CHAPTER cxxii.

An Act for confirming certain Provisional Orders of the Local Government Board for Ireland relating to the Borough of Belfast and the City of Dublin. [23d July 1877.]

[A.D. 1877.

WHEREAS the Local Government Board for Ireland have, as regards the borough of Belfast and the city of Dublin, made the Provisional Orders set out in the schedule to this Act annexed, under the provisions of the Artizans and Labourers Dwellings Improvement Act, 1875:

And whereas it is requisite that the said Provisional Orders 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:

Orders in schedule confirmed.

1. The said Orders set out in the schedule to this Act annexed shall be and the same are hereby confirmed, and all the provisions of the same respectively 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 Orders (Artizans and Labourers Dwellings) Confirmation Act, 1877.

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SCHEDULE.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

BOROUGH OF BELFAST.

Provisional Order for confirming an Improvement Scheme under the Artizans and Labourers Dwellings Improvement Act, 1875.

To the Mayor, Aldermen, and Burgesses of the Borough of Belfast, being the Urban Sanitary Authority of that Borough; and to all others whom it may concern.

WHEREAS the Artizans and Labourers Dwellings Improvement Act, 1875, provides for the making of schemes for the improvement of any areas in urban sanitary districts in Ireland containing, according to the last published census for the time being, a population of twenty-five thousand and upwards, which, in the opinion of the local authorities for such districts, are unhealthy areas within the meaning of that Act; and it provides that a local authority, on being satisfied by official representation, made in accordance with the provisions of that Act, of the unhealthiness of any such areas, shall pass a resolution to the effect that such area is an unhealthy area, and that an improvement scheme ought to be made in respect thereof, and shall, after passing such resolution, forthwith proceed to make a scheme accordingly; and the said Act further provides that, in respect of each urban sanitary district, the urban sanitary authority thereof shall be the local authority for the purposes of that Act:

And whereas the borough of Belfast, in the counties of Antrim and Down, is an urban sanitary district, containing, according to the last published census, a population of twenty-five thousand and upwards, and the mayor, aldermen, and burgesses of the borough, acting by the town council, are the urban sanitary authority of such district:

And whereas an official representation having been made to the said urban sanitary authority, in accordance with the provisions of the said Act, that the houses in a certain area within the said district are unfit for human habitation, and also that the evils connected with the said houses and the sanitary defects of the said area cannot be effectually remedied otherwise than by an improvement scheme for the re-arrangement and re-construction of the streets and houses within the said area; and the urban sanitary authority, being satisfied of the truth of such representation, and of the sufficiency of their resources, have resolved that the area described in the said representation is an unhealthy area, and that an improvement scheme ought to be made in respect of such area:

And whereas the said urban sanitary authority, after the passing of the said resolution, made an improvement scheme, accompanied by maps, plans, particulars, and estimates, which scheme is as follows:—

