CHAPTER lxiii.

An Act to confirm a Provisional Order made by the Education Department under the Elementary Education Act, 1870, to enable the School Board for Leake to put in force the Lands Clauses Consolidation Act, 1845, and the Acts amending the same. [9th July 1889.]

A.D. 1889.

WHEREAS the Lords of the Committee of the Privy Council on Education have made a Provisional Order under the authority of the Elementary Education Act, 1870, on behalf of the School Board for Leake, and it is requisite that the same should be confirmed by Parliament: 33 & 34 Vict. c. 75.

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 Order.

1. The following Order shall be and is hereby confirmed, and from and after the passing of this Act shall have full validity and force.

Saving with respect to houses of labouring class.

2. The School Board for Leake shall not under the powers of this Act, or of the said Order, without the consent of the Local Government Board, purchase or acquire ten or more houses which after the passing of this Act have been, or on the fifteenth day of December last were, occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers.

For the purposes of this section, the expression "labouring class" includes mechanics, artizans, labourers, and others working for wages, hawkers, costermongers, persons not working for wages but working at some trade or handicraft without employing others except members of their own family, and persons, other than

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domestic servants, whose income does not exceed an average of thirty shillings a week, and the families of any of such persons who may be residing with them.

Short title.

3. This Act may be cited as the Education Department Provisional Order Confirmation (Leake) Act, 1889.

THE SCHOOL BOARD FOR LEAKE, COUNTY OF LINCOLN.

Provisional Order for putting in force the Lands Clauses Consolidation Act, 1845.

At the Council Chamber, the 1st day of May 1889.

Whereas the School Board for the parish of Leake, in the county of Lincoln, require to purchase a piece of land for the purposes of the Elementary Education Act, 1870, and not having been able to purchase the same by agreement, require to put in force the provisions of the Lands Clauses Consolidation Act, 1845, and the Acts amending the same, which apply to the purchase and taking of lands otherwise than by agreement:

And whereas the land so required to be purchased is set forth in the schedule hereunder written:

And whereas the said Board have made due publication of the notices, and have duly served the same, according to the requirements of the Elementary Education Act, 1870, and have presented a petition to the Education Department praying that an Order may be made authorizing the said School Board to put in force the powers of the said Acts with respect to the purchase and taking of lands otherwise than by agreement, in which petition were stated all the matters required by the said Elementary Education Act to be stated therein, and the same hath been supported by such evidence as the said Education Department required:

And whereas the said Department, having considered the said petition and the proofs of the publication and service of the proper notices, have thought fit to proceed with the case, and have caused inquiry to be made in the district of the said Board wherein the said land is situate as to the propriety of the proposed Order:

Now, therefore, the said Department, having received a report after such inquiry, and having duly considered the same, do hereby declare that it is proper, and do hereby order accordingly, that the said Board be authorized to put in force, with reference to the piece of land set forth in the schedule hereunder written, the powers of the said Acts for the purchase and taking of lands otherwise than by agreement or any of them.

Signed this 1st day of May 1889.

(Signed) PATRICK CUMIN,
Secretary to the Education Department.

A.D. 1889.

SCHEDULE to the foregoing Order.

Parish of Leake, in the county of Lincoln.

A piece of land containing 2,450 square yards (more or less), being part of a close of arable land situate in the parish of Leake aforesaid, abutting on the highway leading from Stickney to Eastville station on the north, upon lands of Edmund Brown Waite, situate in the parish of Midville, on the west, and upon the remaining portion of the said close on the east and south, and now in the occupation of Edmund Brown Waite.

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