CHAPTER xxxii.

An Act to confirm certain Provisional Orders of the Local Government Board for Ireland relating to the towns of Ballymena, Clonmel, Fermoy, and Letterkenny. A.D. 1882.

[19th June 1882.]

WHEREAS the Local Government Board for Ireland have, as regards the towns herein mentioned, made the Provisional Orders set forth in the Schedule hereunto annexed, under the provisions of the Public Health (Ireland) Act, 1878: 41 & 42 Vict. c. 52.

And whereas it is requisite that the said 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:

1. The Orders set out in the Schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force. The Provisional Orders in Schedule confirmed.

2. This Act may be cited as the Local Government Board (Ireland) Provisional Orders Confirmation (Ballymena, &c.) Act, 1882. Short title.

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SCHEDULE.

1. Ballymena Order.
2. Clonmel Order.
3. Fermoy Order.
4. Letterkenny Order.

The Local Government Board for Ireland.

TOWN OF BALLYMENA.

Provisional Order.

17 & 18 Vict. c. 103. WHEREAS the Towns Improvement (Ireland) Act, 1854, has been adopted and is in force in the town of Ballymena, situate in the baronies of Lower Toome and Lower Antrim, in the county of Antrim:

And whereas the population of the said town, according to the last Parliamentary Census, exceeds six thousand, and the Town Commissioners of the

41 & 42 Vict. c. 52. s 4. said town elected and acting under the provisions of the said Act of 1854,

42 & 43 Vict. c. 57. s. 2. constitute the Sanitary Authority of the Urban Sanitary District consisting of the said town, and are incorporated for the purposes of the Public Health (Ireland) Act, 1878, under the title of the Sanitary Authority of the town of Ballymena:

41 & 42 Vict. c. 52. s. 206. And whereas the said Sanitary Authority have made an application to the Local Government Board for Ireland, to transfer from the grand jury of the county of Antrim to such Sanitary Authority the jurisdiction, power, and authority with respect to roads, bridges, footpaths, and public works within the said town vested in such grand jury under any Act or Acts, and for other purposes relating to such transfer:

41 & 42 Vict. c. 52. s. 214. And whereas all notices and advertisements required by the Public Health (Ireland) Act, 1878, having been previously duly served, given, and published, the Local Government Board for Ireland have caused to be made a local inquiry in pursuance of the provisions of the said Act:

And whereas the grand jury of the county of Antrim have, by presentment dated the twentieth day of March, one thousand eight hundred and eighty-two, consented to the making of this Order:

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It is ordered by the Local Government Board for Ireland as follows:

Transfer of powers of the Grand Jury to Sanitary Authority.

1. From the time of the confirmation of this Order by Act of Parliament, all jurisdiction, power, and authority with respect to roads, bridges, and footpaths, and public works within the said town of Ballymena (except public works concerning and chargeable on the said county of Antrim at large), vested in the grand jury of Antrim under any Act or Acts, shall be transferred from the said grand jury to the said Sanitary Authority of the town of Ballymena. After such transfer it shall not be lawful for such grand jury to make any presentment with regard to any road, bridge, or public work within the town, except public works chargeable on the said county at large. And lands and premises within the said town shall not be liable to any grand jury cess in respect to any baronial presentment respecting roads, bridges, footpaths, or other public works.

Provision for the payment of the balance of Grand Jury Cess to which the District remains liable.

2. From the time of the confirmation of this Order by Act of Parliament, the secretary of the grand jury of the county of Antrim shall, immediately after each assizes, furnish to the said Sanitary Authority a certificate in writing, signed by him, stating the balance of grand jury cess to which the said Sanitary District remains liable; and the Sanitary Authority shall, within thirty days after the delivery of such certificate, pay the amount of the said certificate to the treasurer for the time being of the county of Antrim, whose receipt shall be a sufficient discharge for the same.

Proviso for contributions to the expenses of roads, &c., in the surrounding baronies.