1. This scheme may be cited as "The Belfast Improvement Scheme, 1877:"
2. In this scheme "the borough" means "the borough of Belfast," "the corporation" means "the mayor, aldermen, and burgesses of the borough," "the town clerk" and "the surveyor" mean respectively "the town clerk and the surveyor of the borough," and "the plan" means the plan which accompanies this scheme:
3. The unhealthy area included in this scheme is the area delineated and indicated on the plan; a duplicate of the plan is deposited at the office of the town clerk; and copies of the plan or any part or parts thereof, certified by the surveyor, shall be received in all courts of justice and elsewhere as evidence of the contents thereof respectively:
4. For making the scheme efficient for sanitary purposes it is necessary to include therein the lands and buildings required for widening the existing approaches to the area referred to in the consulting sanitary officer's official representation, and otherwise for opening out the same for the purposes of ventilation and health:
5. This scheme will include the following streets and courts, viz.: Hudson's Entry, Ritchie's Place, Smithfield Court, Smithfield Place, and Hudson's Court, and some houses adjoining and lying between Hudson's Entry, Ritchie's Place, and North Street:
6. The corporation may enter on, take compulsorily, and deal with, for the purposes of this scheme, all or any of the lands delineated on the plan:
7. The corporation may lay out, form, pave, sewer, and complete, in the lines shown on the plan, a new street extending in a direction generally south-westerly from North Street to Smithfield Square, with such alterations of level, stopping up, widening, or diversion of existing streets, and otherwise as are shown on the plans, or as may hereafter be determined by the corporation to be necessary or proper for the purposes of this scheme:
8. In laying out the new street and executing the approaches and communications shown on the plan, the corporation may deviate from the lines shown on the plan to any extent within the limits of deviation marked thereon, and beyond those limits with the consent of the owners, lessees, and occupiers of the lands through which a deviation is made, but not otherwise:
9. The corporation may from time to time appropriate any parts of the unhealthy area, and also all or any part of the site delineated and indicated on the plan to be acquired for the erection of suitable dwellings for such of the working class as shall be removed from the said area, and may take by agreement such site in fee-farm for that purpose; and they shall provide either by appropriation of some parts of the unhealthy area, and of such site and ground respectively, and by securing the erection of suitable dwellings thereon, or in some other manner, for

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accommodation of at least as many persons of the working class as will be from time to time displaced within the unhealthy area:

10. All dwelling-houses to be erected in accordance with this scheme shall have at least three apartments, and a yard containing not less than one hundred superficial feet attached thereto, and be well and substantially built; and shall be so situated and constructed as to secure efficient ventilation, and shall be furnished with a proper water supply and with proper drainage and other sanitary appliances and apparatus to the satisfaction of the corporation; and the corporation shall enforce the execution and maintenance of all other proper sanitary arrangements within the area and site shown on the plan:

11. The corporation shall as soon as practicable after the passing of an Act authorising this scheme proceed to carry the same into execution, but they may from time to time purchase and deal with parts of the lands within the unhealthy area without being required to purchase and deal with the whole of the lands within that area:

12. The expenses of the execution of this scheme (so far as they are not defrayed out of receipts of the corporation pursuant to the Artizans and Labourers Dwellings Improvement Act, 1875), and the costs, charges, and expenses preliminary to and of and incidental to the preparation of this scheme, and the application for the Order confirming the same, and the obtaining the confirmation by Parliament of such Order, shall be paid by the corporation out of the local rates as defined by the said Act (sec. 21) or out of moneys borrowed in pursuance of the said Act:

And whereas, in order to provide for the accommodation in suitable dwellings of as many of the working class as will be displaced by carrying out the said scheme, the urban sanitary authority has by agreement, dated the fifteenth day of February one thousand eight hundred and seventy-seven, between Thomas Andrew Pinkerton, of Oakhampton, in Devonshire, in England, Esquire, of the one part, and the said urban sanitary authority of the other part, agreed to take a fee-farm grant of a piece of land situate on the south side of Ross Street, in the town of Belfast, containing 1 A. 2 R. 31 P. or thereabouts, and which is the site referred to in the said scheme:

And whereas the estimate of expenses which accompanied the said scheme showed as follows:—

	£
Cost of land and buildings - - - - -	8,694
Cost of forming street (flagged footways, pebble carriageway) -	680
Cost of site for artizans dwellings - - - -	2,000
Incidental expenses and contingencies - - - -	500
Gross total -	11,874
Less value of building ground and capitalised ground-rents -	3,880
Net cost -	7,994

And whereas the said urban sanitary authority having complied with the provisions contained in section 6 of the above-recited Act, with respect to the publication of an advertisement and the services of notices, presented a petition to the Local Government Board for Ireland, praying that an order might be made confirming the said scheme, which petition was accompanied by a copy of the said scheme, and a statement of the owners or reputed owners and lessees or reputed lessees who had dissented in respect of the taking of their lands, and was supported by such evidence as the Local Government Board for Ireland required:

