CHAPTER i.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Districts of Aberystwyth, Carnarvon, Hurst, Nottingham, Penzance, and Tetbury. A.D. 1874.

[21st May 1874.]

WHEREAS the Local Government Board have, as regards the several districts herein mentioned, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Local Government Act, 1858, and the Public Health Act, 1872, respectively:

And whereas it is requisite that the said Orders should be confirmed by Parliament, and the provisions herein contained should be enacted in reference to one of the said districts:

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:

The Provisional Orders in schedule confirmed.

1. The Orders set out in the schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force.

Special provision for the property of the town of Tetbury.

2. All the property belonging to or vested in the commissioners appointed for the town and borough of Tetbury under the Act first mentioned in the Provisional Order relating to that district, shall be transferred to and vested in the Local Board to be elected for the said district as soon as the said Order takes effect, subject to all debts, liabilities, and obligations then due, owing, or imposed upon the said commissioners, and the sum of seventy pounds payable under the Act passed in the second year of the reign of Her present Majesty Queen Victoria, intituled "An Act for the Sale of the Advowson

" of the Vicarage of Tetbury, in the County of Gloucester," to the said Commissioners, shall henceforth be paid to the said Local Board, to be by them applied in aid of the general district rate to be levied in and for the said district.

Title of the Act.

3. This Act may be cited as "The Local Government Board's Provisional Orders Confirmation Act, 1874."

SCHEDULE.

BOROUGH OF ABERYSTWYTH.

Provisional Order for dissolving the Aberystwyth Improvement Act District.

To the Mayor, Aldermen, and Burgesses of the Borough of Aberystwyth, in the County of Cardigan, being the Sanitary Authority for the Urban Sanitary District of that Borough; —

To the Commissioners for executing the powers and provisions of an Act of Parliament passed in the fifth and sixth years of the reign of His late Majesty King William the Fourth, intituled "An Act for "improving and regulating the Town of Aberystwyth, in the County "of Cardigan, and for supplying the Inhabitants thereof with Water;" and of another Act of Parliament passed in the thirty-fifth and thirty-sixth years of Her present Majesty Queen Victoria, intituled the "Aberystwyth Improvement and Water Act, 1872"; —

And to all whom it may concern.

WHEREAS under the powers and provisions of a Local Act of Parliament passed in the fifth and sixth years of the reign of His late Majesty King William the Fourth, intituled "An Act for improving and regulating the Town "of Aberystwyth, in the County of Cardigan, and for supplying the Inhabitants "thereof with Water," certain Commissioners were appointed to execute the said Act in the Town and Liberties forming part of the Borough of Aberystwyth, in the County of Cardigan;

And whereas by a Provisional Order dated the Ninth day of June One thousand eight hundred and sixty-eight, and under the hand of One of Her Majesty's Principal Secretaries of State (which Order was duly confirmed by

an Act of Parliament passed in the thirty-first and thirty-second years of Her present Majesty Queen Victoria, intituled "The Local Government Act, 1868 (No. 6.)"), the provisions of sections 25 and 95 of the herein-before recited Local Act were altered and extended, and certain sections of the same Act therein mentioned were repealed;

And whereas under the powers and provisions of another Local Act passed in the thirty-fifth and thirty-sixth years of Her present Majesty Queen Victoria, intituled the "Aberystwyth Improvement and Water Act, 1872," certain additional powers were conferred upon the said Commissioners, and the limits of the District of the said Commissioners, as defined and limited by the first-recited Act, were extended and made co-extensive with the said Borough of Aberystwyth;

And whereas the District for which the said Commissioners acted was an Improvement Act District within the meaning of the Public Health Act, 1872, and being coincident in area with the District of the Borough of Aberystwyth, became, under the provisions of section 4, and from the date, of the said Act, an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses of that Borough, acting by the Council, became, from the same date, the Urban Sanitary Authority;

And whereas by section 22 of the said Act, it is enacted that in the case of a Borough having an area co-extensive with an Improvement Act District, the Local Government Board may, by Provisional Order, dissolve such District, and transfer to the Council of the Borough the jurisdiction and powers of the Improvement Commissioners of such District;

And whereas the Local Acts above mentioned relate to the same subject matters as the Sanitary Acts, and the Council, as such Urban Sanitary Authority as aforesaid, have applied to the Local Government Board, praying them to issue a Provisional Order to dissolve the District of the said Commissioners, and to transfer their powers to the Council;

And whereas, upon receipt of the said application, the Local Government Board directed an inquiry to be held, and the same was held, after due notice, and report has been made to them thereon;