3. The Sanitary Authority shall in each year contribute to the cost of the making and maintaining the roads, bridges, and footpaths in the portions of the baronies of Lower Antrim and Lower Toome lying outside the said Sanitary District, the following sums, namely, in respect to Lower Antrim the sum of thirty-four pounds seventeen shillings and fourpence in each year, and in respect of Lower Toome the sum of one hundred and sixty-five pounds two shillings and eightpence in each year; and the said two sums of thirty-four pounds seventeen shillings and fourpence and one hundred and sixty-five pounds two shillings and eightpence shall be lodged by the Sanitary Authority, within one month after the day fixed for the payment of the general assessment rate in the said town in each year, with the treasurer for the time being of the county of Antrim, whose receipt shall be a sufficient discharge for the same.

Proviso for representing the Sanitary Authority at Presentment Sessions.

4. The said Sanitary Authority shall be represented at the Presentment Sessions of the said Baronies of Lower Antrim and Lower Toome as follows:—the Sanitary Authority, at an ordinary meeting, to be held in the month of November in each year, shall, by a resolution of the said Sanitary Authority, made and recorded in the minutes of their proceedings in the same manner as other resolutions are made and recorded by them, nominate one of the Town Commissioners of Ballymena to represent the Sanitary Authority at the Presentment Sessions of the Barony of Lower

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Antrim, and two of the said Town Commissioners to represent the Sanitary Authority at the Presentment Sessions of the Barony of Lower Toome. In case of the death or resignation of any Town Commissioners thus nominated, and in case of any vacancy otherwise occurring amongst the nominated Town Commissioners, the said Sanitary Authority shall, with all convenient speed, nominate by such resolution as aforesaid a Town Commissioner to fill such vacancy. Each Town Commissioner nominated to represent the Sanitary Authority shall continue to hold such office from the time of his nomination until the next annual election of representative Town Commissioners, unless his office shall have been previously vacated. The Town Commissioners thus nominated shall represent the Sanitary Authority at the said Presentment Sessions respectively until the nomination of their successors in the manner aforesaid in the next ensuing year. The Town Commissioners representing the Sanitary Authority at each of the said Sessions respectively shall have the like power, authority, and duties in all respects as Justices of the Peace attending the said Sessions in pursuance of the provisions of the 6 and 7 Wm. IV. c. 116.

6 & 7 Wm. IV. c. 116. s. 4.

Power to traverse presentments.

5. In the case of any presentment to which, if fiated, the Sanitary Authority shall be bound to contribute under the provisions herein-before contained, and also in all cases of presentments made for making or maintaining roads, bridges, or footpaths, on the portions of the Baronies of Lower Antrim and Lower Toome lying outside the said Sanitary District, the Sanitary Authority may traverse such presentment, and such traverse shall be dealt with and tried in all respects in the same manner as other traverses of presentments.

Proviso as to arrear of Grand Jury Cess, and as to unperformed contracts.

6. This Order shall not in any way affect the levying and enforcing payment of arrears (if any) of Grand Jury Cess due at the time of the confirmation of this Order. And in cases of contracts for works to be done within the said Sanitary District entered into before the confirmation of this Order, and then wholly or partly unperformed, such contracts may be performed and carried out in all respects as if this Order had not been confirmed, and the amounts payable to contractors or others in pursuance of such contracts shall in each year be added to the amount of the certificate furnished by the secretary of the grand jury in pursuance of clause 2 of this Order, and shall be paid by the Sanitary Authority in the manner therein provided with respect to the payment of the amount of such certificate.

As to the payment of the expenses to be incurred in executing this Order.

7. The expenses to be incurred by the Sanitary Authority in exercising the powers, jurisdiction, and authority transferred to them by this Order and in making the payments herein-before mentioned shall be defrayed by them out of and by means of a rate to be assessed and made payable in the same manner as is provided by the 60th section of the Towns Improvement (Ireland) Act, 1854, with respect to general assessments, provided that such assessment shall not in any year exceed the rate of 3*s*. in the pound.

