## SCHEDULES

#### SCHEDULE IV

FORM A.Form of Notice requiring Abatement of Nuisance.

To [person causing the nuisance, or owner or occupier of the premises whereon the nuisance exists, as the case may be].

Take notice that under the provisions of the Public Health Act, 1875, the [describe the local authority], being satisfied of the existence of a nuisance at [describe premises or place where the nuisance exists] arising from [describe the cause of nuisance, for instance, want of a privy or drain; or for further instance, a ditch or drain so foul as to be a nuisance or injurious to health; or for further instance, swine kept so as to be a nuisance or injurious to health, do hereby require you within from the service of this notice to abate the same, and for that purpose to [state any things required to be done or works to be executed.

If you make default in complying with the requisitions of this notice, or if the said nuisance, though abated, is likely to recur, a summons will be issued requiring your attendance to answer a complaint which will be made to a court of summary jurisdiction for enforcing the abatement of the nuisance, and prohibiting a recurrence thereof, and for recovering the costs and penalties that may be incurred thereby.

Dated this

day of 18 Signature of Officer ) of local authority \

#### FORM B.Form of Summons.Summons.

To the owner or occupier of [describe premises], situated at [insert such a description as may be sufficient to identify the premises], or to A.B. of

County of You are required to appear before [describe the court of summary] for borough of Fc. or district of jurisdiction], at the petty sessions [or court] holden at or as the case may on the next, at the be] to wit. hour of in the noon, to answer the complaint this day made to me by that in or on the premises above mentioned [or in or on certain premises situated at No. or such other description or reference as street in the parish of

may be sufficient to identify the premises], in the district, under the Public Health Act, 1875, of [describe the local authority], the following nuisance exists [describing it, as the case may be], and that the said nuisance is caused by the act or default of the occupier [or owner] of the said premises, or by you A.B. [or in case the nuisance be discontinued, but likely to be repeated, say, there existed recently, to wit, on or about the day of on the premises, the following nuisance [describe the nuisance], and that the said nuisance was caused [dec.], and although the same has since the said last-mentioned day been abated or discontinued, there is reasonable ground to consider that the same or the like nuisance is likely to recur on the said premises].

Given under my hand and seal this day of 18.

J.S. (L.S.)

#### FORM C.Form of Order for Abatement or Prohibition of Nuisance.

To the owner [or occupier] of [describe the premises] situated [give such description as may be sufficient to identify the premises], or to A.B. of

County of [or horough, &c. of or district of or as the case may be].

WHEREAS on the day of complaint was made before as the peace acting in and for the county [or other jurisdiction] stated in the margin, [or as the case may be,] by that in or on

certain premises situated at in the district under the Public Health Act, 1875, of [describe the local authority] the following nuisance then existed [describing it]; and that the said nuisance was caused by the act or default of the owner [or occupier] of the said premises [or was caused by A.B.] [If the nuisance have been removed say, the following nuisance existed on or about [the day the nuisance was ascertained to exist], and that the said nuisance was caused, &c., and although the same is now removed, the same or the like nuisance is likely to recur on the same premises.]

And whereas the owner [or occupier] within the meaning of the said Public Health Act, 1875, [or the said A.B.,] hath this day appeared before us [(or me) describing the court], to answer the matter of the said complaint [or in case the party charged do not appear, say, and whereas it hath been this day proved to our (or my) satisfaction that a true copy of a summons requiring the owner [or occupier] of the said premises [or the said A.B.] to appear this day before us [or me] hath been duly served according to the said Act.

Now on proof here had before us [or me] that the nuisance so complained of doth exist on the said premises, and that the same is caused by the act or default of the owner [or occupier] of the said premises [or by the said A.B.], we [or I], in pursuance of the said Act, do order the said owner [or occupier or A.B.] within [specify the time] from the service of this order or a true copy thereof according to the said Act [here specify any things required to be done or works to be executed, as, for instance, to provide for the cleanly and whole-

some keeping of, or, to remove the animal kept so as to be a nuisance or injurious to health; or, for further instance, to cleanse, whitewash, purify, and disinfect the said dwelling-house; or, for further instance, to construct a privy or drain,  $\S c.$ ; or, for further instance, to cleanse or to cover or to fill up the said cesspool,  $\S c.$ , so that the same shall no longer be a nuisance or injurious to health as aforesaid.

