CHAPTER lix.

An Act to confirm a Provisional Order of the Local Government Board under the provisions of the Artizans and Labourers Dwellings Improvement Act, 1875, relating to the Borough of Nottingham. [3rd July 1882.]

A.D. 1882.

WHEREAS the Local Government Board have, as regards the borough herein mentioned, made the Provisional Order set forth in the Schedule hereunto annexed, under the provisions of the Artizans and Labourers Dwellings Improvement Act, 1875: 38 & 39 Vict. c. 36.

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

2. This Act may be cited as the Local Government Board's Provisional Order Confirmation (Artizans and Labourers Dwellings) Act, 1882. Short title.

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SCHEDULE.

BOROUGH OF NOTTINGHAM.

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 Nottingham, in the County of the Town of Nottingham, being the Urban Sanitary Authority for 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 areas in Urban Sanitary Districts in England, containing according to the last published Census for the time being a population of twenty-five thousand and upwards; and it enacts that where an official representation is made, in accordance with the provisions of that Act, to the Local Authority of any such Urban Sanitary District, that any houses, courts, or alleys within a certain area under the jurisdiction of such Local Authority are unfit for human habitation, or that diseases indicating a generally low condition of health amongst the population have been from time to time prevalent in such area, and that such prevalence may reasonably be attributed to the closeness, narrowness, and bad arrangement or the bad condition of the streets and houses or groups of houses within such area, or to the want of light, air, ventilation, or proper conveniences, or to any other sanitary defects, or to one or more of such causes, and the evils connected with such houses, courts, or alleys, and the sanitary defects in such area cannot be effectually remedied otherwise than by an Improvement Scheme for the re-arrangement and re-construction of the streets and houses within such area, or of some of such streets or houses, such Local Authority shall take such representation into their consideration, and if satisfied of the truth of such representation, and of the sufficiency of their resources, 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 for the improvement of such area, and it also 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 Nottingham, in the County of the Town of Nottingham, 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, acting by the Council (herein-after referred to as "the Urban Sanitary Authority"), are the Urban Sanitary Authority for such District;

And whereas an official representation has been made to the Urban Sanitary Authority, in accordance with the provisions of the said Act, that diseases indicating a generally low condition of health amongst the population have been from time to time prevalent in a certain area situate to the north of the Long Row, in the Market Place, within the said Urban Sanitary District, and comprising that portion of Parliament Street which lies between the top of Rigley's yard and Redgate's offices, and the several yards communicating between that street and the Market Place, viz., Rigley's Yard, Hulse's Yard, Ram Yard, Bellfounder's Yard, Pennell's Yard, Crown Yard, Wheatsheaf Yard, Greyhound Street, and Crackle's Yard; that such prevalence may reasonably be attributed to the closeness, narrowness, and bad arrangement of the streets and houses within the said area, and to the want of light, air, ventilation, and proper conveniences, or to other sanitary defects, one or more of those causes combining to render the houses unhealthy; and that the evils connected with the houses situate in the above defined area, and the sanitary defects in that area cannot be effectually remedied otherwise than by an improvement scheme for the re-arrangement and re-construction of the streets and houses within such area;

And whereas the Urban Sanitary Authority, being satisfied of the truth of such official representation, and of the sufficiency of their resources, 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 after passing such resolution, made an Improvement Scheme, accompanied by maps, particulars, and estimates, which Scheme was as follows:

"BOROUGH OF NOTTINGHAM.

"Scheme made by the Mayor, Aldermen, and Burgesses of the Borough of "Nottingham, acting by the Council, as the Local Authority, under the "Artizans' and Labourers' Dwellings Improvement Act, 1875, for the improve- "ment of an unhealthy area within the said Borough.

"1. This scheme may be cited as 'The Nottingham Improvement Scheme, 1881.'

"2. In this scheme 'the Borough' means the Borough of Nottingham; 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; 'area' means the area coloured pink and blue on "the map; and 'the map' means the map which accompanies this scheme. A "duplicate of the map is deposited at the office of the Surveyor; and copies of the "map or any part or parts thereof certified by the Surveyor shall be received in all "Courts of Justice, or elsewhere, as evidence of the contents thereof respectively.

"3. The unhealthy area included in this scheme is delineated on the map, and "distinguished by a pink colour. The neighbouring lands which in the opinion of "the Corporation it is necessary to include in this scheme for the purpose of making "it efficient for sanitary purposes, and for widening the existing approaches to the

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" unhealthy area, or for opening out the same for the purposes of ventilation or " health, are also delineated on the map, and are distinguished by a blue colour.

" 4. The Corporation may acquire compulsorily all the lands, houses, and buildings " within the area, and pull down and clear away the materials of such houses and " buildings.

" 5. The Corporation may lay out, form, pave, sewer, and complete one or more new " street or streets of uniform gradient, not exceeding 1 in 14, the principal of which " shall be of not less width than 45 feet, extending from Long Row to Parliament " Street, with such other streets, approaches, communications, alterations of levels, " stopping up or diversion of existing roads and otherwise, as may hereafter be deter- " mined by the Corporation to be necessary or proper for the purposes of this scheme.

" 6. The Corporation may dispose of the remainder of the area by public auction for " the purpose of erecting thereon dwelling-houses, shops, and manufacturing, com- " mercial, or public buildings.

" 7. Such disposition may be effected either by a sale in fee simple, or by building " leases, as the Corporation may determine to be most advantageous.

" 8. The Corporation may, if they think fit, instead of laying out the streets and dis- " posing of the remainder of the land as before mentioned, dispose of the whole of the " land within the area for the construction thereon of railways and auxiliary works, " and the erection thereon of a railway station, with other necessary offices and " buildings.