And whereas, on consideration of the petition and on proof of the publication of the proper advertisements and the service of the proper notices, the Local Government Board for Ireland thought fit to proceed with the case, and directed a local inquiry to be held in accordance with the provisions of section 6 of the said Act:

And whereas upon a local inquiry being directed, an inspector was sent by the Local Government Board for Ireland to the area to which such inquiry related, for the purpose of making an inquiry into the correctness of the official representation made to the said urban sanitary authority as to such area being an unhealthy area, and into the sufficiency of the scheme provided for its improvement, and into any local objections to such scheme:

And whereas before commencing such inquiry the inspector made public by advertisement his intention to make such inquiry, and stated the time and place at which he would be prepared to hear all persons desirous of being heard upon the subject thereof, in accordance with the provisions of section 17 of the above-recited Act:

And whereas a report has been made upon such inquiry, and has been received by the Local Government Board for Ireland:

Now therefore, We, the Local Government Board for Ireland, in pursuance of the powers given by the Statutes in that behalf, do hereby confirm the improvement scheme made by the urban sanitary authority of the borough of Belfast as aforesaid, and do hereby declare the limits of the area to which the said scheme relates to be as follows, viz.:—

The area situated in the townland of Townparks, parish of Shankill, borough of Belfast, and county of Antrim, indicated and delineated on the plan accompanying the said scheme, and coloured green and blue on said plan, duplicates of which plan have been deposited at the office of the Local Government Board for Ireland in Dublin, and in the office of the town clerk of the borough of Belfast in Belfast:

And we do hereby authorise such scheme to be carried into execution as soon as this Order shall have been confirmed by Act of Parliament.

Given under our hands and seal of office, this eleventh day of May 1877.

(Signed) A. Power.
R. M. Bellew.
Charles Croker-King.

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THE LOCAL GOVERNMENT BOARD FOR IRELAND.

CITY OF DUBLIN.

Provisional Order for confirming an Improvement Scheme under the Artizans and Labourers Dwellings Improvement Act, 1875.

To the Lord Mayor, Aldermen, and Burgesses of the City of Dublin, in the County of Dublin, being the Urban Sanitary Authority for that City; and to all whom it may concern.

WHEREAS the Artizans and Labourers Dwellings Improvement Act, 1875, provides for the making of schemes for the improvement of any areas in urban sanitary districts in Ireland containing, according to the last published census for the time being, a population of twenty-five thousand and upwards, which, in the opinion of the local authorities for such districts, are unhealthy areas within the meaning of that Act; and it provides that a local authority, on being satisfied by official representation, made in accordance with the provisions of that Act, of the unhealthiness of any such area, shall pass a resolution to the effect that such area is an unhealthy area, and that an improvement scheme ought to be made in respect thereof, and shall, after passing such a resolution, forthwith proceed to make a scheme accordingly; and the said Act further provides that, in respect of each urban sanitary district, the urban sanitary authority thereof shall be the local authority for the purposes of that Act:

And whereas the city of Dublin, in the county of Dublin, is an urban sanitary district, containing, according to the last published census, a population of twenty-five thousand and upwards, and the Lord Mayor, aldermen, and burgesses, acting by the council, are the urban sanitary authority of such district:

And whereas official representations having been made to the said urban sanitary authority, in accordance with the provisions of the said Act, that, amongst others, certain areas in the scheme therein-after mentioned called Area No. 1 Coombe, and Area No. 2 Boyne Street, are unfit for human habitation, and that the evils connected with such unhealthy areas and the sanitary defects in such areas cannot be effectually remedied otherwise than by an improvement scheme for the re-arrangement and re-construction of the streets and houses within the said areas, or of some of such streets and houses; and the urban sanitary authority, being satisfied of the truth of such representations, and of the sufficiency of their resources, have resolved that the areas described in the said representations are unhealthy areas, and that an improvement scheme ought to be made in respect of such areas:

