



## CHAPTER ccv.

An Act to provide for the reception of Sewage from Tottenham and Wood Green in the county of Middlesex into the Main Drainage System of the London County Council and for other purposes. A.D. 1891.  
[5th August 1891.]

**W**HEREAS the Lee Conservancy Act 1868 (herein-after referred to as "the Act of 1868") established the Lee Conservancy Board for the purpose of inter alia preserving and maintaining the purity of the water of the Lee and its tributaries : 31 & 32 Vict.  
c. cliv.

And whereas section 92 of the Act of 1868 empowered the said conservancy board by written notice to require any sewer authority causing or suffering sewage or other offensive or injurious matter to flow or pass into the Lee or any of its tributaries to discontinue the flow or passage thereof within a time to be specified in the notice not being less than one or more than three years :

And whereas in respect to the sewage works of the Tottenham Local Board of Health (in this Act called "the Tottenham Local Board") section 105 of the Act of 1868 after requiring the Tottenham Local Board by the best known practicable means to purify and disinfect the sewage matter passing through the said works declared that if and as long as such purification and disinfection were effected to the satisfaction of the conservancy board or in case of difference between the conservancy board and the Tottenham Local Board to the satisfaction of Her Majesty's Secretary of State for the Home Department nothing in the said Act should authorise the conservancy board to require the Tottenham Local Board to discontinue the discharge of the effluent water remaining after such purification and disinfection into the Lee through such outfall as therein mentioned . Provided that the Tottenham Local Board with the sanction of the conservancy board should from time to time make such additional works as might be necessary for the purification and disinfection of any additional sewage from the district

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A.D. 1891. — under the jurisdiction of the Tottenham Local Board and might with the sanction of the conservancy board dispose of the sewage of their district in any other manner deemed by them more effectual for the purification thereof :

18 & 19 Vict.  
c. 120. And whereas the district of the Tottenham Local Board is without the metropolis as defined by the Metropolis Management Act 1855 and the Acts amending the same and immediately adjoins the district of the Hackney District Board of Works (herein-after called "the Hackney Board") which is within the metropolis as so defined and the River Lee after leaving the Tottenham district flows through or by the Hackney district :

49 & 50 Vict.  
c. cix. And whereas by the Lee Purification Act 1886 (herein-after referred to as "the Act of 1886") the Hackney Board were empowered to make and maintain a sewer and subsidiary works for the purpose of connecting the outfall works of the Tottenham Local Board with the sewers of the Hackney Board and by the said Act the Hackney Board and the Metropolitan Board of Works respectively were empowered and required to receive into their sewers for certain limited periods all effluent water that might flow or pass into the sewer connecting the outfall works of the Tottenham Local Board with the sewers of the Hackney Board And by section 21 of the Act of 1886 the Tottenham Local Board were prohibited from discharging into the Lee or any of its tributaries any effluent water sewage or sewage matter except under the circumstances mentioned in the said section :

51 & 52 Vict.  
c. clxxxvii. And whereas by the Tottenham Local Board (Division of District) Act 1888 provision was made for the constitution of the Wood Green Local Board and part of the district of the Tottenham Local Board was severed from the jurisdiction of the Tottenham Local Board and was constituted the district of the Wood Green Local Board :

And whereas by an agreement dated the third day of July one thousand eight hundred and eighty-eight and made between the Tottenham Local Board and the promoters of the Bill for the Tottenham Local Board (Division of District) Act 1888 and scheduled to that Act and by section 10 thereof confirmed and made binding on the Tottenham Local Board and the Wood Green Local Board respectively a Joint Drainage Committee of the Tottenham Local Board and the Wood Green Local Board was constituted and the sewerage system of the districts of the Tottenham Local Board and the Wood Green Local Board (herein-after called "the joint drainage district") was placed under the control of the Joint Drainage Committee of the Tottenham Local Board

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and the Wood Green Local Board (herein-after called "the Joint Drainage Committee") And by section 12 of the now reciting Act it was enacted that the expenses incurred by the Joint Drainage Committee in carrying out the purposes for which the Joint Drainage Committee was appointed should be defrayed by the two local boards respectively in manner provided by section 283 of the Public Health Act 1875 or as nearly in accordance therewith as the circumstances would permit (that is to say) :—

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38 & 39 Vict.  
c. 55.