8. This Order may be cited and referred to for all purposes as the Ballymena Town Provisional Order, 1882. A.D. 1882. Short title of Order.

Given under our hands and seal of office, this Third day of April, One thousand eight hundred and eighty-two.

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

The Local Government Board for Ireland.

BOROUGH OF CLONMEL.

Provisional Order.

WHEREAS by a Provisional Order made on the twenty-ninth of November, one thousand eight hundred and seventy-eight, by the Local Government Board for Ireland, in pursuance of the provisions of the Public Health (Ireland) Act, 1878, section 206, and confirmed by the Local Government Board (Ireland) Provisional Orders Confirmation (Clonmel, &c.) Act, 1879, all jurisdiction, power, and authority, with respect to roads, bridges, footpaths, and public works within the borough of Clonmel, previously invested in the Grand Juries of the South Riding of Tipperary and Waterford respectively (except any public work which might concern the said county or south riding respectively at large), were from and after the third July one thousand eight hundred and seventy-nine transferred from the said Grand Juries respectively, and vested in the Mayor, Aldermen, and Burgesses of Clonmel (herein-after referred to as the Corporation):

41 & 42 Vict. c. 52. s. 206. 42 & 43 Vict. c. liv. s. 1.

And whereas it was provided by the said Order that from and after such transfer the secretary of the grand jury of each of the counties of Tipperary and Waterford should, immediately after the spring and summer assizes in every year, furnish to the Corporation a certificate in writing, signed by him, of the amount of the balance (if any) of grand jury cess to which the portions of the said borough within the said counties should continue liable after such transfer, and that the amount thus to be certified should be ascertained as follows:—There should be included therein, in respect of presentments affecting the county of Waterford or south riding of Tipperary at large, a sum bearing the same proportion to the whole amount of the presentment as the valuation for the purposes of grand jury cess of the part of the borough contained in the county or south riding should bear to the valuation for the purposes of grand jury cess of the whole of the county or south riding. And that there

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should also be included therein, in respect of presentments affecting a barony or part of a barony containing a part of the said borough, a sum bearing the same proportion to the whole amount of the presentment as the valuation for the purposes of grand jury cess of the part of the borough contained in such barony or part of a barony should bear to the valuation for the purposes of grand jury cess of the barony or part of a barony liable to the presentment:

6 & 7 Will. 4. c. 116. ss. 52. and 55.

And whereas by the Act of the sixth and seventh years of the reign of His Majesty King William IV., intituled "An Act to consolidate and amend the "laws relating to the Presentment of Public Money by Grand Juries in "Ireland," sections 52 and 55, it is enacted that, in case of any road on which royal mails are or shall be carried, one-half of the expenses of making and repairing such roads shall be levied off the county at large, and the other half off any barony or baronies in which such road or any part thereof may be locally situate:

And whereas there are in the part of the said borough situate within the south riding of the county Tipperary certain parts of roads on which royal mails are and have been carried:

And whereas, differences having arisen between the grand jury and the Corporation as to levying off the said south riding at large one half of the expenses of repairing and maintaining the said parts of roads, the grand jury have, at the summer assizes of 1879, the spring assizes of 1880, and the summer assizes of 1880, made no presentment for the levying of half such expenses off the south riding at large, and the whole of the expenses of maintaining and repairing the parts of the said roads within the said borough from the time of the confirmation of the said Provisional Order until the making of the Order next herein-after mentioned have been charged upon and paid by the said borough, amounting to the sum of two hundred and eighty-four pounds four shillings and fourpence sterling:

41 & 42 Vict. c. 52. s. 277.

