

the use of the inhabitants of the parish of Stoke Newington and of any other parish combining with them for these purposes or any of them and the following provisions shall apply thereto :—

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- (i) If the purchase of Clissold Park be made or agreed to be made by the Metropolitan Board the vestry of Stoke Newington may by notice in writing to the Hackney District Board require the said district board to purchase the reserved site from the Metropolitan Board and thereupon the Hackney District Board shall purchase and the Metropolitan Board shall sell the reserved site accordingly :
- (ii) If the purchase of Clissold Park be made or agreed to be made by the Hackney District Board the said vestry may by notice in writing to the Hackney District Board require the said district board to set apart the reserved site accordingly :
- (iii) Any buildings on the reserved site may be used altered or adapted for the purposes aforesaid or any of them or may be removed and others substituted for the said purposes :
- (iv) If the reserved site be purchased by the Metropolitan Board and sold by them to the Hackney District Board pursuant to the provisions of this Act the amount of the purchase money to be paid for the same shall be such as if not agreed between the vestry of Stoke Newington on the one hand and the Metropolitan Board on the other hand shall be determined by arbitration in the same manner as a question of disputed compensation under the Lands Clauses Consolidation Act 1845 and the Acts amending the same :
- (v) If the reserved site be originally bought by the Hackney District Board then the proportion of the purchase money to be attributed to the reserved site shall if not agreed upon between the said vestry and the said district board be determined by arbitration in like manner :
- (vi) The reserved site shall after the said purchase be vested in the Hackney District Board but shall be under the exclusive control and management of the vestry of Stoke Newington subject as herein-after provided :
- (vii) If commissioners for public libraries and museums for the parish of Stoke Newington or for the parish of Stoke Newington and any other parish combining with them for that purpose be appointed a public library and museum or a site for the same shall be provided on the reserved site and any buildings now existing thereon may be utilised or altered and adapted for that purpose and for providing schools for science and art or any purposes of the Public Libraries Act 1855 :

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(viii) If commissioners for public baths and washhouses for the parish of Stoke Newington or for the said parish and any other adjoining parish combining with them for that purpose shall be appointed a site for public baths and washhouses shall be provided for such commissioners upon the reserved site :

(ix) Such sites or buildings respectively shall be hired by such respective commissioners at such rents respectively as if not agreed upon between such commissioners and the vestry of the parish of Stoke Newington and the Hackney District Board shall be determined by an arbitrator to be appointed on the application of either of them by one of Her Majesty's Principal Secretaries of State or by agreement they may be respectively purchased by such respective commissioners :

(x) Such rents shall be paid to the Hackney District Board and applied by them in or towards the payment of interest and repayment of principal in respect of any moneys borrowed by the Hackney District Board for the purchase of the reserved site and incidental thereto and such further sums of money as shall be required by the said district board for the payment of interest and repayment of principal in respect of moneys borrowed for these purposes shall be levied by the overseers of the poor of the said parish in the same manner and with the same incidents in all respects as any yearly rent or other moneys would be payable by the overseers of the said parish under the Act "to enable overseers in populous parishes to provide " offices for the proper discharge of parochial business " passed in the 24th and 25th years of Her present Majesty chapter 125 as if they were rent for public offices and any sums received by the said district board by way of purchase money for any part of the reserved site or buildings thereon shall be applied in reduction of the debt incurred for the purchase thereof.

For the protection of the Metropolitan Board.

6. Nothing in this Act contained shall confer or impose upon the Metropolitan Board any powers duties or obligations as to the control or manangement of any part of Clissold Park unless the exclusive control and management of so much thereof as is to become open to public use are vested in the said board.

Byelaws as to Clissold Park.

7. As from the date of any sale of Clissold Park under the authority of this Act all the provisions of the Metropolitan Board of Works Act 1877 with respect to the making contents confirmation approval allowance publication and evidence of byelaws and to securing the observance of the same and the penalties and proceedings before justices and the recovery and application of penalties and

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generally with respect to the parks and heaths or commons shall extend and apply to Clissold Park (except any site reserved for the purposes aforesaid) as if it had been included among the parks heaths and commons in respect of which byelaws are by the Metropolitan Board of Works Act 1877 authorised to be made by the board.

