CHAPTER cv.

An Act to confirm certain Provisional Orders of the Local Government Board under the provisions of the Artizans and Labourers Dwellings Improvement Act, 1875, relating to the Boroughs of Devonport and Newcastle-upon-Tyne. A.D. 1878.

[4th July 1878.]

WHEREAS the Local Government Board have, as regards the boroughs herein mentioned, made the Provisional Orders set forth in the schedule hereunto annexed, under the provisions of the Artizans and Labourers Dwellings Improvement Act, 1875:

And whereas it is requisite that the said Orders 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 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. The Provisional Orders in schedule confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (Artizans and Labourers Dwellings) Act, 1878. Short title.

A.D. 1878.

Devonport Order.

SCHEDULE.

BOROUGH OF DEVONPORT.

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 Devonport, in the County of Devon, 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 Devonport, in the County of Devon, 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, are the Urban Sanitary Authority for such District;

A.D. 1878.

Devonport Order.

And whereas an official representation having been made to the said Urban Sanitary Authority, in accordance with the provisions of the said Act, that there has been for a long time past a general absence of proper sanitary conditions in a certain area within the said Urban Sanitary District lying between James Street and Catherine Street on the east, Dockwall Street on the west, James Street Ope West on the south, and the northern boundary of No. 30, Catherine Street aforesaid, and of No. 19, Bragg's Alley, on the north; and that the average rate of mortality therein had been much higher than that of the whole Borough; that a large number of the houses, courts, and alleys within the said area were unfit for human habitation; that the houses, courts, and alleys were close, narrow, and in bad condition, and that there was a want of light, air, and ventilation throughout such area; that diseases indicating a generally low condition of health among the population have been from time to time prevalent within the said area; and that the prevalence of such diseases might reasonably be attributed to the closeness and narrowness of the alleys and courts, to the bad arrangement and condition of the houses, and to the general want of ventilation and proper sanitary conveniences within such area; that the evils connected with such houses, courts, and 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 said area; and the Urban Sanitary Authority, being satisfied of the truth of such 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 whereas the said Urban Sanitary Authority, after the passing of the said resolution, made an Improvement Scheme, accompanied by plans, particulars, and estimates, which scheme is as follows :—

"BOROUGH OF DEVONPORT.

"SCHEME made by the Mayor, Aldermen, and Burgesses of the Borough of DEVONPORT,
" 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.

"1. This scheme may be cited as 'The Devonport Improvement Scheme, 1878.'

"2. In this scheme the Borough means the Borough of Devonport; the Corporation
" means the Mayor, Aldermen, and Burgesses of the Borough; the Town Clerk, the
" Surveyor, and the Medical Officer of Health mean respectively the Town Clerk, the
" Surveyor, and the Medical Officer of Health of the Borough; and the Plans mean
" the Plans or Maps of the unhealthy area which accompany this scheme.

"3. The unhealthy area included in this scheme is the area delineated and
" indicated on the Plan No. 1, and comprises the whole of the area included in the
" official representation of the Medical Officer of Health. Duplicates of the Plans
" Nos. 1, 2, and 3 are deposited at the Sanitary Office, in the Guildhall of the said
" Borough, and copies thereof, or of 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.

"4. It is proposed to acquire compulsorily all leasehold rights and interests what-
" soever, including all rights of renewal of leases in or over the lands delineated on

A.D. 1878.

Devonport Order.

" the Plan No. 1, and thereon surrounded by a line coloured blue, and all such rights " and interests shall, as soon as they are acquired by the Corporation, be assigned and " transferred to Sir John St. Aubyn, his executors or administrators.

" 5. The new streets, as shown on the Plan No. 3, and thereon marked A, B, C, " and D respectively, or some of them, will be laid out in the unhealthy area, and may " be formed, laid out, paved, sewered, and completed by the Corporation.

" 6. On sites within the limits of the unhealthy area, or on some other suitable site " or sites, there shall be erected suitable dwelling-houses for the accommodation of, at " the least, as many persons of the working class as may be from time to time displaced " in the unhealthy area.

