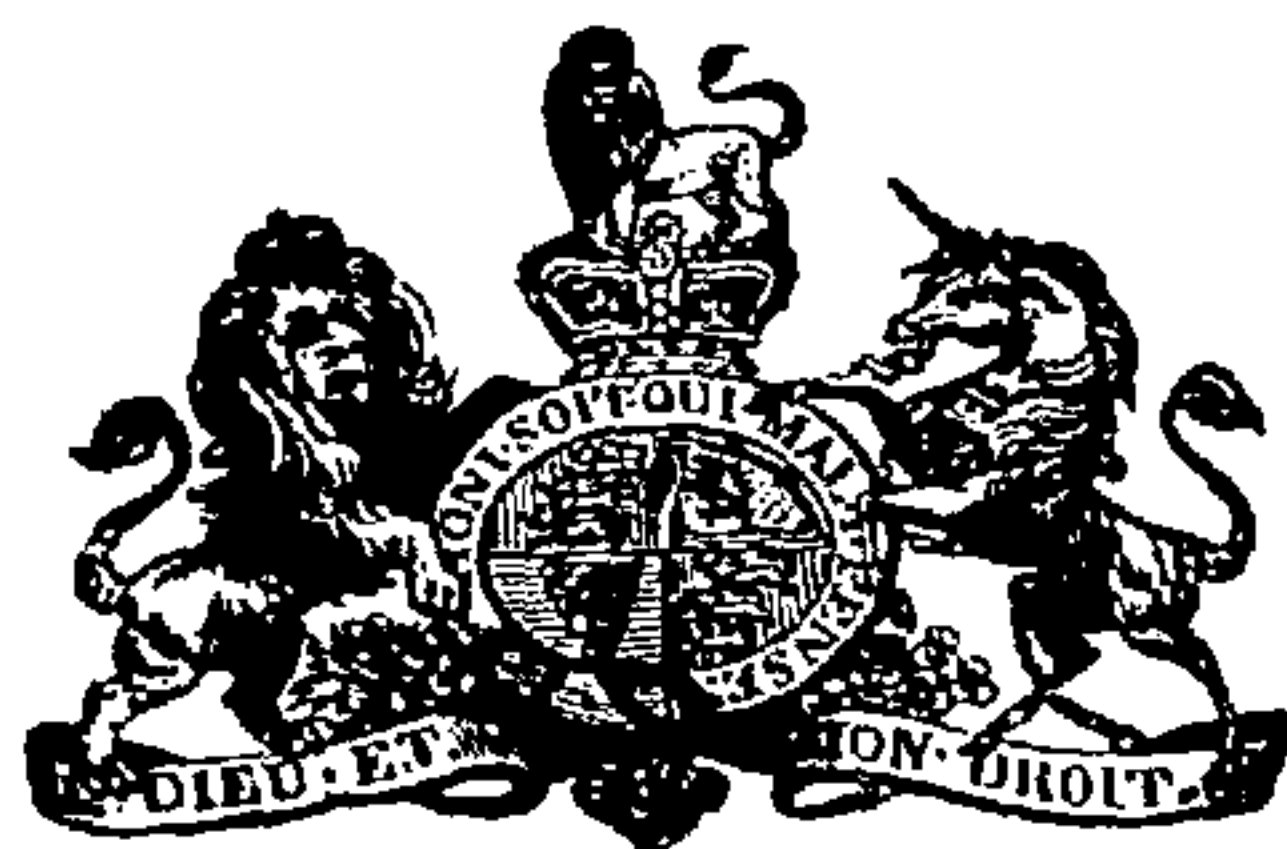


**CHAPTER xcv.**

An Act to confer further powers on the Belfast City and District Water Commissioners.

[13th July 1899.]

A.D. 1899.

WHEREAS by the Belfast Water Acts 1840 to 1897 the Belfast City and District Water Commissioners (in this Act called "the Commissioners") were incorporated and their powers from time to time defined regulated and extended :

And whereas it is expedient that the limits of the existing district of supply of the Commissioners should be extended so as to include the townlands or parts of townlands described in this Act (hereinafter called "the added area") :

And whereas it is expedient for electoral and other purposes that the added area should form part of the ward or wards to which it is contiguous :

And whereas it is expedient and would be for public advantage that the works in this Act mentioned should be constructed for the purpose (inter alia) of filtration :

And whereas it is expedient and would be for public advantage that the lands in this Act mentioned should be acquired for the purposes (inter alia) of prevention of pollution and of protection from pollution of the water and the works of the Commissioners :

And whereas it is expedient that the Commissioners should be empowered to borrow further moneys for the purposes of this Act and for the general purposes of their undertaking :

And whereas it is expedient that the other powers in this Act contained should be conferred on the Commissioners :

And whereas plans and sections showing the lines and levels of the works authorised by this Act and also books of reference thereto containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act and also maps showing the extension by this Act authorised of the district of supply of the Commissioners were duly deposited with the respective

A.D. 1899. — clerks of the peace for the county of Down the county of Antrim and the county of the town of Carrickfergus and are herein-after respectively referred to as the deposited plans sections and books of reference :

And whereas the purposes of this Act 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 :—

PART I.

PRELIMINARY.

Short title
and division
of Act into
parts.

1. This Act may be cited as the Belfast Water Act 1899 and is divided into parts as follows :—

Part I.—Preliminary.

Part II.—Extension of District of Supply.

Part III.—Power to execute Works and acquire Lands.

Part IV.—Borrowing Powers.

Part V.—Miscellaneous.

Citation of
Acts.

2. This Act and the Belfast Water Acts 1840 to 1897 may be cited as the Belfast Water Acts 1840 to 1899.

Incorporation of
Acts.

3. The Lands Clauses Acts the Railways Act (Ireland) 1851 the Railways Act (Ireland) 1860 the Railways Act (Ireland) 1864 the Railways Traverse Act 1868 the Waterworks Clauses Act 1847 except sections 68 to 73 and the sections thereof with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit the Waterworks Clauses Act 1863 and so much of the Commissioners Clauses Act 1847 as relates to the borrowing of money on mortgage except where expressly varied by or inconsistent with this Act are incorporated with and form part of this Act And in the said incorporated Acts or any of them or in any Acts incorporated therewith or with this Act unless there be something in the subject or context repugnant to the respective constructions herein-after defined the expressions "the promoters" "the promoters of the undertaking" "the undertakers" "the company" mean respectively the Commissioners the word "secretary" means the secretary of the Commissioners the expressions "the railway" "the undertaking" mean respectively the works by this Act authorised Provided that section 44 of the Waterworks Clauses Act 1847 as incorporated in any Acts relating to the undertaking of the Commissioners including this Act

shall be construed as if the words "with the consent in writing of the owner or reputed owner of any such house or of the agent of such owner" had been omitted therefrom. A.D. 1899.

4. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction: Interpretation.