And whereas by an Order of the Local Government Board for Ireland, made the third of December, one thousand eight hundred and eighty, in pursuance of the provisions of the Public Health (Ireland) Act, 1878, section 277, it was ordered and declared that one-half the expenses of repairing and making roads situate in the said borough and in the south riding of Tipperary, upon which royal mails are or shall be carried, are and continue to be leviable and chargeable upon the south riding of Tipperary at large (excluding therefrom the said borough of Clonmel), and shall be presented for and levied accordingly:

And whereas the said Order makes no provision in respect to any presentment of one half of the said sum of two hundred and eighty-four pounds four shillings and fourpence then already expended by the said Corporation in order to recoup to the said borough one half such expenditure, and any Order for such presentment can be provisional only until it is confirmed by Parliament, inasmuch as

no such presentment can be made apart from the provisions of the Public Health (Ireland) Act, 1878: A.D. 1882.

41 & 42 Vict. c. 52. s. 277.

And whereas by the said Act of the sixth and seventh years of the reign of His Majesty King William IV., section 119, it is enacted that it shall and may be lawful for the grand jury of any county in Ireland to present at any assizes such sum or sums of money as may be necessary to repair or widen to any width not exceeding fifteen feet any towing path and trackway on the bank of any navigable river on which boats have been accustomed to be towed by horses, to be levied off the barony or baronies in which such towing path and trackway are locally situate: 6 & 7 Will. 4. c. 116. s. 119.

And whereas by an Act of the thirty-sixth and thirty-seventh years of the reign of Her Majesty Queen Victoria, chapter 34, intituled an Act to amend the said Act of the sixth and seventh years of the reign of King William IV., it is enacted that it shall be lawful for the grand jury to present such sum or sums of money to be levied off all the baronies and half-baronies of the county or riding of a county in which such towing path and trackway are situate: 36 & 37 Vict. c. 34. s. 1.

And whereas by the said Provisional Order of the twenty-ninth November, one thousand eight hundred and seventy-eight, it is ordered that from and after the confirmation of the said Order the cost of maintaining the towing path and trackway along the river Suir (which said towing path and trackway are situate in the barony of Iffa and Offa East, in the said south riding of Tipperary, and partly within the said borough) shall be defrayed as follows:—The portion of the said towing path and trackway within the said borough shall be maintained by the Corporation, and the Corporation shall pay one-fifth of the amount required for maintaining the parts of the said trackway outside the said borough:

And whereas since the confirmation of the said Order the said grand jury have presented one-half of the expenses of maintaining the said trackway to be levied off the said south riding at large, and one-half of the said expenses to be levied off the said barony of Iffa and Offa East, and have charged the Corporation with one-fifth of the sum so presented to be levied off the south riding at large, in addition to the proportion of charges on the south riding at large (including one-half the cost of maintaining the said trackway) which the said Corporation are liable to bear under the terms of the said Order:

And whereas the Corporation contended that they should be charged, in respect to all presentments leviable off the said south riding at large (including half the costs of maintaining the said trackway), only in the proportion to which the said Corporation are by the said Provisional Order bound to contribute to all other expenses leviable off the said south riding at large;

And whereas it is enacted by the Dogs Regulation (Ireland) Act, 1865, section 15, that any surplus moneys arising from the sale of licenses for dogs under the said Act (after defraying the expenses therein mentioned) shall be 28 & 29 Vict. c. 50. s. 15.

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paid over by the registrar, once a year, to the credit of the treasurer of the county or borough, as the case may be, in which such licenses shall have been sold, in such manner as the Lord Lieutenant or other Chief Governor or Governors of Ireland shall direct, to be applied by such treasurer in aid of the county or borough rates, as the case may be, in such manner as the grand jury of such county or as the town council of such borough shall direct:

