CHAPTER xxiv.

An Act to confirm a Provisional Order made by the Local Government Board for Ireland under the Public Health (Ireland) Act, 1878, relating to the Rural Sanitary District of Strabane. [18th June 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 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:—

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. 8) Act, 1894. Short title.

A.D. 1894.

SCHEDULE.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

Sion, Liggartown, and Ballyfatten.

SION, LIGGARTOWN, AND BALLYFATTEN WATER-WORKS.

PROVISIONAL ORDER.

WHEREAS the Guardians of the Poor of the Strabane Union (herein-after called the sanitary authority), being the sanitary authority of the rural sanitary district consisting of the Strabane Union, are about to construct waterworks to provide a supply of water for drinking and domestic purposes for the village of Sion, and the adjoining districts of Liggartown and Ballyfatten, in the said sanitary district, and have presented a petition to the Local Government Board for Ireland (herein-after called the Local Government Board), in pursuance of the provisions of the Public Health (Ireland) Act, 1878, praying that they may be allowed 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 certain lands and premises required for the said works:

41 & 42 Vict. c. 52.

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 lands and premises required for the said purposes:

41 & 42 Vict. c. 52.

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 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, save so far as it relates to certain premises therein comprised and herein-after mentioned, and subject to the conditions herein-after stated:

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

Compulsory powers to take lands and other 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, lands covered with water, water, rights to take and convey water, easements, rights of way, and other premises described in the deposited plans and book of reference, except the lands numbered respectively 28, 31, 32, and 33 in the deposited plans and book of reference.

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Sion, Liggartown, and Ballyfatten.

In the case of each spring, stream, and site for a tank included in the deposited plans and book of reference, and which the sanitary authority are hereby authorised to take compulsorily, the sanitary authority shall, when it appears to the arbitrator appointed under the Lands Clauses Acts to be proper to do so, provide by means of a drinking fountain or otherwise for a sufficient quantity of water being supplied for the use of the occupiers of the land wherein such spring or stream is situated, and also for the supply of any flax dams for steeping flax used by such occupiers. The sufficiency of such drinking fountains or other works and the sufficiency of the water supply thereby provided shall be determined by the aforesaid arbitrator and his determination on the matter shall be included in his award. For the purposes of this Order the word "land" in the Lands Clauses Acts shall extend to and include the said lands, lands covered with water, water, rights to take and convey water, easements, rights of way, and other premises.

Costs of Order.

2. The costs, charges, and expenses of and incidental to the application for, preparation of, obtaining, and confirming this Order shall be paid by the sanitary authority, and shall be deemed to be special expenses of the sanitary authority incurred in the execution of the Public Health (Ireland) Act, 1878, and shall be chargeable upon the contributory places on which the expenses of the said waterworks shall be chargeable.

41 & 42 Vict. c. 52.

Duration of compulsory powers.

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

Short title of Order.

4. This Order may be cited and referred to for all purposes as the Sion Waterworks Provisional Order, 1894.

Given under our Hands and Seal of Office this Eighteenth day of April, in the year of our Lord one thousand eight hundred and ninety-four.

(L.S.) (Signed) F. MACCABE.
H. A. ROBINSON.

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