And whereas it appears to the Local Government Board expedient that the said District should be dissolved, and that all the powers now vested in the said Commissioners should be transferred as aforesaid:

Now, therefore, We, the Local Government Board, acting under the authority of the several Statutes in that behalf, do hereby Order and Direct that, on the expiration of One month after the date of the Act of Parliament confirming this Order, the said Improvement Act District shall be dissolved, and all the jurisdiction, powers, rights, lands, hereditaments, tenements, moneys, property, effects, and liabilities vested in or now attaching to the said Commissioners under the said Local Acts and Provisional Order, shall be transferred to the Council of such Borough, and the name of the Mayor, Aldermen, and Burgesses of the Borough of Aberystwyth, acting by the Council, as the Urban Sanitary Authority thereof, shall be substituted throughout the said several Acts in the place of the said Commissioners: Provided always, that all matters

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and things commenced by the Commissioners under the authority of the said Local Acts and Provisional Order, and not then concluded, shall be continued under the same until the Council shall take charge of and continue the same.

Given under the Seal of Office of the Local Government Board, this Ninth day of March, One thousand eight hundred and seventy-four.

G. Sclater-Booth, President.
Clare Sewell Read, Secretary.

(L.S.)

BOROUGH OF CARNARVON.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Carnarvon to put in force the Compulsory Clauses of the Lands Clauses Consolidation Act, 1845.

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

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Carnarvon, acting by the Council, as the Urban Sanitary Authority for that Borough, require to purchase and take certain lands and premises situate and being in the said Borough, and which are set forth and described in the Schedule hereunder, for the purpose of widening and otherwise improving a certain street or road in the said Borough called Eastgate Street;

And whereas the Council of the said Borough have made due publication in the newspaper and served the several notices as required by the Local Government Act, 1858, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas, upon receipt of such Petition, the Local Government Board directed an Inquiry to be held in the District in which the lands and premises are situate, as to the propriety of assenting to the prayer of the said Petition, which Inquiry has been held and report duly made to them thereon;

Now therefore, We, the Local Government Board, acting under the authority of the several Statutes in that behalf, do, by this Our Order, empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands

and premises set forth and described in the Schedule hereunder, the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of land otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Description of Premises.	No. on deposited Plan.	Names of Owners.	Names of Occupiers.
Blue Lion Public-house -	1 and 2	Ellis Jones and Catherine Roberts.	Ann Evans.
Butcher's shop - -	3	Ellis Jones and Catherine Roberts.	Hugh Williams and Evan Williams.

Given under the Seal of Office of the Local Government Board, this Twenty-sixth day of March, in the year One thousand eight hundred and seventy-four.

(L.S.)

G. Sclater-Booth, President.
Clare Sewell Read, Secretary.

DISTRICT OF HURST.

Provisional Order for extending the Local Government District of Hurst, and for prescribing the number of Members of the Local Board.

To the Guardians of the Poor of the Ashton-under-Lyne Union, in the Counties of Lancaster and Chester, being the Sanitary Authority for the Rural Sanitary District of that Union; —

To the Local Board, being the Sanitary Authority for the Urban Sanitary District of Hurst, in the County of Lancaster; —

And to all others whom it may concern.

WHEREAS by the twenty-second Section of the Public Health Act, 1872, it is enacted, that the Local Government Board may, by Provisional Order, declare any portion of a Rural Sanitary District immediately adjoining a Local Government District, to be included in such last-mentioned District, and thereupon such included portion shall, for all sanitary purposes, be deemed to form part of such last-mentioned District; and that, where any Local Government District is increased in extent under that Section, the Provisional Order

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shall prescribe the number of Members to be elected for the District when altered;

And whereas the Local Board for the Local Government District of Hurst, in the County of Lancaster, have applied to the Local Government Board to issue a Provisional Order to incorporate the portion of the Rural Sanitary District of the Ashton-under-Lyne Union herein-after described with the said Local Government District;

And whereas the portion of the said Rural Sanitary District sought to be incorporated as aforesaid immediately adjoins the Local Government District of Hurst;

And whereas, upon receipt of the said application, the Local Government Board directed an Inquiry to be held on the subject, and the same was held after due notice, and a report has been made to them thereon:

Now therefore, We, the Local Government Board, acting under the authority of the several Statutes in that behalf, do hereby Order and Direct, that, from and after the date of the Act of Parliament confirming this Order, All those parts of the Rural Sanitary District of the Ashton-under-Lyne Union described in the Schedule hereto shall be included in, and shall, for all sanitary purposes, be deemed to form part of, the Local Government District of Hurst;

And We do further Order and Direct, that the number of Members to be elected for the Hurst Local Board shall remain and be the same as before the date of this Order.

