



CHAPTER lxxxix.

An Act to confirm certain Provisional Orders of the Local Government Board for Ireland relating to Coleraine, Longford, and Tandragee. A.D. 1888.
—
[5th July 1888.]

WHEREAS the Local Government Board for Ireland have, as regards the above-named places, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Public Health (Ireland) Act, 1878 :

41 & 42 Vict.
c. 52.

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

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

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

2. This Act may be cited as the Local Government Board (Ireland) Provisional Orders Confirmation (Coleraine, Longford, and Tandragee) Act, 1888. Short title.

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A.D. 1888.

Coleraine.

SCHEDULE.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

TOWN OF COLERAINE.

PROVISIONAL ORDER.

17 & 18 Vict.
c. 103.

WHEREAS in the year 1860, the Towns Improvement (Ireland) Act, 1854, was adopted and put in force in the town of Coleraine, and the boundaries of the said town were duly specified for the purposes of the said Act :

41 & 42 Vict.
c. 52.

And whereas the population of the said town, according to the Parliamentary census last preceding the year 1878, exceeded 6,000, and the said town was consequently constituted an urban sanitary district by the Public Health (Ireland) Act, 1878 :

17 & 18 Vict.
c. 103, s. 5.

And whereas it having appeared necessary to the Town Commissioners of the said town that the boundaries of the said town should be extended, the said Town Commissioners, in pursuance of the fifth section of the Towns Improvement (Ireland) Act, 1854, applied to the Local Government Board for Ireland (herein-after called the Local Government Board) to consent to the extension of the said boundaries, and the Local Government Board by Order under seal made on the fifth day of September 1887, consented to the said boundaries being extended accordingly, and the said extended boundaries are those set out in the schedule to this Order :

And whereas the said Town Commissioners have presented a petition to the Local Government Board in pursuance of the Public Health (Ireland) Act, 1878, section 7, praying that the area included between the boundaries of the said town of Coleraine as originally specified in 1860, and the said extended boundaries set out in the Schedule hereto, may be separated from the rural sanitary district consisting of the Coleraine Poor Law Union and included in the urban sanitary district consisting of the said town of Coleraine :

And whereas all advertisements and notices required by the Public Health (Ireland) Act, 1878, have been duly published, served, and given, and no objection has been made to the prayer of the said petition, and it appears to the Local Government Board to be proper to assent thereto :

And whereas the Guardians of the Poor of the Coleraine Union, acting as a rural sanitary authority, incurred expenses in making a sewer in a part of the area which will be added to and included in the said urban sanitary district, if and when this Order shall become absolute and take effect :

And whereas by an Order of the Local Government Board made on the second day of April 1883, it was declared that the area of charge for all expenses which might be incurred by the said rural sanitary authority in making the said sewer should be "the townland of Coleraine and suburbs," except

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such portion of the said townland as was then included in the Coleraine Urban Sanitary District : A.D. 1888.

Coleraine.

And whereas the area of charge defined by the said Order of the second day of April 1883, is included in the area which will be added to the said urban sanitary district, if and when this Order shall become absolute and take effect :

And whereas it appears that at the time of the confirmation of this Order by Parliament there will remain a certain sum expended by the said rural sanitary authority on the construction of the said sewer, but not raised or levied on the said area of charge, and it appears to the Local Government Board to be proper that the said Town Commissioners should levy such sum by means of a district assessment, to be levied in the manner provided by section 66 of the Towns Improvement (Ireland) Act, 1854, and the provisions of the Towns Improvement Clauses Act, 1847, incorporated thereby in the said Act, upon the said area of charge declared and defined by the said Order of the second day of April 1883, and repay such sum to the said rural sanitary authority ;

