CHAPTER lxxxv.

An Act to confirm two Provisional Orders made by the Local Government Board for Ireland under the Public Health (Ireland) Act 1878 relating to the Urban Sanitary Districts of Londonderry and Ballinasloe. A.D. 1896.

[2nd July 1896.]

WHEREAS the Local Government Board for Ireland have made the Provisional Orders 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 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 hereto are hereby confirmed and all the provisions thereof shall have full validity and force. Orders in schedule confirmed.

2. This Act may be cited as the Local Government Board (Ireland) Provisional Orders Confirmation (No. 3) Act 1896. Short title.

A.D. 1896.

SCHEDULE.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

Londonderry.

LONDONDERRY WATERWORKS.

PROVISIONAL ORDER.

WHEREAS the Mayor Aldermen and Burgesses of the city of Londonderry (herein-after called the sanitary authority) are about to construct certain waterworks for the purpose of providing an additional supply of water for the said city and have presented a petition to the Local Government Board for Ireland (herein-after called the Local Government Board) in pursuance of the Public Health (Ireland) Act 1878 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 for the purposes of 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 :

And whereas all advertisements and notices required by the said Act 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 be proper to assent thereto :

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 lands otherwise than by agreement with reference to the lands lands covered with water and rights to take and convey water easements and other premises described in the deposited plans and book of reference and 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 rights to take and convey water easements and other premises.

Provision for the protection of persons of the 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 partly 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 last but have been or will be subsequently so occupied For the purpose of this Order the expression

"labouring class" includes mechanics artizans 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 families and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them. A.D. 1896. *Londonderry.*

3. 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. Duration of compulsory powers.

4. The costs charges and expenses of and incidental to the application for obtaining preparing and confirming this Order shall be paid by the sanitary authority as part of their expenses incurred in the execution of the Public Health (Ireland) Act 1878. Costs of Order. 41 & 42 Vict. c. 52.

5. This Order may be cited for all purposes as the Londonderry Waterworks Provisional Order 1896. Short title of Order.

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

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

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

BALLINASLOE WATERWORKS. *Ballinasloe.*

PROVISIONAL ORDER.

WHEREAS the Town Commissioners of Ballinasloe in the county of Galway (herein-after called the urban sanitary authority) are about to construct waterworks for the purpose of providing a supply of water for the urban sanitary district consisting of the said town and have presented a petition to the Local Government Board for Ireland (herein-after called the Local Government Board) in pursuance of the Public Health (Ireland) Act 1878 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 for the purposes of the said works : 41 & 42 Vict. c. 52.

And whereas the urban 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 works:

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 made as to the 41 & 42 Vict. c. 52.

A.D. 1896.

Ballinasloe.

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 powers to take lands and other premises.

1. From and after the confirmation of this Order by Parliament the urban sanitary authority shall be empowered 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 the lands lands covered with water rights to take and convey water easements and other premises described in the deposited plans and book of reference and 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 and rights to take and convey water easements and other premises.

Provision for the protection of persons of the labouring class.

2. The urban 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 partly 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 last but have been or will be subsequently so occupied For the purpose of this Order the expression "labouring class" includes mechanics artizans 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 families and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them.

Duration of compulsory powers.

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

Costs of Order.

4. The costs charges and expenses of and incidental to the application for preparing making and confirming this Order shall be paid by the urban sanitary authority as part of their expenses incurred in the execution of the Public Health (Ireland) Act 1878.

41 & 42 Vict. c. 52.

Short title of Order.

5. This Order may be cited and referred to for all purposes as the Ballinasloe Waterworks Provisional Order 1896.

Given under our hands and seal of office this Seventeenth day of April in the year of our Lord One thousand eight hundred and ninety-six.

(L.S.)

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

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