CHAPTER cxvi.

An Act to confirm a Provisional Order of the Local Government Board for Ireland under the Labourers (Ireland) Act, 1883, relating to the Nenagh Union. A.D. 1884.

[14th July 1884.]

WHEREAS the Local Government Board for Ireland have, as regards the Nenagh Union above mentioned, made the Provisional Order set forth in the Schedule hereunto annexed, under the provisions of the Labourers (Ireland) Act, 1883: 46 & 47 Vict c. 60.

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:

1. The Order set out in the Schedule hereunto annexed 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. The Provisional Order in Schedule confirmed.

2. This Act may be cited as the Local Government Board (Ireland) Provisional Order Confirmation (Nenagh Union) Act, 1884. Short title.

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SCHEDULE.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

Nenagh.

NENAGH UNION.

Provisional Order in pursuance of the Labourers (Ireland) Act, 1883, *authorising the purchase and taking of Land otherwise than by agreement.*

WHEREAS representations have been made in pursuance of and in accordance with the provisions of the Labourers (Ireland) Act, 1883, to the guardians of the poor of the Nenagh Union (herein-after called the sanitary authority) with respect to the existing house accommodation for agricultural labourers and their families in sections of the sanitary district of the sanitary authority defined in such representations, which representations were accompanied by the certificates of the sanitary officers required by the said Act:

And whereas the sanitary authority have taken the said representations into their consideration at a meeting, of which the public and special notices required by the said Act were duly given and sent, and being satisfied of the truth of the said representations, and of the sufficiency of their resources, have passed a resolution that improvement schemes ought to be made in respect of such sections, and after passing such resolution have forthwith proceeded to make, and have made, improvement schemes accordingly:

And whereas the said representations were signed, in pursuance of the said Act, by not less than twelve persons rated for the relief of the poor within the sanitary district, and resident within the areas upon which the costs of the said schemes are by the said schemes proposed to be charged:

And whereas the said improvement schemes were, in pursuance of the provisions of the said Act, accompanied by maps, particulars, and estimates, which have been deposited in the office of the Local Government Board for Ireland (herein-after called the Local Government Board) in Dublin, and are herein-after called the deposited maps, particulars, and estimates:

And whereas upon the completion of the said schemes the sanitary authority complied with the provisions contained in the seventh section of the said Act, with respect to the publication of advertisements and the service of notices, and thereupon presented petitions to the Local Government Board, praying that Orders might be made confirming the said schemes, which said petitions were accompanied by copies of the said schemes, and contained the statements required by the said section, and were supported by such evidence as was required by the Local Government Board:

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And whereas on consideration of the said petitions, and on proof of the publication of the proper advertisements and the service of the proper notices, the Local Government Board thought fit to proceed with the cases, and directed a local inquiry to be held, in pursuance of the said Act, for the purpose of ascertaining the correctness of the representations made as to the sections (therein referred to), and the deficiency of houses for agricultural labourers, and the sufficiency of the schemes, and any local objections to be made to such schemes, and as to the propriety of confirming such schemes:

And whereas the Local Government Board have received the report made on such inquiry, and the Local Government Board think fit to make this Provisional Order confirming the said schemes, with certain alterations, and the schemes so altered are set out in the Schedule hereto:

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

Provisional confirmation of improvement schemes.

1. This Order shall not be of any validity until and unless it shall be confirmed by Act of Parliament. It is hereby declared that the limits of the sections of the sanitary district to which the improvement schemes set out in the Schedule hereunto annexed relate, and within which the sanitary authority are authorised by this Order to carry the said schemes into execution, are those described and set out in the said schemes and in the portions of the deposited maps and particulars therein referred to. From and after the time of the confirmation of this Order by Act of Parliament the sanitary authority shall be authorised to carry the said schemes into execution within the limits aforesaid.

Specification of contributory places.

2. The areas specified by the said schemes, as the areas upon which the costs to be incurred in carrying the schemes into execution shall be charged, shall be the contributory places for the purposes of the said Act, upon which the expenses under the said Act, and of obtaining and of executing this Order, shall be charged.

All the costs, charges, and expenses of the sanitary authority, preliminary to and of and incidental to receiving and considering the said representations, and of and incidental to the preparation and making of the said schemes, and of the application for this Order, and obtaining the confirmation of this Order by Parliament, and of executing the said schemes (save so far as the expenses of executing the schemes shall be defrayed by means of rents or other moneys received by the sanitary authority in pursuance of the Labourers (Ireland) Act, 1883, and of this Order) shall be special expenses of the sanitary authority within the meaning of Part V. of the Public Health (Ireland) Act, 1878, and shall accordingly be raised and levied by the sanitary authority within and upon the said contributory places in the manner provided by section 233 of the last-mentioned Act, or be paid by the sanitary authority out of moneys borrowed by the sanitary authority in pursuance of the Labourers (Ireland) Act, 1883, and of this Order.

Apportionment of expenses.

3. After the said schemes shall have been executed, or at such other time as the Local Government Board may order, the sanitary authority shall make an award declaring how much of the total amount of the costs,

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charges, and expenses incurred as aforesaid is chargeable to each of the contributory places specified in the Schedule hereto. Ten or more rate-payers, or any number of persons liable to be rated to one fifth of the whole rate of any such contributory place, if aggrieved by any such award, may send or deliver a memorial to the Local Government Board, stating their ground of complaint, and the said Board, after due inquiry (either local or otherwise), may make such Order in the matter as to it may seem equitable, and the Order so made shall be binding and conclusive on all parties concerned.