And in this Act—

The expression "the Act of 1874" means the Belfast Water Act 1874;

The expression "the Act of 1884" means the Belfast Water Act 1884;

The expression "the Act of 1889" means the Belfast Water Act 1889;

The expression "the Act of 1893" means the Belfast Water Act 1893;

The expression "the Act of 1897" means the Belfast Water Act 1897;

The word "Commissioners" means the Belfast City and District Water Commissioners acting under the Belfast Water Acts 1840 to 1897 and this Act;

The expression "the corporation" means the lord mayor aldermen and citizens of the city of Belfast;

The expression "city of Belfast" and the word "city" mean the city and municipal district of Belfast as extended and defined by the Belfast Corporation Act 1896;

The expression "Commissioners' existing district of supply" means the district of supply as existing immediately before the passing of this Act;

The expression "Commissioners' district of supply" means the district of supply as extended by this Act;

The expression "added area" means the townlands or portions of townlands by this Act added to the Commissioners' existing district of supply;

The expression "local government register of electors" has the same meaning as in the Local Government (Ireland) Act 1898;

The expressions "undertaking" and "water undertaking" include the streams springs wells reservoirs cisterns tanks aqueducts cuts sluices mains pipes culverts engines and all machinery lands buildings and things for supplying or used for supplying water under the authority of the Belfast Water Acts 1840 to 1897 and this Act vested in the Commissioners;

A.D. 1899.

The expression "statutory securities" means securities in which trustees in Ireland are for the time being by or under any general Act of Parliament passed or to be passed authorised to invest trust moneys or such other securities as moneys under the control of the High Court may for the time being be invested in other than securities of the Commissioners or securities transferable by delivery ;

The expression "stock" means the Commissioners redeemable stock ;

The word "street" includes any highway and any bridge road lane footway square court quay dock alley area passage or place whether open to the public or not and whether existing or made before or after the commencement of this Act ;

The expression "office of the Commissioners" means the office of the Commissioners situate in Royal Avenue in the city of Belfast or other the principal office of the Commissioners for the time being ;

The expression "Antrim Road Works" means the clear water basin the middle basin and the margin and pathways thereof and the lands held therewith situate in the city of Belfast parish of Belfast and county of Antrim.

PART II.

EXTENSION OF DISTRICT OF SUPPLY.

Extension
of district
of supply.

5.—(1) The boundary of the Commissioners' existing district of supply is hereby extended so as to comprise and the Commissioners' district of supply shall accordingly comprise in addition to the Commissioners' existing district of supply the lands herein-after described (that is to say) :—

The townlands or parts of townlands of Ballydownfine Ballygammon Ballymoney Dunmurry Tom of the Tae End Malone Upper all in the parish of Shankill and county of Antrim the townlands of Ballyfinaghy Dunmurry and Oldforge all in the parish of Drumbeg and county of Antrim.

District
map.

(2) The Commissioners' district of supply as extended by this Act is shown on a map upon which the added area is coloured red and the boundaries of the existing district of supply marked by a blue band signed in triplicate by Sir James Kitson Baronet the Chairman of the Committee of the House of Commons to whom the Bill for this Act was referred one copy whereof is deposited in the Office of the Clerk of the Parliaments another copy in the Private Bill Office of the House of Commons and another copy in the office

of the Commissioners The said map is herein-after referred to as "the district map." A.D. 1899.

(3) Copies of the district map or any extract therefrom certified by the secretary to be accurate shall be *primâ facie* evidence of the boundaries of the Commissioners' district of supply as shown thereon and such map shall at all reasonable times be open to the inspection of persons liable to rates imposed by the Commissioners In the event of any discrepancy between the boundaries described in this Act and those shown on the map the map shall prevail. Certification of copies of district map.

(4) The added area shall be incorporated with Saint Anne's Ward and Windsor Ward respectively in the manner shown on the district map and shall be and be deemed to be part of those wards for all the purposes of the Belfast Water Acts 1840 to 1897 and this Act. Addition of added area to existing wards.

6. Subject to the provisions of this Act the rights powers privileges authorities and jurisdiction of the Commissioners under and by virtue of the Belfast Water Acts 1840 to 1897 and this Act with reference to the existing district of supply shall extend and apply to and may be exercised within the added area. Application of Belfast Water Acts to added area.

PART III.

POWER TO EXECUTE WORKS AND TAKE LANDS.

7. Subject to the provisions of this Act the Commissioners may make construct lay down and maintain in the lines and according to the levels shown on the deposited plans and sections the several works shown on those plans together with all proper embankments dams sluices weirs outlets bridges roads approaches wells tanks basins gauges filter beds discharge pipes drains mains pipes junctions valves telegraphs telephones and other means of electric communication engines apparatus houses and works and all conveniences connected with or auxiliary to the said works or any of them or necessary for inspecting maintaining repairing cleansing managing and using the same and the Commissioners may enter upon take and use such of the lands delineated on the deposited plans and described in the deposited books of reference as may be required for those purposes Provided that any telegraphs and telephones constructed under the provisions of this Act shall not be used in contravention of the exclusive privilege conferred on the Postmaster-General by the Telegraph Act 1869 The works herein-before referred to comprise the principal works next described (that is to say) :— Power to construct works.

- (1) A Conduit or Line of Pipes (No. 1) 5 furlongs and 8·5 chains in length commencing at a point in the townland of Ballymacward Lower and parish of Derryaghy seven hundred and fifty-five

A.D. 1899.

yards or thereabouts north north-east of the north-west corner of the National Schoolhouse in the village of Stonyford near the parish church and terminating in the northern margin of the Stonyford Reservoir belonging to the Commissioners at a point in the townland of Bovolcan and parish of Derryaghy five hundred and twenty-two yards or thereabouts south-east from the corner of the National Schoolhouse above described The said intended conduit will extend through and into the townlands of Ballymacward Lower Ballymacward Upper Bovolcan and Island Kelly all in the parish of Derryaghy and county of Antrim :

- (2) A Conduit (No. 2) 2 miles 1 furlong and 0·5 chain in length consisting of three lines of pipes commencing at a point in the townland of Knockbreckan and parish of Drumbo two hundred and twenty yards or thereabouts north-west of the south corner of Magill's Half Way House occupied by Elizabeth Magill and owned or reputed to be owned by Henry Keown and situated in the townland of Knockbreckan parish of Drumbo beside the public road leading from Belfast to Ballynahinch and terminating on the said public road in the townland of Ballylenaghan and parish of Knockbreda at a point seven hundred and forty-three yards or thereabouts south-east of the south-east corner of the building used as a Post Office and National School in the village of Newtownbreda and parish of Knockbreda The said intended conduit or line of pipes will extend through and into the townlands of Knockbreckan Mealough Carryduff and Ballydollaghan in the parish of Drumbo and the townlands of Ballydollaghan and Ballylenaghan in the parish of Knockbreda and all in the county of Down :
- (3) A Filter Basin (No. 3) of rectangular form measuring seventy-two yards by sixty yards or thereabouts and having its northern angle seventeen yards or thereabouts north-east of the centre of the delivery well at the termination of the syphon under Carr's Glen Reservoir of the Woodburn Conduit at the Oldpark Works belonging to the Commissioners The whole will be situated within the townland of Oldpark parish of Shankill and county of Antrim and city of Belfast :
- (4) A Filter Basin (No. 4) of rectangular form measuring seventy-two yards by sixty yards or thereabouts and having its northern angle fifty-three yards south by west of the centre of the well at the termination of the syphon of the Woodburn Conduit above described The whole will be situated within the townland of Oldpark parish of Shankill and county of Antrim and city of Belfast :

