CHAPTER lxxvii.

An Act to confirm a Provisional Order for the Regulation of Laindon Common, situated in the parish of Laindon, in the county of Essex, in pursuance of a report from the Land Commissioners for England. [5th July 1887.]

A.D. 1887.

WHEREAS the Land Commissioners for England did, in pursuance of the Inclosure Acts, 1845–1878, issue, in the year one thousand eight hundred and eighty-seven, the Provisional Order of Regulation set forth in the Schedule hereto, and in a special report certified that it was expedient that the same should be confirmed by Parliament:

8 & 9 Vict. c. 118, &c.

And whereas a Committee of the House of Commons, to which the same Provisional Order was referred, recommended that the same should be confirmed without modification:

And whereas the said Regulation cannot be proceeded with without the previous authority of Parliament:

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

Confirmation of Provisional Order.

1. The Provisional Order of Regulation set forth in the Schedule to this Act is hereby confirmed.

Short title.

2. This Act may be cited as the Commons Regulation (Laindon) Provisional Order Confirmation Act, 1887.

[*Price* 3*d.*]

A.D. 1887.

SCHEDULE.

PROVISIONAL ORDER for the Regulation of LAINDON COMMON.

WHEREAS persons interested in certain lands called or known as Laindon Common, situate in the parish of Laindon, in the county of Essex, such lands being a Common within the meaning of "The Inclosure Acts, 1845 to 1878," have made application to the Land Commissioners for England to issue a Provisional Order for the regulation of such Common, and to certify that it is expedient that such Provisional Order should be confirmed by Parliament:

And whereas it has been made to appear to the said Commissioners that the persons making the said application represent at least one-third in value of such interests in the said Common as are proposed to be affected by the Provisional Order:

And whereas the said Commissioners, having taken the said application into consideration, were satisfied that a primâ facie case had been made out, and that, regard being had to the benefit of the neighbourhood as well as to private interests, it was expedient to proceed further in the matter, and accordingly ordered a local inquiry to be held by an Assistant Land Commissioner:

And whereas the said Assistant Commissioner, having caused public notice to be given as required by the said Acts, held, pursuant to the said notice, public meetings at the Duke's Head Inn, in the said parish, on the 22nd and 23rd days of December 1886, at the respective hours of eleven in the morning and seven in the evening, to hear all persons desirous of being heard on the subject-matter of the said application, and any information or evidence which might be offered in relation thereto, and inquired into the correctness of the statements in the said application, and otherwise into the expediency of making the Provisional Order applied for, and into the nature of the provisions to be inserted in such Provisional Order:

And whereas the said Assistant Commissioner inspected the said Common as required by the said Acts:

And whereas the said Assistant Commissioner duly reported in writing to the said Commissioners the result of the local inquiry and of the public meetings held by him, together with the information obtained by him as to the several particulars in the said application, and all other information required by the said Acts, and annexed to his report a sketch map of the said Common, a copy of which map is deposited in the office of the said Commissioners:

And whereas the Ecclesiastical Commissioners for England, as lords of the manor of Laindon, are entitled to the soil of the said Common:

Now, therefore, in pursuance of the powers given to us by the said Acts, We, the Land Commissioners for England, being satisfied that, having regard to the benefit of the neighbourhood as well as to private interests, the regulation of the said Common is desirable, have framed, for the consideration of the persons interested, this our Draft Provisional Order, specifying the provisions for "adjustment of rights" and for "improvement" which are to be put in force, and the terms and conditions on which, provided the necessary consents are

given thereto, We are prepared to certify that it is expedient the Provisional Order should be confirmed by Parliament; that is to say:

That, for the adjustment of rights, the following provisions be put in force, that is to say, provisions for—

The determination of the persons by whom, the stock by which, and the times at which the right of common of pasture is to be exercised:

The determination of the persons by whom, and the mode and place or places in which, and the times at which the right to take gravel from the said Common is to be exercised:

and such other of the provisions of the Commons Act, 1876, relating to the adjustment of rights, as may be found applicable.

That, for improvement, the following provisions be put in force, that is to say, provisions for—

The draining, manuring, and levelling of the said common, as may be found necessary or desirable:

The planting of trees on parts of the said Common or in any other way improving or adding to the beauty of the same:

The making of byelaws and regulations for the prevention of, and protection from nuisances, and for keeping order on the said Common:

The general management of the said Common:

The appointment, from time to time, of Conservators of the said Common, for the purposes aforesaid.

That, with a view to the benefit of the neighbourhood, the following provisions be made part of the terms and conditions of this Order, that is to say:—

That there be reserved to the inhabitants of the neighbourhood, at all times, a right of free access to the said Common, and a privilege of playing cricket and other games, and of enjoying reasonable recreation thereon, subject to such byelaws as may be, from time to time, made by the Conservators, and confirmed by the Secretary of State:

That such roads and paths be set out, to the satisfaction of the said Land Commissioners, as may be convenient for public use.

That this Provisional Order be without prejudice to the rights of the lords of the manor of Laindon in the soil of the said Common, and in the mines, minerals, stone, and other substrata under the same.

That for the purpose of giving complete effect to this Provisional Order, and to enable the Conservators to carry out their duties in the most efficient manner, there shall be inserted in the award to be made in pursuance of the said Acts such provisions for the appointment of Conservators and filling up vacancies, and such other provisions not inconsistent with such Acts, as the said Land Commissioners shall think desirable and proper.

In witness whereof we have hereunto affixed our official seal this tenth day of February one thousand eight hundred and eighty-seven.

L.S.

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