



CHAPTER cxx.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Boroughs of Devonport, Okehampton, Ramsgate, and Sandwich, the Local Government District of Royton, and the Richmond Main Sewerage District. A.D. 1888.
—
[24th July 1888.]

WHEREAS the Local Government Board have made the Provisional Orders set forth in the Schedule hereto, under the provisions of the Public Health Act, 1875 :

38 & 39 Vict.
c. 55.

And whereas it is requisite that the said Orders should be confirmed by Parliament, and that the provisions herein contained should be enacted with reference thereto :

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. The Orders set out in the Schedule hereto shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the dates therein respectively mentioned, have full validity and force. Orders in schedule confirmed.

2.—(1.) The Urban Sanitary Authority for the Borough of Devonport shall not under the powers of this Act or of the Order relating to that Borough hereby confirmed, purchase or acquire in the borough ten or more houses which after the passing of this Act have been, or on the fifteenth day of December last were, occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers, unless and until— Special provisions as to houses of labouring class.

(a.) They shall have obtained the approval of the Local Government Board to a scheme for providing new dwellings for such number of persons as were residing in such houses on the
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A.D. 1888.

fifteenth day of December last, or for such number of persons as the Local Government Board shall, after inquiry, deem necessary, having regard to the number of persons on or after that date residing in such houses and working within one mile therefrom, and to the amount of vacant suitable accommodation in the immediate neighbourhood of such houses, or to the place of employment of such persons, and to all the circumstances of the case; and

(b.) They shall have given security to the satisfaction of the Local Government Board for the carrying out of the scheme.

(2.) The approval of the Local Government Board to any scheme under this section may be given either absolutely or conditionally, and after the Local Government Board have approved of any such scheme they may from time to time approve either absolutely or conditionally of any modifications in the scheme.

(3.) Every scheme under this section shall contain provisions prescribing the time within which it shall be carried out, and shall require the new dwellings proposed to be provided under the scheme to be completed fit for occupation before the persons residing in the houses in respect of which the scheme is made are displaced:

Provided that the Local Government Board may dispense with the last-mentioned requirement, subject to such conditions, if any, as they may see fit.

(4.) Any conditions subject to which the Local Government Board may have approved of any scheme, or of any modifications of any scheme under this section, or subject to which they may have dispensed with the above-mentioned requirement, shall be enforceable by a writ of mandamus to be obtained by the Local Government Board out of the Queen's Bench Division of the High Court of Justice.

(5.) If the sanitary authority acquire or appropriate any house or houses for the purposes of this Act in contravention of the foregoing provisions, or displace or cause to be displaced the persons residing in any house or houses in contravention of the requirements of the scheme, they shall be liable to a penalty of five hundred pounds in respect of every such house, which penalty shall be recoverable by the Local Government Board by action in the High Court of Justice, and shall be carried to and form part of the Consolidated Fund of the United Kingdom:

Provided that the Court may, if it think fit, reduce such penalty.

(6.) Subject to the provisions of this section, the sanitary authority and the Local Government Board and their inspectors shall have and may exercise for any purpose in connexion with any scheme under this section all or any of the powers vested in them under the Public Health Act, 1875, in the same manner in every respect as if the preparation and carrying into effect of such scheme were one of the general purposes of that Act: A.D. 1888.

Provided that all lands on which any buildings have been erected or provided by the sanitary authority in pursuance of any scheme under this section, shall, for a period of twenty-five years from the passing of this Act, be appropriated for the purpose of dwellings, and every conveyance, demise, or lease of such lands and buildings shall be endorsed with notice of this enactment:

Provided also that the Local Government Board may at any time dispense with all or any of the requirements of this sub-section, subject to such conditions, if any, as they may see fit.

(7.) The sanitary authority shall pay to the Local Government Board a sum to be fixed by that Board in respect of the preparation and issue of any Provisional Order in pursuance of this section, and any expenses incurred by that Board in relation to any inquiries under this section, including the expenses of any witnesses summoned by the inspector holding the inquiry, and a sum to be fixed by that Board, not exceeding three guineas a day, for the services of such inspector.

3. The sanitary authorities for the Boroughs of Okehampton, Ramsgate, and Sandwich, and for the Local Government District of Royton, and the Richmond Main Sewerage Board, shall not under the powers of this Act or the Orders relating to those Authorities and Board respectively, purchase or acquire in any city, borough, or other urban sanitary district, or in any parish or part of a parish not being within an urban sanitary district, ten or more houses which, after the passing of this Act, have been, or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers. Restriction
of power to
take houses
of labouring
class.

4. For the purposes of sections two and three of this Act the expression "labouring class" includes mechanics, artizans, labourers and others working for wages, hawkers, costermongers, persons not working for wages, but working at some trade or handicraft without Defining
labouring
class.

