## CHAPTER xvii.

An Act to confirm a Provisional Order of the Local Government Board under the Housing of the Working Classes Act, 1890, relating to the Urban Sanitary District of Portsmouth. [18th June 1894.]

A.D. 1894.

WHEREAS the Local Government Board have made the Provisional Order set forth in the schedule hereto under the provisions of the Housing of the Working Classes Act, 1890: 53 & 54 Vict. c. 70.

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:—

Order in schedule confirmed.

**1.** The Order as altered and set out in the schedule hereto shall be and the same is hereby confirmed, and all the provisions thereof shall have full validity and force.

Short title.

**2.** This Act may be cited as the Local Government Board's Provisional Order Confirmation (Housing of Working Classes) Act, 1894.

A.D. 1894.

# SCHEDULE.

*Portsmouth Order.*

## BOROUGH OF PORTSMOUTH.

*Provisional Order for confirming an Improvement Scheme under Part I. of the Housing of the Working Classes Act*, 1890.

To the Mayor, Aldermen, and Burgesses of the Borough of Portsmouth, being the Urban Sanitary Authority for that Borough;—

And to all others whom it may concern.

53 & 54 Vict. c. 70.

WHEREAS it is enacted by Section 4 of the Housing of the Working Classes Act, 1890 (herein-after referred to as "the Act"), that where an official representation for the purposes of Part I. of the Act is made, in accordance with the provisions of the Act, to the Local Authority that, within a certain area in the District of such Authority, either—

(*a*) any houses, courts, or alleys are unfit for human habitation, or

(*b*) the narrowness, closeness, and bad arrangement, or the bad condition of the streets and houses or groups of houses within such area, or the want of light, air, ventilation, or proper conveniences, or any other sanitary defects, or one or more of such causes, are dangerous or injurious to the health of the inhabitants either of the buildings in the said area or of the neighbouring buildings,

and that 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, the Local Authority shall take such representation into their consideration; and if satisfied of the truth thereof, 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 of such area, and, after passing such resolution, shall forthwith proceed to make a scheme for the improvement of such area;

And whereas the Borough of Portsmouth is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Sanitary Authority and the Local Authority under the Act, and are herein-after referred to as "the Local Authority";

And whereas an official representation for the purposes of Part I. of the Act has been made to the Local Authority, in accordance with the provisions of the Act, that the narrowness, closeness, and bad arrangement, and the bad condition of the streets and houses within the area comprising the houses and buildings abutting on Smith's Lane, Rosemary Lane, College Lane, and the passage leading from College Lane to College Street are dangerous and injurious to the health of the inhabitants of the buildings in the said area and of the neighbouring buildings, and that 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 the above-mentioned area;

And whereas the Local Authority, being satisfied of the truth of such official representation and of the sufficiency of their resources, have passed a resolution that the area described in the said official representation is an unhealthy area, and that an Improvement Scheme ought to be made in respect of such area;

And whereas the Local Authority, after passing such resolution as aforesaid, made a Scheme (herein-after referred to as "the Scheme") for the improvement of the said area, but have deemed it expedient to exclude from the Scheme the houses abutting on the passage leading from College Lane to College Street, and for the purpose of making the Scheme efficient for sanitary purposes have included in the Scheme certain neighbouring lands, viz., an area containing two houses with their appurtenances, bounded on the north by College Lane, on the east by Butcher Street, and on the west by Rosemary Lane;

And whereas the Scheme was accompanied by a map, and by particulars, and estimates, which Scheme and estimates are as follow:—

"Portsea Improvement Scheme.

"The Scheme is to acquire the whole of the properties within the area bounded by "College Lane on the north, by Rosemary Lane on the east, and by Smith's Lane on "the west, and also a house at the south-west corner of Rosemary Lane fronting into "Ordnance Row, and two houses at the south-east corner of Smith's Lane, and also "fronting into Ordnance Row aforesaid, but not the intervening houses in Ordnance "Row. It is also proposed to acquire two houses in Butcher Street at the corner "of College Lane. All the foregoing are in the Town of Portsea, in the said "Borough.

"The lands proposed to be taken compulsorily are all the lands forming the above "area except the two houses in Butcher Street at the corner of College Lane.

"Alexr. Hellard,
"Town Clerk.

A.D. 1894.

*Portsmouth Order.*

"ESTIMATE OF COST OF CARRYING OUT THE SCHEME.

| | £ | s. | d. |
|---|---|---|---|
| " Cost of acquiring all the properties within the area described " in the Scheme - - - - - - - | 3,550 | 0 | 0 |
| " Cost of widening and making up the streets on which the " properties comprised in the Scheme abut - - - | 476 | 17 | 8 |
| " | 4,026 | 17 | 8" |

And whereas the Local Authority have, after the publication of advertisements and service of notices in accordance with the Act, presented a petition, accompanied by a copy of the Scheme, to the Local Government Board praying that an Order may be made confirming the Scheme; and have deposited with that Board a duplicate of the map which accompanied the Scheme, which map is herein-after referred to as "the deposited map";

And whereas on consideration of the petition, and on proof of the publication of the proper advertisements, and of the service of the notices as aforesaid, the Local Government Board directed local inquiry to be held, in accordance with and for the purposes mentioned in the Act, and such inquiry has been held and report has been made of the result of such inquiry to the Local Government Board in accordance with Section 19 of the Act:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Act, do, subject to the provisions of the Act, and subject as herein-after provided, hereby—

Art. I. Confirm the Scheme subject to the modifications herein-after mentioned.

Art. II. Declare that the limits of the areas comprised in the Scheme are the lands coloured pink on the deposited map.

Art. III. Authorise the Scheme to be carried into execution, subject to the following conditions and modifications; viz.,—

(1.) So much of the areas within the limits of the Scheme as was included in the official representation of the Medical Officer shall be taken to represent the whole of the unhealthy area.

(2.) All the lands within the limits of the areas comprised in the Scheme may be taken compulsorily, except the lands numbered 2, 54, and 55 on the deposited map.

(3.) The Scheme, so far as it relates to the laying out of convenient streets and approaches, and other matters not provided for in this Order, shall be carried out in such manner as may be approved by Us.

(4.) The Local Authority shall not, without Our sanction, sell or let any of the lands within the areas comprised in the Scheme for any purpose other

than the erection of suitable dwellings for the accommodation of persons of the working class.

(5.)—(*a.*) The buildings on the lands within the limits of the areas comprised in the Scheme, other than those on the lands numbered 54 and 55, shall be demolished within one year after the date of the Act of Parliament confirming this Order.

(*b.*) The Local Authority shall, within three years from the date of the Act of Parliament confirming this Order, cause suitable dwellings, according to plans to be approved by Us, to be provided on such lands, for the accommodation of not less than seventy-five persons of the working class.

(*c.*) All lands on which any dwellings shall have been erected or provided in pursuance of this Scheme shall, for a period of twenty-five years from the passing of the Act of Parliament confirming this Order, be appropriated for the purpose of dwellings, and every conveyance, demise, or lease of such lands and buildings shall be endorsed with notice of this provision.

Art. IV. The Local Government Board may, by Order, approve of any additional expenditure beyond that included in the estimate accompanying the Scheme which may be incurred by the Local Authority in consequence of themselves undertaking the erection of such dwellings as aforesaid.

Art. V. This Order may be cited as the Portsmouth Order, 1893.

Given under the Seal of Office of the Local Government Board, this Second day of December, One thousand eight hundred and ninety-three.

(L.S.)

Henry H. Fowler, President.
Hugh Owen, Secretary.

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