That the Tottenham Local Board should from time to time include in their estimates such sum as the Joint Drainage Committee might estimate to be the full amount of the expenses to be so incurred by the Joint Drainage Committee as aforesaid and the Wood Green Local Board should pay to the Tottenham Local Board by monthly instalments their proportion of such estimated expenses including any exceptional payments for works repayment of loans and interest or other capital outlay which in the then current month the Tottenham Local Board might pay or be required to pay such sums so paid by the Wood Green Local Board to be applied by the Tottenham Local Board as in the said section mentioned And that all payments on account of the Joint Drainage Committee should from time to time on a requisition by them to that effect be made by the Tottenham Local Board :

And whereas the duties liabilities properties and powers of the Metropolitan Board of Works were by the Local Government Act 1888 transferred to and vested in the London County Council (herein-after called "the Council") :

51 & 52 Vict.  
c. 41.

And whereas by the Tottenham Local Board Act 1890 the Council the Hackney Board and the Joint Drainage Committee were empowered to enter into and carry into effect any agreement or agreements extending for a period of six months from the twenty-fifth day of June one thousand eight hundred and ninety-one (on such terms and conditions as might be therein expressed) the provisions of the Act of 1886 as to the reception into the sewers of the Hackney Board and the Council of the effluent water referred to in section 16 of the Act of 1886 :

53 & 54 Vict.  
c. ccxlv.

And whereas such agreement as authorised by the last recited Act has been entered into by the Council the Hackney Board and the Joint Drainage Committee respectively :

And whereas the powers of the Hackney Board and of the Council under the Act of 1886 and the Tottenham Local Board Act 1890 respectively and the agreement made in pursuance thereof to receive into the sewers of the Hackney Board and the Council the

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A.D. 1891. effluent water referred to in section 16 of the Act of 1886 will expire on the twenty-fifth day of December in this present year :

And whereas the population of the joint drainage district has greatly increased since the passing of the Act of 1868 and the purification of the sewage of the joint drainage district becomes the more difficult and costly and the discharge of the effluent water into the River Lee is objectionable to the inhabitants of the districts through which the Lee passes :

And whereas it has been agreed between the Council and the Joint Drainage Committee that the sewage of the joint drainage district should on the terms and subject to the conditions in this Act set forth be henceforth received into the metropolitan main drainage system :

And whereas it was part of such agreement that in respect of the admission of the sewage of their district to the metropolitan main drainage system the Joint Drainage Committee should make to the Council in respect of the capital cost of that system a payment approximately proportionate to the rateable value of their district as compared with that of the area now liable in respect of such cost and it has been agreed that such capital sum (which would amount to thirty thousand pounds or thereabouts) shall be represented by the commuted annual payment defined in this Act :

And whereas for the execution of the purposes of this Act it is expedient to confer on the Council and the Joint Drainage Committee such powers and to make such further provisions as in this Act are made :

18 & 19 Vict.  
c. 120. And whereas the said sewer was made and by an order of the Council under their common seal pursuant to section 137 of the Metropolis Management Act 1855 so much of the sewer made under the Act of 1886 as is within the district of the Hackney Board together with another sewer of the Hackney Board communicating therefrom with the Wick Lane Branch of the High Level Outfall Sewer have become a main sewer vested in and under the control of the Council :

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) :—

Short title. 1. This Act may be cited for all purposes as the *Tottenham and Wood Green Sewerage Act 1891*.

2. From and after the passing of this Act the Joint Drainage Committee shall become and be a body corporate by the name of "the Tottenham and Wood Green Joint Drainage Committee" with perpetual succession and a common seal and with power to sue and be sued.

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Incorporating Joint Drainage Committee.

3. Subject to the provisions of this Act the Council shall permit the sewage of the joint drainage district to be delivered into the sewers of the Council and shall do all things necessary for securing and maintaining such openings in such sewers and such communications therewith from the sewers of the joint drainage district as may be requisite for that purpose.

Admission of sewage from joint drainage district into sewers of Council.

4. In and for the purposes of this Act unless the context otherwise requires "sewage" means sewage which before being delivered into the sewers of the Council shall have been screened through a screen having a clear space between the bars not greater than half an inch in any part.

Interpretation.

5. The principal engineer of the Council and any other officers of the Council duly authorised in writing by the Council or their principal engineer shall at all times have access to any station or works of the Joint Drainage Committee through or by means of which from time to time sewage may be discharged into the sewers of the Council. Any new station or works constructed from time to time by the Joint Drainage Committee through or by means of which sewage may be discharged into sewers of the Council shall be constructed to the satisfaction of the said engineer and all such works shall be from time to time maintained to the satisfaction of such engineer.

Engineer of Council to have access to works of Joint Drainage Committee.

6. The Joint Drainage Committee shall not without the consent of the Council permit or suffer any district or place beyond the area under the jurisdiction of the Council other than the joint drainage district to drain into or otherwise be connected with any sewer or sewers for the time being in the joint drainage district which may discharge into a sewer of the Council and no such other district or place shall have any right to so drain or be connected notwithstanding any provision in any general Act.

