ANNO VICESIMO OCTAVO & VICESIMO NONO

VICTORIÆ REGINÆ.

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Cap. clxxxiii.

An Act for separating for certain Purposes the Borough of *Belfast* from the County of *Antrim*; and for making better Provision respecting Contribution by the Borough towards the Expenses of the County; and for amending the Provisions of certain of the Acts relating to the Borough; and for other Purposes.

[29th *June* 1865.]

WHEREAS the Borough of *Belfast* is a Municipal Borough, governed by the Mayor, Aldermen, and Burgesses of the Borough (to whom the Term "the Corporation," when hereafter used in this Act, refers), and regulated by the Acts relating to Municipal Corporations in *Ireland:* And whereas the greater Part of the Borough of *Belfast* is situate in the County of *Antrim* (a certain Portion of it being situate in the County of *Down*): And whereas such Part of the Borough of *Belfast* as is situate in the County of *Antrim* forms Part of One of the Baronies of that County called *Upper Belfast:* And whereas by an Act of the Session of the 8 & 9 Vict. c. cxlii. Eighth and Ninth Years of Her Majesty, "for the Improvement of

the Borough of *Belfast*," (to which Act the Expression "the *Belfast* Improvement Act of 1845," when hereafter used in this Act, refers,) it was enacted in effect (Section Twelve) that the then present and any future public Streets, Roads, and Highways within the Borough of *Belfast*, and all the then present and future Pavements and other Materials of such Streets, Roads, and Highways, should be the Property of and they were thereby vested in the Corporation: And

16 & 17 Vict. c. 114.

whereas by "The *Belfast* Borough Extension Act, 1853," the Area of the Borough of *Belfast* was greatly enlarged: And whereas, within the Area of the Borough so enlarged, there is now included a considerable Number of Roads the Expense of the Repair whereof is provided by the Grand Jury of the County of *Antrim*: And whereas, with the Exception of the said Roads, all the Streets of the Borough of *Belfast* within the County of *Antrim* are repaired by the Corporation by means of Rates levied on Property within the Borough: And whereas there is annually levied on Property within the Borough of *Belfast*, by the Grand Jury of the County of *Antrim*, a Contribution towards the Expenditure of the County, including the Expenditure for Construction and Maintenance of Roads and Bridges throughout the County: And whereas the Duties and Powers of the Corporation and Grand Jury with respect to the Roads and Bridges in the Borough from Time to Time under their respective Jurisdiction and Control are undefined, and Doubts have arisen and may hereafter arise, causing serious Embarrassment and Inconvenience in the Maintenance and Execution of Works requisite for the Accommodation and Convenience of the Public: And whereas it is expedient that the entire Liability for the Construction, Repair, and Maintenance of all present and future Roads and Bridges within the Borough should be imposed on the Property within the Borough exclusively, and that such Property should be relieved from the Payment of any County Cess levied in the County of *Antrim* for the Construction, Repair, or Maintenance of Roads or Bridges in the County outside the Borough, whether the Expenses of such Roads or Bridges outside the Borough be chargeable to any Barony of the County or to the County at large: And whereas it would be for the Benefit of both the County of *Antrim* and the Borough of *Belfast* if Provision were made for Determination of the Amount to be annually or otherwise from Time to Time contributed to the County by the Borough for the Purposes of the County Lunatic Asylum and County Gaol, and for Salaries of County Officers, and other Purposes: And whereas the Amount of such Contribution would be most conveniently determined by the Award of Commissioners nominated as herein-after provided: And whereas it would be convenient if the Powers of the Grand Jury of the County respecting Compensation for malicious Injury to Property were transferred to the Corporation, and it is expedient that the Provisions of the Local Acts

Acts relating to the Improvement and Government of the Borough of *Belfast* be amended in some Particulars: And whereas it is expedient to extend to the Borough some of the Provisions of "The Towns Improvement Clauses Act, 1847," and that such Provisions, and also the Provisions of the Local Acts, and the Powers of Grand Juries to be exercised by the Corporation within the Borough with respect to Roads, Bridges, Buildings, and Sewerage, should be adapted to the Borough in manner in this Act expressed: 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; (that is to say,) 10 & 11 Vict. c. 34.

Act to extend to Part of Borough in Antrim, except where otherwise expressed.

1. Except as in this Act expressly otherwise provided, this Act shall extend and apply exclusively to so much of the Borough as is situate in the County of *Antrim*.

Repair of Streets in Borough by Corporation.

2. From and after the Commencement of this Act, except as expressly otherwise provided in this Act, all public Streets, Roads, Passages, Footways, and Bridges within the Borough shall be repairable and repaired by the Corporation exclusively.

Exclusion of Parts of Grand Jury Acts.

3. From and after the Commencement of this Act, Sections Twelve, Fifty, Fifty-one, Fifty-five, Fifty-six, and Sixty of "The Grand Jury Law Consolidation Act of 1836," and all the Provisions of the Grand Jury Acts relative thereto, shall cease to operate in relation to the Borough.

Salary of County Surveyors, &c.

4. From and after the Commencement of this Act, any Part of the Salary of the County Surveyor of the County, or of any of his Assistants, shall not be chargeable or charged on the Borough.

Levying of County Cess in Borough to cease.

5. From and after the Commencement of this Act, all the Powers and Duties of the Grand Jury of the County in relation to the applotting and levying of County Cess on any rateable Property within the Borough shall cease, but nothing in this Act shall affect the Power of the Grand Jury to levy on any rateable Property within the Borough any County Cess applotted thereon at the Summer Assizes of the Year One thousand eight hundred and sixty-five.

Contribution of Borough towards

6. Nothing in this Act shall exonerate the Borough from Liability to contribute towards the Amount from Time to Time presented by the

general County Purposes.

the Grand Jury for the following Purposes respectively; (that is to say,)

For the Support and Maintenance of the County Infirmary, and the Salary of the Surgeon thereof:

For supporting, supplying, and maintaining the County Lunatic Asylum, and the Officers thereof and the Patients therein:

For the Maintenance of the County Gaol and the Prisoners therein, and the Salaries of the Officers thereof and other Purposes connected therewith:

For the Maintenance of the County Court House:

For the Salaries of the County Treasurer, Clerk of the Crown, Clerk of the Peace, Secretary of the Grand Jury, and other Officers specified in Schedule (S.) to the "Grand Jury Law Consolidation Act of 1836:"

6 & 7 W. 4. c. 116.

For Allowances to Coroners and Expenses of Witnesses under Section Twenty-five of the Act of the Session of the Ninth and Tenth Years of Her Majesty, Chapter Thirty-seven:

For the Expenses of the annual Revision of the Tenement Valuation of Property in the Borough under any Act for the Time being in force:

For the Reception and keeping and for or in aid of the Maintenance of Offenders sentenced to or detained in a Reformatory School for youthful Offenders certified under any Act for the Time being in force:

To which Purposes the Term "General County Purposes," when hereafter used in this Act, refers.