[And if it appear to the court that the nuisance is likely to recur on the premises say [And we] [or I] being satisfied that, notwithstanding the said cause or causes of nuisances may be removed under this order, the same is or are likely to recur, do therefore prohibit the said owner [or occupier, or A.B.,] from [here insert the matter of the prohibition as, for instance,] from using the said house or building for human habitation until the same, in our [or my] judgment, is rendered fit for that purpose.]

In case the nuisance were removed before complaint, say, Now, on proof here had before us [or me] that at or recently before the time of making the said complaint, to wit on as aforesaid, the cause of nuisance complained of did exist on the said premises, but that the same hath since been removed, yet, notwithstanding such removal, we [or I] being satisfied that it is likely that the same or the like nuisance will recur on the said premises, do hereby prohibit [order of prohibition]; and if this order of prohibition be infringed, then we [or I] [order on local authority to do works].

Given under the hands and seals of us, [or the hand and seal of me,

 $describing\ the\ court].$ 

This

day of J.S.

 $J_{\bullet}S_{\bullet}$  (L.S.)  $J_{\bullet}P_{\bullet}$  (L.S.)

18 .

FORM D.Form of Order for Abatement of Nuisance by Local Authority.

To the town council, &c., as the case may be.

County, &c. WHEREAS [recite complaint of nuisance as in last form].

And whereas it hath been now proved to our [or my] satisfaction that such nuisance exists, but that no owner or occupier of the premises, or person causing the nuisance, is known or can be found [as the case may be]; Now we [or I], in pursuance of the said Act, do order the said, [local authority, naming it,] forthwith to [here specify the works to be done].

Given, &c. (as in last form).

FORM E.Form of Order to permit Execution of Works by Owner.

County of [or borough, §c.,]  $\begin{subarray}{ll} Whereas complaint hath been made to me, E.F. Esquire, one of Her Majesty's justices of the peace in and for the county [or borough, §c.] of by A.B., owner within the meaning of the Public Health Act, 1875, of certain premises [de-$ 

scribe situation of premises so as to identify them], that C.D., the occupier of the said premises, doth prevent the said A.B. from obeying and carrying into effect the provisions of the said Act in this, to wit, that he the said C.D. doth prevent the said A.B. from [here describe the works generally, according to circumstances, for instance, thus: constructing and laying down, in connexion with the said house, a covered drain, so as to communicate with a sewer, which the local authority under the said Act of the district of are entitled to use, such sewer being within one hundred feet of the said premises]: And whereas the said C.D., having been duly summoned to answer the said complaint, and not having shown sufficient cause against the same, and it appearing to me that the said works are necessary for the purpose of enabling the said A.B. to obey and carry into effect the provisions of the said Act, I do hereby order that the said C.D. do permit the said A.B. to execute the same in the manner required by the said Act.

Given under my hand and scal, this day of 18.

J.S. (1.s.)

FORM F.Order of Justice for Admission of Officer of Local Authority.

WHEREAS [describe the local authority] have by their officer [naming him] made application to me A.B., one of Her Majesty's justices of the peace having jurisdiction in and for [describe the place], and the said officer has made oath to me that demand has been made pursuant to the provisions of the Public Health Act, 1875, for admission to [describe situation of premises so as to identify them], for the purpose of [describe the purpose, as the case may be], and that such demand has been refused.

Now, therefore, I the said **A**.B. do hereby require you [name the person having custody of the premises], to admit the said [name the local authority], [or the officer of the said local authority], to the said premises, for the purpose aforesaid.

Given, &c. (as in last form).

FORM G.Form of Notice requiring Owner to sewer, &c. Private Street.

To the owner of certain premises fronting, adjoining, or abutting on a certain street called within the district of [describe the local authority].

