# CHAPTER xliii.

An Act to confirm a Provisional Order of the Local Government Board for Ireland relating to Belfast. A.D. 1898.

[1st July 1898.]

WHEREAS the Local Government Board for Ireland have made the Provisional Order set forth in the schedule hereto:

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

Short title.

**2.** This Act may be cited as the Local Government Board (Ireland) Provisional Order Confirmation (No. 4) Act 1898.

[*Price* 3*d.*]

A.D. 1898.

# SCHEDULE.

*Belfast.* THE LOCAL GOVERNMENT BOARD FOR IRELAND.

## PROVISIONAL ORDER.

*Amending Section* 48 (1) *of the Belfast Corporation Act* 1896.

WHEREAS by the Belfast Corporation Act 1896 (herein-after called the Act of 1896) the boundary of the city was extended so as to comprise in the city the townlands and parts of townlands and other lands specified in the Second Schedule to the said Act so far as the same were not then within the boundary of the existing city and it was enacted that the said townlands and parts of townlands and other lands so added to the existing city (herein-after called the added area) should for all purposes form part of the city of Belfast:

And whereas by the extension of the boundaries of the city owners and occupiers of premises in the added area became liable to rates levied by the lord mayor aldermen and citizens of Belfast (herein-after called the Corporation) under the Municipal Corporations (Ireland) Acts 1840 to 1888 the Public Parks (Ireland) Act 1869 the Public Parks (Ireland) Act 1869 Amendment Act 1872 the Public Libraries (Ireland) Acts 1855 to 1894 the Public Health (Ireland) Acts 1878 to 1896 the Act of 1896 and the several local Acts mentioned in the First Schedule to the Act of 1896:

And whereas by the fourth section of the Act of 1896 it is enacted that in the said Act unless the context otherwise requires the expression "local Acts" means the Acts specified in the First Schedule to the said Act so far as the same are in force and unrepealed:

And whereas it is enacted by sub-section (1) of the forty-eighth section of the Act of 1896 that owners and occupiers of all rateable property within the added area who shall pay any rate made in respect thereof under the local Acts within three months after such rate shall have been made shall be allowed a discount of twenty-five per centum upon such rate for a period of ten years from the first day of January 1898:

And whereas the Corporation have presented a petition to the Local Government Board for Ireland (herein-after called the Local Government Board) stating that when the Bill for the Act of 1896 was before Parliament it was arranged between the Corporation and a number of inhabitants of the added area that the owners and occupiers of all rateable property within the said area who should pay any rate made by the Corporation in respect thereof within three months after such rate should have been made should be allowed a discount of twenty-five per centum upon such rate for a period of ten years from the first of January 1898 and that by this arrangement the terms of which

A.D. 1898.

*Belfast.*

were widely circulated at the time all municipal rates payable by such owners and occupiers were intended to be included but that in drafting sub-section (1) of section 48 of the Bill to carry out the said agreement the words "under the local Acts" were by mistake inserted which by the definition section 4 of the Act meant those specified in the First Schedule to the Act and consequently that the section does not apply as it was intended to do and as it was believed at the time it would do to the other rates levied by the Corporation under Public Acts such as the borough rate the public park rate the public libraries rate the public health rate and the district sewer rate under the Act of 1896 which were intended to be but were not embraced in the said section and that consequently the Corporation are unable to allow the said discount on such rates without an amendment of the said section and that they are desirous of keeping faith with the ratepayers and request an amendment of the said section so as to embrace all the municipal rates whether levied under any local or public Acts and the Corporation by the said petition prayed that section 48 sub-section 1 of the Act of 1896 should be amended by substituting for the words "the local Acts" therein the words "any existing Act whether public and general or local and personal and also under this Act":

And whereas notice of the purport of the proposed Provisional Order having been previously given by advertisement in the manner prescribed by the Public Health (Ireland) Act 1878 the Local Government Board have caused a local inquiry to be held with respect to the propriety of assenting to the prayer of the said petition and it appears to the Local Government Board that the statements contained in the said petition are correct and no opposition has been offered by any person to the proposed Provisional Order:

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

Amendment of the Belfast Corporation Act 1896 s. 48 (1).

1. Upon the confirmation of this Order by Parliament section 48 sub-section (1) of the Act of 1896 shall be amended as follows:—The words therein contained "any rate made in respect thereof under the local "Acts" shall be struck out and there shall be substituted for the said words the words "any rate other than poor rate or county cess made in "respect thereof under any Act in force for the time being including "this Act."

Costs of Order.

2. The costs charges and expenses of and incidental to the application for preparing obtaining and confirming this Order shall be paid by the Corporation out of the rate called the general purposes rate.

Short title of Order.

3. This Order may be cited and referred to as the Belfast (Local Act Amendment) Provisional Order 1898.

Given under our hands and seal of office this eleventh day of May in the year of our Lord one thousand eight hundred and ninety-eight.

(L.S.) (Signed) H. A. Robinson.
T. J. Stafford.

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