# CHAPTER lxxxiii.

An Act to confirm two Provisional Orders made by the Local Government Board under "The Poor Law Amendment Act, 1867," with reference to the city of Coventry in the county of Warwick and the parishes of Mid Lavant and East Lavant in the county of Sussex, respectively. A.D. 1873.

[7th July 1873.]

WHEREAS the Local Government Board have made two Provisional Orders under the authority of the Poor Law Amendment Act, 1867, with reference to the relief of the poor in the city of Coventry in the county of Warwick, and in the parishes of Mid Lavant and East Lavant in the county of Sussex, and it is requisite that the same should be confirmed by Parliament: 30 & 31 Vict. c. 106.

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 said Orders shall be and are hereby confirmed, and all the provisions thereof shall from and after the passing of this Act have full validity and force, which Orders are in the terms following; that is to say, Provisional Orders of the Local Government Board, dated 17th May 1873 and 19th May 1873 confirmed.

First, as regards the city of Coventry:—

## CITY OF COVENTRY.

*Provisional Order for repeal of Local Acts.*

To THE GUARDIANS of the Poor of the several Parishes of Saint Michael and the Holy Trinity, in the City of Coventry and County of the same City;—

The Directors of the Poor of the said Parishes;—

To the Churchwardens and Overseers of the Poor of the said Parishes;—

And to all others whom it may concern.

WHEREAS by "The Poor Law Amendment Act, 1867," it was (among other things) enacted as follows; that is to say, "Where in any Union or

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" Parish not being within the Metropolis as defined by the Metropolitan Poor " Act, 1867, the relief of the Poor, or the making and levying of the Poor " Rate, is subject to the Control or Regulation of any Local Act, it shall be " competent for the Guardians of such Union or Parish having Powers to " exercise or Duties to discharge under such Act to apply to the Poor Law " Board to issue an Order to repeal the whole or any Part of such Local Act, " or to alter the same, such Application having been agreed to by the Majority, " at Two successive Meetings of the said Guardians, and being forwarded in " Writing under the Hand of the presiding Chairman of the Second of such " Meetings to the said Board; and the said Board may, if after due Inquiry " they shall deem it expedient, make and issue a Provisional Order for such " Repeal or Alteration, and shall take all necessary Steps for the Confirmation " of such Order by Act of Parliament, but previously to such Confirmation " the said Order shall not be of any Validity whatever; and every Act of " Parliament confirming such Order shall be deemed a Public General Act;"

And whereas a Local Act was passed in the Forty-first Year of the Reign of King George the Third, intituled " *An Act for the better Relief and Employ-* " *ment of the Poor in the several Parishes of Saint Michael and the Holy* " *Trinity, in the City of Coventry and County of the same City; and for* " *exempting the Vicars of the said Parishes from being rated to the Relief of the* " *Poor in respect of certain Assessments;*"

And whereas by the said Local Act the ratepayers of the said Parishes of Saint Michael and the Holy Trinity, qualified as therein provided, were declared to be incorporated by the name of " The Guardians of the Poor of " the several Parishes of Saint Michael and the Holy Trinity, in the City of " Coventry and County of the same City;" and provision was made for the appointment by such Guardians from time to time out of their own number, of certain persons to be called " Directors of the Poor of the United Parishes of " Saint Michael and the Holy Trinity, in the City of Coventry and County of " the said City;" and such last-named persons were constituted a body to govern, employ, manage, regulate, support and maintain the Poor of the Parishes within the City of Coventry, and as such are Guardians within the meaning of the said first-recited Act;

And whereas by a Local Act passed in the 25th year of the reign of Her present Majesty, intituled " *An Act for making better provision for the Relief of* " *the Poor of the Parishes of Saint Michael and the Holy Trinity, Coventry,*" the provisions of the before recited Local Act were in certain respects amended, and it was enacted that the said Local Acts should be read and have effect as if they were one Act;

And whereas two successive meetings of the said Directors have been held, that is to say, on the Tenth day of July and the Seventh day of August last, at which meetings the following Resolutions were respectively passed:—

" Resolved,—That the Local Government Board be requested to exercise " the powers vested in that Board by the Poor Law Act of 1867, and " repeal the Coventry Local Act of 1801."

" Resolved,—That the Local Government Board be requested, under the " powers vested in them by the 2nd sect. of the 30th & 31st Vict.

" Cap. 106, to issue a Provisional Order repealing the Local Act of A.D. 1873.
" 1801."