[Ch. cxx.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 5) Act, 1888.

A.D. 1888. employing others except members of their own family, and persons other than domestic servants, whose income does not exceed an average of thirty shillings a week, and the families of any of such persons who may be residing with them.

Short title. 5. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 5) Act, 1888.

S C H E D U L E.

*Devonport
Order.*
—

BOROUGH OF DEVONPORT.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Devonport to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts.

To the Mayor, Aldermen, and Burgesses of the Borough of Devonport, in the County of Devon, being the Urban Sanitary Authority for that Borough ; —

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Devonport, in the County of Devon, as the Urban Sanitary Authority for that Borough, require to purchase and take the lands described in the schedule hereto for the purpose of widening, enlarging, and otherwise improving certain streets called Tavistock Street and Cherry Garden Street, in the said Borough :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 176 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands described in the schedule hereto, and for the purpose aforesaid, the powers of the Lands Clauses Consolidation Acts with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

[51 & 52 Vict.] *Local Government Board's* [Ch. cxx.]
Provisional Orders Confirmation (No. 5) Act, 1888.

The SCHEDULE above referred to.

A.D. 1888.

Devonport
Order.

Borough of DEVONPORT.

Nos. on deposited Plans.	Description of Lands.	Owner or reputed Owner.	Lessees or reputed Lessees.	Occupiers.
1	Dwelling-house and shop, No. 13, Tavistock Street.	The Right Hon. John, Lord St. Levan	James Gosling, William Edward Brendon.	William Edward Brendon, Joseph Holding, John Lang, Edward Atkins.
2	Dwelling-house and shop, No. 14, Tavistock Street.	ditto - -	- - -	James Peek, William Manaton.
3	Dwelling - house, No. 15, Tavistock Street.	ditto - -	- - -	William Manaton, Thomas Medway.
4	Courtlage, and out-houses, common to Nos. 14 and 15, Tavistock Street.	ditto - -	- - -	William Manaton, Thomas Medway, James Peek.
5	Dwelling-house,shop, and courtlage, No. 16, Tavistock Street.	ditto - -	Richard Cawsey -	John Laffin, John Tucker, Richard Smale.
6	Dwelling-house,shop, courtlage, and out-buildings, No. 17, Tavistock Street.	ditto - -	John Toms - -	Louis Abrahamson.
7	Dwelling-house and shop, No. 18, Tavistock Street.	ditto - .	William Hornbrook	Isaac Justham, Louis Earl Davis, Robert Elliott, James Cartoim.
8	Dwelling-house and shop, No. 19, Tavistock Street.	ditto - -	The Trustees under the Will of Elizabeth Bazley, deceased, viz., John Hocken Knight, and Josiah Knight.	Jane Toms, Elizabeth Bate.
9	Courtlage and out-buildings, common to Nos. 18 and 19, Tavistock Street.	ditto - -	William Hornbrook, and the Trustees under the Will of Elizabeth Bazley, deceased, viz., John Hocken Knight, and Josiah Knight.	Isaac Justham, Louis Earl Davis, Robert Elliott, James Cartoim, Jane Toms, Elizabeth Bate, William Henry Hamley.

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Provisional Orders Confirmation (No. 5) Act, 1888.

A.D. 1888.
 ———
Devonport
Order.
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Nos. on deposited Plans.	Description of Lands.	Owner or reputed Owner.	Lessees or reputed Lessees.	Occupiers.
10	Dwelling-house, shop, courtlage, and out-buildings, No. 20, Tavistock Street.	The Right Hon. John, Lord St. Levan.	William Henry Hamley.	William Henry Hamley.
11	Dwelling-house and courtlage, No. 8, Sydney Street.	ditto - - -	- - -	Ann Berridge, John Madders.
12	Dwelling-house and courtlage, No. 9, Sydney Street.	ditto - - -	- - -	Robert Dean, William Burns, Thomisan Warner.
13	Slaughter-houses, cattle-sheds, and courtlage, No. 10, Sydney Street.	ditto - - -	Richard Heard -	Richard Heard.
23	Wood yard on the sites of Nos. 16 and 17, Cherry Garden Street.	ditto - - -	William Morris -	Richard Rook.
24	Dwelling-house, shop, and outbuildings, No. 18, Cherry Garden Street.	ditto - - -	ditto - - -	John Knowles, Rebecca Yeo.
25	Dwelling-house and courtlage No. 19, Cherry Garden Street.	ditto - - -	- - -	Richard Heard, Elizabeth Cumbe.
26	Dwelling-house and shop, No. 20, Cherry Garden Street.	ditto - - -	William Henry Mogg.	Eliza Knowles, James Cardew, George Pearse, Joseph Rogers.
27	Dwelling-house and shop, No. 21, Cherry Garden Street.	ditto - - -	ditto - - -	Emily Rose, Robert Head, Patsy Linehan, James Cardew.
28	Courtlage and out-buildings at rear of Nos. 20 and 21, Cherry Garden Street.	ditto - - -	ditto - - -	Eliza Knowles, James Cardew, George Pearse, Joseph Rogers, Emily Rose, Robert Head, Patsy Linehan.
29	Stores, No. 21, Tavistock Street.	ditto - - -	James Penson, James Almond Boulds.	James Almond Boulds, James Harriett Boulds, Edwin Alfred Boulds.
30	Dwelling-house and shop, No. 5, Market Street.	ditto - - -	James Almond Boulds.	James Almond Boulds.