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8. In the event of or with a view to any agreement being entered into for the purchase of Clissold Park under the authority of this Act it shall be lawful for the vestry of any parish mentioned in Schedule A. or the district board of any district mentioned in Schedule B. to the Metropolis Management Act 1855 to make a contribution in aid of such purchase of such an amount as they may think fit and to enter into and carry into effect any agreement or agreements with the Metropolitan Board or the Hackney District Board with respect to such contribution :

Powers of contribution to vestries and district boards.

Provided that no such contribution shall be made except in pursuance of a resolution passed by an absolute majority of the whole number of the members of such vestry or district board at a meeting held after not less than fourteen days notice shall have been given to each member of such vestry or district board which notice shall state the intention to propose such resolution at such meeting and the amount of the proposed contribution and the manner in which it is intended to raise the same and whether the proposed contribution is to be charged upon the whole or any and what part or parts of the parish or district and in what proportions Provided also that a public notice to the like effect shall be given previously to such meeting which notice shall be published as an advertisement once in each of two successive weeks in one or more London daily newspapers and shall be affixed to the principal doors of every church or chapel in the parish or district to which notices are usually affixed.

9. It shall be lawful for any such vestry or district board to charge the amount of any contributions made by them in aid of such purchase either upon the whole or upon any part or parts of their parish or district and to direct the sum or sums necessary for defraying the expenses so charged to be levied in such part or parts of their parish or district respectively as they may consider to derive special benefit from the acquisition and preservation of the open space and to exempt any part of such parish or district from the levying or collection of any rate for the purpose thereof or to require a less rate to be levied in any part or parts and all the provisions of the Metropolis Management Act 1855 and the Acts amending the same with regard to the collection and levying of

Contributions may be charged in part of parishes or districts.

A.D. 1887. moneys charged upon a part of the parish or district shall apply to the collection and levying of any moneys charged on any part of a parish or district under the provisions of this Act:

Provided that there shall not be charged upon a part only of any parish in respect of any such contribution any sum of such an amount that the annual sum required to be levied for payment of interest and repayment of principal thereof shall exceed one two hundred and fortieth part of the rateable value of the property assessed in that part of the parish after apportioning for the purpose of such assessment the rateable value of any property which may be situate partly in the part of the parish charged with the contribution and partly elsewhere.

Power to vestries and district boards to borrow from Metropolitan Board.

10. For the purpose of making any such contribution and payment or any part thereof any such vestry and district board respectively may borrow of the Metropolitan Board and the Metropolitan Board may (subject to the provisions of any Act of Parliament for the time being in force relating to loans by that board to a vestry or district board) lend to any such vestry or district board respectively the requisite moneys and for the purpose of securing the repayment with interest of any moneys to be borrowed as aforesaid such vestry or district board respectively may mortgage and assign over to the board all the moneys or rates authorised to be raised by the said vestry and district board respectively under the Metropolis Management Act 1855 or any special rate levied for the purposes of this Act and all the provisions of sections 183 to 191 inclusive of the last-mentioned Act shall apply to any borrowing by a vestry or district board under this section of this Act.

Power to local board of South Hornsey to contribute moneys for purposes of Act.

11. The local board of South Hornsey may if they think fit contribute any sum of money towards the acquisition of Clissold Park for the purposes of this Act and they may from time to time borrow the moneys required by them for the purposes of such contribution on security of their general district rate and they may for the purposes of this Act divide their district into parts and make a separate assessment on any such part for the purposes of this Act and the said local board may enter into and carry into effect any agreement or agreements with the Metropolitan Board with respect to such contribution.

Power to borrow.

12. Any moneys required by the local board of South Hornsey for the purpose of any contribution for the purposes of this Act may be borrowed by them on the security of their general district rate in the same manner and with the same powers and under the same conditions in all respects as if such contribution were one of the

purposes for which the said local board may borrow money under the Public Health Act 1875. A.D. 1887.

13. If under the provisions of this Act the local board of South Hornsey charge any money borrowed by them for the purposes of this Act upon any part of their district and make a separate assessment upon such part they shall not levy in any year within such part any greater amount than will be equal to one two hundred and fortieth part of the rateable value of the property assessed in such part after apportioning for the purpose of such assessment the rateable value of any property which may be situate partly in the part of the district charged with the contribution and partly elsewhere.

Limiting amount to be raised by rate in any part of South Hornsey.