Amount of Contribution to be determined by Act.

7. The Amount of the Contribution of the Borough for General County Purposes in each Year shall be determined in manner by this Act prescribed.

Appointment of Commissioners.

8. The Persons appointed as herein-after mentioned shall be the Commissioners for the Purposes of this Act, to which Commissioners the Term "the Commissioners," when hereafter used in this Act, refers.

Appointment of Commissioners.

9. A Committee, to be nominated by the Grand Jury at the Summer Assizes in the Year One thousand eight hundred and sixty-five, shall appoint One Commissioner and the Corporation shall appoint another Commissioner, and the Two Commissioners so appointed shall appoint a Third Commissioner, and in case they cannot agree, or fail for Fourteen Days after the Appointment of the last of them to nominate a Third Commissioner, then such Third Commissioner shall be appointed by the Lord Lieutenant; and if the Grand Jury fail to appoint a Committee, or such Committee fail within Fourteen

Fourteen Days after their Nomination to appoint a Commissioner, or if the Corporation fail within Fourteen Days after the Commencement of the Summer Assizes to appoint a Commissioner on their Behalf, then the Commissioner for the Party so failing shall be appointed by the Lord Lieutenant.

Vacancies in Commissioners.

10. On any Vacancy, by Death, Resignation, or otherwise, in the Office of Commissioner happening before the Completion of the Duties of the Commissioners, the Body or Authority by whom the Commissioner causing the Vacancy was appointed shall appoint another Person to be a Commissioner in the Stead of the Person causing such Vacancy, and every Person so appointed shall have the same Powers and be subject to the same Provisions as the several Commissioners originally appointed; and in case of Failure in such Appointment within Fourteen Days after the Vacancy occurs the new Commissioner shall be appointed by the Lord Lieutenant.

Clerk to Commissioners.

11. The Commissioners may appoint as their Clerk, during Pleasure, a fit Person, being an Attorney or Solicitor resident and practising in the County or in the Borough, to assist them in the Execution of their Duties, and on any Vacancy in the Office of Clerk happening the Commissioners may appoint as their Clerk some other fit Person, being an Attorney or Solicitor as aforesaid.

Mode of Payment of Remuneration.

12. The Remuneration of the Commissioners and their Clerk, and all Expenses of and incidental to the Execution of the Duties of the Commissioners, shall be paid in the first instance by the Corporation, and shall be ultimately borne by the County and the Borough in such Proportions as the Commissioners in their Award direct, and the Proportion to be borne by the County shall be presented by the Grand Jury, and shall be paid out of the County Cess levied on the County at large.

Inquiry as to Contribution for General County Purposes.

13. The Commissioners shall inquire and award what shall be in the first instance the Amount of the Contribution of the Borough for General County Purposes, and at what Periods and on what Principle and in what Mode the Amount of such Contribution shall be from Time to Time revised.

Commissioners to inquire as to other Contributions.

14. The Commissioners shall also inquire and award whether (in addition to the Contribution of the Borough for General County Purposes) the Borough shall contribute to any and what Extent to any and what Expenses for which the Grand Jury are by Law at the passing of this Act empowered to make Presentments, not including Expenses for any Matter in respect whereof the Authority of the Grand Jury in relation to the Borough is by this Act expressly taken away.

Matters to be taken into considera-on foregoing Points.

15. The Commissioners shall, with a view to their Award on the Subjects of the foregoing Provisions, take into consideration the following Matters; namely,

The relative Populations of the Borough and of the other Portions of the County:

The relative Valuations of Property in the Borough and in the other Portions of the County:

The relative Numbers of Lunatics and Prisoners in the Opinion of the Commissioners properly chargeable to the Borough and the other Portions of the County:

Such other Matters as are in their Opinion proper to be considered in order to a just Decision on the Matter of the Inquiry.

Award as to Instalments for public Works, &c.

16. The Commissioners shall also inquire and award what Proportion of the several Instalments to become payable after the Date of the Award in respect of Advances made to the County before the passing of this Act for Expenses of Valuation or for public Works shall be borne and paid by the Borough, regard being had to the relative Valuations of Property in the Borough and in the other Portions of the County.

Inquiry as to any Contribution to County Gaol.

17. The Commissioners shall also inquire and award whether, regard being had to the Amount contributed by the Borough and by the rest of the County respectively, subsequent to the Thirty-first Day of *December* One thousand eight hundred and thirty-eight, to the Expenditure for the Erection of the County Gaol and Courthouse, and the Execution of other public Works, whether of Construction or Maintenance, within the County (and regard being had also to the other Provisions of this Act), the Borough is fairly liable to contribute and shall contribute (in addition to other Contributions of the Borough under the Award) any and what Sum or Sums, either annual or in gross, or partly annual and partly in gross, to be applied in reduction of the County Cess levied on the Parts of the County other than the Borough; and the Commissioners shall inquire and award in what Mode the Sum or Sums so awarded is or are to be applied for that Purpose.

Inquiry as to any Contribution to Alteration of Gaol.

18. The Commissioners shall also inquire and award in what Proportion the Borough shall contribute to the Cost of hereafter enlarging or altering the County Gaol, under the Acts for regulating the Laws relating to Prisons in *Ireland*, or of enlarging or altering the Lunatic Asylum under the Acts relating thereto.

Inquiry as to any Contribution towards Pay-

19. The Commissioners shall further inquire and award what Proportion shall be borne and paid by the Borough of any Amount which, in the event of any Change of the District of the present Lunatic

Lunatic Asylum of the Counties of *Antrim* and *Down*, shall hereafter be ascertained and fixed by the Lord Lieutenant and Privy Council as the equitable Amount to be repaid to the County of *Down* by the County of *Antrim*, under the Provisions of the Fourth Section of "The Lunatic Asylums Repayment of Advances (*Ireland*) Act, 1855."

ment to County Down for County Lunatic Asylum.

20. The Commissioners shall also inquire and award whether, regard being had to the existing Roads within the Barony of *Upper Belfast* forming Approaches to the Borough, and the Sums expended thereon since the Thirty-first Day of *December* One thousand eight hundred and thirty-eight, either on Works of Construction or Maintenance, and also the relative Advantages derived from such Roads by the Borough, the Barony of *Upper Belfast*, and the County at large, the Borough is fairly liable to contribute and shall contribute any and what Sums towards or in aid of the Presentments from Time to Time to be made for the Maintenance of such Roads.

Inquiry as to Contributions to Baronial Charges.