It is ordered by the Local Government Board as follows :—

1. From and after the time of the confirmation of this Order by Parliament, the area included within the boundaries set out in the Schedule to this Order not already included in the urban sanitary district consisting of the said town of Coleraine shall be separated from the rural sanitary district consisting of the Coleraine Poor Law Union and included in the said urban sanitary district ; and thenceforth the whole of the area included within the said boundaries set out in the Schedule hereto shall constitute one urban sanitary district to be called the town of Coleraine Urban Sanitary District, and shall be subject to all the provisions of the Public Health (Ireland) Act, 1878, and the several Acts amending the said Act which affect urban sanitary districts. Extension of limits of Urban Sanitary District.
2. The said Town Commissioners shall, by means of a district assessment to be raised and levied in pursuance of the 66th section of the Towns Improvement (Ireland) Act, 1854, upon the area of charge defined in the said Order of the Local Government Board of the second day of April 1883, repay to the Guardians of the Poor of the Coleraine Union the sum which, at the time of the confirmation of this Order by Parliament, shall have been expended on the construction of the said sewer but not raised or levied on the said area of charge by the said guardians acting as a rural sanitary authority. Provision for refunding money expended by the rural sanitary authority.
3. All costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order and otherwise in relation thereto shall be paid by the said Town Commissioners as the urban sanitary authority of the urban sanitary district consisting of the said town as defined by this Order. Costs and expenses of Order.
4. This Order may be cited and referred to for all purposes as the Coleraine Town Provisional Order, 1888. Short title of Order.

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Coleraine.

The boundary extends from the centre of the River Bann at Millburn going north-east between the townlands of Ballysally and Millburn and south-east between Millburn and Spittlehill following the said townland boundaries until it touches the stream flowing past the Cemetery, thence along said stream to county road from Coleraine to Bushmills, thence north-east along county road to fence south of the Slate Row, and along said fence south-east north-east, and south, to townland boundary between Spittlehill and Harpurshill; thence south-west and south, along first fence, to centre of county road from Coleraine to Ballycastle; thence west along said road to the townland of Coleraine and suburbs; it then follows the townland boundary of Coleraine and suburbs south-west to the county road at Mountsandel, running south along said road to first fence on the west side of road, and along said fence west to edge of plantation; thence north along plantation belt to townland boundary, which it follows, and extends to the centre of the River Bann, running north down river to townland boundary between Somerset and Churchland; this boundary it follows west, to where stream crosses county road from Coleraine to Macosquin. The boundary then runs north-west along said stream to Chapelfield, and along direct line of fences north to the townland boundary of Waterside, near to the south end of old road made by the Board of Works; it then runs west along townland boundary to fence on east of Parliamentary boundary, and north along said fence to fork of county roads, following county road north-west for 516 yards, then turns to the east along fence for 200 yards and again north along fence to county road leading from Coleraine to Articlave; it then runs east along straight fence, on the north side of Mr. Hugh Anderson's house, to centre of the River Bann, and from thence north to join boundary as described at the start.

Given under our hands and seal of office, this twenty-sixth day of March, in the year of our Lord one thousand eight hundred and eighty-eight.

(Signed) HENRY ROBINSON.
 GEORGE MORRIS.
 F. MAC CABE.

Longford.

LONGFORD WATERWORKS.

WHEREAS the Guardians of the Poor of Longford Union (herein-after called the sanitary authority) are the rural sanitary authority of the rural sanitary district consisting of the Longford Union and including the town and suburbs of Longford, and are about to construct waterworks for the purpose of supplying the said town and suburbs with water, and have presented a petition to the Local Government Board for Ireland (herein-after called the Local Government Board) praying that they may be allowed to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement with reference to certain

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lands, premises, easements, lands covered with water, and rights to take and convey water required for the purposes of the said works :

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Longford.

And whereas the sanitary authority has deposited in the office of the Local Government Board in Dublin plans and a book of reference referring thereto, showing the works intended to be executed, and the lands, easements, lands covered with water, and rights to take and convey water required for the purposes of the said works :

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

It is ordered by the Local Government Board as follows :--

1. From and after the time of the confirmation of this order by Parliament the sanitary authority shall be empowered to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of land otherwise than by agreement, with reference to the lands, premises, easements, lands covered with water, and rights to take and convey water described in the said deposited plans and book of reference. Compulsory powers to take lands, easements, and water
2. The compulsory powers of purchase given by this Order shall not be exercised after the expiration of three years from the time of the confirmation of this Order by Parliament. Duration of compulsory powers.
3. All the costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, shall be paid by the sanitary authority. Costs and expenses of Order.
4. In this Order the expression the Lands Clauses Acts means and includes "The Lands Clauses Consolidation Act, 1845," as the same is amended by the Lands Clauses Consolidation Acts Amendment Act, 1860 ; the Railways Act (Ireland), 1851 ; the Railways Act (Ireland), 1860, the Railways Act (Ireland), 1864, and the Railways Traverse Act, and the words "land" and "lands" in the said Acts shall, for the purposes of this Order, extend to and include lands, premises, easements, water, lands covered with water, and rights to take and convey water. Interpretation of terms.
5. This Order may be cited and referred to for all purposes as the Longford Waterworks Provisional Order, 1888. Short title of Order.