And whereas the said urban sanitary authority, after the passing of the said resolution, made an improvement scheme, in pursuance of the said Acts, accompanied by estimates, maps, plans, and particulars:

And whereas the estimate of expense accompanying the said scheme is as follows:—

Estimate of expense of the purchase of the Coombe Area, No. 1 - - - - -	£18,386	5	0
Estimate of expense of the purchase of the Boyne Area, No. 2 - - - - -	12,421	0	0
And whereas the contingent expenses have been estimated to be - - - - -	5,971	5	0
Making the total estimate of expense - -	£36,778	10	0

And whereas a schedule was appended to the said scheme which showed the names of the owners or reputed owners and the lessees or reputed lessees who have dissented in respect of taking their lands:

And whereas the said urban sanitary authority, having complied with the provisions contained in section 6 of the above-recited Act, with respect to the publication of advertisements and the service of notices, presented a petition to the Local Government Board for Ireland, who are in that Act referred to as the confirming authority, praying that an Order might be made authorising such scheme, or any part thereof, to be carried into execution, and declaring the limits of the area to which the same relates, which petition was accompanied by a copy of the said scheme and a statement of the owners or reputed owners and lessees or reputed lessees who had dissented in respect of the taking of their lands, and was supported by such evidence as the Local Government Board for Ireland required:

And whereas, on consideration of the petition, and on proof of the publication of the proper advertisements and the service of the proper notices, the Local Government Board for Ireland thought fit to proceed with the case, and directed a local inquiry to be held in accordance with the provisions of section 6 of the said Act:

And whereas upon a local inquiry being directed, an inspector of the said Board was sent by them to the areas to which such inquiry related, for the purpose of making an inquiry into the correctness of the official representations made to the said urban sanitary authority as to such areas being unhealthy areas, and into the sufficiency of the scheme provided for their improvement, and into any local objections to such scheme:

And whereas before commencing such inquiry the inspector made public by advertisement his intention to make such inquiry, and stated the time and place at which he would be prepared to hear all persons desirous of being heard upon the subject thereof, in accordance with the provisions of section 17 of the above-recited Act:

And whereas report has been made upon such inquiry, and has been received by the Local Government Board for Ireland:

And whereas, on receiving the said report, and on considering the same and the evidence taken by the said inspector, it was considered by the Local Government Board for Ireland that the said scheme should be modified in

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certain particulars, but such modification in no respect alters the estimated expense of the scheme, nor makes any addition to the lands in the scheme proposed to be taken compulsorily:

And whereas the said scheme so modified is as follows:—

Scheme made by the Lord Mayor, aldermen, and burgesses of the city of Dublin, being the urban sanitary authority acting as the local authority under the Artizans and Labourers Dwellings Improvement Act, 1875, for the improvement of two unhealthy areas within the said city, as modified by the Local Government Board for Ireland.

1. The scheme may be cited as "The Dublin Improvement Scheme, 1877."
2. In this scheme "the city" means "the city of Dublin," "the Corporation" means "the Lord Mayor, aldermen, and burgesses of the city," "the town clerk" and "the city engineer and surveyor" mean respectively "the town clerk and the city engineer and surveyor of the city," and "the plans" mean the plans which accompany this scheme:
3. The unhealthy areas included in this scheme are the areas delineated and indicated on the plans; duplicates of the plans are deposited at the office of the town clerk; and copies of the plans or any part or parts thereof, certified by the engineer and surveyor, shall be received in all courts of justice or elsewhere as evidence of the contents thereof respectively:

4 For making the scheme efficient for sanitary purposes, it is necessary to include therein the lands and buildings delineated on the plans in addition to those areas referred to in the consulting sanitary officer's representation, and otherwise for opening out the same for the purposes of ventilation and health:

5. The scheme will include the following streets and courts, viz.:—

Area No. 1.