- (5) A Conduit (No. 5) 3 furlongs and 2·25 chains in length consisting of three lines of pipes commencing at a point in the townland of Town Parks parish of Shankill and county of Antrim five yards or thereabouts east of the point of intersection of the centre lines of Eliza Street and Stewart Street in the city of Belfast the said conduit thence extending in a generally east south-easterly direction over across or under the branch railways leading from the Great Northern Railway to the quays in Belfast and which belong to or are reputed to belong to the Great Northern Railway Company (Ireland) and across the River Lagan and terminating at a point in the townland of Ballymacarret parish of Knockbreda and county of Down fifteen yards or thereabouts north-west of the point of intersection of the centre lines of the Ravenhill Road and My Lady's Road The whole will extend through and into and be situated within the townland of Town Parks parish of Shankill and county of Antrim the townlands of Ballymacarret and Ballynafoy parish of Knockbreda and county of Down and on the foreshore and bed of the River Lagan which is included in or is extra parochial to the parishes of Shankill and Knockbreda and all within the city of Belfast :
- (6) A Bridge or Aqueduct (No. 6) 5·8 chains in length for the conveyance and support of a portion of the said intended Conduit (No. 5) above described over and across the River Lagan consisting of three spans or openings commencing at a point in the townland of Town Parks parish of Shankill and county of Antrim one hundred and twenty-eight yards or thereabouts east by south of the point of intersection of the centre lines of Eliza Street and Stewart Street in the city of Belfast thence extending across the River Lagan and margins and foreshore of the same in a generally south-easterly direction and terminating in the townland of Ballymacarret parish of Knockbreda and county of Down at a point four hundred and fifty yards or thereabouts west of the point of intersection of the centre lines of the Ravenhill Road and My Lady's Road above described The whole will pass through and be situated in the townland of Town Parks parish of Shankill or extra parochial thereto and county of Antrim also in the townland of Ballymacarret and parish of Knockbreda or extra parochial thereto in the county of Down and all in the city of Belfast :
- (7) A Widening (No. 7) 4·04 chains in length of Ormeau Bridge in the city of Belfast which spans the River Lagan and

A.D. 1899.

A.D. 1899.

connects the counties of Down and Antrim to be made on both sides of such bridge for the support and carriage of the mains and pipes of the Commissioners and to extend from the southern to the northern end thereof The said widening to project beyond the existing parapet walls and over the River Lagan for a distance of six feet or thereabouts on the eastern and western sides of the said bridge respectively and so executed as not to reduce or alter the clear waterway or headway of any of the arches of the said bridge And such widening will pass through and into and be situate in the townland of Malone Lower parish of Shankill or extra parochial thereto and county of Antrim also in the townland of Ballynafoy parish of Knockbreda or extra parochial thereto and county of Down and all in the city of Belfast.

For protec-
tion of
Belfast
Harbour
Commis-
sioners.

8. Before commencing to construct the Work No. 6 by this Act authorised the Commissioners shall cause to be prepared detailed drawings and specifications showing the manner in which they propose that the work shall be carried out and such drawings and specifications shall describe all works proposed to be made in connexion with the said work and the Commissioners shall submit such detailed drawings and specifications to the Belfast Harbour Commissioners and shall not commence any of such works until such detailed drawings and specifications as aforesaid have been approved in writing by the engineer of the Belfast Harbour Commissioners who may make such additions to alterations in and modifications of such detailed drawings and specifications as he may reasonably think fit :

Provided that if the engineer of the Belfast Harbour Commissioners do not within twenty-eight days after such drawings and specifications shall have been submitted to the Belfast Harbour Commissioners signify his approval disapproval or other directions he shall be deemed to have approved the same.

In executing the Work No. 6 by this Act authorised the Commissioners shall carry out the reasonable directions of the engineer of the Belfast Harbour Commissioners for the purpose of protecting and regulating the traffic on the river.

Unless and until the Irish Lights Commissioners shall exercise the powers conferred by the section of this Act whereof the marginal note is "Commissioners to exhibit lights" the Commissioners shall between sunset and sunrise exhibit such lights (if any) at the outer extremities of their works below high-water mark as the Belfast Harbour Commissioners may direct If the Commissioners fail to comply with this provision of this section they shall for each

night in which they so fail be liable to a penalty not exceeding twenty pounds. A.D. 1899.

If any difference arise between the Belfast Harbour Commissioners and the Commissioners with reference to the said plans or to the construction of the said Work No. 6 the matters so in difference shall be decided by an arbitrator to be appointed by the Commissioners of Public Works in Ireland.

9. Subject to the provisions of this Act the works to be constructed under the authority of this Act shall for all purposes whatsoever be and be deemed part of the undertaking of the Commissioners.

New works to form part of Commissioners' undertaking.

10. Section 73 of the Act of 1884 is hereby repealed and the Commissioners may close against all persons the accommodation road leading to and extending along the embankment of the Middle South Woodburn Reservoir in the townland of West Division and parish of Saint Nicholas or Carrickfergus in the county of the town of Carrickfergus.

Power to shut up accommodation road to Woodburn Reservoir.

11. Subject to the provisions of this Act the Commissioners may instead of acquiring lands for the purposes of the works by this Act authorised acquire such easements over and rights in such lands as they may require for the purpose of from time to time constructing reconstructing placing laying inspecting maintaining cleansing repairing replacing duplicating enlarging adding to conducting or managing the works by this Act authorised and they shall give such notices and do such acts in respect of the acquisition of such easements and rights as are required by the Railways Act (Ireland) 1851 and the Acts amending the same in the case of the taking of lands and those Acts and the Waterworks Clauses Acts 1847 and 1863 incorporated with this Act shall apply to such easements and rights as fully as if the same were lands within the meaning of such Acts.

Power to acquire easements.

12. Subject to the provisions of this Act the particulars of the easements or rights to be acquired under this Act by the Commissioners shall be set forth in the schedules to be lodged under section 4 of the Railways Act (Ireland) 1851 and the arbitrator to be appointed under that Act shall determine the amount of compensation to be paid by the Commissioners in respect of the acquisition of such easements and rights. The following provisions shall have effect for the protection of owners and occupiers of lands traversed or occupied by any of the works authorised by this Act in the event of the Commissioners acquiring easements or rights only in or under such lands:—

Compensation for easements.

(A) Where the Commissioners acquire an easement or right in over or under any lands they shall not fence off such lands

A.D. 1899.

from the lands adjoining but they may should they think fit erect temporary fences during the construction of the works:

- (b) Upon the completion of the works the surface of the lands shall be restored as near as may be to the original general level except where it is shown upon the working sections which are to be submitted to the arbitrator to be filled or raised:
- (c) Upon the completion of the works and the restoration of the surface of the lands the owners or occupiers may use the lands in the same manner as they were entitled to use them before such works were commenced subject to the right of the Commissioners to examine repair and maintain their conduits and works connected therewith and to lay new conduits from time to time and provided that the lands shall not be used in such a way as to cause injury to the Commissioners' works:
- (d) The Commissioners shall erect and for ever after maintain proper gates and stiles at the respective points where the conduits or lines of pipes cross any fence or other division of property:

Where an easement is acquired by the Commissioners for the construction of any conduit by this Act authorised and where it appears from the working sections submitted to the arbitrator that portions of such conduits will be above the bottom of any drain or channel intersected by such conduit then and in such event the arbitrator may order and direct by his award that the Commissioners shall provide and construct a proper drain or channel under such conduit for the conveyance of drainage water from the lands traversed by such conduit.