Given under our hands and seal of office, this twenty-sixth day of March, in the year of our Lord one thousand eight hundred and eighty-eight.

(Signed) HENRY ROBINSON.
 GEORGE MORRIS.
 F. MAC CABE.

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THE LOCAL GOVERNMENT BOARD FOR IRELAND.

Tandragee.

TANDRAGEE TOWNSHIP.

PROVISIONAL ORDER.

17 & 18 Vict.
c. 103.

41 & 42 Vict.
c. 52, ss. 4 and
6.

41 & 42 Vict.
c. 52, s. 7.

41 & 42 Vict.
c. 52, s. 232.

Constitution of
urban sanitary
district.

Provision for
adjustment of
account.

WHEREAS there are, in the town of Tandragee, in the County Armagh, Town Commissioners under the Towns Improvement (Ireland) Act, 1854 :

And whereas the population of the said town according to the last parliamentary census is less than six thousand, and the said town is situated within and forms part of the rural sanitary district consisting of the Banbridge Poor Law Union :

And whereas the said Town Commissioners have presented a petition to the Local Government Board for Ireland (herein-after called the Local Government Board), in pursuance of the Public Health (Ireland) Act, 1878, section 7, praying that a Provisional Order may be made separating the said town from the said rural sanitary district and constituting the said town an urban sanitary district :

And whereas all advertisements and notices required by the said Act have been duly published and given, and no objection has been taken by any person to the proposed Provisional Order :

And whereas by an Order of the Local Government Board made on the 28th October 1879, in pursuance of the Public Health (Ireland) Act, 1878, sec. 232, the said town of Tandragee was declared to be the area of charge for the special expenses to be incurred by the Guardians of the Poor of the Banbridge Union acting as a rural sanitary authority in respect of the supply of water to, the sewerage of, and the removal of nuisances from the said town, or for any such purposes :

And whereas it is alleged on behalf of the Guardians of the Poor of the Banbridge Union that the sum expended by the said guardians in respect of such special expenses exceeds the amount which has been levied by a special rate on such area of charge, and that the amount of such excess should, upon the constitution of the said town as an urban sanitary district, be repaid to the said guardians :

And whereas it appears to the Local Government Board to be proper to assent to the prayer of the said petition, and that the provisions herein-after contained should be made with respect to such excess of expenditure (if any) by the said guardians of the poor in respect of the said town :

1. From and after the time of the confirmation of this Order by Parliament, the said town of Tandragee shall be separated from the rural sanitary district consisting of the Banbridge Poor Law Union, and shall be constituted an urban sanitary district, subject to the provisions of the Public Health (Ireland) Act, 1878, the Public Health (Ireland) Amendment Act, 1879, and the Public Health (Ireland) Amendment Act, 1884, affecting urban sanitary districts.

2. The Town Commissioners of Tandragee shall, by means of an assessment to be made in pursuance of section 60 of the Towns Improvement (Ireland) Act, 1854, repay to the Guardians of the Poor of the Banbridge Union the sum (if any) which, at the time of the confirmation of

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this Order by Parliament, shall have been expended by the said guardians, acting as a rural sanitary authority, in respect of the water supply to, the sewerage of, and the removal of nuisances from the said town, or for any such purposes, over and above the amount levied and received by the said guardians by means of a special rate levied by them on the said town, in pursuance of the provisions of the Public Health (Ireland) Act, 1878, section 233.

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Tandragee.

3. All the costs, charges, and expenses of and incidental to the applying for, preparing, and confirming this Order, and otherwise in relation thereto, shall be paid by the said Town Commissioners as the urban sanitary authority of the urban district constituted by this Order. Costs and expenses of Order.
4. This Order may be cited and referred to for all purposes as the Tandragee Town Provisional Order, 1888. Short title of Order.

Given under our hands and seal of office, this twelfth day of March,
in the year of our Lord one thousand eight hundred and eighty-eight.

(Signed) HENRY ROBINSON.

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