CHAPTER cvii.

An Act to confirm a Provisional Order made by the Local Government Board for Ireland under the Housing of the Working Classes Act, 1890, relating to the Town of Fermoy. [20th July 1894.]

A.D. 1894.

WHEREAS the Local Government Board for Ireland have made the Provisional Order set forth in the schedule hereto, under the provisions of the Housing of the Working Classes Act, 1890: 53 & 54 Vict. c. 70.

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 hereto is hereby confirmed, and all the provisions thereof shall have full validity and force. Order in schedule confirmed.

2. This Act may be cited as the Local Government Board (Ireland) Provisional Order Confirmation (No. 1) Act, 1894. Short title.

[*Price 3d.*]

A.D. 1894.

SCHEDULE.

The Local Government Board for Ireland.

Fermoy.

TOWN OF FERMOY.

PROVISIONAL ORDER.

17 & 18 Vict. c. 103.
41 & 42 Vict. c. 52.
53 & 54 Vict. c. 70.

Whereas the town commissioners of the town of Fermoy in the county Cork, under the Towns Improvement (Ireland) Act, 1854 (herein-after called the sanitary authority), are the urban sanitary authority of the district consisting of the said town, under the Public Health (Ireland) Act, 1878;

And whereas Part III. of the Housing of the Working Classes Act, 1890, has been adopted in the said district, and the sanitary authority have presented a petition to the Local Government Board for Ireland (herein-after called the Local Government Board) 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 land otherwise than by agreement with reference to certain lands and premises required for the purpose of carrying the said part of the said Act into execution;

And whereas the sanitary authority have deposited at the office of the Local Government Board in Dublin plans and a book of reference (herein-after called the deposited plans and book of reference) showing the said lands and premises required for the said purpose;

And whereas all necessary advertisements and notices having been previously duly published, served, and given, the Local Government Board have 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 Local Government Board to be proper to assent thereto:

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

Compulsory power to take lands and premises.

1. From and after the confirmation of this Order by 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 land otherwise than by agreement with reference to the lands and premises described in the deposited plans and book of reference.

Restriction of power to take houses of labouring class.

2. The sanitary authority shall not, under the powers of this 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 clause, the expression "labouring class" includes mechanics, artisans, 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 week, and the families of any such persons who may be residing with them.

Costs of Order.

3. The costs and expenses of and incident to the application for, making, and confirmation of this Order shall be paid by the sanitary authority by means of the rate leviable by them under the sixtieth section of the Towns Improvement (Ireland) Act, 1854.

17 & 18 Vict. c. 103.

Duration of Order.

4. The compulsory powers of taking lands and other premises given by this Order shall not be exercised after the expiration of three years from the confirmation of this Order.

Short title of Order.

5. This Order may be cited for all purposes as the Fermoy Provisional Order, 1894.

Given under our hands and seal of office, this third day of January, in the year of our Lord one thousand eight hundred and ninety-four.

(L.S.)

(Signed) George Morris.
(„) F. MacCabe.
(„) H. A. Robinson.

Printed by Eyre and Spottiswoode,
FOR
T. Digby Pigott, Esq., C.B., the Queen's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from
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