And whereas the powers of the Poor Law Board have, by "The Local Government Board Act, 1871," been transferred to and are now vested in the Local Government Board;

And whereas the said Directors have made application to Us, the Local Government Board, by writing under the hand of the Chairman of the second of such meetings, in conformity with the said resolutions:

Now therefore, We, the Local Government Board, having duly considered the said application, do make this Provisional Order under our Seal, that is to say,—

Art. 1. The said Local Acts shall, from and after the 25th day of March next following the date of the Act whereby this Provisional Order shall be confirmed, be wholly repealed, except in regard to all acts of the said Board of Directors then incomplete, and in regard to all rates and other moneys due and owing under the authority of such Acts, and to all debts owing by the said Directors, and all claims and demands then outstanding, in respect whereof the provisions of the said Acts shall continue in force until the Local Government Board shall have made a proper adjustment of all claims, demands, and debts between the said Parishes, and the persons having claims or demands against the said Parishes;

And except, further, so much of the said Local Acts as provides for the exemption from the liability to be rated to the relief of the Poor and to pay Poor Rates, of the Vicar of the Parish of Saint Michael and the Vicar of the Parish of the Holy Trinity, both in the said City of Coventry, and their respective successors, in respect of the moneys to be raised under and by virtue of the Act of 19 George 3. Cap. 57, for the better providing of a maintenance for the Vicar of the Parish of The Trinity, in the said City of Coventry, and in respect of the moneys to be raised under and by virtue of the Act of 19 George 3. Cap. 60, for establishing certain payments to the Vicar of the Parish of Saint Michael, in the said City of Coventry, for the time being, in lieu of Tythes.

Art. 2. Upon the repeal of the said Acts taking effect, the Churchwardens and Overseers of the several Parishes separately shall have all the same rights, privileges, and powers, and be subject to all the same liabilities and responsibilities, as the Churchwardens and Overseers of any Parish which is not governed by any Local Act.

Art. 3. The provisions contained in the Twentieth Section of "The Poor Law Amendment Act, 1867," and such of those contained in the "Dissolved Boards of Management and Guardians Act, 1870," as are applicable to Guardians of Unions, shall be applied to the said Parishes and the Officers of this Incorporation upon the repeal of the said Local Acts.

Given under our Seal of Office, this Seventeenth day of May, One thousand eight hundred and seventy-three.

James Stansfeld, President.
(L.S.) H. Fleming, Secretary.

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Secondly, as regards the parishes of East Lavant and Mid Lavant:—

## WEST HAMPNETT UNION.

*Provisional Order for the Consolidation of Parishes.*

To the Guardians of the Poor of the West Hampnett Union, in the County of Sussex;—
To the Churchwardens and Overseers of the Poor of the Parishes of East Lavant and Mid Lavant, in the said Union;—
To the Churchwardens and Overseers of the Poor of the several other Parishes and Places comprised in the said Union;—
And to all others whom it may concern.

WHEREAS the Poor Law Commissioners, by an Order dated the Twenty-first day of February One thousand eight hundred and thirty-five, declared that the Parishes and Places named in the margin thereof should, on the Twenty-fifth day of March then next, be united for the administration of the laws for the relief of the Poor, and form the West Hampnett Union, in the County of Sussex;

And whereas the Parishes of East Lavant and Mid Lavant, in the said County of Sussex, are set forth in the margin of the said Order as Parishes each of which maintained its own Poor;

And whereas by "The Poor Law Amendment Act, 1867," it was (among other things) enacted as follows; that is to say, "Where several Parts of any "Parish are separated from one another or intermixed with an adjoining Parish, "or where a Parish is of great Extent in Area, and an Application in Writing "shall be made to the Poor Law Board by One Tenth Part in Value of "Owners of Property and Ratepayers in the Parish or Parishes respectively "interested in the Subject, the said Board may, if satisfied by public Inquiry "on the Spot, after Fourteen Days public Notice of the Time, Place, and "Object of such intended Inquiry, that the Relief to the Poor can be better "administered in the Parish or Parishes by means of such Re-adjustment or "Division as herein-after mentioned, make an Order under Seal for re-adjusting "or dividing the said Parishes according to the Terms of the Application, and "for the Purposes and Objects set forth therein, or with such Modifications as "they shall deem expedient, and such Order shall be made provisionally, and "shall be submitted to Parliament, to be confirmed in the Manner herein-"before set forth;"

And whereas the said Parishes of East Lavant and Mid Lavant are intermixed with each other;