Persons
under
disability
may grant
easements
&c.

13. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Act grant to the Commissioners any easement privilege or right (not being an easement privilege or right of water in which any persons other than the grantors have an interest) required for the purposes of this Act in over or affecting any lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements or rights as aforesaid respectively.

Commis-
sioners may
dispose of
materials
excavated in
course of
works.

14. The Commissioners may subject to the provisions of this Act deal with and dispose of the material and soil excavated or dug up in the course of the execution of any works by this Act authorised.

Additional
lands for
facilitating
construction

15.—(1) Subject to the provisions of this Act for the purpose of facilitating the construction of the works by this Act authorised for preventing the pollution of the water supply of the Commis-

sioners and for protecting their waterworks against nuisances encroachment or injury the Commissioners may in addition to the lands required for the works by this Act authorised enter upon take and use compulsorily or by agreement the lands herein-after in this section described and shown on the deposited plans and described in the deposited books of reference (that is to say) :—

A.D. 1899.
—
of works
prevention
of pollution
&c.

The lands situate in the townlands of Commons North-east Division Middle Division and West Division in the parish of Saint Nicholas or Carrickfergus and county of the town of Carrickfergus and in the townland of Tullyrusk in the parish of Tullyrusk and county of Antrim and in the townlands of Ballyclogh and Ballynadolly in the parish of Magheragall and county of Antrim and in the townlands of Ballymacward Lower Ballymacward Upper Slievenacloy Bovolcan Island Kelly Drumankelly White Mountain Mullaghglass Aghalislone and Lagmore in the parish of Derryaghy and county of Antrim and in the townlands of Ballyvallagh Beltoy and Carneal in the parish of Raloo and county of Antrim and in the townland of Black Hill in the parish of Templecorran and county of Antrim and in the townlands of Ballyhill and Crossmary in the parish of Kilroot and county of Antrim and in the townland of Drumnadrough in the parish of Carnmoney and county of Antrim :

Provided that where the Commissioners under the provisions of this Act seek to acquire for protective purposes within their catchment areas any portion of a holding existing at the passing of this Act they shall save as herein-after provided if so required by the occupier purchase the whole of such holding :

Notwithstanding anything contained in this Act or shown upon the deposited plans the Commissioners shall not enter upon take and use compulsorily the parcel of land numbered 404A on such plans or interfere in any way with the right of access of any persons whatsoever to the measuring weir numbered 524 on such plans the said parcel of land and measuring weir being situate in the townland of North-east Division parish of Saint Nicholas and county of the town of Carrickfergus.

(2) The lands in this section mentioned or referred to and any other lands which may be acquired by the Commissioners for protective purposes shall not be deemed to be superfluous lands within the meaning of the Lands Clauses Acts or this Act Provided always that the Commissioners shall not on any such lands create or permit a nuisance or erect or authorise or permit the erection on any such lands whilst so held by them of any buildings except for the purposes of offices or buildings requisite for their undertaking or houses for their officers caretakers or labourers.

A.D. 1899.

(3) The Commissioners may sell or let for such period not exceeding three years and subject to such reservations and restrictions as they think fit any land acquired under this section or any other lands acquired for protective purposes on the terms that such land shall not be broken up for tillage but shall be used wholly as pasture or meadow and that no buildings shall be erected thereon and that on the expiration of the period for which the letting was made the land shall revert to the Commissioners discharged from all claims by the person to whom such letting was made or his representatives or assigns. Provided that the conditions of this section with respect to letting shall be inserted in every lease or agreement made by the Commissioners. Provided also that the proceeds of any such sale shall only be applied to purposes of the Commissioners' undertaking to which capital is properly applicable.

(4) The Commissioners may if they consider it expedient purchase sheep and other live stock from time to time for the purpose of utilising the lands acquired under this section or any other lands acquired for protective purposes and may sell the same in such manner as they may think fit.

Extinguish-
ment of
easements
&c.

16. On and after the acquisition by the Commissioners of the lands authorised to be acquired by them under the authority of this Act all easements rights and privileges in over or affecting the same shall be extinguished and all accommodation works constructed by the Commissioners on such lands or for the benefit of the owners or tenants thereof may be removed by the Commissioners who shall be relieved from all obligations to maintain the same. Provided always that the Commissioners shall make compensation to all persons for any damage or loss sustained by them by reason or in consequence of the exercise by the Commissioners of the powers of this section such compensation in the event of difference to be settled by the arbitrator to be appointed under the Railways Act (Ireland) 1851.

Power to
maintain
and extend
existing
works.

17. Subject to the provisions of the Belfast Water Acts 1840 to 1897 and this Act the Commissioners may in connexion with the works constructed by them in pursuance of those Acts make lay down maintain use extend alter renew relay replace and enlarge embankments dams weirs channels sluices drains culverts cuts accesses filter beds filtering and aerating apparatus tanks cisterns meters main and distributing pipes houses buildings and other works and conveniences from time to time in use or required for preventing the pollution of and for purifying conveying and distributing water or otherwise for the purposes of the undertaking and all such works shall form part of the undertaking. Provided always that the powers

of this section shall be exercised only on lands or property belonging to the Commissioners or which may be acquired by them by agreement or over which they have rights or easements or which they are by the Waterworks Clauses Acts 1847 and 1863 entitled to open or break up for such purposes. A.D. 1899.

18. The Commissioners may discharge water from the conduits by this Act authorised both during construction and at any time thereafter into any watercourse or channel. Provided that in the exercise of the powers conferred by this section the Commissioners shall do as little damage as may be and shall make compensation to all persons for all damage sustained by them by reason or in consequence of the exercise of such powers the amount of compensation to be settled in case of difference by two arbitrators one appointed by the Commissioners and the other by the party claiming compensation and in case of their disagreement by an umpire previously appointed by the two arbitrators before the reference is entered upon and whose decision shall be final and not subject to appeal or review. Power to discharge water into water-courses.

19. Subject to the provisions of this Act in any case where the arbitrator appointed under the provisions of the Railways Act (Ireland) 1851 shall award that accommodation works shall be made by the Commissioners he may if he thinks fit award and direct that such works shall be maintained by the owners and occupiers of the lands for the accommodation of which the works are to be made. Provision for accommodation works.

20. Where any claim is made to have any works constructed by the Commissioners for the accommodation of lands adjoining the works of the Commissioners the arbitrator appointed under the provisions of the Railways Act (Ireland) 1851 may if he thinks fit upon the application of the Commissioners award and direct that the Commissioners instead of making and maintaining any such works shall pay a sum of money to the owners and occupiers of such lands. Further provision as to accommodation works.