And whereas since the confirmation of the said Provisional Order of the twenty-ninth November, one thousand eight hundred and seventy-eight, the surplus moneys arising from the sale of licenses for dogs in the south riding of Tipperary (excluding the portion of the said south riding within the said borough) have been credited by the grand jury to the presentment leviable off the said south riding at large, for the benefit of all parts of the said south riding outside the said borough; and no credit has been given or allowed to the said borough in respect of such surplus moneys; and the grand jury have claimed and received from the Corporation the proportion of the charges presented to be levied off the said south riding at large, which the valuation of the portion of the said borough within such south riding bears to the whole valuation of the said south riding without making any deduction in respect of the surplus moneys received for the sale of licenses for dogs within the said south riding:

And whereas the said Corporation claim to have deduction in the like proportion made in respect of such surplus moneys:

And whereas a certain rent of ten pounds a year payable by the tenant of a building in the east suburbs of the said borough of Clonmel, called the Linen Hall, has hitherto been and now is received by the grand jury of the said south riding of Tipperary, and has been applied for the purposes for which presentments have been made leviable off such south riding at large, in ease of the persons liable to pay such presentments, and in diminution of the sums leviable by means of such presentments:

And whereas since the confirmation of the said Provisional Order the grand jury of the said south riding have declined to allow any credit to the Corporation in respect of the said rent, or in diminution of the amount of the contribution of the said borough to the charges leviable off such south riding at large, in pursuance of the terms of the said Provisional Order of the twenty-ninth November, one thousand eight hundred and seventy-eight, and the Corporation claim to be entitled to such credit:

41 & 42 Vict. c. 52, s. 277.

And whereas the Corporation have made an application to the Local Government Board for Ireland in pursuance of the provisions of the Public Health (Ireland) Act, 1878, section 277, to settle the differences which have thus arisen:

And whereas, it having appeared to the said board that, in order to settle such differences and to adjust the matters aforesaid, it is necessary that the grand jury of the south riding of Tipperary should be required to make presentments in respect to past expenditure which they are not empowered to

make apart from the provisions of the said Act, and that the present Order can be provisional only until it has been confirmed by Parliament, the said Board have caused all advertisements and notices required by the said Act to be published and given, and have caused a local inquiry to be made into the matters aforesaid, and it appears to the said Board to be proper to make the present Order in respect thereof—

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

Provision to recoup the Corporation of Clonmel moneys paid in respect of mail car roads.

1. The grand jury of the south riding of the county of Tipperary shall, at the assizes which shall take place next after the time of the confirmation of this Order by Parliament, and without any previous enquiry or presentment at presentment sessions, present the sum of one hundred and forty-one pounds two shillings and twopence (being one-half of the expenditure by the Corporation on roads on which royal mails are carried, from the confirmation of the said Provisional Order of the twenty-ninth November, one thousand eight hundred and seventy-eight, to the making of the said Order of the third December, one thousand eight hundred and eighty) to be levied off the south riding of the county of Tipperary at large, and the secretary of the said grand jury shall, in the certificate of the balance of grand jury cess payable by the Corporation, given next after such assizes, in pursuance of the said Provisional Order of the twenty-ninth November, one thousand eight hundred and seventy-eight, give credit to the Corporation for the said sum of one hundred and forty-one pounds two shillings and twopence.

Maintenance of the Suir towpath and trackway.

2. From and after the confirmation of this Order by Parliament, any part of the cost of maintaining the part of said towing path and trackway along the River Suir from Clonmel to Carrick-on-Suir, which shall be presented by the grand jury of the south riding of Tipperary to be levied off the said south riding at large, shall be excluded and deducted from the part of the cost of maintaining the said trackway, one-fifth whereof is to be paid by the Corporation according to the terms of the said Order. The Corporation shall continue liable to pay, and shall pay in the manner provided by the said Order, one-fifth of the portion of the cost of maintaining the part of the said trackway and towing path lying in the barony of Iffa and Offa East and outside the said borough, which shall be presented for and leviable off the said barony of Iffa and Offa East. And the said Corporation shall contribute to the part of such cost which shall be leviable off the said south riding of the county of Tipperary at large in the same manner and in the same proportion as the said Corporation is bound by the terms of the said Provisional Order to contribute to the amount of presentments leviable off the said south riding of the county of Tipperary at large.