Sewage of other districts not to pass into sewers of Council.

7. The quantity of sewage to be delivered under this Act into the sewers of the Council shall not exceed in any one day a quantity equal at the time to one hundred and seventy-five gallons for every house in the joint drainage district for the time being assessed to the rate for the relief of the poor such quantity to be measured at or near to the point or points of delivery of such sewage into

Limitation of quantity of sewage to be delivered.

A.D. 1891. the sewers of the Council and if that quantity shall be at any time exceeded in any one day the Joint Drainage Committee shall pay to the Council in respect of all sewage delivered in any one day above the aforesaid quantity the sum of one pound for every one thousand gallons of sewage so delivered in excess of the aforesaid quantity such sums to be recoverable in any court of summary jurisdiction. The certificate of the engineer of the Council as to the quantity of sewage so delivered in excess of the quantity limited as aforesaid shall be conclusive :

Provided always that nothing in this section contained and no payment of any such sums as aforesaid shall give to the Joint Drainage Committee any right claim power or authority to deliver into the sewers of the Council in any one day more than the quantity limited as aforesaid.

Gauges to be erected by Joint Drainage Committee for measuring sewage.

8. The Joint Drainage Committee shall before delivering or permitting to be delivered any sewage into the sewers of the Council under the powers of this Act erect to the satisfaction of the Council at or near the point or points of delivery of such sewage into the sewers of the Council a proper and sufficient gauge or gauges for measuring the sewage to be delivered and every such gauge shall be at all times maintained by the Joint Drainage Committee to the satisfaction of the Council and shall be at all times open to the examination and inspection of the engineer and other officers of the Council.

Separate system for rainfall.

9. Whereas there is now in partial operation within the joint drainage district a duplicate system of sewers one set of sewers intended for the reception of sewage matter and the other intended for the reception of rainfall and surface waters and the delivery thereof into the River Lee :

(i) The Joint Drainage Committee the Tottenham Local Board and the Wood Green Local Board shall so far as such duplicate system now extends or shall hereafter be extended take all proper precautions and use all legal means to ensure that no drain gully or channel within the joint drainage district which ought to be connected with a sewer intended for the reception of rainfall or surface waters shall be connected with a sewer intended for the reception of sewage matter or vice versâ so that on the one hand rainfall and surface waters shall not be delivered directly or indirectly into the sewers of the Council and that on the other hand sewage shall not be delivered directly or indirectly into the River Lee ;

(ii) From and after the passing of this Act it shall not be law- A.D. 1891.  
ful for the Tottenham Local Board in their district or the  
Wood Green Local Board in their district to construct any  
new sewer or to permit any new sewer to be constructed or  
to take over and adopt any sewer unless or until there shall  
have been constructed in connexion therewith a separate  
and adequate sewer or drain for the reception of rain and  
surface water and such sewers shall be so constructed and  
maintained that rain and surface water shall not be delivered  
directly or indirectly into the sewers of the Council and that  
sewage or sewage matter shall not be delivered directly or  
indirectly into the River Lee and as regards all the sewers  
of either local board existing at the passing of this Act from  
which rainfall and surface waters are not intercepted by  
separate sewers each of the said local boards in their respective  
districts shall at the expense of their respective districts as  
far as may be reasonably practicable intercept and divert the  
rain and surface waters from such sewers within five years  
from the passing of this Act.

**10.** The Joint Drainage Committee shall pay to the Council in respect of the right to deliver sewage under this Act into the main drainage system of the Council the following payments:— Annual pay-  
ments by  
Joint Drain-  
age Com-  
mittee to  
Council.

(1) During the period of ten years next after the twenty-eighth day of August one thousand eight hundred and ninety-one one thousand and fifty pounds per annum ;

(2) From and after the expiration of the said period of ten years up to the twenty-eighth day of August one thousand nine hundred and forty-nine one thousand two hundred and ninety-eight pounds and seven shillings per annum.

**11.** By way of contribution towards the current expenses incurred by the Council in respect of their main drainage system the Joint Drainage Committee shall pay to the Council the following annual payments:— Contributions to be  
paid by Joint  
Drainage  
Committee  
towards  
expenses of  
main drain  
age system

(1) Such sum as shall from time to time be certified by the comptroller of the Council to be requisite to provide interest and sinking fund in respect of such a proportion of the money borrowed by the Metropolitan Board of Works or the Council for main drainage purposes before or after the passing of this Act and for the time being undischarged as the rateable value of the property within the joint drainage district assessable to the county rate bears to the rateable value of the property assessable to the county rate in the area liable to contribute to the Council in respect of main drainage charges ;

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(2) Such additional sum to be certified as aforesaid as shall bear to the total annual cost of the maintenance and working of the main drainage system of the Council the same proportion as the rateable value of the property within the joint drainage district assessable to the county rate bears to the rateable value of the property assessable to the county rate in the area liable to contribute to the Council in respect of main drainage charges.