21. Subject to the provisions of this Act the Commissioners may in the construction of the works by this Act authorised deviate from the lines or position thereof as shown on the deposited plans to any extent within the limits of deviation defined on those plans and when the line of any work is shown on those plans as passing along any road and no limits of lateral deviation are marked on the deposited plans the Commissioners may in making such work deviate laterally to any extent within the boundaries of such road and the Commissioners may also deviate from the levels of the works by this Act authorised with the exception of works Nos. 6 and 7 as delineated on the deposited sections to any extent not exceeding three feet upwards and to any extent downwards. Provided that Power to deviate laterally and vertically in construction of works.

A.D. 1899. — with respect to the conduits authorised by this Act and for the purposes of which an easement only has been acquired the Commissioners shall not raise any portion of such conduits above the general surface of the ground unless when the lands traversed by such conduits have been purchased in fee and in any such case the Commissioners shall make compensation to all persons injuriously affected by such raising. Provided further that no deviation either lateral or vertical below high water shall be made without the consent in writing of the Board of Trade.

Period for compulsory purchase of lands.

22. The powers of the Commissioners for the compulsory purchase of lands rights or easements for the purposes of this Act shall cease after the expiration of five years from the passing of this Act.

Power to take lands by agreement.

23. The Commissioners may take by agreement for prevention of pollution and for any of the purposes of this Act or the general purposes of their undertaking any quantity of land within the areas off and from which waters flow directly or indirectly into the Commissioners' reservoirs and works in addition to any other lands at present held by them or the lands which they are authorised to take under the compulsory powers of this Act. Provided always that any land acquired by the Commissioners under this section shall not be built upon by the Commissioners except for the purposes of offices or buildings requisite for their undertaking or houses for their officers caretakers or labourers. Nothing in this section shall exempt the Commissioners from any indictment action or other proceeding for nuisance in the event of any nuisance being caused or permitted by them on any land taken under the powers of this section.

Power to reserve rights on sale of lands.

24. On any sale by the Commissioners of any lands the Commissioners may reserve to themselves all or any part of the water rights or other easements belonging thereto and may make the sale subject to such reservation accordingly and also subject to such other reservations special conditions restrictions and provisions as they may think fit.

As to plans deposited by Commissioners.

25. The plans deposited or to be deposited by the Commissioners showing the lands or easements required for the purposes of their undertaking in accordance with the provisions of the Railways Act (Ireland) 1851 shall be deemed to be the plans directed to be deposited by the Waterworks Clauses Act 1847.

Restriction on taking houses of labouring class.

26. The Commissioners shall not under the powers of this Act purchase or acquire in any urban district as defined by the Local Government (Ireland) Act 1898 ten or more houses which on the fifteenth day of December last were occupied either wholly or partially

by persons belonging to the labouring class as tenants or lodgers or without the consent of the Local Government Board for Ireland ten or more houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied.

If the Commissioners acquire or appropriate any house or houses under the powers by this Act granted in contravention of the provisions of this section 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 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.

For the purposes of this section the expression "labouring class" means mechanics artisans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without 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.

27. The following provisions shall be observed and complied with by the Commissioners in laying down pipes and conduits along or under any public street in the added area:—

For protec-
tion of streets
in added
area.

(A) The Commissioners shall pay the reasonable charges of the county surveyor or other officer with respect to the superintendence of such streets during the progress of pipe laying and alterations and failing agreement the amount so to be paid shall be determined by two arbitrators one appointed by the Commissioners and the other by the party claiming compensation and in case of their disagreement by an umpire previously appointed by the two arbitrators before the reference is entered upon:

(B) The Commissioners shall carry out all reasonable orders of the county surveyor or other officer with respect to the restoration of any street interfered with or the convenience and safety of the public using the same:

(C) The Commissioners shall relay at their own expense such pipes under pressure as may require alteration in consequence of any change made in the level of any street under the authority of any county council or district council under the provisions of the Local Government (Ireland) Act 1898.

28. For the protection of the corporation and the streets bridges sewers and other works belonging to them or under their manage-

For protec-
tion of

A.D. 1899.
—
corporation
of Belfast.

ment and control the following provisions shall have effect and be binding on the Commissioners:—

- (1) Before commencing the widening of Ormeau Bridge Work No. 7 by this Act authorised the Commissioners shall cause to be prepared detailed drawings and specifications showing the manner in which they propose that the widening shall be carried out and such drawings and specifications shall describe all works proposed to be made in or in connexion with the said bridge and the approaches thereto on both sides thereof and the Commissioners shall submit such detailed drawings and specifications to the city surveyor and shall not commence any of such works until such detailed drawings and specifications as aforesaid have been approved in writing by the city surveyor and the city surveyor may make such additions to alterations in and modifications of such detailed drawings and specifications as he may reasonably think fit:

Provided that if the city surveyor do not within twenty-eight days after such drawings and specifications shall have been submitted to him signify his approval disapproval or other directions he shall be deemed to have approved the same:

- (2) The works shall be carried out in accordance with the said detailed drawings and specifications approved as aforesaid under the direction superintendence and control of the city surveyor at the costs charges and expenses in all respects of the Commissioners and all costs charges and expenses which the corporation may be put to by reason of such works in the execution superintendence or otherwise shall be paid to the corporation by the Commissioners on demand Provided that the corporation may if they think fit contribute towards the cost of the widening:
- (3) If the corporation by notice in writing addressed to the Commissioners elect to carry out by their own officers in accordance with the drawings and specifications so approved the works or any part thereof then the said works may be carried out by the corporation according to the reasonable satisfaction in all respects of the Commissioners and all costs and expenses incurred by the corporation in the carrying out of the said works and incidental thereto shall be borne and paid by the Commissioners:
- (4) If by reason or in consequence of the exercise of any of the powers of this Act or of any damage or breakage of any main pipe or other work over or affecting Ormeau Bridge or the approaches thereof any damage be caused to the said bridge or approaches or the paving or roadway thereof or to any mains pipes cables or wires of the corporation the same may be repaired

and made good by the corporation and the costs and expenses thereof shall be repaid on demand by the Commissioners to the corporation. But this sub-section shall not apply to damage caused by any work carried out by the corporation under the provisions of this section : A.D. 1899.

- (5) The Commissioners shall not in carrying out any of the works by this Act authorised cause any obstruction to the waterway or flow of any sewer drain or watercourse under the jurisdiction or control of the corporation :
- (6) Where the corporation require to alter the level of any street within the city the Commissioners shall at their own expense make such alterations in the line or level of any main or pipe laid by them after the passing of this Act in such street as may be necessary in consequence of such alteration :
- (7) If any difference arise between the corporation and the Commissioners with reference to the execution and carrying out of the alterations of the bridge or any of the matters referred to in this section or with reference to the laying down of any mains or pipes in Ormeau Road between Donegall Pass and Ormeau Avenue or with reference to the mains on Ormeau Bridge or its approaches the matters so in difference shall be decided by an arbitrator to be appointed by the Commissioners of Public Works in Ireland :
- (8) Nothing in this Act shall exempt the Commissioners or any buildings erected or to be erected by them on any lands within the city from any enactments or byelaws of the corporation relative to buildings.

