CHAPTER cxviii.

An Act to confirm a Provisional Order of the Local Government Board under the Provisions of the Poor Law Amendment Act, 1867, as amended by the Poor Law Amendment Act, 1868, and extended by the Poor Law Act, 1879, relating to the Parish of Saint James, Westminster. [26th July 1889.]

A.D. 1889.

WHEREAS the Local Government Board have made the Provisional Order set forth in the Schedule hereto, under the provisions of the Poor Law Amendment Act, 1867, as amended by the Poor Law Amendment Act, 1868, and extended by the Poor Law Act, 1879: 30 & 31 Vict. c. 106. 31 & 32 Vict. c. 122. 42 & 43 Vict. c. 54.

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 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. Order in Schedule confirmed.

2. This Act may be cited as the Local Government Board's Provisional Order Confirmation (Poor Law) Act, 1889. Short title.

[*Price* 3*d.*]

A.D. 1889.

SCHEDULE.

Saint James, Westminster, Order.

PARISH OF SAINT JAMES, WESTMINSTER.

Provisional Order for partially repealing and altering certain Local Acts.

To the Guardians of the Poor of the Westminster Union, in the County of London ;—

To the Churchwardens and Overseers of the Poor of the Parish of Saint James, Westminster, in the said Union ; —

To the Vestry of the said Parish ; —

To the Governors and Directors of the Poor of the said Parish ; —

And to all others whom it may concern.

WHEREAS certain of the provisions of the following Local Acts ; viz.,—

2 Geo. III., cap. lviii. An Act passed in the second year of the reign of His late Majesty King George the Third, intituled "An Act for the better Relief and Employ- " ment of the Poor, and for cleansing the Streets, Lanes, and other " Passages and Places in the Parish of Saint James, within the Liberty " of Westminster, and for enlarging the Churchyard belonging to the " said Parish" (herein-after referred to as "the Act of 1762") ; and

56 Geo. III., cap. liv. An Act passed in the fifty-sixth year of the reign of His late Majesty King George the Third, intituled "An Act to amend an Act of the second " year of His present Majesty, for the better Relief and Employment of " the Poor of the Parish of Saint James, within the Liberty of West- " minster, and another Act of the first year of King James the Second, " for erecting the said Parish" (herein-after referred to as "the Act of 1816") ;

are in force in the Parish of Saint James, Westminster, in the County of London (herein-after referred to as "the Parish") ;

And whereas by Section 21 of the Act of 1762 it was enacted that certain persons to be nominated and appointed as therein provided, together with the Churchwardens and Overseers of the Poor of the Parish for the time being, should be and be called Governors and Directors of the Poor of the said Parish (which Governors and Directors and their successors are herein-after referred to as "the Governors and Directors"), and by the Act of 1816 the Governors and Directors were appointed Trustees for the several purposes of that Act, except as therein mentioned ;

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And whereas in pursuance of the Metropolis Management Act, 1855, and the Acts amending the same, certain of the duties, powers, and privileges which were performed or exercised by the Vestry of the Parish as then constituted and by the Governors and Directors were transferred to and vested in the Vestry of the Parish constituted by the said Acts (herein-after referred to as "the Vestry");

And whereas application has been made to the Local Government Board to partially repeal, alter, and amend the Act of 1762 and the Act of 1816 as herein-after mentioned:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 2 of the Poor Law Amendment Act, 1867, as amended by Section 3 of the Poor Law Amendment Act, 1868, and as extended by Section 9 of the Poor Law Act, 1879, and by any other Statutes in that behalf, do hereby Order that, from and after the Twenty-fifth day of March, One thousand eight hundred and ninety (herein-after referred to as "the commencement of this Order"), the following provisions shall take effect; viz.,—

Art. I. Sections 21 to 24, 28 to 39 (all inclusive), and Section 46 of the Act of 1762, shall be wholly repealed, except so far as the same may have been acted upon:

Provided that notwithstanding such repeal the Vestry shall, subject to the provisions of Article III. (3) of this Order, have the like powers, and be subject to the like liabilities with respect to the payment out of the poor rate of the sums legally payable thereout, as the Governors and Directors had or were subject to immediately before the commencement of this Order.

Art. II. The Act of 1816, except Sections 54 and 55, shall be wholly repealed, except so far as it may have been acted upon.

Art. III. The unrepealed provisions of the said Local Acts shall be altered so as to provide as follows; viz.,—

(1.) All the powers, rights, duties, capacities, property, liabilities, and obligations at the commencement of this Order exerciseable by or attaching to, or vested in the Governors and Directors by virtue of those provisions, or otherwise, except so far as the same relate or belong to any special charitable trust or trusts, shall be exerciseable by, pass to, and vest in, the Vestry; and all actions and proceedings commenced by or against the Governors and Directors may be continued by or against the Vestry; and all notices given by or to the Governors and Directors shall enure in behalf of or against the Vestry as if such actions had been commenced by or against, or such notices had been given by or to, the Vestry.

(2.) All property which will, by virtue of this Order, pass to and vest in the Vestry shall be held by them upon the same trusts, and subject to the like arrangements, agreements, restrictions, liabilities, incidents, and consequences as affected the same before the commencement of this Order.

(3.) All the proceedings of the Vestry with respect to the powers, rights, duties, capacities, property, liabilities, and obligations hereby transferred to them shall, subject to the provisions of this Order, be conducted in like

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manner and in accordance with the same rules and regulations as the proceedings of the Vestry under and by virtue of the Metropolis Management Act, 1855, and the Acts amending the same.

Given under the Seal of Office of the Local Government Board, this Fourth day of June, One thousand eight hundred and eighty-nine.

(L.S.)

Chas. T. Ritchie, President.
Hugh Owen, Secretary.

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