Whereas the said street is not sewered levelled paved flagged and channelled to the satisfaction of the above-named [local authority]; and whereas your said premises front, adjoin or abut on certain parts of the said street which require to be sewered levelled paved flagged and channelled: Now, therefore, the said [local authority], hereby give you notice (in pursuance

of the Public Health Act, 1875), to sewer level pave flag and channel the same within the space of [state the time] from the date hereof, in manner following; (that is to say,) the sewers to be laid or made [here describe the mode to be adopted and material to be used], of the sizes and forms, and at the rate or rates of inclination shown on the plans and sections of the works as prepared by the surveyor of the [local authority].

Each gully for surface draining, and its connexion with the sewer, to be placed as shown on the said plans, and to be constructed of the forms, materials, and dimensions as shown on the said plans.

A foundation for the carriageway and footway in the said street to be formed in the following manner [here describe the mode to be adopted and the material to be used], and the said carriageway and footway to be paved [here describe the mode to be adopted and the material to be used].

The channel stones to be [here describe the mode to be adopted and the material to be used]. The curb or side stones to be [here describe the mode to be adopted and the material to be used].

The whole of the above-mentioned works to be executed by you in accordance with the plans and sections herein-before referred to, and now lying for inspection by you at the office of the [local authority], situate in street in aforcsaid, and the dimensions, widths, and levels shown thereon, and to be done in a good, workmanlike, and substantial manner, to the satisfaction of the said [local authority], or their surveyor.

Dated this day of 18 (Signed)

Clerk to the said [local authority].

#### FORM H.Form of Mortgage of Rates.

By virtue of the Public Health Act, 1875, we the in being the local authority under that Act for the district of paid to the treasurer of the said district consideration of the sum of for the purposes of the said Act, do grant and assign by A.B. of unto the said A.B., his executors, administrators, and assigns, such proportion of the rates arising or accruing by virtue of the said Act from [the rates mortgaged] as the said sum of doth or shall bear to the whole sum which is or shall be borrowed on the credit of the said rates, to hold to the said A.B., his executors, administrators, and assigns, from the day of the date hereof until the said sum of with interest at the rate of per centum per annum for the same, shall be fully paid and satisfied: and it is hereby declared, that the said principal sum shall be repaid on the at [place of payment]. Dated this one thousand eight hundred and [To be sealed with the common seal of the local authority.]

FORM I.Form of Transfer of Mortgage.

, in consideration of the sum of I *A.B.* of paid to me by , do hereby transfer to the said C.D., his executors, admi-*C.D.* of nistrators, and assigns, a certain mortgage, bearing date the and made by the local authority under the Public Health Act, for securing the sum of 1875, for the district of per centum per annum [or if such transfer be by interest thereon at endorsement on the mortgage, insert, instead of the words immediately following the word "assigns," the within security], and all my right estate and interest in and to the money thereby secured, and in and to the rates thereby assigned. In witness whereof I have hereunto set my hand and seal this one thousand eight hundred and A,B(L.S.)

FORM K.Form of Rentcharge.

By virtue of the Public Health Act, 1875, we the being the local authority under that Act for the district of dohereby declare and absolutely order that the inheritance of the [dwelling-house shop lands and premises, as the case may be], situated in within the said district, and now in the occupain the parish of tion of shall be absolutely charged with the sum of for the improvement by pounds, paid by of drainage and water supply [as the case may be] of the same dwelling-house shop lands and premises [us the case may be], together with interest for the same from the date hercof at pounds per centum per annum, until full payment thereof; and also all costs incurred by the said his executors administrators or assigns, under this security, shall be fully paid and satisfied: And we hereby further declare that the said principal and interest moneys shall be paid and payable by the owner or occupier of the said premises to the said his executors administrators and assigns, in manner following; (that is to say,) the interest on such principal sum of pounds, or on so much thereof as shall from time to time remain due and payable under this order shall be paid and payable by equal half-yearly payments whilst payable on the day of day of in every year, the first payment thereof to be made on the day of next, and such principal sum pounds shall be paid and payable by ofequal annual instalments on the day of in each of the next succeeding years, towards the discharge of the same principal sum, until the whole shall be fully satisfied and discharged. [To be sealed with the common seal of the local authority.]