21. The Commissioners shall also inquire and award in what Mode the Presentments of the Grand Jury for Expenses to which, under the Award, the Borough is to contribute, are to be made and to be notified to the Corporation, and in what Mode and within what Time any such Presentment may be traversed, and in what Mode and within what Time Payment is to be made by the Corporation of the Amount of the Contributions of the Borough.

Award as to Mode of Presentment, Traverse, &c. for Contributions.

22. Where the Commissioners award any gross Sum to be contributed by the Borough, they shall inquire and award whether the same shall be paid by Instalments, and if so, by what Instalments, with such Interest as the Commissioners may direct.

Money may be payable by Instalments.

23. The Commissioners shall begin their Inquiry within Two Months after the Termination of the Summer Assizes of the Year One thousand eight hundred and sixty-five.

Commencement of Inquiry.

24. The Commissioners shall have Power to summon Witnesses and to examine Witnesses on Oath, and to require the Production of Books, Papers, and other Documents.

Evidence before Commissioners.

25. The Commissioners shall make their Award within Two Months after beginning their Inquiry, or within such further Time as the Commissioners may direct, but not later than the First Day of *February* One thousand eight hundred and sixty-six.

Time for Award.

26. If the Commissioners do not agree, the Decision and Award of the Majority of the Commissioners shall be deemed the Decision and Award of the Commissioners.

Majority to decide.

27. The

Award to be binding as if here enacted.

27. The Award as made by the Commissioners shall, as to all Matters directed by this Act to be comprised and comprised therein, be binding on the Corporation and on the Grand Jury, and shall be obeyed and acted on by all Authorities, Bodies, and Persons whomsoever, as if the Contents thereof had been expressly contained in and enacted by this Act.

Award may be made a Rule of Court.

28. The Reference to Arbitration by this Act may be made a Rule of any of the Superior Courts at *Dublin*, on the Application of the Corporation or of the Grand Jury, as if this Act were a Submission to Arbitration by the Corporation and the Grand Jury.

Award not to be set aside for Want of Form, &c.

29. The Award of the Commissioners shall not be set aside for Irregularity or Error in Matter of Form.

Memorial for Annexation to adjoining Barony, &c.

30. Any Twenty or more Cesspayers of the Portion of the Barony of *Upper Belfast* which is not situate within the Borough, or the Grand Jury, may apply by Memorial to the Lord Lieutenant in Council, in order that such Portion of the Barony may be annexed, either wholly to some One adjoining Barony, or partly to One and partly to another or others of the adjoining Baronies of the County, or that the same may constitute a separate Barony; and the Lord Lieutenant in Council shall make such Order as appears expedient on such Memorial.

In case of Annexation, Settlement of Boundaries.

31. If on such Memorial any such Annexation is ordered, the Lord Lieutenant in Council shall define the Boundaries of the Barony or Baronies to which such Annexation is made; and the Grand Jury and the Lord Lieutenant in Council, or either of those Authorities, may, if it seems fit, employ a Surveyor to examine and report upon the Circumstances and Valuation of such Portion as aforesaid of the said Barony and of any adjoining Barony or Baronies, with a view either to Annexation or to the Constitution of a separate Barony.

Assessment in case separate Barony constituted.

32. If on any such Memorial such Portion as aforesaid of the said Barony is constituted a separate Barony, the Valuation of such Barony shall not, for the Purposes of Assessment of County Cess upon such Barony, include any of the rateable Property within the Borough.

Expenses to be presented by Grand Jury.

33. The Grand Jury shall present the Amount of the Expenses of the Employment of every such Surveyor, and any further Expenses incurred by them or their Officers, or by or under the Direction of the Lord Lieutenant in Council, in relation to such Memorial, to be paid out of the County Cess.

34. From

Provisions of Grand Jury Acts not to apply to Borough.

34. From and after the passing of this Act, Sections One hundred and thirty-five to One hundred and forty-one, both inclusive, of the Grand Jury Law Consolidation Act of 1836 (relating to Compensation for malicious Injury), and any Provisions of the Grand Jury Acts relative thereto, shall cease to operate in relation to the Borough.

Corporation to receive Applications for Compensation.

35. The Corporation shall, at Special Meetings of the Council held for the Purpose of executing the Provisions of this Act relative to Compensation for malicious Injury, not more than Six Weeks and not less than One Month before the opening of the Commission for the Spring and Summer Assizes respectively in each Year, receive Applications for Compensation for any Loss or Damage sustained by any Person by reason of the Commission within the Borough, after the passing of this Act, of any such Offence as herein-after described; (that is to say,)

By reason of the malicious or wanton setting fire to, burning, or destroying any House, Outhouse, or other Building, or any Haggard, Corn, Hay, or Straw, or of the malicious setting fire to, burning, or sinking any Boat or Barge laden with Corn or other Provisions, or of the malicious killing, maiming, houghing, or injuring any Horse, Mule, Ass, or Swine, or any horned Cattle or Sheep, or of the malicious damaging, injuring, or destroying any Bank, Gate, Lock, Weir, Sluice, Bridge, Dam, or other Work belonging to any Person, or public Canal or Navigation.

Notice of Application.

36. Any Person intending to apply for such Compensation shall, within Six Days after such Offence committed, serve on the Town Clerk Notice in Writing thereof, and of his Intention to apply for Compensation in respect thereof at the next ensuing Meeting of the Council at which such Applications are received.

Contents of Notice.

37. Every such Notice shall state the Loss or Damage occasioned by such Offence, the Time and Place when and where such Injury was done, the particular Property consumed, injured, or destroyed, the Amount of Damage thereby sustained, and by what Number of Persons and whom by Name and Description such Offence was committed, if the Offenders are known, and if not shall state such Particulars respecting the Offenders as are known.

Examination of Person injured on Oath, &c.

38. Every Person who intends to apply under this Act for any such Compensation shall, within Three Days after the Commission of the Offence (unless prevented by Illness or other sufficient Cause), give or cause to be given the Examination on Oath of himself or of his Servants who had the Care of his Property injured, before a

Justice, specifying whether he or they knows or know the Offenders or any of them, and in that Case the Examinant or Examinants shall be bound by Recognizance to prosecute the Offenders by Indictment or otherwise according to Law, and a Copy of every such Examination shall, within One Week, be served upon the Town Clerk by the intending Applicant.

Provision for Cases not disposed of at Summer Assizes.

39. At the First Special Meeting to be held by the Council for the Year One thousand eight hundred and sixty-six they shall examine into and decide upon all Applications for Compensation for malicious Injuries committed within the Borough before the Commencement of this Act, of which Notice has been duly given, as directed by the Grand Jury Law Consolidation Act of 1836, and which have not been disposed of at the then last preceding Assizes.

Proceedings of Council on Application.