Provision to recoup the Corporation in respect of the dog tax, and

3. The grand jury of the south riding of the county of Tipperary shall, at the assizes which shall take place next after the confirmation of this Order by Parliament, and without any previous application or present-

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the rent of the Linen Hall.

ment at presentment sessions, present the sums following: (1) A sum which shall bear to the sums paid to the treasurer of the said south riding in pursuance of the said Dogs Regulation (Ireland) Act, 1865, in respect of surplus moneys arising from the sale of licenses for dogs, from the third of July, one thousand eight hundred and seventy-nine, to and including the assizes at which such presentment shall be made, the same proportion as the valuation for the purposes of grand jury cess of the part of the said borough of Clonmel situate within the said south riding bears to the whole valuation for such purpose of the said south riding. (2) A sum which shall bear to the sum received in respect of the rent of the said Linen Hall, from the third of July, one thousand eight hundred and seventy-nine, to and including the assizes at which such presentment shall be made, the same proportion as the valuation for the purposes of grand jury cess of the part of the said borough of Clonmel situate within the said south riding bears to the whole valuation for such purposes of the said south riding. The said sums (1) and (2) shall be presented leviable off the said south riding at large, and the secretary of the grand jury of the said south riding shall, in the certificate of the balance of grand jury cess payable by the Corporation given next after such assizes in pursuance of the said Provisional Order of the twenty-ninth November, one thousand eight hundred and seventy-eight, give credit to the Corporation for the said sums No. (1) and (2) to be presented for as aforesaid.

Future adjustment of credits respecting the dog tax and Linen Hall.

4. The secretary of the grand jury of the said south riding shall, in the certificate of the balance of grand jury cess payable by the Corporation, to be given by him in pursuance of the said Provisional Order of the twenty-ninth November, one thousand eight hundred and seventy-eight, after each assizes, after the assizes which shall be held next after the confirmation of this Order by Parliament, give credit to the Corporation for the sums paid to the treasurer of the grand jury of the said south riding in respect of surplus moneys arising for the sale of licenses for dogs within the said south riding, and in respect to the said rent of the Linen Hall, in the following manner:—From the whole amount presented leviable off the said south riding at large shall be deducted the amounts received since the date of the last preceding certificate, given by such secretary to the Corporation in pursuance of the said Provisional Order, by the treasurer of the grand jury in respect of such surplus moneys arising from the sale of licenses for dogs, and for the rent of the said Linen Hall. The sum to be certified by the said secretary as payable by the Corporation shall be a sum bearing the same proportion to the whole amount of such presentments (after the deduction aforesaid) as the valuation for the purposes of grand jury cess of the part of the said borough within the said south riding bears to the valuation of the whole of the said south riding for such purposes.

5. This Order may be cited and referred to for all purposes as the Clonmel Provisional Order, 1882. A.D. 1882

Short title of Order.

Given under our hands and seal of office, this Eighth day of April, One thousand eight hundred and eighty-two.

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

The Local Government Board for Ireland.

FERMOY WATERWORKS.

Provisional Order.

WHEREAS the Town Commissioners of the town of Fermoy, in the county of Cork, elected and acting in pursuance of the Towns Improvement (Ireland) Act, 1854, are the Sanitary Authority of the Urban Sanitary District consisting of the said town and are a body corporate for the purposes of the Public Health (Ireland) Act, 1878, under the title of the Sanitary Authority of the town of Fermoy: 17 & 18 Vict. c. 103. 41 & 42 Vict. c. 52

And whereas the said Sanitary Authority, being about to construct waterworks for the purpose of supplying the said town with water for drinking and domestic purposes, have presented a petition to the Local Government Board for Ireland, in pursuance of the Public Health (Ireland) Act, 1878, praying that they, as such Sanitary Authority, may be allowed 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 purposes of the said works: 42 & 43 Vict. c. 57. s. 2. 41 & 42 Vict. c. 52, ss. 61, 202, and 203.