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

(L.S.)

CHAS. T. RITCHIE, President.
 HUGH OWEN, Secretary.

*Okhampton
Order.*

Provisional Order to enable the Urban Sanitary Authority for the Borough of Okehampton to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts.

And to all others whom it may concern.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 176 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands described in the schedule hereto, and for the purpose aforesaid, the powers of the Lands Clauses Consolidation Acts with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

Parish of OKEHAMPTON, in the County of DEVON.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Occupiers.
19 } 20 }	Site of Treween's house, with pigs ground adjoining.	The Official Trustees of Charity Lands and the Trustees of the Okehamp-ton United Charities, viz., Windham Hunt Holley, Charles William Hunt Holley, William Paddon, Charles Geen, Simon Peter Brendon Newcombe, James Ward, Seth Harry, Richard Rich, Richard Jessop, Isaac Yeo, Thomas Ken-nard, Thomas Painter Har-ris, and William Burd.	Unoccupied.
21	Site of Janes' house	ditto - - -	ditto.
22	Site of Mount Ribbon	ditto - - -	ditto.

(I.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

[Ch. cxx.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 5) Act, 1888.

A.D. 1888.

BOROUGH OF RAMSGATE.

Ramsgate
Order.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Ramsgate to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts.

To the Mayor, Aldermen, and Burgesses of the Borough of Ramsgate, in the County of Kent, being the Urban Sanitary Authority for that Borough ; —

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Ramsgate, in the County of Kent, acting by the Council, as the Urban Sanitary Authority for that Borough, require to purchase and take the lands described in the schedule hereto for the purpose of widening and improving the street in front of Prospect Terrace, and making a new street from the West Cliff to the Military Road, in the said Borough :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 176 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands described in the schedule hereto, subject to the continuance of any existing public rights of highway, and for the purpose aforesaid, the powers of the Lands Clauses Consolidation Acts with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Parish of RAMSGATE, in the Isle of THANET, in the County of KENT.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Occupiers.
1	Public highway - - -	John Kebell Gwyn, John Medmer Goodwin, Sir Richard Nicholson, Eliza Hurst, Humphrey Bourne, Eliza Shepherdson, Richard Marlow Norris, Alfred Hope.	—
2	Cliff - - -	ditto - - -	Unoccupied.
4	Cliff - - -	The Representatives of Catherine Daniel, deceased, viz., Owen Fisher Daniel and Arthur Henry Daniel.	Unoccupied.

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

(L.S.)

CHAS. T. RITCHIE, President.
 HUGH OWEN, Secretary.

RICHMOND MAIN SEWERAGE DISTRICT.

A.D. 1888.

*Provisional Order to enable the Richmond Main Sewerage Board
to put in force the Compulsory Clauses of the Lands Clauses
Consolidation Acts.*

*Richmond
Order.*

To the Richmond Main Sewerage Board ; --

And to all others whom it may concern.

WHEREAS the Richmond Main Sewerage Board require to purchase and take the lands described in the schedule hereto for the disposal of the sewage of the Richmond Main Sewerage District :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 176 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby empower the Richmond Main Sewerage Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands described in the schedule hereto, and for the purpose aforesaid, the powers of the Lands Clauses Consolidation Acts with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Parish of MORTLAKE, in the County of SURREY.

No. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessee or reputed Lessee.	Occupier.
1	Arable or market garden ground, known as the Water Meadow, containing 11A. 0R. 2P. or thereabouts, and numbered 12 on the Tithe Commutation Map for the Parish of Mortlake.	Sarah Anna Elizabeth Fitzgerald and Gerald James Fitzgerald.	William Poupart -	William Poupart.

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

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

[Ch. cxx.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 5) Act, 1888.

A.D. 1888.

LOCAL GOVERNMENT DISTRICT OF ROYTON.

*Royton
Order.*

Provisional Order to enable the Sanitary Authority for the Urban Sanitary District of Royton to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts.

To the Royton Local Board, being the Sanitary Authority for the Urban Sanitary District of Royton, in the County of Lancaster;—

And to all others whom it may concern.