29. For the protection of the Great Northern Railway Company (Ireland) (in this section called "the company") the following provisions shall have effect:—

- (1) The Conduit No. 5 by this Act authorised which will cross the Great Northern Railway either over or under the said railway shall be of such design and materials as shall be approved by the engineer of the company and shall be constructed and completed according to working plans sections and specifications to be submitted to and approved by the said engineer previously to the commencement of the works affecting the property of the company :
- (2) Such conduit shall be constructed and for ever maintained by and at the expense of the Commissioners but under the superintendence and to the reasonable satisfaction in all respects of the said engineer and all operations connected therewith shall be conducted in such manner as not to injure or endanger the stability of the Great Northern Railway or to

For protec-
tion of
Great
Northern
Railway
Company
(Ireland).

A.D. 1899.

cause any interruption impediment or inconvenience to the traffic thereon :

- (3) The Commissioners instead of constructing the Conduit No. 5 under the said railway as shown on the deposited plans and sections may with the consent of the company carry the said conduit or line of pipes over the railway and all the foregoing provisions and all the provisions of this Act and the incorporated Acts shall apply to such substituted work :
- (4) If and whenever in the execution or maintenance of the conduit or any works of the Commissioners in connexion therewith any injury be caused to the works of the company the Commissioners shall pay all damages arising from or consequent on such injury :
- (5) In the event of any difference arising between the Commissioners and the company or their respective engineers in respect of any of the matters or things provided for by this section the same shall be submitted and referred to an arbitrator who shall be appointed by the Commissioners of Public Works in Ireland on the application of either party and the award of such arbitrator shall be final and not subject to appeal or review.

For protection
of Belfast
Street Tram-
ways Com-
pany.

30. The provisions of section 33 of the Act of 1893 shall extend and apply to the Work Number 7 authorised by this Act as well as to the works mentioned in the said section 33.

Works
below
high-water
mark not
to be com-
menced
without
consent of
Board of
Trade.

31. The Commissioners shall not under the powers of this Act construct on the shore of the sea or of any creek bay arm of the sea or navigable river communicating therewith where and so far up the same as the tide flows and reflows any work without the previous consent of the Board of Trade to be signified in writing under the hand of one of the secretaries or assistant secretaries of the Board of Trade and then only according to such plan and under such restrictions and regulations as the Board of Trade may approve of such approval being signified as last aforesaid and where any such work may have been constructed the Commissioners shall not at any time alter or extend the same without obtaining previously to making any such alteration or extension the like consents or approvals. If any such work be commenced or completed contrary to the provisions of this Act the Board of Trade may abate and remove the same and restore the site thereof to its former condition at the costs and charges of the Commissioners and the amount of such costs and charges shall be a debt due from the Commissioners to the Crown and shall be recoverable as a Crown debt or summarily.

32. If at any time the Board of Trade deems it expedient for the purposes of this Act to order a survey and examination of a work constructed by the Commissioners on in over through or across tidal lands or tidal water or of the intended site of any such work the Commissioners shall defray the expense of the survey and examination and the amount thereof shall be a debt due from the Commissioners to the Crown and be recoverable as a Crown debt or summarily.

A.D. 1899.

Survey of
works by
Board of
Trade.

33. If a work constructed by the Commissioners on in over through or across tidal lands or tidal water is abandoned or suffered to fall into decay the Board of Trade may abate and remove the work or any part of it and restore the site thereof to its former condition at the expense of the Commissioners and the amount of such expense shall be a debt due from the Commissioners to the Crown and be recoverable as a Crown debt or summarily.

Abatement
of work
abandoned
or decayed.

34. The Commissioners shall at or near the works below high-water mark hereby authorised during the whole time of the constructing altering or extending the same exhibit and keep burning at their own expense every night from sunset to sunrise such lights (if any) as the Board of Trade from time to time require or approve.

Lights on
works
during con-
struction.

If the Commissioners fail to comply in any respect with the provisions of this section they shall for each night in which they so fail be liable to a penalty not exceeding twenty pounds.

35. The Commissioners shall at the outer extremity of their works below high water exhibit and keep burning from sunset to sunrise such lights (if any) as the Commissioners of Irish Lights shall from time to time direct.

Commis-
sioners to
exhibit
lights.

If the Commissioners fail to comply in any respect with the provisions of the present section they shall for each night in which they so fail be liable to a penalty not exceeding twenty pounds.

36. In case of injury to or destruction or decay of the works or any part thereof the Commissioners shall lay down such buoys exhibit such lights or take such other means for preventing so far as may be danger to navigation as shall from time to time be directed by the Commissioners of Irish Lights and shall apply to those Commissioners for directions as to the means to be taken and the Commissioners shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply or refuse or neglect to obey any direction given in reference to the means to be taken.

Provision
against
danger to
navigation.

37. Nothing contained in this Act or to be done under the authority thereof shall in any manner affect the title to any of

Saving
rights of
Crown

A.D. 1899. the subjects or any rights powers or authorities mentioned in or reserved by sections twenty-one and twenty-two of the Crown Lands Act 1866 and belonging to or exerciseable on behalf of Her Majesty.

PART IV.

BORROWING POWERS.

Power to
borrow
further
moneys.

38. For the purposes of this Act and the general purposes of the undertaking the Commissioners may from time to time borrow on mortgage of the rates to be assessed and levied under the authority of the Belfast Water Acts 1840 to 1897 and this Act and the other revenues of the undertaking the balance of any sum or sums which they are authorised to borrow under the Belfast Water Acts 1840 to 1897 and also such further sum or sums of money not exceeding the sum of two hundred and fifty thousand pounds as shall from time to time in their judgment be requisite and they may grant mortgages for securing the moneys so borrowed charged on the said rates and revenues Provided always that the amount borrowed previous to the passing of this Act and remaining due at that date under the authority of the Belfast Water Acts 1840 to 1897 and the interest thereof shall be charged upon the rates leviable or the income derivable under the Belfast Water Acts 1840 to 1897 and this Act in the same manner and to the same extent as such amount was charged upon the rates leviable or the income derivable under the Belfast Water Acts 1840 to 1897.

Appoint-
ment of
receiver.

39. The mortgagees of the undertaking may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than ten thousand pounds in the whole.

Application
of Commis-
sioners
Clauses
Act 1847
with respect
to mort-
gages.

40. For the purpose of borrowing on mortgage all the clauses of the Commissioners Clauses Act 1847 with respect to the mortgages to be executed by the Commissioners except sections 84 and 85 are incorporated with and form part of this part of this Act and shall be applicable to the borrowing of any sum or sums of money by this Act authorised to be borrowed on mortgage by the Commissioners.

Existing
mortgages
to have
priority.

41. All mortgages granted by the Commissioners in pursuance of the powers of any Act of Parliament before the passing of this Act and subsisting at the passing hereof shall during the continuance

of such mortgages and subject to the provisions of the Act under which such mortgages were respectively granted have priority over any mortgages granted by the Commissioners by virtue of this Act.

A.D. 1899.