And whereas an application in writing has been made to Us, the Local Government Board, under the hands of certain persons, purporting to be one-tenth part and upwards in value of Owners of Property and Ratepayers in the said Parishes of East Lavant and Mid Lavant, interested in the re-adjustment of the said Parishes, requesting Us to make an Order under Seal for re-adjusting and consolidating the said Parishes;

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And whereas We have caused a public Inquiry to be made upon the spot, after Fourteen Days public notice of the time, place, and object of such intended Inquiry, and are satisfied that the Relief to the Poor can be better administered in the said Parishes by means of the re-adjustment and consolidation herein-after mentioned:

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Order, from and after the Twenty-ninth day of September next ensuing the date of the Act of Parliament confirming this Order, as follows; that is to say,—

Article I.—The said Parishes of East Lavant and Mid Lavant shall be re-adjusted and consolidated under the name of the Parish of Lavant, for all purposes connected with the relief of the poor, the repair of the highways, the making and collection of all parliamentary, county, and parochial rates, taxes, impositions, and assessments, the preparation of the lists of voters, jurymen, and constables, all petty sessional, magisterial, and constabulary business, and for all other civil purposes whatsoever.

Article II.—All persons who have acquired a settlement in either of the said Parishes of East Lavant and Mid Lavant shall be deemed to be settled in the said Parish of Lavant, and this rule shall be applied to all cases of settlement derived from such persons.

Article III.—The two Parishes of East Lavant and Mid Lavant shall continue in the West Hampnett Union as one Parish, under the name of Lavant, until by any Order of the Local Government Board it shall be otherwise provided; and the Guardians returned for the Parishes of East Lavant and Mid Lavant respectively at the then last election of Guardians shall continue to act as such until the next annual election of Guardians in the said Union, at which election and at all subsequent elections One Guardian only shall be elected for the Parish of Lavant, unless the Local Government Board shall otherwise order.

Article IV.—The persons appointed as Churchwardens and Overseers and Surveyors of Highways for the Parishes of East Lavant and Mid Lavant at the then last appointment of such officers shall continue to act as such until the said Twenty-ninth day of September, and shall be entitled to receive and collect all rates, moneys, and dues payable to them respectively up to that day, and shall be liable to account for the same to the Auditor or other legal authority; and thenceforth the Churchwardens and Overseers and Surveyors of Highways for the said Parishes respectively shall act as Churchwardens and Overseers and Surveyors of Highways of the new Parish in all matters for which this amalgamation takes effect, if otherwise duly qualified, until the next annual appointment of such officers, when fresh appointments shall be made for the said Parish, as in the case of other Parishes.

Article V.—The Registration List of Voters at the election of Knights of the Shire, and the List of Claimants to vote at such election, and of objections to the names of persons inserted in such lists, for the Parishes of East Lavant and Mid Lavant, which shall have been made out prior to the said Twenty-ninth day of September, shall continue to be in force, for the purposes of the revision thereof and of the election of Members of Parliament for the Division

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of the County of Sussex comprising such Parishes, until the time when lists shall have been made out for the said Parish of Lavant, and shall have been included in the Register of the Voters for the said Division.

Article VI.—The Jury Lists which shall be in force for the two Parishes on the said Twenty-ninth day of September shall continue in force, and shall be available for the said new Parish until new Lists are duly made for the same; and the Constables, if any, appointed for the two Parishes shall have full authority to act as such throughout the whole of the Parish, until any appointment of a Constable shall be made for the same.

Article VII.—When this consolidation takes effect, all the inhabitants of the new Parish, otherwise legally competent, shall form the Vestry thereof for all the purposes herein referred to, and the Rector of the Parish of East Lavant shall, if present, preside at each meeting of the Vestry, and in his absence the Vicar of the Parish of Mid Lavant; and in the event of both being absent, such person as the Vestry shall elect.

Article VIII.—Nothing herein contained shall apply to any Charity or Allotment to which either of the said Parishes is now entitled.

Given under our Hand and Seal of Office, this Nineteenth day of May, in the year One thousand eight hundred and seventy-three.

James Stansfeld, President.
(L.S.) John T. Hibbert, Secretary.

Compensation to be awarded to persons deprived of office.

**2.** If any person shall, by reason of the repeal of the said Acts or the consolidation of the said parishes as herein provided, be deprived wholly or partially of any office, employment, or emolument, the Local Government Board may, according to their judgment, award a compensation to be paid to such person either in a sum certain or by way of annuity, and shall direct the same to be paid out of the poor rate of the parishes in such manner and according to such proportions as to the said Board shall appear equitable.

Short title.

**3.** This Act may be cited as "The Local Government Board Provisional Orders Confirmation Act, 1873, No. 3."

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