

[53 & 54 VICT.] *Local Government Board (Ireland)* [Ch. xc.]
*Provisional Order Confirmation (Drumcondra, Clonliffe,
and Glasnevin) Act, 1890.*



CHAPTER xc.

An Act to confirm a Provisional Order of the Local Govern- A.D. 1890.
ment Board for Ireland relating to the Drumcondra,
Clonliffe, and Glasnevin Township. [4th July 1890.]

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

And whereas it is requisite that the said Order 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 Order set out in the schedule hereto annexed shall be and the same is hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force. Order in schedule confirmed.

2. This Act may be cited as the Local Government Board Short title.
(Ireland) Provisional Order Confirmation (Drumcondra, Clonliffe,
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SCHEDULE.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

THE DRUMCONDRA, CLONLIFFE, AND GLASNEVIN
TOWNSHIP.

Provisional Order.

41 & 42 Vict.
c. 157. s. 6.

s. 12.
s. 56.

WHEREAS by the Drumcondra, Clonliffe, and Glasnevin Township Act, 1878 (herein-after called the local Act), the "Drumcondra, Clonliffe, and Glasnevin Township" (herein-after called the township) was formed and constituted and the "Drumcondra, Clonliffe, and Glasnevin Township Commissioners" (herein-after called the Commissioners) were constituted a body corporate, and the local Act empowers the Commissioners to levy, for carrying the general purposes of the local Act into effect, "the Drumcondra, Clonliffe, and Glasnevin Township Rate" (herein-after called the township rate) and enacts that the total amount of the township rate in any one year may be at the rate of two shillings in the pound, but shall not exceed that rate without the consent of at least two thirds of the ratepayers present at a meeting specially called for the purpose in the manner provided by the local Act, and shall not in any case exceed, with all other rates, including water rates, leviable under the local Act the total rate of three shillings in the pound :

s. 62.

And whereas it is enacted by the local Act that in case the Commissioners should borrow any money under the authority for that purpose therein contained they may make a special assessment, to be called "the sinking fund rate," to be levied in all respects like the township or water rates authorised by the local Act : Provided that the total amount to be raised in any one year by means of "the sinking fund rate" shall be included in the limit of taxation under the local Act, and shall not exceed the amount required for the year to pay the interest on money borrowed and from time to time remaining due on mortgage under the local Act, and for providing the amount to be set apart as a sinking fund for discharging the principal money so borrowed upon mortgage :

s. 64.

And whereas the Commissioners are empowered to borrow upon mortgage for the purposes of the local Act upon the security of "the township rate" any sum not exceeding 7,000*l.* and to pay off any portion of the debt so created and re-borrow the amount so paid off, if the money with which the debt should be so paid off should be provided from any other source than the sinking fund authorised by the local Act, and it is further enacted by the local Act, that the amount to be set apart in every year by the Commissioners for discharging the principal money borrowed by them upon mortgage shall not be less than one thirtieth of the money so borrowed :

s. 67.

And whereas the Commissioners have borrowed upon the security of "the township rate" in exercise of the powers given by "the local Act" the sum of 5,000*l.* upon mortgage dated the 7th July, 1879, and the sum of 2,000*l.* by

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mortgage dated the 29th day of December, 1884, and of the money so borrowed the sum of 6,890*l.* 7*s.* has been expended by the Commissioners upon the making and repairing of roadways footpaths sewers and bridges, and other purposes to which the township rate and money borrowed on the security of the township rate are made applicable by the local Act :

And whereas, of the money so borrowed, the sum of 2,000*l.* has been paid off partly by means of a " sinking fund rate " :

And whereas in addition to the said sum of 6,890*l.* 7*s.* the Commissioners have expended a further sum of 1,547*l.* upon roads and footpaths and other purposes to which the township rate and moneys borrowed on the security of the township rate are applicable, and the said sum has been obtained by the Commissioners by over drafts on their bankers, but in consequence of the said sum of 2,000*l.* having been paid off partly by means of a " sinking fund rate," the Commissioners are not empowered to re-borrow the said sum of 2,000*l.* in exercise of the power of re-borrowing given by the local Act :

And whereas the valuation of the township was when the local Act was passed 12,717*l.* and has increased to and now is 21,446*l.* :

And whereas the Commissioners are the urban sanitary authority of the urban sanitary district consisting of the township and have made an application to the Local Government Board for Ireland (herein-after called the Local Government Board) for a Provisional Order in pursuance of the Public Health (Ireland) Act, 1878, to alter and amend the local Act, by increasing the principal sum which they are by the said Act empowered to borrow on the security of the township rate from 7,000*l.* to 9,000*l.* so as to enable them to borrow a sum of 2,000*l.* for the purpose of paying the said sum of 1,547*l.* and in order to apply the balance of the said sum to purposes authorised by the local Act, in respect of money borrowed on the security of the township rate :

41 & 42 Vict.
c. 52. s. 205.

And whereas all advertisements and notices required by the Public Health (Ireland) Act, 1878, have been published and given, and no person has made any objection to the proposed Provisional Order and the Local Government Board has caused to be made a local inquiry as to the propriety of complying with the application of the Commissioners: And it appears to the Local Government Board to be proper to comply with the said application :

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

1. From and after the time when this Order shall be confirmed by Parliament, the local Act shall be altered and amended as follows :—

Amendment
local Act.

(1.) The principal sum which the Commissioners are empowered by the local Act to borrow on the security of the township rate shall be increased from 7,000*l.* to 9,000*l.*, and the Commissioners may from time to time borrow upon mortgage, upon the security of the township rate in the manner provided by the local Act any principal sum or sums not exceeding in the whole the principal sum of 2,000*l.* in addition to the principal money now remaining due upon mortgages of the said rate.

(2.) The moneys so borrowed shall be applied in the first place in paying the said sum of 1,547*l.* and any interest due thereon and the balance of the money so borrowed shall be applied to some purpose to which money borrowed on the security of the township rate may be applied in pursuance of the provisions of the local Act.

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(3.) The sinking fund rate to be levied in pursuance of the local Act may be increased by the Commissioners beyond the limit fixed by the local Act so as to enable the Commissioners in each year to set apart one thirtieth of the principal money borrowed by the Commissioners including the said sum of 2,000*l.* or so much thereof as may be borrowed from time to time by the Commissioners and the limit of taxation fixed by the local Act shall be increased so much beyond the limit of three shillings in the pound as may be necessary to provide for such increase of the sinking fund rate but the limit of taxation fixed by the local Act shall not be otherwise extended or altered by this Order.

Expenses of
Order.

2. The costs and expenses of this Order and of the confirmation thereof by Parliament shall be paid by the Commissioners by means of the township rate.

Short title of
Order.

3. This Order may be cited and referred to for all purposes as the Drumcondra, Clonliffe, and Glasnevin Township Order 1890.

Given under our hands and seal of office this sixteenth day of May,
in the year of our Lord, one thousand eight hundred and
ninety.

(L.S.)

HENRY ROBINSON.
F. MACCABE.

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