The entire district bounded on the south by the Upper Coombe, on the west by Pimlico, on the north by Cole Alley, and on the east by Meath Street, including all houses and lands therein, as delineated on the plan.

Area No. 2.

Nos. 33 to 47, Denzille Street, inclusive, both sides of Bass Place, Stable Lane, Back Lane, Merrion Market, Nos. 30 to 37, Sandwith Street, inclusive, and Nos. 24 to 33, Boyne Street, inclusive, as delineated on the plan.

6. The Corporation may enter on, take compulsorily, and deal with, for the purposes of this scheme, all or any of the land delineated on the plans:
7. The Corporation may lay out, form, pave, sewer, and complete such new streets, with such alterations of level, stopping up, widening, or diversion of existing streets, or otherwise, within the areas No. 1 and No. 2, as they may hereafter determine to be necessary and proper for the purposes of this scheme:

8. The Corporation may from time to time appropriate any parts of the unhealthy areas, and also all or any parts of the sites delineated and indicated on the plans, to be acquired for the erection of suitable dwellings for such of the working classes as shall be removed from the said areas, and may take by agreement such sites in fee-farm for that purpose; and they shall provide, either by appropriation of some parts of the unhealthy areas, and of such sites or grounds respectively, and by securing the erection of suitable dwellings thereon, or in some other manner, for the accommodation of at least as many persons of the working class as will be from time to time displaced within the unhealthy areas:

9. All dwelling-houses to be erected in accordance with this scheme shall be well and substantially built; and shall be so situated and constructed as to secure efficient ventilation, and shall be furnished with a proper water supply, and with proper drainage and other sanitary appliances and apparatus to the satisfaction of the Corporation; and the Corporation shall enforce the execution and maintenance of all proper sanitary arrangements within the area and site shown on the maps:

10. The Corporation shall, as soon as practicable after the passing of the Act authorising this scheme, proceed to carry the same into execution, but they may from time to time purchase and deal with part of the lands within the areas delineated without being required to purchase and deal with the whole of the lands within those areas:

11. The expenses of the execution of this scheme (so far as they are not defrayed out of receipts of the Corporation, pursuant to the Artizans and Labourers Dwellings Improvement Act, 1875), and the costs, charges, and expenses preliminary to and of and incidental to the preparation of this scheme, and the application for the Order confirming the same, and the obtaining the confirmation by Parliament of such Order, shall be paid by the Corporation out of the local rates as defined by the said Act (sec. 21) or out of moneys borrowed in pursuance of the said Act:

Now therefore, we, the Local Government Board for Ireland, in pursuance of the powers given by the statutes in that behalf, do hereby confirm the said scheme made by the urban sanitary authority of the city of Dublin, and modified by us, the Local Government Board for Ireland, as aforesaid:

And we do hereby declare the limits of the areas to which the said scheme, modified as aforesaid, relates to be as follows, viz.:—

Area No. 1.

The entire district bounded on the south by the Upper Coombe, on the west by Pimlico, on the north by Cole Alley, and on the east by Meath Street, including all the houses and lands thereon, situate in the parish of St. Catherine and city of Dublin:

Area No. 2.

Nos. 33 to 47, Denzille Street, inclusive, both sides of Bass Place, Stable Lane, Back Lane, Merrion Market, Nos. 30 to 37, Sandwith

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Street, inclusive, and Nos. 24 to 33, Boyne Street, inclusive, situate in the parish of St. Mark, and city of Dublin:

Which said areas, Number 1 and Number 2, are delineated and described in the maps annexed to this Order, and also in the said plans and book of reference thereto, duplicates whereof have been deposited in the office of the Local Government Board for Ireland, and at the office of the town clerk of the city of Dublin, in the said city of Dublin:

And we do hereby authorise the said scheme, modified as aforesaid, to be carried into execution as soon as this Order shall have been confirmed by Act of Parliament.

Given under our hands and seal of office, this sixteenth day of May 1877.

(Signed) A. Power.
Charles Croker-King.

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