40. Every such Special Meeting of the Council shall be open to the Public, and stand adjourned from Day to Day until the Council have inquired into the several Applications of which Notice has been received by the Town Clerk since the last preceding Special Meeting, and the Council shall examine into the serving and doing of all Notices and Things by this Act directed, and into the Merits of every Application with respect to which such Notices and Things have been duly served and done; and for that Purpose the Mayor or other the Chairman of such Meeting may administer an Oath to the Applicant or any Witness produced, and may hear any Person rateable to the General Purposes Rates (hereafter in this Act provided for) who may object to such Application; and the Council shall, on consideration of the Matter, either grant such Application or disallow the same altogether, or allow as Compensation such Sum of Money as in their Judgment the Applicant ought to receive in that Behalf.

Notices as to Applications.

41. The Council shall within Seven Days preceding each such Meeting cause to be published not less than twice in a Newspaper published at least Three Days in the Week within the Borough, the Particulars of all Applications of which Notice is received by the Town Clerk, and shall, within Seven Days after each such Meeting or any Adjournment thereof, cause to be published in such a Newspaper the Particulars of the Applications heard, and of their Decision thereon respectively.

Appeal to Assizes.

42. If any Person rateable to the General Purposes Rates is desirous of opposing Payment of such Compensation in any Case, or if any Applicant whose Application for Compensation is disallowed by the Council wishes to have his Application reconsidered, such Person or Applicant (as the Case may be) shall, within Seven Days after

after the Meeting of the Council at which such Application is disposed of, serve Notice upon the Town Clerk, and in the Case of any such Person other than an Applicant then also upon the Applicant, of his Intention to apply to the Judge at the next ensuing Assizes to rehear such Application; and the Town Clerk shall, Two clear Days before the First Day of the next ensuing Assizes, serve Notice on the Clerk of the Crown of all such intended Applications of which he receives Notice; and the Judge of Assize shall hear and determine the Matter of such Application in the same Manner as by Law for the Time being Applications for Compensation for malicious Injury payable out of Grand Jury Cess are heard and determined by the Judge of Assize.

No Fee to be paid at Assizes.

43. No Fee shall be demanded from or paid by any such Person or Applicant to the Clerk of the Crown, Judges Crier, or Jury for anything relating to any such Proceedings at the Assizes.

Payment of Amount allowed.

44. Where a Notice of Intention to apply to the Judge of Assize as aforesaid is not given, then within One Month after the Meeting of the Council the Amount of the Compensation allowed by the Council shall be paid by the Council to the Person entitled to receive the same; and where any such Application is reheard before the Judge of Assize, then the Amount allowed by the Council, unless disallowed by the Judge, and the Amount of any further Allowance fiated by the Judge, shall, within One Month from the Day on which the Judge hears and determines the Application, be paid by the Council to the Person entitled to receive the same.

Special Rate in case of Compensation over 1,000*l.*

45. If in any Year the Amount allowed by the Corporation as Compensation for malicious Injury exceeds One thousand Pounds, the Corporation shall in the then next following Year levy, in addition to the General Purposes Rate for that Year, a special Rate to an Amount sufficient to pay so much of the Sum allowed for such Compensation as exceeds One thousand Pounds.

Provisions as to special Rate.

46. All the Provisions of this Act relative to the General Purposes Rate shall, as far as may, be applied to the special Rate, and the same shall be levied on the Two several Classes of Property herein-after mentioned in the Proportion in this Act prescribed respecting the General Purposes Rate.

Application of special Rate.

47. The Amount arising from the special Rate shall be applied in Payment of so much of the Sum allowed for such Compensation as exceeds One thousand Pounds.

48. Any

Application of Balance.

48. Any Balance remaining over in any Year after the Purposes for which the special Rate is levied have been answered shall be applied by the Corporation in aid of the Rate to be levied in the then next following Year.

Special Rate in excess not to be void.

49. The special Rate shall not in any Case be void by reason of its exceeding the Amount required to be raised for the Purposes for which it is authorized to be raised by any Amount not exceeding One Penny in the Pound on the Valuation of the Property on which it is levied.

Yearly Estimate of Expenses for Purpose specified.

50. The Corporation shall, before the First Day of *December* in the Year One thousand eight hundred and sixty-five, and in every subsequent Year, estimate, as nearly as may be, the Amount which will be required during the Year beginning with the then next following First Day of *January*, for the several Purposes following; (that is to say,)

To pay the Amount to become payable during that Year for the Contribution of the Borough to the County under the Award of the Commissioners, as aforesaid;

To defray the Expenses of maintaining, paving, repairing, cleansing, and improving the Streets, Roads, Bridges, and Sewers within the Borough;

To pay such Proportion of the Cost of maintaining the Police Force of the Borough as the Corporation may declare to be chargeable against the entire Borough;

To pay the Amount of any Compensation for malicious Injury payable by the Corporation, not exceeding in any Year One thousand Pounds;

And to pay the general Expenses of carrying this Act into execution.

Corporation to make Rate.

51. The Corporation may, in the Month of *January* in each Year, in order to raise the Amount so estimated, make a Rate to be called the General Purposes Rate upon the Occupiers of all rateable Property within the Borough, according to the annual Value of the same.

Limit of Amount of Rate.

52. The Amount of the Rate levied in any Year shall not exceed the Sums following; (that is to say,)

The Sum of Two Shillings in the Pound upon the annual Value of rateable Property situate within the Districts from Time to Time lighted and watched by the Corporation under the Provisions of the *Belfast* Improvement Act of 1845, and of any Act or Acts modifying or extending the same, and of this Act;

The

The Sum of One Shilling and Sixpence in the Pound upon the annual Value of all other rateable Property within the Borough; And such Rates upon the respective Classes of Property aforesaid shall always vary in the Proportion aforesaid, according to the Sum to be raised.

Provisions as to making, &c. of Rates applied.

53. All the Provisions of the *Belfast* Improvement Act of 1845, as amended by this Act, relating to the making, collecting, or recovering of Rates, and to Appeal against the same, shall extend and apply to the General Purposes Rate.

Application of Money arising from Rates.

54. The Money arising from the General Purposes Rates shall be applied by the Corporation for the Purposes for which the same are authorized to be levied, and in the Order of those Purposes as before in this Act stated, and not otherwise; and any Balance remaining over in any Year after the Purposes aforesaid have been answered shall be applied by the Corporation in aid of the General Purposes Rates, to be levied under this Act, for the then next following Year.

Other Rates not to be applied for same Purposes.

55. After the Commencement of this Act the Corporation shall not apply any Part of the Money levied by Rates under "The *Belfast* Improvement Act of 1845," "The *Belfast* Borough Extension Act, 1853," or "The *Belfast* Award Act, 1864," for any Purpose for which the Money raised by the General Purposes Rates is directed to be applied.