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42. If the Commissioners shall otherwise than by instalments or by or out of the sinking fund or the proceeds of the sale of superfluous lands pay off any part of the moneys which they are authorised to borrow or continue at interest they may again borrow in the manner aforesaid the part thereof so paid off at the like or any other rate of interest and so on from time to time but all moneys re-borrowed shall subject to the provisions of this Act be paid off within the period prescribed for the original loan and for the purposes of repayment the moneys re-borrowed and the moneys originally borrowed shall be deemed the same loan.

Power to re-borrow.

43. All moneys raised or to be raised by the Commissioners on mortgage under the provisions of the Belfast Water Acts 1840 to 1897 or under this Act shall have priority against the Commissioners and the property from time to time of the Commissioners over all other claims on account of any debts incurred or engagements entered into by them after the passing of this Act. Provided always that such priority shall not affect any claim against the Commissioners or their property in respect to any rentcharge granted or to be granted by them in pursuance of the Lands Clauses Acts or in respect of any rent or sum reserved by or payable under any lease granted or made to the Commissioners in pursuance of any Act relating to the Commissioners which is entitled to rank in priority to or *pari passu* with the interest on their mortgages nor shall anything in this section contained affect any claim for land taken or used or occupied by the Commissioners for the purposes of the undertaking and works or injuriously affected by the construction thereof or by the exercise of any powers conferred on the Commissioners.

Mortgages to have priority over all other claims against Commissioners.

44. The Commissioners may agree with any person entitled to the sum secured by any mortgage issued or hereafter to be issued under the Belfast Water Acts 1840 to 1897 and this Act to discharge or repay the same at an earlier date than the date mentioned in such mortgage for repayment.

Repayment of mortgages.

45. The powers contained in the Act of 1889 with reference to the issue of stock shall apply to the moneys to be raised under this Act or any part thereof which the Commissioners may decide to raise by the issue of stock.

Power to issue stock.

46. The Commissioners shall pay off the moneys borrowed under this Act within a period of sixty years from the respective

Sinking fund.

A.D. 1899. — dates of borrowing the same by equal yearly or half-yearly instalments of principal or principal and interest or by means of a sinking fund appropriated for that purpose and the accumulations thereof calculated at the rate of three per centum per annum which sinking fund shall be such as the Local Government Board for Ireland having regard to the provisions of this section approve :

Provided that with respect to the moneys borrowed for the purchase of the lands referred to in the section of this Act whereof the marginal note is "Additional lands for facilitating construction of works prevention of pollution &c." the said period of sixty years shall be computed from one year after the date of borrowing :

The sinking fund above referred to may be invested or applied in the manner prescribed by the Act of 1889 or may be invested in statutory securities other than securities of the Commissioners.

Return
to Local
Government
Board.

47. The secretary shall within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund under the Belfast Water Acts 1840 to 1897 and 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 applied to the redemption of mortgages or which has been invested or applied 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 have 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 the secretary shall be liable to a penalty not exceeding twenty pounds which shall be paid to the said Local Government Board and shall be recoverable by that Board in the same manner as penalties recoverable under the Public Health (Ireland) Act 1878 in a summary manner may be recovered by parties aggrieved within the meaning of that Act If it appear to the said Local Government Board by such return or otherwise that the Commissioners have failed to set apart the sum required for the sinking fund or have applied any portion of the moneys set apart for that fund or any interest thereof to any purposes [other than those authorised by the Belfast Water Acts 1840 to 1897 and this Act the said Local Government Board may by order direct that a sum not exceeding 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 said Local Government Board.

48. All moneys borrowed under the powers of this Act shall be applied only to purposes to which capital is properly applicable.

A.D. 1899.

Application
of moneys.

PART V.

MISCELLANEOUS.

49. Section 138 of the Belfast Water Act 1840 in its application to the city shall as from and after the passing of this Act be modified and amended as follows:—

Laying
of gas mains
in proximity
to water
mains.

- (1) Where gas mains shall be laid by the corporation they shall not without the consent of the Commissioners be placed nearer than two feet to any water main of the Commissioners or nearer than one foot to any hydrant of the Commissioners;
- (2) Where water mains shall be laid by the Commissioners they shall not without the consent of the corporation be placed nearer than two feet to any gas main of the corporation;
- (3) Where a water main is laid across a gas main or a gas main laid across a water main the new main shall unless with the consent of the corporation or Commissioners (as the case may be) owning the main to be crossed be placed as nearly as practicable at a right angle to the main to be crossed;
- (4) Where the corporation execute any works affecting any pipe work or apparatus of the Commissioners they shall except as herein-before provided in the case of mains proceed subject to and in accordance with the provisions of the Gasworks Clauses Act 1847 with respect to the protection of water pipes and apparatus;
- (5) Where the Commissioners execute any works affecting any pipe work or apparatus of the gas undertaking of the corporation they shall except as herein-before provided in the case of water mains proceed subject to and in accordance with the provisions of the Waterworks Clauses Act 1847 with respect to the protection of gas pipes and apparatus.

50. The provisions of section 23 of the Act of 1874 as varied by section 80 of the Act of 1889 shall apply to the works by this Act authorised.

Power to
enter on
lands tem-
porarily.

51. The provisions of section 15 of the Waterworks Clauses Act 1863 with respect to the penalty to be imposed on any person who hinders any officer of the Commissioners making an inspection under that section shall extend and apply to any person who hinders such officer from entering any house building or lands supplied with

Penalty
on persons
hindering
inspections.

A.D. 1899. — water by the Commissioners for the purposes of making any inspection the Commissioners are authorised to make under the Belfast Water Acts 1840 to 1897 and this Act.

Power to
use Antrim
Road Works
for recreative
and other
purposes.

52.—(1) The Commissioners may grant either gratuitously or for payment the use of the Antrim Road Works or any part thereof to any public charity or institution or for any agricultural horticultural or other show or any other public purpose or may use the same for any such show or purpose and admission to the said works or such part thereof on the days when they shall be so used may be either with or without payment as directed by the Commissioners.

(2) The Commissioners may either themselves provide and let for hire or may license any person to let for hire any pleasure boats on any piece of water in the said works and may make byelaws and regulations for regulating the numbering and naming of such boats the number of persons to be carried therein the boathouses and mooring-places for the same and for fixing rates of hire and the qualifications of boatmen and for securing their good and orderly conduct while in charge of any boat and may make such other byelaws and regulations with respect to the use and management of the said works as they may consider reasonable.

(3) For carrying out the powers in this section contained the Commissioners may construct erect and maintain all such erections and buildings as they may consider expedient.

(4) The Commissioners may provide music and such other amusements and recreations as they may consider suitable and proper.

(5) The Commissioners may exercise the powers in this section contained notwithstanding that they may not have declared the lands to be surplus lands in accordance with the provisions of section 68 of the Act of 1893.

(6) The Commissioners may (in addition to any other sum which they are authorised to expend under the Act of 1893 in connexion with the Antrim Road Works) expend such sum or sums of money out of their water revenues in exercising the powers aforesaid as they may think proper provided that such additional sum shall not exceed in any one year the sum of five hundred pounds.

(7) The provisions of sections 36 to 43 of the Act of 1874 shall extend and apply to any byelaws made under this section.

Superannua-
tion fund

53. If and when a superannuation fund shall be formed by the workmen and servants of the Commissioners for their own benefit

the Commissioners may make contributions out of their water revenue to such fund upon such terms and subject to such conditions as they may think fit provided that their contribution to such fund in any one year shall not exceed one fourth of the total amount subscribed by the workmen and servants in such year.