The SCHEDULE above referred to.

All that part of the Rural Sanitary District of the Ashton-under-Lyne Union situate in the Parish of Ashton-under-Lyne, in the County of Lancaster, and not already included in the Hurst Local Government District, which lies within an imaginary line commencing at a point in the centre of the Oldham, Ashton-under-Lyne, and Guide Bridge Junction Railway where the northerly boundary of the Borough of Ashton-under-Lyne crosses the same at the tunnel near Lords Fields Colliery, and running along the centre of such railway to the point where the said railway crosses the stream of water at Timperley Clough, and thence following the course of the said stream in an easterly direction to its junction with the present boundary of the Hurst Local Government District at a place called "The Hollow," near to Gambriel, otherwise Gamber Hill, Bank, and thence along such boundary in a southerly direction to the point of starting.

Given under Our Seal of Office, this Tenth day of January, in the year One thousand eight hundred and seventy-four.

James Stansfeld, President.

(L.S.) H. Fleming, Secretary.

BOROUGH OF NOTTINGHAM.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Nottingham to put in force the Compulsory Clauses of the Lands Clauses Consolidation Act, 1845.

To the Mayor, Aldermen, and Burgesses of the Borough of Nottingham, in the Town and County of the Town of Nottingham, being the Urban Sanitary Authority for that Borough; —

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Nottingham, acting by the Council, as the Urban Sanitary Authority for that Borough, require to purchase and take certain lands and premises situate and being in the said Borough, and which are set forth and described in the Schedule hereunder, for the purpose of widening and otherwise improving a certain street or road in the said Borough called Bridlesmith Gate;

And whereas the Council of the said Borough have made due publication in the newspaper and served the several notices as required by the Local Government Act, 1858, and have presented a Petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands and premises, to be allowed to put in force the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas, upon receipt of such Petition, the Local Government Board directed an Inquiry to be held in the District in which the lands and premises are situate, as to the propriety of assenting to the prayer of the said Petition, which Inquiry has been held and report duly made to them thereon:

Now therefore, We, the Local Government Board, acting under the authority of the several Statutes in that behalf, do, by this Our Order, empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises set forth and described in the Schedule hereunder, the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of land otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Description of the above-mentioned Hereditaments.	Number of the said Hereditaments on the Plan of the proposed undertaking deposited at the office of the Borough Engineer at the Municipal offices in the said Borough.	Owners or reputed Owners.	Lessee or reputed Lessee.	Occupiers.
Public-house and brew-house.	1 and 2	Thomas Smith -	- -	Thomas Smith.
Passage and common yard	3 and 4	Thomas Smith and Louisa Cook.	- -	Thomas Smith and William Knight.
Shop and house - -	5 and 6	Louisa Cook - -	- -	William Knight.
Shop, house, and premises	7	John Hetherington -	- -	John Hetherington.
Part of shop, house, and premises.	8	John Hetherington and Louisa Cook.	- -	John Hetherington and William Knight.
Shop, house, and premises	9, 9a, and 10	William Lewis -	- -	William Lewis.
Shop and premises -	11	William Lewis -	- -	Robert Eades and William Lewis.
Shop and premises -	12 and 13	John Pratt - -	George Neale.	George Neale.

Given under the Seal of Office of the Local Government Board, this Sixteenth day of March, in the year One thousand eight hundred and seventy-four.

(L.S.)

G. Sclater-Booth, President.
John Lambert, Secretary.

BOROUGH OF PENZANCE.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Penzance to put in force the Compulsory Clauses of the Lands Clauses Consolidation Act, 1845.

To the Mayor, Aldermen, and Burgesses of the Borough of Penzance, in the County of Cornwall, being the Sanitary Authority for the Penzance Urban Sanitary District;—

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Penzance, as the Sanitary Authority for the Urban Sanitary District of that Borough, require to purchase and take part of a field called the Carnegoes, and certain lands and premises lying on and being part of the highway from

Penzance to Madron, situate at or near Chapel St. Clare, within the said Borough, and more particularly set out and described in the Schedule hereto, for the purpose of the construction of a service reservoir, filter beds, and other works in connexion with their works of water supply in the said Borough;

And whereas the Town Council of the said Borough have made due publication in the newspaper and served the several notices as required by the Local Government Act, 1858, and have presented a Petition to Us, the Local Government Board, stating as required by such Act, and praying, with reference to the lands and premises described in the Schedule hereto, to be allowed to put in force the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of land otherwise than by agreement;

And whereas, upon receipt of the said Petition, We directed an Inquiry to be held, in the District in which the lands and premises are situate, as to the propriety of assenting to the prayer of such Petition, which Inquiry has been held after due notice, and a Report made to Us thereon:

Now therefore, We, the Local Government Board, acting under the authority of the several Statutes in that behalf, do, by this Our Order, empower the said Urban Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands and premises set forth and described in the Schedule hereto, the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of land otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Description of the above-mentioned Lands and Premises.	No. on Plan deposited with the Local Government Board.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
Part of a field -	1	Susan Lucretia Jago and Mary Jago.	John Penn Milton and William Bolitho, the younger.	The Penzance Cricket Club, John Penn Milton, Secretary, and the Mounts Bay Archery Club, William Bolitho, the younger, Secretary.
Highway -	2	The same - -	- - -	Penzance Urban Sanitary Authority.

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

JAMES STANSFELD, President.
H. FLEMING, Secretary.

(L.S.)

A.D. 1874.

DISTRICT OF TETBURY.

Provisional Order for repealing a Local Act, and for the constitution of the Local Government District of Tetbury.

To the Commissioners for executing the powers and provisions of an Act of Parliament passed in the fifty-seventh year of His late Majesty King George the Third, intituled "An Act for paving the footways, "and for lighting and cleansing the streets, lanes, and public places "within the Town and Borough of Tetbury, in the County of "Gloucester, and for preventing nuisances therein";—

To the Inhabitants of the said Town and Borough;—

To the Guardians of the Poor of the Tetbury Union, in the Counties of Gloucester and Wilts, being the Sanitary Authority for the Rural Sanitary District of that Union;—

And to all others whom it may concern.

WHEREAS under the powers and provisions of an Act of Parliament passed in the fifty-seventh year of His late Majesty King George the Third, intituled "An Act for paving the footways, and for lighting and cleansing the streets, "lanes, and public places within the Town and Borough of Tetbury, in the "County of Gloucester, and for preventing nuisances therein," certain Commissioners were appointed to execute the said Act;

And whereas the said Town and Borough of Tetbury is an "Improvement Act District," within the meaning of the Public Health Act, 1872, and under the provisions of that Act, the said District became, from the date of that Act, an Urban Sanitary District, and the said Commissioners became, from the same date, the Urban Sanitary Authority for such District;

And whereas by Section 33 of the last-mentioned Act, the Local Government Board are empowered, on the application of the Sanitary Authority of any District, by Provisional Order, wholly or partially to repeal any Local Acts, other than certain Acts specified in that section, which relate to the same subject matters as the Sanitary Acts;

And whereas the Local Act above mentioned relates to the same subject matters as the Sanitary Acts, and the said Commissioners, as such Urban Sanitary Authority as aforesaid, applied to the Local Government Board to issue a Provisional Order for repealing that Act, and for constituting the said Town and Borough of Tetbury a Local Government District within the meaning of the Public Health Act, 1872, to be subject to the jurisdiction of a Local Board;

And whereas, upon receipt of the said application, the Local Government Board directed an Inquiry to be held, and the same was held, after due notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, acting under the authority of the several Statutes in that behalf, do hereby Order, that, from and

after the Twenty-ninth day of September next following the date of the Act of Parliament confirming this Order, the Local Act above mentioned shall be wholly repealed: Provided always, that all matters and things commenced under the authority thereof, and not then concluded, shall be continued under the same until the Local Board, to be elected as herein-after is mentioned, shall take charge of and continue the same;

And whereas from the said Twenty-ninth day of September, the said Town and Borough of Tetbury will, for the purposes of the Sanitary Acts, be merged in, and form part of, the Rural Sanitary District of the Tetbury Union;

And whereas by Section 24 of the Public Health Act, 1872, the Local Government Board are empowered, by Provisional Order, to declare any portion of any Rural Sanitary District to be an Urban Sanitary District:

Now therefore, We, the Local Government Board, acting under the authority of the several Statutes in that behalf, do hereby declare, that, on and after the First day of October next following the date aforesaid, All that part of the then Rural Sanitary District of the Tetbury Union which shall comprise the Town and Borough of Tetbury shall be an Urban Sanitary District within the meaning of the Public Health Act, 1872, under the name of the Tetbury Urban Sanitary District.

And We do Order and Direct that the Members of the Local Board of such District shall consist of twelve persons, who shall be qualified as required by the Local Government Act, 1858, and be elected in the manner prescribed by that Act in the case where a Local Board is to be elected in a place having a known and defined boundary in which there is no Churchwarden nor any Overseer.

Given under the Seal of Office of the Local Government Board, this Tenth day of February, in the year One thousand eight hundred and seventy-four.

James Stansfeld, President.

(L.S.) H. Fleming, Secretary.

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