Provided that nothing contained in this section of this Order shall affect the liability of the sanitary authority, as between itself and any person or body corporate to whom it may become indebted in respect of any debt incurred in respect of or incidental to the said costs, charges, or expenses.

Compulsory powers of taking land, &c.

4. From and after the time of the confirmation of this Order by Act of Parliament, the sanitary authority 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 and premises described in the Schedule hereunto annexed, and which are included in the lands and premises described in the said schemes and deposited maps, particulars, and estimates, and are required for the purpose of carrying the said schemes into execution, within the limits defined by this Order.

Interpretation of terms.

5. In this Order the term "the Lands Clauses Acts" means and includes 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), 1864, and the Railways Traverse Act, and the term "land" in the said Acts shall for the purposes of this Order extend to and include lands, easements, lands covered with water, water, water rights, and rights to take and convey water.

Duration of compulsory powers of purchase conferred by this Order.

6. The compulsory powers of purchasing and taking land conferred by this Order shall not be exercised after the expiration of two years from the time of the confirmation of this Order by Parliament.

Short title of Order.

7. This Order may be cited and referred to for all purposes as the Nenagh Union Labourers Order, 1884.

SCHEDULE.

Improvement schemes of the sanitary authority as altered by the Local Government Board, and authorised by this Order to be carried into execution. Each scheme relates to the electoral division of the Nenagh Union mentioned at the head thereof, and such electoral division is the contributory place and area of charge for each scheme respectively. The first column of each scheme contains the number of cottages to be built on each townland mentioned in the

second column. The third column contains the reference number of each cottage and allotted plot in the deposited maps and particulars. A plot of land not exceeding one half a statute acre is allotted to each cottage. The compulsory powers of purchasing and taking land given by this Order extend to all the lands and premises included in the said schemes, except part of the lands included in Schemes No. 4 and No. 9.

Schemes No. 4 and No. 9 show the parts of lands included therein to which the said compulsory powers extend.

Scheme No. 1.—Abington Electoral Division.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
1	Foilduff - - - -	1
2	Knockacullin - - - -	2 and 3

Scheme No. 2.—Ballynaclogh Electoral Division.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
4	Grallagh - - - -	1, 7, 8, and 9
1	Ballinenagh - - - -	2
1	Ballynaclogh - - - -	4
2	Kilriffet - - - -	5 and 6

Scheme No. 3.—Birdhill Electoral Division.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
7	Birdhill - - - -	1, 2, 3, 4, 6, 7, 8
1	Gortybrigane - - - -	9
1	Cappanakeady - - - -	10
1	Ballinahinch - - - -	12

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Scheme No. 4.—Carrigatogher Electoral Division.

Part I.—Showing the Lands included in this Scheme.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
1	Capparoe - - - -	1
1	Lisbrien - - - -	2
1	Kiltyrome - - - -	3
1	Lisduff - - - - -	5
1	Erinagh - - - -	7
1	Carrigatogher (Abbott) - -	8

Part II.—Showing the parts of the Lands included in Part I. which the Sanitary Authority is authorised by this Order to purchase and take otherwise than by agreement. The compulsory powers given by this Order do not extend to any other Lands included in this Scheme.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
1	Lisbrien - - - -	2
1	Kiltyrome - - - -	3
1	Lisduff - - - - -	5
1	Erinagh - - - -	7
1	Carrigatogher (Abbott) - -	8
6		

Scheme No. 5.—Kilcomenty Electoral Division.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
1	Coole	1
1	Gortshane, West	2
1	Ballyard	3
1	Gortnavarnoge	9

Scheme No. 6.—Kilmore Electoral Division.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
1	Gortshaneroe	5
1	Cloonanagh	6
2	Garryard, West	7 and 8
1	Gorteenadiha	9

Scheme No. 7.—Kilnarath Electoral Division.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
1	Castlewaller	1
3	Newross	2, 3, and 4
1	Fiddane	6
1	Knocknamoheragh	8
2	Knockacappul	9 and 10

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Scheme No. 8.—Nenagh Electoral Division.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
1	Knockalton, Upper - - -	4
1	Knockalton, Lower - - -	5
2	Southhill - - - -	9 and 10
1	Rathnaleen, North - - -	11
3	Grange, Upper- - - -	12, 13, 14
2	Benedin - - - -	15 and 16
2	Belleen, Lower- - - -	19 and 20

Scheme No. 9.—Newport Electoral Division.

Part I.—Showing the Lands included in this Scheme.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
1	Clonbealy - - - -	1
2	Newport - - - -	2 and 3
4	Shower - - - - -	4, 5, 6, and 7
1	Foxhall - - - -	11
1	Garryteige - - - -	9
1	Rossarymore - - -	12
1	Cooldrisla - - - -	14
1	Derryleigh - - - -	15
8		

Part II.—Showing the parts of the Lands included in Part I. which the Sanitary Authority is by this Order empowered to purchase, and take otherwise than by agreement. The compulsory powers given by this Order do not extend to any other of the Lands included in this Scheme.

1. No. of Cottages to be built on each Townland.	2. Name of Townland where each Cottage is to be built.	3. Reference No. of each Cottage and allotted Plot in deposited Maps and Particulars.
1	Clonbealy - - - -	1
2	Newport - - - -	2 and 0
1	Foxhall - - - - -	11
1	Garryteige - - - -	9
1	Rossarymore - - - -	12
1	Cooldrisla - - - -	14
1	Derryleigh - - - -	15

Given under our Hands and Seal of Office, this Tenth day of May, in the Year of Our Lord One thousand eight hundred and eighty-four.

(Signed) Henry Robinson.
Charles Croker-King.
George Morris.

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