Subsequent Provisions of Act to extend to whole Borough.

56. The subsequent Provisions of this Act shall extend and apply to the whole Borough, including the Part thereof which is situate in the County of *Down*.

Sewerage Map of Borough to be provided.

57. The Corporation shall, as soon as conveniently may be after the Commencement of this Act, procure a Copy of the Ordnance Survey Map of the Borough, and shall cause to be marked thereon the Course of all the Sewers and Drains belonging to them, or under their Care or Management, at the Commencement of this Act, and the Levels thereof, which Map shall be called the Sewerage Map of the Borough; and the Corporation shall cause that Map to be from Time to Time corrected by such Additions being made thereto as will show the Sewers and Drains for the Time being belonging to the Corporation, or under their Care and Management, and may from Time to Time, if Occasion requires, substitute a new Map of the like Kind for a former Map; and every such Map for the Time being in use, with the Date expressed thereon of the last Time when it was so corrected, shall be kept in the Surveyor's Office, and shall be open at all reasonable Times for public Inspection, without Payment.

Sewers, &c. to be marked on the Map.

58. The Corporation shall cause the Surveyor from Time to Time to mark and lay down on the Sewerage Map of the Borough any new Sewers and Additions to or Alterations of existing Sewers that may be required for the Sewerage and Drainage of any District or Districts of the Borough, and to draw thereon the Lines that appear to him most advantageous for such Main Sewers, and the best Outfalls for the same, and to mark thereon the Levels of all such Main Sewers at such Intervals as may appear to him to be best adapted for the Guidance of Persons forming Branch or Private Sewers communicating therewith, and also for the Guidance of the Corporation and the Surveyor in determining the Levels of future Buildings, and the Formation of Sewers for Drainage thereof.

Power to form separate Drainage Districts.

59. The Corporation may from Time to Time order that such Portions of the Borough as in the Order defined shall form separate Drainage Districts, and shall have regard on such Division to the Nature of the Ground, and to the Main Lines of Sewers by which such separate Drainage Districts are or may be drained, and shall cause the Surveyor to mark the several Drainage Districts so formed upon the Sewerage Map of the Borough.

Estimate to be made before Order for Main Sewers.

60. The Corporation, before making any Order for the Construction of a Main Sewer for the Drainage of any such Drainage District, shall cause the Surveyor to prepare a Specification and an Estimate of the Cost thereof; and the Corporation may at any Time, subject to the Provisions of this Act, order that any such Main Sewer be formed and constructed according to such Specification; and in case any such Main Sewer is constructed in the Line of a Street or Road in which a Sewer for the Use of the Buildings and Lands fronting thereto or abutting thereon has not been then already constructed, the Corporation may order that any Part not exceeding One Half of the estimated Cost of such Sewer shall be charged on the Owners of the Buildings and Lands fronting to or abutting on such Street or Road, in such Proportions as the Corporation think just, which Proportions shall be specified in the Order; and the Amount thereof may be recovered from the Owners of those Buildings and Lands accordingly.

Previous Notice of Order for District or Sewer.

61. Before making an Order for defining any such Drainage District, or for the Construction of any such Main Sewer, the Council shall cause Notice to be published once at least in each of Two consecutive Weeks in a Newspaper published within the Borough, the last of which Publications shall be made Twenty-eight Days at least before the making of the Order; and every such Notice shall specify as nearly as may be the Boundaries of such proposed Drainage District, and the Names of the Places through or near which

which it is intended that the Sewer should pass, and also the Places of the Beginning and the End thereof, and shall refer to the Plans of such intended District or Works, as the Case may be, and shall state that such Plans are open for public Inspection at the Surveyor's Office, and shall specify the Time when and the Place where all Persons interested may be heard thereupon.

Meeting of Council to hear Objections.

62. The Council shall hold a Meeting open to the Public at the Time and Place mentioned in such Notice, to consider any Objections made to the Formation of such intended Drainage District, or the Construction of such Sewer, or the Apportionment of the Cost thereof; and all Persons interested therein respectively shall be entitled to be heard at such Meeting, and thereupon the Corporation may make such Alterations in the proposed Drainage District, or in the proposed Sewer, or in the Apportionment of the Cost thereof, as they judge fit.

Appeal against Order defining Drainage District.

63. Any Person who thinks himself aggrieved by any Order defining a Drainage District, or directing the Construction of a Main Sewer, or any Person liable to contribute under this Act towards the Expense of such Sewer, may at any Time within Seven Days next after the making of the Order give Notice in Writing to the Town Clerk that he intends to appeal against any such Order to the Court of Quarter Sessions holden next after the Expiration of Ten Days next following such Notice, and along with such Notice he shall give a Statement in Writing of the Grounds of the Appeal, and he shall, within Four Days after giving such Notice, enter into a Recognizance before a Justice, with Two sufficient Sureties, to abide the Order of the Court, and pay any Costs awarded by the Court; and the Court, upon due Proof of such Notice and Recognizance having been given and entered into, shall hear and determine the Appeal, and shall make such Order thereon, either confirming or quashing the Order of the Corporation, and shall award such Costs to either of the Parties, as the Court in its Discretion think fit.

Power to alter Drainage Districts.

64. In case any such Order defining any Drainage District is not appealed against or is confirmed on Appeal, the District thereby defined shall, until the same is altered by the Council, constitute a Drainage District within the Meaning of this Act, and the Council may from Time to Time alter the Boundaries of any such District in the same Manner and subject to the same Regulations as by this Act are prescribed for the Formation of a new District.

Construction of Main Sewer.

65. In case any such Order for the Construction of a Main Sewer is not appealed against or is confirmed upon Appeal the Corporation may proceed to construct the same.

66. In

Special Sewer Rate.

66. In order to raise the Money required for the Construction of any new Main Sewer so ordered to be made, the Corporation shall make a special Sewers Rate, to be called the District Sewer Rate, on the Occupiers of all Lands and Buildings within the Drainage District in which such Sewer is ordered to be made, according to the annual Value of the same.

Sect. 159 of 10 & 11 Vict. c. 34. incorporated.

67. Section One hundred and fifty-nine of "The Towns Improvement Clauses Act, 1847," (relative to borrowing on Mortgage,) so far as the Provisions of that Section are applicable for the Purposes and are not inconsistent with the Provisions of this Act, is hereby incorporated with this Act for the Purposes of and so as to authorize borrowing on Mortgage of the special Sewers Rate for any District, and in the Construction of that Section in connexion with this Act the Term "the Commissioners" in that Section used shall mean the Corporation.

Amount to be borrowed on Mortgage of special Sewers Rate.

68. The Corporation shall not borrow on Mortgage of the special Sewers Rate for any District any Sum exceeding the Amount of the Surveyor's Estimates of the Cost of the Main Sewers for the District in respect whereof Money is to be borrowed.