14. The local board of South Hornsey shall pay off all moneys borrowed by them under the powers of this Act within sixty years from the time of the borrowing thereof and such repayments shall be made either:—

Repayment of borrowed moneys.

(1) By yearly or half-yearly instalments of principal or of principal and interest combined. Provided that when the payment shall not be made by equal instalments of principal the instalment or instalments payable in each year together with the interest payable in such year in respect of the principal moneys of which such instalment or instalments form part shall in every year amount to the same sum:

(2) Or by a sinking fund to be annually set apart and accumulated at compound interest and to be applied and invested in manner herein-after prescribed. The annual sums to be so set apart shall be such as with the accumulations thereof at compound interest at three and a half per centum with yearly rests will be sufficient to pay off the said principal sums in the said respective periods.

15. The local board of South Hornsey may from time to time apply the whole or any part of such sinking fund in or towards the discharge of the principal moneys for the discharge of which such fund shall have been established. Provided that they pay in each year into the fund so applied and accumulate until the whole of the principal moneys in respect of which it shall have been accumulated shall have been discharged a sum equivalent to the interest of the sinking fund or part of the sinking fund so applied. Provided also that whenever and so long as the yearly income arising from the said sinking fund shall be equal to the annual interest of such principal moneys then outstanding and to be paid off by means of such fund the said local board may in lieu of investing the said

Application of sinking fund.

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A.D. 1887. yearly income apply the same in payment of such interest and may during such periods discontinue the payment to such sinking fund of the yearly sums by this Act required to be so paid thereto.

Sinking funds how to be invested.

16. All sums paid into any sinking fund created by the local board of South Hornsey under the provisions of this Act shall be as soon as may be invested in any manner in which trustees are by law for the time being authorised to invest trust moneys or in any debentures or debenture stock issued under the powers of the Local Loans Act 1875 by any local authority other than the said local board.

Power to re-borrow.

17. If the local board of South Hornsey pay off any moneys borrowed by them under this Act otherwise than by instalments or by means of a sinking fund they may re-borrow the same and so from time to time Provided that all moneys so re-borrowed shall be repaid within the period prescribed for the repayment of the moneys in lieu of which such re-borrowing has been made and that the moneys originally borrowed and any amounts from time to time re-borrowed under the foregoing provisions for the repayment of such moneys shall be deemed to form the same loan and the obligations of the said local board with respect to the repayment of such moneys shall not be in any way affected by reason of such re-borrowing.

Protection of lenders from inquiry.

18. A person lending money to the local board of South Hornsey for the purposes of this Act shall not be bound to inquire as to the observance by the said local board of any provision of this Act or be bound to see to the application or be answerable for any loss misapplication or non-application of the money lent by him or of any part thereof.

Priority of existing mortgages.

19. All mortgages granted by the local board of South Hornsey subsisting at the passing of this Act shall during their continuance have priority of charge on the security therein comprised over all mortgages granted or issued under this Act.

Annual return to Local Government Board with respect to sinking fund.

20. The clerk to the local board of South Hornsey shall within twenty-one days after the expiration of each year during which under the provisions of this Act any sum is required to be set apart for a sinking fund or any instalment is required to be paid in respect of moneys borrowed under this Act transmit to the Local Government Board 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 paid as an instalment or

invested for the purpose of such sinking fund during the year preceding the making of such return and the description of the 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 the interest thereof has 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 which shall be paid to the Local Government Board and shall be recoverable by that Board in a summary manner. If it appear to the Local Government Board by such return or otherwise that the said local board have failed to pay any instalment or to set apart the sum required by this Act for the sinking fund or any interest thereof 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 Local Government Board out of the High Court of Justice.

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21. Whereas under the City of London Parochial Charities Act 1883 the Charity Commissioners for England and Wales (therein and herein-after called "the Commissioners") are to inquire into the nature and value of the property and endowments of the parochial charities therein mentioned and to classify the same into two schedules one of "ecclesiastical charity property" and the other of "general charity property" and by the said Act the Commissioners are also empowered to prepare schemes for the future application and management of the charity property and endowments so classified by them :

Contribution
out of charity
funds dealt
with by City
of London
Parochial
Charities
Act 1883.