" 7. 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.

" 8. Subject to the foregoing provisions, this Scheme shall be carried out and " effected by Sir John St. Aubyn, Baronet, under and according to the terms and con- " ditions contained in the articles of agreement made between Sir John St. Aubyn " and the Corporation, which are set forth in the Schedule to this Scheme.

Corporate Seal. L.S.

(Signed) " J. J. E. Venning,
" Town Clerk.

(Signed) " John W. Ryder,
" Mayor."

" THE SCHEDULE.

" Agreement between Sir John St. Aubyn and the Corporation.

" Articles of Agreement made the sixteenth day of November one thousand eight " hundred and seventy-seven, between Sir John St. Aubyn, of St. Michael's " Mount, in the County of Cornwall, Baronet, of the one part, and the Mayor, " Aldermen, and Burgesses of the Borough of Devonport (herein-after called " 'the Corporation'), of the other part.

" Whereas, on an official representation made to them under the Artizans and " Labourers Dwellings Improvement Act, 1875, the Corporation in their capacity of " Urban Sanitary Authority for the Borough have passed a resolution to the effect " that the area delineated and indicated on the Plan No. 1, which accompanies the " foregoing scheme, is an unhealthy area, and have made the foregoing scheme for the " improvement thereof (herein-after referred to as 'the scheme'):

" And whereas Sir John St. Aubyn, Baronet, is the person entitled to the first " equitable estate of freehold in the lands and buildings comprised in the said area:

" Now it is hereby agreed as follows:—

" 1. The Corporation will, after the confirmation by Parliament of an Order " authorising the scheme, proceed to acquire at such time or times as requested by " Sir John St. Aubyn, his executors or administrators, the leasehold rights and interests " authorised by the scheme, to be taken compulsorily, and will do all things necessary " or proper for that purpose. The purchase-money paid by the Corporation, with the " concurrence of Sir John St. Aubyn, his executors or administrators, for any rights

A.D. 1878.

Devonport Order.

" or interests so taken, shall be repaid to the Corporation by Sir John St. Aubyn, his " executors or administrators, and all such rights and interests shall, immediately on " their acquisition by the Corporation, be assigned and transferred to Sir John " St. Aubyn, his executors or administrators.

" 2. The scheme shall be carried out and effected by Sir John St. Aubyn, his " heirs, executors, or administrators, upon the terms and conditions specified in this " agreement.

" 3. Sir John St. Aubyn, his heirs, executors, or administrators, will, within a " period not exceeding seven years from the date of confirmation by Parliament of an " order authorising the scheme, pull down and remove the buildings now standing " on the northern part of the unhealthy area, which part is coloured pink on the Plan " No. 2, accompanying the scheme (save those erected within a period of thirty years " before that date), and will, within a period not exceeding fourteen years from the " same date, pull down and remove the buildings now standing on the remaining " part of the said area, which is coloured yellow on the said Plan No. 2 (save those " erected within a period of thirty years before that date, and also save Nos. 83, 87, " and 88 on the same plan).

" 4. Sir John St. Aubyn, his heirs, executors, or administrators, will, with all " reasonable despatch, and as respects the said northern part of the unhealthy area " within the said period of seven years, and as respects the remaining part within " the said period of fourteen years, cause to be erected on sites within the limits of the " unhealthy area, dwelling-houses suitable for persons of the working class, and " sufficient for the accommodation of at least as many persons of the working class as " are displaced in pursuance of the scheme, the general character of such dwelling-houses " to be subject to the approval of the Corporation.

" 5. Where Sir John St. Aubyn, his heirs, executors, or administrators, does not, or " do not, himself or themselves cause to be erected buildings on any portion of the " unhealthy area intended for building purposes, he or they will grant building leases " to fit and proper persons for periods not exceeding ninety years.

" 6. Sir John St. Aubyn, his heirs, executors, and administrators, will grant " and convey to the Corporation, free of charge, the lands required for the formation " of the new streets shown on the plan No. 3, accompanying the scheme, and the " Corporation will form, lay out, pave, and sewer all such streets in a proper and efficient " manner.