Amount of special Sewers Rate.

69. The Amount of the special Sewers Rate for any District shall always be as nearly as may be the Amount required for Interest on and the Sinking Fund in respect of Money borrowed on Mortgage of that Rate and remaining unpaid, with the Addition to that Amount of such further Sum, not exceeding the Rate of One *per Centum per Annum* on the Money so borrowed and remaining unpaid, as the Corporation from Time to Time think fit.

Time for levying special Sewers Rate.

70. The special Sewers Rate for any District shall be leviable as soon as any Part of the Money required for the Construction of any new Main Sewer ordered to be made for the District has been borrowed.

Provisions of Act of 1845, as to making, &c. of Rates applied.

71. All the Provisions of the *Belfast* Improvement Act of 1845, as amended by this Act, relating to the making, collecting, or recovering of Rates, and to Appeal against the same, shall extend and apply to the special Sewers Rate.

Application of special Sewers Rate.

72. The Money arising from the special Sewers Rate for any District shall be applied for the Purposes and in the Order following, and not otherwise; namely,

(1.) In paying the Interest on Money borrowed on the Security of that Rate, and remaining unpaid:

(2.) In

(2.) In providing the Amount required for the Sinking Fund in respect of the same Money:

(3.) As to any Surplus remaining after the Purposes aforesaid have been answered, in repaying the Principal Money so borrowed, as far as such Surplus will extend, or, at the Discretion of the Corporation, in further Improvement of the Sewers of the District.

Repeal of certain Sections of Improvements Act.

73. From and after the Commencement of this Act, the following Sections of the *Belfast* Improvement Act of 1845, namely, Sections Seventy-two to Seventy-five, Seventy-seven, Seventy-eight, Eighty-two, Eighty-three, Eighty-seven to Eighty-nine, and Ninety-one to Ninety-five, all inclusive, are hereby repealed; but this Repeal shall not affect the past Operation of any of those Sections, or any Right, Title, Obligation, or Liability acquired or accrued under any of those Sections before the Commencement of this Act; and all Money at the Commencement of this Act payable or accruing due to the Corporation under any of those Sections shall be payable and recoverable by the Corporation as if this Act had not been passed.

Plan, &c. to be furnished before future Street formed.

74. From and after the Commencement of this Act, any Street or Road shall not be formed or opened as a Thoroughfare within the Borough until the Persons through whose Lands the same is proposed to be formed have given Notice in Writing to the Surveyor, and furnished to him a Plan and Section, showing the Level, Breadth, Length, and Direction of the Street and of the Footways thereon, and a Description of the Sewer proposed to be made, and the Levels of such Sewer, together with a Specification of the Mode in which it is proposed to complete and construct the same; and the Surveyor may at any Time, within One Month after Receipt thereof, disapprove of such Plan and Section and Specification, upon the Ground that the same or any or either of them do not or does not comply with the Requirements of this Act, or may require the Plan, Section, or Specification to be altered.

Before Street opened, Sewer, Roadway, &c. to be completed.

75. Any Street or Road formed or set out within the Borough after the Commencement of this Act shall not be opened for Traffic, nor shall any House or other Building built after the Commencement of this Act abutting thereon or approached thereby be inhabited, unless and until the Roadway and Footways thereof, together with a Sewer along the Centre thereof, have been properly constructed and completed, according to such Plan, Section, and Specification, to the Satisfaction of the Surveyor; and the Surveyor may cause any Street or Road or any Part thereof not completed as aforesaid to be closed until the same is so completed, and for that Purpose may erect or place any Bar, Post, or other Obstruction in, on, or across the Soil, Surface, or Roadway and Footway thereof, without being deemed a Trespasser.

Width of new Streets.

76. The Corporation may require that any new Street or Road formed or set out within the Borough after the Commencement of this Act be of the Width of not less than Thirty Feet, or be of any greater Width, so that they do not require the same to be wider than Seventy Feet, and may require Footways to be formed on both Sides thereof, of such Width as they think fit.

Power to close existing Streets not properly formed.

77. The Corporation may, at any Time within Six Months after the Commencement of this Act, make an Order directing that any unfinished Street or Road or any Part thereof then existing and being in their Opinion imperfectly laid out and formed as to the Width or Length thereof, or not completed or drained as to the Roadway or Footway thereof, be closed against public Traffic from a certain Point to be defined in such Order, and the Surveyor shall close the same accordingly, with the like Power as aforesaid as to the Erection or placing of any Bar, Post, or other Obstruction; and before any Street so ordered to be closed is opened for Traffic, or any further Houses are built abutting thereon, the Owners of the Lands through which the same is made or intended to be made shall serve such Notice on and furnish such Plan, Section, and Specification to the Surveyor as are by this Act directed with respect to new Streets formed and laid out within the Borough after the Commencement of this Act, and shall be bound to complete such Street according to such Plan, Section, and Specification.

Power to order widening, &c. of existing Streets.

78. The Corporation may at any Time make an Order that any Part of any Street or Road within the Borough be widened to any Breadth not more than Fifty Feet in the Clear (provided that such widening do not interfere with any House or other Building abutting thereon), and also that Footpaths be formed on both Sides thereof, and that the Roadways and Footpaths thereof be properly levelled, paved, and completed, and that proper Channels be made for draining and carrying off the Surface Moisture thereof, and also, in case no Main Sewer shall have been previously formed along such Street, that a Sewer be constructed along the same, at such Level, and of such Dimensions, and with such Outfall as the Corporation by such Order direct.

Previous Notice of such Order to be given.

79. Before any such Order as last aforesaid is made, the Surveyor shall cause One Month's Notice to be served on the Owners and Occupiers of the Lands affected thereby, specifying the Extent of the proposed widening, and the Width of the proposed Footways, and the Dimensions and Level of the proposed Sewer and the other Works required, and shall during that Month keep a Map thereof in his Office for public Inspection.

Expenses of Works ordered.

80. The Corporation may either order that any such Works as last aforesaid be done at the Expense, wholly or in part, of the Owners of

of the adjoining Lands, or may order that the Expense thereof be paid, wholly or in part, out of the General Purposes Rates, as may appear reasonable; and the Corporation shall by such Order award the Sum (if any) to be paid as Compensation for the Lands required to be taken for the widening of any such Street or Road or the Formation of Footways thereon.

Appeal by Landowner.

81. Any Person whose Lands are affected or taken by any such Order may appeal against the same to the next Assizes, upon the Ground that such Order is unnecessary, or that the same has not been duly made under this Act, or that the same is unjust or unfair.

Notice of Appeal, &c.

