# CHAPTER clxx.

**An Act to confirm a Provisional Order of the Local Government Board for Ireland relating to Castleisland Waterworks.** [12th August 1889.]

A.D. 1889.

WHEREAS the Local Government Board for Ireland have made the Provisional Order set forth in the schedule hereunto annexed under the provisions of the Public Health (Ireland) Act, 1878: 41 & 42 Vict. c. 52.

And whereas it is requisite that the said Order should be confirmed by 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:

Order in schedule confirmed.

**1.** The said Order shall be and the same is hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force.

Short title.

**2.** This Act may be cited as the Local Government Board (Ireland) Provisional Order Confirmation (Castleisland Waterworks) Act, 1889.

[*Price 3d.*]

A.D. 1889.

# SCHEDULE.

*Castleisland Waterworks.*

## CASTLEISLAND WATERWORKS.

### The Local Government Board for Ireland.

### *Provisional Order.*

WHEREAS the town of Castleisland is included within the rural sanitary district consisting of the part of the Tralee Union not contained in any urban district, and the guardians of the poor of the said union, being the rural sanitary authority of the said rural sanitary district, are about to construct waterworks for the purpose of supplying the said town of Castleisland with water for drinking and domestic purposes, and have presented a petition to the Local Government Board for Ireland, in pursuance of the provisions of the Public Health (Ireland) Act, 1878, praying that they may be empowered to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement for the purposes of the said works:

41 & 42 Vict. c. 52. ss. 6, 61, 202, and 203.

And whereas the said petitioners have deposited at the office of the Local Government Board for Ireland, in Dublin, plans and a book of reference showing the works intended to be executed, and the lands, easements, lands covered with water, and rights to take and convey water required for the purposes of the said works:

And whereas all advertisements and notices required by the Public Health (Ireland) Act, 1878, having been previously published, served and given, the Local Government Board for Ireland has caused a local inquiry to be held as to the propriety of assenting to the prayer of the said petition, and it appears to the said Board to be proper to assent thereto:

And whereas, by an order of the Local Government Board for Ireland, dated the 12th day of March 1889, it was declared that the area of charge for the expenses to be incurred by the said rural sanitary authority in respect of the said waterworks, should be the townlands comprised within the Castleisland electoral division of the said union:

It is ordered by the Local Government Board for Ireland as follows:—

Compulsory powers to take lands, easements, and water.

1. From and after the time of the confirmation of this Order by Parliament, the guardians of the poor of the Tralee Union, acting as the sanitary authority of the rural sanitary district consisting of the said union, shall be empowered to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement, with reference to the lands, easements, land covered with water, and rights to take and convey water, described and shown in the said deposited plans and book of reference.

Interpretation of terms.

2. In this Order the expression "the Lands Clauses Acts" means the Lands Clauses Consolidation Act, 1845, as the same is amended by the Lands Clauses Consolidation Acts Amendment Act, 1860; the Railways Act (Ireland), 1851, the Railways Act (Ireland), 1860, the Railways Act (Ireland), 1864, and the Railways Traverse Act; and the words "land" and "lands" in the said Acts shall, for the purposes of this Order, extend to and include messuages, buildings, lands, easements, and hereditaments of any kind, and also lands covered with water, and rights to take and convey water.

Duration of compulsory powers.

3. The powers of compulsory purchase given by this Order shall not be exercised after the expiration of three years from the time of the confirmation of this Order by Parliament.

Costs and expenses of Order.

4. All costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, and of carrying this Order into effect, and of constructing the said works, shall be paid by the guardians of the poor of the Tralee Union as special expenses charged upon the area of charge defined in the said Order of the 12th day of March 1889.

Short title of Order.

5. This Order may be cited and referred to for all purposes as the Castleisland Waterworks Provisional Order, 1889.

Given under our hands and seal of office this twenty-fourth day of May in the year of our Lord one thousand eight hundred and eighty-nine.

(L.S.)

Henry Robinson
George Morris.
F. MacCabe.

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