" 9. The total area to which the scheme relates is 12,813 square yards; the number " of artizans' dwelling-houses in the area is 104, and the population therein about 400; " the total population in the area is 473.

" 10. The Corporation may, for the purpose of providing accommodation for persons " of the working classes displaced by this scheme, appropriate a part of the land " forming their Bridge Estate, situate near the Hungar Hill Road, in the borough, and " containing 7,900 square yards or thereabouts; and may dispose of the said land by " public auction on building leases, in such lots, and upon such conditions, as they may " determine, subject to the following proviso, viz., that a sufficient number of suitable " dwelling-houses be provided to accommodate at the least as many persons of the " working classes as may be displaced within the area.

" 11. 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 " other proper sanitary arrangements.

" 12. All the streets to be made shall be efficiently drained, paved, and lighted.

" 13. 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 parts of the lands within the area without " being required to purchase and deal with the whole of the lands within the area.

" 14. Notwithstanding anything contained in this scheme, the Corporation may, " where they think it expedient so to do, without themselves acquiring the land which " they are authorised to take, or after or subject to their acquiring any part thereof, " contract with the person entitled to the first estate of freehold in any land comprised " in this scheme for the carrying out of the scheme in respect of such land by such " person.

"Given under the common seal of the said Mayor, Aldermen, and Burgesses, the
" 7th day of November, 1881.

EDWARD (L.S.) GRIPPER,
Mayor."

" Sealed in the presence of SAM. GEO. JOHNSON,
Town Clerk.

And whereas the estimate of the cost of carrying the said scheme into effect was as follows; viz.:—

"BOROUGH OF NOTTINGHAM.

"ESTIMATE of the COST of carrying out a SCHEME made by the Mayor, Aldermen,
" and Burgesses of the Borough of Nottingham, acting by the council as the Local
" Authority under the Artizans' and Labourers' Dwellings Improvement Act, 1875, for
" the improvement of an unhealthy area within the said borough.

	£	s.	d.
"Total cost of acquiring the land and buildings for the purposes " of this Scheme, clearing the site, constructing new streets " and incidental works - - - - -	84,500	0	0
"Estimated value of surplus lands available for resale - -	49,000	0	0
" Net cost of Improvement Scheme -	35,500	0	0

ARTHUR BROWN,
" 23rd January 1882. Borough Surveyor and Engineer."

And whereas the 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 service of notices, presented a petition to the Local Government Board, who are in that Act referred to as the "Confirming Authority," praying that an Order might be made confirming such 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 required;

And whereas on consideration of the petition, and on proof of the publication of the proper advertisement and the service of the proper notices, the Local Government Board thought fit to proceed with the case, and directed local inquiry to be held, in accordance with the provisions of Section 6 of the said Act;

And whereas upon local inquiry being directed, an Inspector was sent by the Local Government Board 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 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

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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 of the result of such inquiry, and has been received by the Local Government Board;

And whereas, after the inquiry had been held as aforesaid, the Urban Sanitary Authority on the Twelfth day of April, One thousand eight hundred and eighty-two, passed the following resolution, viz:—

"That the plan for the utilization of the unhealthy area now produced be and "the same is hereby approved by the Council; and that the same be "deposited with the Local Government Board."

And whereas the Local Government Board find that the area described in the said official representation, and which comprises the lands and premises coloured pink on the map accompanying the said scheme, a duplicate of which map has been deposited at the office of the Surveyor of the said Borough, in the vicinity of such area, is an unhealthy area within the meaning of the said Act; and that the lands and premises coloured olue on the said map are necessary to be included in the said scheme for making it efficient for sanitary purposes, and for widening the existing approaches to the unhealthy area, or opening out the same for the purposes of ventilation or health:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do, subject to the provisions of the said Act and as herein-after provided, hereby confirm the Improvement Scheme, as further particularized and developed in the manner shewn by the plan referred to in the above-recited resolution of the Urban Sanitary Authority passed on the Twelfth day of April, One thousand eight hundred and eighty-two, made by the Urban Sanitary Authority as aforesaid; and We do hereby declare the area to which the said scheme relates to be as follows; viz.

The area which comprises the lands and premises coloured pink and blue on the map accompanying the said scheme, and on the duplicate thereof deposited as aforesaid.

And We do hereby authorise such scheme as further particularized and developed as aforesaid to be carried into execution as soon as this Order shall have been confirmed by Parliament, subject to the following conditions and modifications; viz.:

Art. I. The area coloured pink on the said map shall be taken to represent the whole of the unhealthy area, and the lands and premises coloured blue on the said map shall be included in the said scheme for the purpose of making it efficient for sanitary purposes, and for widening the existing approaches to the unhealthy area or for opening out the same for the purposes of ventilation or health.

Art. II. The whole of the area to which the scheme relates, as declared by this Order, may be purchased compulsorily.

Art. III. The part of the Bridge Estate referred to in the said scheme shall be set aside and appropriated for the purpose of providing for the accommodation

of the persons of the working class displaced in the area with respect to which the said scheme is proposed.

Art. IV. No part of the said area to which the said scheme relates shall be cleared of buildings until accommodation shall have been provided by the Urban Sanitary Authority on the part of the Bridge Estate above-mentioned for the persons displaced in carrying out the said scheme.

Given under the Seal of Office of the Local Government Board, this Thirteenth day of May, in the year One thousand eight hundred and eighty-two.

J. G. Dodson, President.
(L.S.) John Lambert, Secretary.

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