82. The Appellant shall, within Fourteen Days after the making of such Order, give Notice of such Appeal to the Town Clerk or the Surveyor, specifying the Grounds thereof, and shall enter into a Recognizance, with Two sufficient Sureties, conditioned duly to prosecute such Appeal and abide the Order of the Court thereon.

Order on Appeal.

83. The Judge of Assize presiding in the Crown Court shall hear and determine such Appeal, and may on the Hearing thereof either confirm such Order or quash or vary the same as seems just.

Execution of Works.

84 In case any such Order is not appealed against, or is confirmed or varied only on Appeal, the Surveyor may proceed forthwith to take possession of the Lands shown upon the said Map, and to execute the Work as directed by such Order, as made or varied, as the Case may be.

Recovery of Expenses from Owners.

85. In case any such Order directs that any such Works be done at the Expense, wholly or in part, of the Owners of the adjoining Lands, the Expenses payable by such Owners shall be deemed to be comprised in the Term "new Street Expenses," when hereafter used in this Act.

Power to order certain Streets and Courts to be sewered and paved, &c. by Owners.

86. If at any Time any Street or Road formed, set out, or laid out before the Commencement of this Act has not been sewered, drained, levelled, flagged, and paved or macadamized, under any Order of the Corporation or to their Satisfaction, they may, at any Time and from Time to Time, order that it be freed from Obstruction, sewered, drained, levelled, flagged, and paved, macadamized, or otherwise completed, with such Materials, at such Levels, with such Inclinations, and with Sewers and Drains of such Dimensions, and that the Soil thereof be raised, lowered, or altered in such Manner and within such Time as the Order directs; and thereupon the respective Owners of the Buildings and Lands adjoining to such Street or Road shall, at their own respective Expense, remove all Obstructions in, upon, or under, and sewer, drain, level, flag, pave, macadamize, and

otherwise complete such Street or Court, within the Time and in the Manner expressed in the Order.

Publication of Orders for sewering and paving, &c. Streets.

87. Every such Order shall be published once in each of Two successive Weeks in some Newspaper published within the Borough, and shall be publicly posted in the Street to which it relates once at least in each of Three successive Weeks, and such Publication thereof shall be sufficient Notice to all Owners, Lessees, Tenants, Occupiers, and others interested in any Buildings or Lands in such Street or Road.

Order to be accompanied with Estimate.

88. Every such Order, when published, shall be accompanied with an Estimate, made by the Surveyor, of the Expenses of the Execution of the Works ordered, and of the Shares thereof, which will be payable by the several Owners of Buildings or Lands in such Street or Road.

On Owner's Default in commencing Work, Power to Corporation to recover estimated Expenses, and to do the Work.

89. If, within One Month after the last Publication of such Order the Owner of any Buildings or Lands in such Street or Court does not commence the Work required by the Order to be done by him, then and in every such Case the following Provisions shall have effect; namely,

(1.) Such Owner shall, on Demand, pay to the Corporation the Amount of the Share payable by him of the Expenses estimated as aforesaid:

(2.) The Corporation shall, with all convenient Speed, at any Time and from Time to Time, remove all Obstructions in, on, or under, and sewer, drain, level, flag, pave, macadamize or otherwise complete the Street or Road to which the Order relates, in the Manner directed by the Order:

(3.) In case the estimated Expenses exceed the actual Expenses of the Execution of the Work, then the Difference between the estimated and the actual Expenses shall be repaid by the Corporation to the Owners of Buildings and Lands by whom the same were paid:

(4.) In case the actual Expenses exceed the estimated Expenses of the Execution of the Work, then the several Owners of Buildings and Lands adjoining to the Street or Road shall, on Demand, pay to the Corporation such further Sum as, together with the Sum then already paid or payable by them, amounts to the actual Expenses:

(5.) The Amount payable to the Corporation by Owners of Buildings and Lands in any such Street or Road in respect of the Execution of any Work by the Corporation, whether as estimated Expenses or as actual Expenses, exceeding the estimated Expenses, shall be deemed to be comprised in the Term "new Street Expenses," when hereafter used in this Act.

90. The

Provisions as to Owner delaying Work, &c.

90. The foregoing Provisions relative to the Case where the Owners of Buildings or Lands do not commence Works required to be done by them shall extend and apply to the following Cases; namely, first, if any Work, when commenced, is not carried on without unreasonable Delay; secondly, if any Work, having been commenced, is not completed within the Time and in the Manner prescribed in the Order; and for this Purpose in the foregoing Provisions for the Expiration of the Month therein mentioned there shall be substituted the following Times respectively; namely, in the former Case the Time when, in the Opinion of the Corporation, there is such unreasonable Delay as aforesaid, and in the latter Case the Expiration of the Time prescribed in the Order for the Completion of the Work.

Repeal of Sect. 56 of 13 & 14 Vict. c. cviii.

91. Section Fifty-six of "The *Belfast* Improvement Act, 1850," is hereby repealed.

Plans to be lodged as to new Houses.

92. Every Person proposing to build or rebuild any House or other Building within the Borough abutting upon or being situate within Fifty Feet of any Street or Road shall, at least Twenty-one Days before commencing to lay or dig the Foundations thereof, give Notice in Writing thereof, and furnish to the Surveyor a Plan and Section of such House or Building, showing the Level at which the Foundation of such House is proposed to be laid, the Means by which it is proposed to drain or sewer the same, and the Size of the Yard to be attached thereto, and shall by such Notice require the Corporation to fix and determine the Frontage Line of such Street.

Surveyor may disapprove Plans.

93. Within Twenty-one Days after receiving such Notice and Plan the Surveyor may signify his Disapproval of the Level at which the Foundation is proposed to be laid, or at which such Sewer is proposed to be formed, or of any other Matter appearing on the Plan, and not in conformity with the Provisions of this Act or of any other Act or Acts in force within the Borough.

If no Disapproval House may be built.

94. In case the Surveyor fail to signify his Approval or Disapproval of the Plan within Twenty-one Days after receiving such Notice and Plan, the Person giving such Notice may, notwithstanding anything in this Act, proceed to build or rebuild the House according to the Plan.

Before Foundation laid, Sewer to be constructed.

95. Before laying the Foundations of any House or Building the Person building the same shall construct a Sewer of the Dimensions and Levels shown upon the Plan, and communicating with such existing Main or public Sewer, as the Corporation may direct; and in case no such Main or public Sewer exists within One hundred Feet of the Site of such proposed House or Building, then the Corporation may order that such Sewer be formed at such Level as they think right, having reference to any proposed Main or public Sewer thereafter intended to be made, and with such temporary Provision for the

Outfall thereof until such proposed Main Sewer is completed as the Corporation direct.

Order as to Frontage Line.