WHEREAS the Royton Local Board, as the Sanitary Authority for the Urban Sanitary District of Royton, in the County of Lancaster, require to purchase and take the lands described in the schedule hereto for the disposal of the sewage of their District:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 176 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby empower the Royton Local Board, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands described in the schedule hereto, subject to the continuance of any existing public rights of highway, and for the purpose aforesaid, the powers of the Lands Clauses Consolidation Acts with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Township of ROYTON, in the County of LANCASTER.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Occupiers.
1	Pasture land - - -	James Hamilton, the Trustees of the Will of John Holden, deceased, viz., James Holden, Charles Edward Holden, John Wild; and the Trustees of the Will of John George Holden, deceased, viz., Mary Jane Holden, Robert Ward, William Alexander Thompson.	Robert Hamilton.
3	Pasture land - - -	ditto - - -	Robert Hamilton and Mary Baron.
4	Garden - - -	ditto - - -	ditto.
5	Occupation road - - -	ditto - - -	ditto.
5a	Public footpath - - -	ditto.	—
6	Bed of River Irk - - -	ditto.	—
6a	Bed of brook - - -	ditto.	—
7	Stable and shippens - - -	ditto - - -	Robert Hamilton and Mary Baron.

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A.D. 1888.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Occupiers.
8	Garden and greenhouse -	Robert Whitworth, Thomas Whitworth.	William Mellor.
9	House and yard - -	ditto - - - -	ditto.
10	ditto - - - -	ditto - - - -	Alice Bambling.
11	ditto - - - -	ditto - - - -	Unoccupied.
12	ditto - - - -	ditto - - - -	Thomas Costello.
13	ditto - - - -	ditto - - - -	William Mellor, Alice Bambling, Thomas Costello.

Royton
Order.

Given under the Seal of Office of the Local Government Board, this
Twenty-fourth day of April, One thousand eight hundred and eighty-eight.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

BOROUGH OF SANDWICH.

Sandwich
Order.

*Provisional Order to enable the Urban Sanitary Authority for the
Borough of Sandwich to put in force the Compulsory Clauses
of the Lands Clauses Consolidation Acts.*

To the Mayor, Aldermen, and Burgesses of the Borough of Sandwich, in
the County of Kent, being the Urban Sanitary Authority for that
Borough; —

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of
Sandwich, in the County of Kent, acting by the Council, as the Urban Sanitary
Authority for that Borough, require to purchase and take the lands described in
the schedule hereto for the enlargement and improvement of the cattle market
in the said Borough :

Now therefore, We, the Local Government Board, in pursuance of the powers
given to Us by Section 176 of the Public Health Act, 1875, and by any other
Statutes in that behalf, do hereby empower the said Urban Sanitary Authority,
from and after the date of the Act of Parliament confirming this Order, to put in
force, with reference to the lands described in the schedule hereto, and for
the purpose aforesaid, the powers of the Lands Clauses Consolidation Acts with
respect to the purchase and taking of lands otherwise than by agreement, or
any of them.

[Ch. cxx.] *Local Government Board's* [51 & 52 VICT.]
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A.D. 1888.

Sandwich
Order.

The SCHEDULE above referred to.

Parish of SAINT PETER THE APOSTLE, in SANDWICH, in the County of KENT.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
1	Messuage and yard with two cottages and yards.	The Devises under the Will of William Hudson, deceased, viz., William Henry Hudson, Edmund William Dubois, Robert Becton Ward, George Atkinson, Richard Edmund Atkinson, John Kempster, James Kempster.	- - -	William Farrier Castle, George Sacree, Charles Baker.
4	Messuage and yard -	The Devises under the Will of Charles Drayson, deceased, viz., Harriet Green, William Ford, William Collard Simmons.	- - -	John Baldwin.
6	Messuage, yard, and store.	George Arnold. Goodwin	William Pidduck -	Solomon Wood.
7	Washhouse and store with two rooms over.	ditto - -	ditto . -	ditto.
8	House, outbuildings, and garden.	ditto - -	- - -	George Arnold. Goodwin
9	Dwelling-house and yards adjoining.	ditto - -	- - -	George Goodwin Arnold, Emma Hilton, Charles Pittock.
10	Workshop, stables, cart - lodges, and yard.	ditto - -	- - -	John Phillips, William Spicer.
11	Stabling, barn, piggeries, and yard.	Israel Coleman -	Benjamin Longden Coleman.	Robert Harris.
12	Garden - -	George Arnold. Goodwin	- - -	William Pidduck.

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Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
13	House, store, yard, and garden.	Charles White	- - - -	Edward Oliver.

A.D. 1888.
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Sandwich
Order.
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Given under the Seal of Office of the Local Government Board, this
 Tenth day of May, One thousand eight hundred and eighty-eight.

(L.S.)

CHAS. T. RITCHIE, President.
 HUGH OWEN, Secretary.

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