FORM L.

# Register of Owners for the District of Notice of Time for making Claims and Objections.

I hereby give notice that all persons who are entitled to vote as owners or proxics at the election of members of the local board for the district of , and who are not on the register of owners and proxies now in force, or who being on the register do not retain the qualification or the address described therein, and who are desirous to have their names inserted in the register about to be made for the said district, and all persons who are desirous of objecting to any name on the register now in force, are hereby required to give or send to me, on some one of the first six days of March next, a claim or objection (as the case may be) in the form hercunder set forth.

Chairman of the local board.

Owner's Claim.

To the chairman of the local board for the district of

day of

I the undersigned claim to have my name inserted in the register of owners and proxies for the district of ; pursuant to the provisions of the Public Health Act, 1875, as owner of the property herein-after described which is situated in the parish of , that is to say: (a)

I also state that the interest or estate which I have in such property, and the amount of all the rent-service which I receive or pay in respect thereof, and the names of the persons from whom I receive or to whom I pay such rent-service are set forth in the form hereunder written.

Description of property. (b)	In respect of which I have an estate or interest of (c)	And in respect of which I receive in rent-service the sum of (d)	From (e)	And in respect of which I pay in rent-service the sum of (f)	To (g)
		£ s. d.		£ s. d.	
		:			
		,	Sion	nature of claima	
	•			ress $(h)$ of claim	

<sup>(</sup>a) Here insert a clear statement of the property, as "house," "building," "house and of land,"

(d) If the property is let by the owner, insert the amount of rent received from each tenant.
(e) Insert name of tenant or tenants.
(f) If the owner is a lessee paying rent, insert the amount of all the rent he pays.
(g) Insert the name of the lessor.

(g) Insert the name of the lessor.
(h) This need not be the owner's residence, but should be some address within the district.
A partner must set out the amount of represerving which he would receive a first the end of the contract of th A partner must set out the amount of rent-service which he would receive or pay if the qualifying property were equally divided among his co-partners and himself.

<sup>(</sup>b) Describe the property by its name, situation, or the name of the occupier, or any other designation by which it may be identified.

<sup>(</sup>c) Describe the estate or interest, as an estate in fee simple, of freehold a term of also whether it is held by the claimant solely, or jointly with others, and in the case of a partner claiming, insert the number and names of the other partners in the firm.

## Claim of Proxy.

To the chairman of the local board for the district of
This day of 18.

I the undersigned having been appointed by of owner [or owners] of the property herein-after described which is situated in the parish of to vote as his [or their] proxy pursuant to the provisions of the Public Health Act, 1875, claim to have my name inserted in the register of owners and proxies for the district of as such proxy.

I herewith transmit to you (a) the writing under the hand [or hands, or in the case of a corporation the seal] of appointing me such proxy.

I also state that the interest or estate which has [or have] in such property and the amount of the rent-service which he [or they] receives or pays [or pay] in respect thereof and the names of the persons from whom he [or they] receives [or receive] or to whom he [or they] pays [or pay] such rent-service are set forth in the form hereunder written.

Description of property. (b)	In respect of which the appointor has an estate or interest of (c)	And in respect of which the appointor receives in rent-service the sum of (d)	From (e)	And in respect of which the appointor pays in rent-service the sum of $(f)$	To (g)
		£ s. d.		£ s. d.	-
			<del>-</del>	<u> </u>	<del></del>
				Signature of prox	y <b>.</b>

\_\_\_\_\_\_

Address (h) of proxy.

<sup>(</sup>a) If the appointment itself is not sent, insert the words "an attested copy of."(b) Describe the property by its name, situation, or the name of the occupier, or any other designation by which it may be identified.

<sup>(</sup>c) Describe the estate or interest, as an estate in fee simple, of freehold, a term of years, and whether it is held by the appointer solely or jointly with others.