" 7. The Corporation will pay all the costs, charges, and expenses of and incidental " to the forming, laying out, paving, and sewering of the said new streets, and also " all the costs, charges, and expenses incurred by them in relation to the following " matters, namely:—

" (*a.*) The publication of the scheme;

" (*b.*) The approval by the Corporation of the scheme and these presents;

" (*c.*) The petition of the Corporation to the Local Government Board; and

" (*d.*) The appearance of the Corporation before the Inspector of the Local Government Board.

" 8. Subject as aforesaid, Sir John St. Aubyn, his heirs, executors, or administrators, " will pay all costs, charges, and expenses of and incidental to the preparation and " execution of the scheme and of this agreement so far as the scheme is carried into " execution by him or them or with his or their concurrence.

A.D. 1878.

Devonport Order.

" 9. If an order authorising the scheme is not confirmed by Parliament within " twelve months from the date of this agreement, the same shall be void and of no " effect.

" In witness whereof Sir John St. Aubyn has hereunto set his hand and seal, and the " Corporation have hereunto caused their common seal to be affixed, the day and year " first above written.

(Signed) " John St. Aubyn. L.S.

" The Seal of the Mayor, Aldermen, " and Burgesses of the Borough " of Devonport." L.S.

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

" BOROUGH OF DEVONPORT.

" The Artizans and Labourers Dwellings Improvement Act, 1875.

" The Devonport Improvement Scheme, 1878.

	£	s.	d.
" Estimated cost of filling up to proper level, laying out, paving, " and forming new streets, and of widening existing streets -	2,500	0	0
" Cost of forming sewers - - - - -	1,000	0	0
	3,500	0	0

" 1st November, 1877. (Signed) W. E. Bartlett, " Borough Surveyor."

And whereas the said 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 a local Inquiry to be held, in accordance with the provisions of Section 6 of the said Act;

And whereas upon a 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 said 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 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 the Local Government Board find that the area described in the said representation, and which is inclosed by the blue line on the plan No. 1 accompanying the said scheme, (a duplicate of which plan has been deposited at the Sanitary Office in the Guildhall of the Borough of Devonport, in the vicinity of such area,) with the exception of the lands and premises comprised therein and numbered 41, 83, 87, and 88 on the plan No. 2, also accompanying the said scheme (a duplicate of which plan has been deposited at the Sanitary Office aforesaid), is an unhealthy area within the meaning of the said Act; and that the said lands and premises numbered 41, 83, 87, and 88 on the said plan No. 2 and the duplicate thereof, 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 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, made by the Urban Sanitary Authority for the Borough of Devonport as aforesaid, and do hereby declare the limits of the area to which the said scheme relates to be as follows; viz.:

The area inclosed by the blue line on the plan No. 1 accompanying the said scheme and on the duplicate thereof.

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

I. The area inclosed by the blue line on the said plan No. 1, with the exception of the lands and premises comprised therein and numbered 41, 83, 87, and 88 on the said plan No. 2, shall be taken to represent the whole of the unhealthy area, and the said lands and premises numbered 41, 83, 87, and 88 on the said plan No. 2 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.

II. When so much of the unhealthy area as contains one-third of the population of such area shall have been cleared of buildings, no further clearance of buildings in such area shall be made until dwellings suitable for persons of the working class, and sufficient for the accommodation of the number of persons

A.D. 1878.

Devonport Order.

displaced by such clearance, have been provided in the said area, or, with the approval of the Local Government Board, on other land in the vicinity of the said area.

III. When such dwellings have been provided, so much of the unhealthy area as contains one-half of the remaining population of such area may be cleared of buildings, but until dwellings suitable for persons of the working class, and sufficient for the accommodation of the number of persons displaced by such clearance, have been provided in the said area, or, with the approval of the Local Government Board, on other land as aforesaid, no further clearance of buildings shall be made in the said area.