Dates of  
payments.

**12.** The payments by this Act required to be made by the Joint Drainage Committee to the Council shall be payable in manner following (that is to say) :—

- (i) The said annual sum of one thousand and fifty pounds shall be paid quarterly on the twenty-eighth day of November the twenty-eighth day of February the twenty-eighth day of May and the twenty-eighth day of August in every year up to and inclusive of the twenty-eighth day of August one thousand nine hundred and one the first of such payments shall be due on the twenty-eighth day of November next after the passing of this Act ;
- (ii) The said annual sum of one thousand two hundred and ninety-eight pounds and seven shillings shall be paid half-yearly (that is to say) On the twenty-eighth day of February and the twenty-eighth day of August in every year and the first of such payments shall be due on the twenty-eighth day of February one thousand nine hundred and two ;
- (iii) The sums payable under this Act by way of contribution towards the current expenses of the Council in respect of their main drainage system shall be paid at the dates at which the Council require the payment of their precepts in respect of county rate.

Power to  
Council to  
enforce  
payments.

**13.** If at any time the Joint Drainage Committee fail to make any of the payments prescribed by this Act at the times in this Act respectively specified it shall be lawful for the Council to proceed to recover the same with costs from the Tottenham and Wood Green local boards respectively and in addition to any other remedy in that behalf the Council may proceed in the same manner and with the same rights as if the payments in default were expenses incurred by the Joint Drainage Committee in carrying out the purposes for which the said Committee was appointed and the Council may proceed in manner provided by the Public Health Act 1875 as if they were a joint board under section 283 of that Act or as nearly as may be in accordance with the provisions of that Act.



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14. The Tottenham and Wood Green local boards shall from time to time (if and when required by the Council) furnish to the Council a properly certified copy of the current valuation of the property within their respective districts for the purposes of the county rate and shall also immediately after the passing of this Act and from time to time thereafter when required by the Council but not oftener than once in every five years furnish to the Council a properly certified copy of the then current valuation list in force within their respective districts for the purposes of the rate for the relief of the poor and shall also furnish to the Council a copy of every addition to and alteration made in the said valuation list by the assessment committee.

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Valuation lists of district for county rate and for poor rate to be furnished to Council.

15. The Council shall have power from time to time to take such steps as they may think desirable to examine the valuation of the property within the joint drainage district and if for any reason the Council shall be dissatisfied with the amount of the valuation for the county rate for the purposes of this Act they may agree with the Joint Drainage Committee what the amount of the annual rateable value of property within the joint drainage district assessable to the county rate shall be deemed to be for the purposes of this Act and if in any case the Council and the Joint Drainage Committee cannot agree then (if the Council so require) it shall be referred to an arbitrator to determine what such annual rateable value shall be deemed to be for the purposes of this Act and any agreement between the Council and the Joint Drainage Committee or the award of such arbitrator shall for the purposes of this Act be binding on both the Council and the Joint Drainage Committee and also on the Tottenham and Wood Green local boards for one year from the date of such agreement or award. The arbitrator shall be a person to be agreed upon by the Council and the Joint Drainage Committee or in default of agreement to be appointed on the application of either of them by the Local Government Board and the arbitrator shall have power over the costs of the arbitration.

Power to Council to examine valuations and if dissatisfied to refer them to arbitration.

16. All moneys payable by and expenses of the Joint Drainage Committee under this Act shall be deemed to be expenses incurred by the Joint Drainage Committee in carrying out the purposes for which the Joint Drainage Committee is appointed within the meaning of section 12 of the Tottenham Local Board (Division of District) Act 1888 and shall be paid and defrayed as therein mentioned.

Moneys payable under this Act to be expenses of Joint Drainage Committee under section 12 of Tottenham Local Board Act 1888.

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For protec-  
tion of  
Reuben  
Button.

**17.** Nothing in this Act shall prejudice the right (if any) of Reuben Button to claim to proceed under the Public Health Act 1875 or otherwise to have assessed further compensation for injury (if any) caused to any lands of the said Reuben Button by reason of the exercise of any of the powers of this Act.

Expenses of  
Act.

**18.** The costs charges and expenses of and preliminary and incidental to the preparation of and applying for and the obtaining and passing of this Act shall be paid by the London County Council.

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