96. The Corporation may from Time to Time, on Receipt of such Notice and Plan, make an Order fixing and determining the Frontage Line of the House or Building to which the Plan relates, such Line not being more than Thirty-five Feet from the Roadway of such public Road or Street, unless the same was originally formed of a greater Width than Seventy Feet, in which Case the Frontage Line of such Road or Street shall be deemed to be the Boundary of the Road or Street itself.

Adoption of existing Line.

97. In any Case in which Three or more Houses have been built adjoining each other, fronting any Road or Street on a uniform Frontage Line, the Corporation may order that that Frontage Line be the Frontage Line of all Houses thereafter to be built fronting such Road or Street, and not more than Thirty-five Feet distant from the Boundary Line of such Road or Street.

Penalty on building without Notice, &c.

98. If any House is built or rebuilt within the Borough without such Notice to the Surveyor as aforesaid, the Owner shall be liable to a Penalty not exceeding Fifty Pounds, and the Corporation may take down such Part of the House as is not in conformity with the Requirements of this Act, and may recover from the Owner the Expense of so doing.

When House deemed rebuilt.

99. Any House shall be deemed to be rebuilt which is pulled down to or below the Ground Floor, or which is converted into a Dwelling House, although not originally constructed for Human Habitation, or which is converted into more than One Dwelling House, although originally constructed as One Dwelling House only.

Recovery of new Street and other Expenses from Owners and others.

100. All new Street Expenses and all other Expenses by this Act made payable by or recoverable from the Owner of any Building or Lands, or from the Occupier of any Building or Lands, or from any other Person, shall, if not paid on Demand, be recoverable by the Corporation, with Interest thereon from the Expiration of One Month after such Demand, at a Rate, to be determined by the Corporation, not exceeding Five Pounds *per Centum per Annum*, either as a Debt from such Owner or from such Occupier, or from such other Person, (as the Case may be,) either by Civil Bill or by Action in One of Her Majesty's Superior Courts at *Dublin*, or, if the Amount do not exceed Forty Pounds, by summary Proceeding before Two Justices, under the Provisions of the Summary Jurisdiction (*Ireland*) Acts, and such Justices may award Costs to either Party.

Expenses to be a Charge on Lands.

101. All new Street Expenses and other Expenses by this Act made payable by or recoverable from the Owner of any Building or Lands,

Lands, with such Interest thereon as by this Act is provided for, shall be a Charge on such Buildings or Lands.

Parts of first-recited Act incorporated.

102. Sections Four hundred to Four hundred and six, both inclusive, of the *Belfast* Improvement Act of 1845, are hereby incorporated with this Act, and shall be read and have effect for the Purposes of this Act as if in this Act the same were repeated at length, and made applicable to the Subject Matter of this Act.

Saving Rights of Belfast Central Railway Company.

103. Nothing in this Act contained shall prejudice, alter, or affect any Agreement now subsisting between the *Belfast Central* Railway Company and the Mayor, Aldermen, and Burgesses of the Borough of *Belfast*, or any Contract or Arrangement now made or hereafter to be made between the same Parties, or shall take away, lessen, prejudice, or affect any Estate, Right, Interest, Power, Privilege, or Authority whatsoever of the *Belfast Central* Railway Company, or shall authorize the Construction of any Work so as to interfere at any Time with any Property or Works of that Company.

Short Title.

104. This Act may be cited as "The County *Antrim* and *Belfast* Borough Act, 1865."

Commencement of Act.

105. Except as in this Act expressly otherwise provided, this Act shall commence and take effect from and immediately after the Thirty-first Day of *December* One thousand eight hundred and sixty-five.

Interpretation of Terms.

106. In this Act,—

The Term "the Lord Lieutenant in Council" means the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being acting with the Advice of Her Majesty's Privy Council in *Ireland:*

The Term "the County" means the County of *Antrim:*

The Term "the Grand Jury" means the Grand Jury of that County:

The Term "the Assizes" means the Assizes held for the County of *Antrim:*

The Term "the Grand Jury Law Consolidation Act of 1836" means the Act of the Session of the Sixth and Seventh Years of King *William* the Fourth (Chapter One hundred and sixteen), "to consolidate and amend the Laws relating to the Presentment "of Public Money by Grand Juries in *Ireland:*"

The Term "the Grand Jury Acts" means the last-mentioned Act and all Acts for the Time being in force amending the same or any of the Provisions thereof, or otherwise relating to Grand Juries in *Ireland:*

The following Terms have the same Meanings as are assigned to them respectively in the *Belfast* Improvement Act of 1845; namely, "Person," "Oath," "Justice," "Two Justices," "Quarter Sessions," "Street," "House," "Lands," "the Council," "the Mayor," "the Town Clerk," and "Treasurer:"

The

The Term "the Surveyor" means the Surveyor appointed under the *Belfast* Improvement Act of 1845, and includes an Assistant Surveyor appointed under that Act:

The Term "Owner" means the Person for the Time being receiving the Rackrent of the Lands with reference to which that Term is used, whether on his own Account or under or by virtue of any Mortgage or Charge, or as Agent or Trustee for any other Person, or who would so receive the same if such Lands were let at a Rackrent, and includes every successive Owner from Time to Time of such Lands for any Part of the Time during which the Enactment wherein that Term is used operates in relation to such Lands.

Act to be executed by Council.

107. This Act shall be carried into execution by the Corporation acting by the Council, and according to the Acts relating to Municipal Corporations in *Ireland*, and other Laws for the Time being affecting the Corporation, and with all the Authorities conferred by those Acts and Laws on the Corporation and on the Council and Committees of the Council, and the Officers, Agents, and Servants of the Corporation, with respect to Matters provided for by or comprised in those Acts, and as nearly as may be in all respects as if the Powers, Duties, and Property vested in, imposed on, or enjoyed by the Corporation by or under this Act were vested in, imposed on, or enjoyed by them by or under those Acts.

Regulations as to Committees of Council.

108. Where, under the Authority of the Acts relating to Municipal Corporations in *Ireland*, the Council appoint out of their own Body any Committee for the Execution of any of the Purposes of this Act, they may delegate to each such Committee such of the Powers and Duties of the Corporation under this Act as the Council think fit, and the Acts and Proceedings of every such Committee within the Limits of such Delegation shall be deemed the Acts and Proceedings of the Council, and the Quorum of each such Committee shall be such as the Council direct; and the Council may from Time to Time make such Regulations as they think fit for the Guidance of any such Committee, and the Council may from Time to Time remove any Members of any such Committee, and appoint in the Stead of them or any of them other Members of the Council.

Expenses of Act.

109. The Costs, Charges, and Expenses preliminary to and of and incidental to the preparing, applying for, obtaining, and passing of this Act shall be paid by the Corporation out of Money arising from Rates levied under the *Belfast* Improvement Act of 1845, and the General Purposes Rate under this Act, or either of them.

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