CHAPTER lxii.

An Act to confirm a Provisional Order made by the Education Department under the Elementary Education Act 1870 to enable the School Board for Wilmington to put in force the Lands Clauses Acts. [27th June 1895.] A.D. 1895.

WHEREAS the Education Department have made a Provisional Order under the authority of the Elementary Education Act 1870 on behalf of the School Board for Wilmington 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 as set out 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 Wilmington shall not under the powers of this Act or of the said Order purchase or acquire ten or more houses which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or except with the consent of the Local Government Board ten or more houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied.

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 domestic servants whose income does not exceed an average of thirty shillings

A.D. 1895.

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 (Wilmington) Act 1895.

THE SCHOOL BOARD FOR WILMINGTON COUNTY OF SUSSEX.

Provisional Order for putting in force the Lands Clauses Acts.

Whereas the School Board for the parish of Wilmington in the county of Sussex 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 Acts 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 authorising 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 authorised 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.

SCHEDULE TO THE FOREGOING ORDER. A.D. 1895.

The piece of land and hereditaments situate in the parish of Wilmington in the county of Sussex and bounded on the south by the main road leading from Polegate to Lewes on the east by the Wilmington Green and on the north and west by land belonging or reputed to belong to Major Attree and Miss Attree and now in the occupation of Thomas Levett also all appurtenances connected with the said land and hereditaments and containing an area of 12,000 square feet or thereabouts.

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