And whereas it is enacted by section fourteen of the said Act that in every scheme relating to the property or endowments belonging to or applicable in the parishes enumerated in the Second Schedule to that Act the Commissioners shall (subject to carrying over a sum of money for the expenses of the Commissioners and to making provision for saving or making compensation contained in the said Act) provide for the application of the said general charity property to such of the objects or purposes to or for which the same are now applied as the Commissioners may think proper and legal and substantially beneficial to the inhabitants of the parish in which the same is now applicable or otherwise as therein stated and subject thereto shall provide for the application of such property (inter alia)

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to the preserving providing and maintaining of open spaces and recreation grounds within the metropolis :

And whereas it is expedient that in the event of Clissold Park being acquired for the purposes of this Act a contribution should be made out of the said general charity property in aid of such purchase :

Be it enacted that in the event of any agreement being made for the purchase of Clissold Park under this Act (and subject to provision being made for giving compensation as required by the said Act and for the application of the general charity property under the said section fourteen to such of the objects or purposes to or for which the same are now applied as the Commissioners may think proper and legal and substantially beneficial to the inhabitants of the parish in which the same is now applicable or to any class thereof or in such manner as to secure to the inhabitants of the said parishes and to persons employed though not resident therein the benefit of any one or more of the applications in the said section fourteen mentioned) the Commissioners may if they so think fit (by a preliminary scheme to be framed by them as soon as conveniently may be after the publication of the statement or statements referred to in section eight of the said Act) provide for the payment of a sum of money not exceeding the sum of forty-seven thousand five hundred pounds but without interest thereon to the Metropolitan Board and district board or either of them purchasing the said lands for the purposes of this Act :

Such scheme may provide for the payment of such sum by the governing body to be appointed under section forty-eight of the said Act or otherwise as the said Commissioners may see fit and shall be valid and have effect accordingly :

Such scheme shall be subject to the provisions as to schemes contained in the said City of London Parochial Charities Act 1883 so far as such provisions are applicable.

Incorporating Lands Clauses Act.

22. If any estate or interest in Clissold Park or any part thereof belong to any persons who would not be empowered to sell and convey the same otherwise than under section seven of the Lands Clauses Consolidation Act 1845 any such persons shall be and are hereby authorised and empowered to sell and convey their respective estates and interests in the said lands accordingly :

The Lands Clauses Consolidation Act 1845 as amended by any subsequent Act (except the provisions of the Lands Clauses Consolidation Act 1845 which relate to the purchase and taking of lands otherwise than by agreement and with respect to the entry upon lands by the promoters of the undertaking) shall be incorporated

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with and form part of this Act And for the purposes of this Act A.D. 1887
the expression "the promoters of the undertaking" in the said Act
shall mean the Metropolitan Board and district board or either of
them as the case may be acquiring the said lands under the authority
of this Act.

23. Nothing in this Act shall extend to take away prejudice Saving for
diminish alter or affect any of the rights remedies privileges powers the New
authorities exemptions and benefits vested in or granted or reserved River Com-
to or now enjoyed or exercised by the Governor and Company of pany.
the New River brought from Chadwell and Amwell to London by
or by virtue of any royal charter letters patent Act of Parliament
agreement prescription usage or otherwise howsoever.

24. In the event of any agreement being entered into for the Costs of Act.
purchase of Clissold Park for the purposes of this Act the costs of
and incidental to the preparing applying for and passing of this Act
and of the negotiations relative thereto shall after taxation by the
taxing officer of the House of Lords or of the House of Commons
be paid by the Metropolitan Board and district board or either of
them as the case may be who shall acquire Clissold Park for the
purposes of this Act.

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THE GREAT TRIANGLE

The Great Triangle is a symbol of the occult, representing the three aspects of the human mind: the conscious, the subconscious, and the superconscious. It is also a symbol of the Holy Trinity in Christianity, the three Magi in the Bible, and the three pillars of the human body: the head, the heart, and the base of the spine. The triangle is a powerful symbol of unity and wholeness, and it is often used in esoteric rituals and practices. The Great Triangle is a symbol of the occult, representing the three aspects of the human mind: the conscious, the subconscious, and the superconscious. It is also a symbol of the Holy Trinity in Christianity, the three Magi in the Bible, and the three pillars of the human body: the head, the heart, and the base of the spine. The triangle is a powerful symbol of unity and wholeness, and it is often used in esoteric rituals and practices.