A.D. 1899.

—
for work-
men and
servants.

54. The returning officer appointed for taking the poll at a contested election of the Commissioners shall give public notice of the result of such election in the same manner as public notice of the result of a contested election is given under section 45 of the Ballot Act 1872.

Extending
powers of
returning
officer.

55.—(1) Sub-sections (D) (E) (F) and (G) of section 21 of the Act of 1897 are hereby repealed and the following provisions are substituted therefor:—

Register of
electors.

(A) The town clerk for the city shall on the application of the secretary before the fifteenth day of January in each year and on payment of a fee of one guinea supply the Commissioners with a copy of the local government register of electors for the city of Belfast for the municipal elections to be held in the current month of January and all persons whose names appear in the local government register of electors shall be entitled to vote at the election of Commissioners as herein-after provided:

(B) The secretaries of the county councils of the counties of Antrim and Down respectively shall on the application of the secretary before the fifteenth day of January in each year supply the Commissioners with lists certified to be correct under their hands respectively containing the names of all persons appearing in the local government register of electors for the townlands in the said counties respectively which are included within the suburban districts and the Commissioners shall pay to the secretaries of the county councils reasonable remuneration for the preparation of such lists not exceeding four shillings and twopence for each one hundred names supplied and so in proportion for any less number and in the event of non-payment the same may be recovered before the recorder of the city of Belfast. The expression "the secretaries of the county councils" includes the clerks of the unions or other officers who for the time being perform the duties under the Acts and enactments relating to the registration of Parliamentary voters in Ireland which were performed by clerks of the unions prior to the passing of the Local Government (Ireland) Act 1898:

A.D. 1899.

- (c) From the lists so supplied by the secretaries of the county councils the secretary shall before the twenty-second day of January in each year prepare a list to be called "the supplemental register of electors" and the Commissioners shall cause a copy of such list to be affixed on or before the twenty-second day of January in each year in some place accessible to the public in the office of the Commissioners or in some conspicuous place on the outside thereof and to be kept there during office hours for inspection by the public up to and including the fifteenth day of February following:
- (d) The following provisions shall be observed and have effect in respect of the revision of the supplemental register of electors and completion of the register of electors:—
- (i) The Commissioners shall in every year appoint a barrister or solicitor (herein-after called "the revising officer") to revise the supplemental register of electors prepared by the secretary;
 - (ii) Such revising officer shall at some time between the fifth and fifteenth days of February in the year one thousand nine hundred and every succeeding year hold a court in the office of the Commissioners for the revision of the supplemental register of electors;
 - (iii) The secretary shall give seven clear days notice of the time and place of holding such court by advertisement in two or more daily newspapers published in the city and by affixing a notice in some place accessible to the public within the office of the Commissioners or on some conspicuous place on the outside thereof;
 - (iv) When the name of any person appears to be entered more than once in the supplemental register of electors or to be entered in the local government register of electors for the city and in the supplemental register of electors the revising officer shall inquire whether such entries relate to the same person and on being satisfied thereof shall if such name appears more than once in the supplemental register of electors retain one of the entries for voting and shall expunge the other or others and if such name appears in the local government register of electors for the city and the supplemental register of electors expunge the same from the supplemental register;
 - (v) Persons whose names do not appear in the local government register of electors for the city or in the supplemental

register of electors and who claim to be qualified to vote shall lodge with the secretary on or before the thirty-first day of January in any year a claim in the form given in the schedule to the Act of 1884 or to the like effect and the secretary shall make out a list of such claims in separate divisions for each ward and shall submit such list to the revising officer along with the supplemental register of electors and the names of persons so claiming whose claims shall be allowed by the revising officer shall be added to the supplemental register of electors ;

- (vi) The revising officer shall hear any person appearing before him by himself or by his agent in support of any claim to vote as an elector and he shall insert or omit the name of any person as he thinks just in accordance with the provisions of this Act and his decision shall be final and he may for the purposes of this section administer oaths ;
- (vii) The revising officer shall not revise or alter in any way the local government register of electors for the city but any person whose name does not appear therein who produces a receipt for water rates in his own name for the immediately preceding year in respect of premises within the city shall be *primâ facie* entitled to have his name added to the supplemental register of electors and no person claiming in respect of premises within the city shall be entitled to have his name added to the supplemental register of electors unless he produces such receipt which shall be sufficient evidence of the title of the person whose name is mentioned on such receipt to be placed on the supplemental register of electors and he shall be placed on such register accordingly ;
- (viii) In the event of the revising officer failing from any cause to perform his duty the Commissioners may remove him from his office and appoint another barrister or solicitor in his place And any barrister or solicitor so appointed in his stead may do everything required and authorised by this section to be done by the revising officer ;
- (ix) The supplemental register of electors as corrected revised and signed by the revising officer shall together with the local government register of electors for the city constitute the register of electors for the next ensuing elections of Commissioners and shall remain in force until

A.D. 1899.
—

rendered invalid by the completion of the next following register of electors ;

- (x) The Commissioners as soon thereafter as may be reasonably convenient not being later than the first day of March in each year shall cause copies of the supplemental register of electors as so revised as aforesaid signed by the secretary to be affixed in some place accessible to the public within the office of the Commissioners or in some conspicuous place on the outside thereof until the seventh day of March in each year and any person demanding a copy shall be entitled to the same on payment of such reasonable sum as shall be fixed by the Commissioners not exceeding sixpence for each copy of the portion relating to each ward but the Commissioners shall not be under any obligation to reprint or supply copies of the local government register of electors for the city ;
- (xi) The Commissioners shall pay to the revising officer such reasonable remuneration for the time during which he shall be engaged in the performance of his duties as the Commissioners may determine not exceeding thirty guineas ;
- (xii) No person shall be entitled to vote at the election of Commissioners in the year one thousand nine hundred or in any succeeding year unless his name appears on the register of electors in force for that election made up in conformity with the provisions of this Act and no person shall be entitled to vote in more wards than one.

(2) Notwithstanding the repeal of the said sub-sections (D) (E) (F) and (G) of section 21 of the Act of 1897 the register of electors in force at the passing of this Act shall remain in force for the purpose of any election held before the second Tuesday in March one thousand nine hundred.

(3) From and after the passing of this Act the rules and orders of the Local Government Board for the time being in force with respect to the nomination and election of aldermen and councillors of county boroughs under the Local Government (Ireland) Act 1898 shall have effect in relation to the elections of Commissioners in so far as they are applicable thereto and the Commissioners may subject to the approval of the Local Government Board make such alterations modifications of and additions to those rules and orders as may be necessary for such elections of Commissioners which approval the Local Government Board are hereby empowered to give.

56. All costs charges and expenses of and incident to the preparing and obtaining and passing of this Act or otherwise in relation thereto (as the same shall be taxed by the taxing officer of either House of Parliament) shall be paid by the Commissioners out of the rates authorised to be levied or the moneys authorised to be borrowed by the Belfast Water Acts 1840 to 1897 and this Act.

A.D. 1899.
Costs of Act.

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