And whereas the said Sanitary Authority have deposited at the Office of the Local Government Board for Ireland in Dublin plans and a book of reference, herein-after referred to as the deposited plans and book of reference, showing the works intended to be executed, and the lands, easements, lands covered with water, and rights to take and convey water required for the purposes of the said works:

And whereas all advertisements and notices required by the Public Health (Ireland) Act, 1878, having been previously duly published, served, and given, the Local Government Board for Ireland have caused a local inquiry to be made as to the propriety of assenting to the prayer of the said Petition, and it appears to the said Board to be proper to assent thereto:

It is ordered by the Local Government Board for Ireland as follows:

1. From and after the time of the confirmation of this Order by Parliament, the Urban Sanitary Authority of the Urban Sanitary District, consisting of the town of Fermoy, in the county of Cork, shall be empowered to put in force the powers of the Lands Clauses Acts with respect to the

Compulsory powers to take lands, easements, and water.

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purchase and taking of lands otherwise than by agreement, with reference to the lands, lands covered with water, water, and rights to take and convey water described in the said deposited plans and book of reference.

Interpretation of terms.

2. In this Order the expression "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), 1860, the Railways Act (Ireland), 1864, and the Railways Traverse Act; and the terms "land" and "lands" in the said Acts shall, for the purposes of this Order, extend to and include messuages, buildings, lands, easements, and hereditaments of any tenure; and also water, lands covered with water, and rights to take and convey water.

Limit of time for exercise of powers.

3. The powers of compulsory purchase conferred by this Order shall not be exercised after the expiration of three years from the confirmation of this Order by Parliament.

Short title of Order.

4. This Order may be cited and referred to for all purposes as the Fermoy Waterworks Provisional Order, 1882.

Given under our hands and seal of office, this Twenty-second day of March, One thousand eight hundred and eighty-two.

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

The Local Government Board for Ireland.

TOWN OF LETTERKENNY.

Provisional Order.

17 & 18 Vict. c. 103.

41 & 42 Vict. c. 52. s. 7.

WHEREAS there are in the town of Letterkenny, in the Letterkenny Poor Law Union, and county of Donegal, Town Commissioners under the Towns Improvement (Ireland) Act, 1854, and the population of the said town being less than six thousand, the said Town Commissioners have presented a petition to the Local Government Board for Ireland, in pursuance of the seventh section of the Public Health (Ireland) Act, 1878, praying that a Provisional Order shall be made to separate the said town from the Rural Sanitary District consisting of the Letterkenny Poor Law Union, and to constitute the said town an Urban Sanitary District:

And whereas at a meeting of the Guardians of the Poor of the Letterkenny Union, held on the eleventh day of March, one thousand eight hundred and eighty-one, the said Guardians unanimously agreed to make no objection to the prayer of the said petition:

And whereas all advertisements and notices required by the said Public Health (Ireland) Act, 1878, have been duly published and given, and no objection has been taken to the making of said proposed Order:

It is ordered by the Local Government Board for Ireland as follows : A.D. 1882.

1. From and after the time of the confirmation of this Order by Act of Parliament the said town of Letterkenny shall be separated from the Rural Sanitary District consisting of the Letterkenny Poor Law Union, and shall be constituted an Urban Sanitary District, and the said town shall thenceforth be subject to the provisions of the said Public Health (Ireland) Act, 1878, and of all other Acts affecting Urban Sanitary Districts. Separation of the town of Letterkenny from the Rural Sanitary District consisting of the Letterkenny Union.

2. This Order may be cited and referred to for all purposes as the Letterkenny Town Provisional Order, 1882. Short title of Order.

Given under our hands and seal of office, this Twenty-fourth day of February, One thousand eight hundred and eighty-two.

(Signed) Henry Robinson.
Charles Croker-King.

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Printers to the Queen's most Excellent Majesty. 1882.