<sup>(</sup>d) If the property is let by the appointor, insert the amount of rent received from each tenant.

<sup>(</sup>e) Insert name of tenant or tenants.

<sup>(</sup>f) If the appointor is a lessee paying rent, insert the amount of all the rent he pays.

<sup>(</sup>g) Insert the name of the lessor.

<sup>(</sup>h) This need not be the proxy's residence, but should be some address within the district.

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	-	
Form	of	Objection.

Τo	the	chairman	$\mathbf{of}$	the	local	board	of	the	district	of
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This day of

I hereby give you notice that I object to the name of the person mentioned and described below being retained on the register of owners and proxies for the district of

Christian and Surname of the owner or proxy objected to.	Address, as described.	Nature of Qualification, as described.	Description (in case of proxy) of appointor.
			nature of objector.
ORM M.Appointment of the chairma	•	ard for the district	-
Thi	s da	ıy of	18 .
			ers] of the property do hereby
herein-after described appoint may lawfully do so, p 1875. And I [or we] as follows; viz. (a)	to vote as m oursuant to the	ny [or our] proxy in provisions of the	all cases wherein he Public Health Act,
appoint may lawfully do so, p 1875. And I [or we]	to vote as m oursuant to the	ny [or our] proxy in provisions of the the description of	all cases wherein he Public Health Act,

<sup>(</sup>a) Describe the property by its name, situation, or the name of the occupier, or any other designation by which it may be identified.

FORM N.From of Voting Paper at Elections of Members of Local Boards Voting Paper.

<sup>(</sup>b) Or of three directors; or in the case of a corporation, say, Given under our common seal, and add the name of the person or persons entitled to affix the seal.

		Voting Pa	per.					
District of		•						
No. of				Number of Votes.				
Voting Paper.	Name and A	Name and Address of Voter.			As Owner.		As Ratepayer.	
		.,	!					
Initials of the Voter against the Names of the Persons for whom he intends to vote.	Names of the Persons nominated,	Residence of the Persons nominated.	Cal the	dity or ling of Persons minated.	Name of Nomina of one of Nomina	tor or of the	Address of such Nominator.	
I vote for the placed.	persons in the	e above list a	- igains	st whos	e name	s my	initials are	
*		(Signe	d)		_			
				rk of				
				the ma				
		or	p	roxy for	<u> </u>			
	Di	rections to th	e Vot	er.				
The voter must he votes, and must If the voter camark must be at the voter against	st subscribe hi amot write he tested by a w	is name and a must make i itness, and su	iddres his m ich wi	s at ful ark inst itness n	ll length tead of nust wri	initia te the	ls but such	

If a proxy votes he must in like manner write his initials, subscribe his own name and address, and add after his signature the name of the body of persons

 $\mathbf{of}$ 

between the

FORM O.Form of Voting Paper for Poll taken under Schedule III.

for whom he is proxy.

hours of

This paper will be collected on the

and

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Voting Paper 1	No. ( ).		
and ratepayers	of	at following res	olution shoul
In fuvour of	Against	Numbe	r of Votes.
In lavour or.		As Owner.	As Ratepayer.
<u> </u>	Signed)		<del></del>
	·		• 
Witness to	the mark $\_$		
or	proxy for_		
	it was agree and ratepayers (Set out the real Infavour of.  In favour of.  or the Witness to	it was agreed that the tand ratepayers of (Set out the resolution.)	day of at it was agreed that the following res and ratepayers of (Set out the resolution.)  In favour of. Against.  As Owner.  (Signed)  or the mark of Witness to the mark

### Directions to the Voter.

The voter must write his initials under the heading "in favour" or "against," according as he votes for or against the resolution, and must subscribe his name and address at full length.

If the voter cannot write he must make his mark instead of initials but such mark must be attested by a witness, and such witness must write the initials of the voter against his mark.

If a proxy votes he must in like manner write his initials, subscribe his own name and address, and add after his signature the words "as proxy for," with the name of the body of persons for whom he is proxy.

This paper will be collected on the of between the hours of and