IV. Notwithstanding the provision of dwellings under the foregoing provisions on land beyond the limits of the unhealthy area, dwelling-houses suitable for persons of the working-class, and sufficient for the accommodation of at least as many persons as are displaced in pursuance of the scheme, shall be erected on sites within the limits of the said area, in accordance with Article No. 4 of the agreement contained in the Schedule to the scheme.

V. In the case of any leasehold rights and interests acquired compulsorily by the Corporation, the provisions of Article 1 of the said agreement with respect to the time or times of such acquisition, and the concurrence of Sir John St. Aubyn, his executors or administrators, as to the amount of the purchase money, shall not apply.

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

G. Sclater-Booth, President.

(L.S.) Danby P. Fry, Assistant Secretary.

Newcastle-upon-Tyne Order.

BOROUGH OF NEWCASTLE-UPON-TYNE.

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 Newcastle-upon-Tyne, in the County of Northumberland, 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

A.D. 1878.

Newcastle-upon-Tyne Order.

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 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, 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 Newcastle-upon-Tyne, in the County of Northumberland, 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, are the Urban Sanitary Authority for such District;

And whereas an official representation having been made to the said Urban Sanitary Authority, in accordance with the provisions of the said Act, that diseases indicating a generally low condition of health amongst the population had been from time to time prevalent in certain areas within the said Urban Sanitary District, comprising (amongst others) the area lying between Pandon Bank and New Pandon (therein referred to as the "New Pandon Group"), and that such prevalence might reasonably be attributed to the closeness, narrowness, and bad arrangement or bad condition of the streets and houses or groups of houses within such areas, or to the want of light, air, ventilation, or proper conveniences, or to other sanitary defects, or to one or more of such causes, and that the evils connected with such houses, courts, or alleys, and the sanitary defects in such areas, cannot be effectually remedied otherwise than by an Improvement Scheme for the re-arrangement and re-construction of the streets and houses within the said area, or of some of such streets and houses, and the Urban Sanitary Authority, being satisfied of the truth of such representation, and of the sufficiency of their resources, resolved that that portion of the said areas which is referred to in the said representation as the New Pandon Group, and lies on the east side of, and inclusive of the said street known as New

A.D. 1878.

Newcastle-upon-Tyne Order.

Pandon, is an unhealthy area, and that an Improvement Scheme ought to be made in respect of such portion;

And whereas the said Urban Sanitary Authority, after the passing of the said resolution, made an Improvement Scheme, accompanied by plans, particulars, and estimates, which scheme is as follows:—

"Borough of Newcastle-upon-Tyne.

"Proposed Scheme under the Artizans and Labourers Dwellings Improvement "Act, 1875, by the Mayor, Aldermen, and Burgesses of the Borough of "Newcastle-upon-Tyne, acting by the Council of the said Borough, as the "Local Authority within the meaning of the said Act, for the improvement of "unhealthy areas within the Borough.

"1. This scheme may be cited as the Newcastle-upon-Tyne Artizans and Labourers "Dwellings Improvement Scheme, 1877.

"2. In this scheme 'the Borough' means the Borough of Newcastle-upon-Tyne; "'the Corporation' means the Mayor, Aldermen, and Burgesses of the Borough; 'the "Town Clerk' and 'the Surveyor' means respectively the Town Clerk of the Borough "and the Borough Engineer and Town Surveyor for the time being; and 'the plans' "means the plans which accompany this scheme.

"3. Duplicates of the plans, showing the property proposed to be dealt with under "this scheme, are deposited at the office of the Town Clerk, and copies of the plans, or "any part thereof, certified by the Surveyor, shall be received in all Courts of Justice, "or elsewhere, as evidence of the contents thereof respectively.

"4. The Corporation may enter on, take compulsorily, and, for the purposes of this "scheme, deal with all or any of the lands, messuages, and premises herein-after "mentioned and referred to, and delineated on the plans marked respectively A and "B, and thereon coloured blue and round with red respectively.

"5. This scheme comprises a portion of the area in respect of which an official "representation has been made by the Medical Officer of Health dated 1st August, "1876, and therein referred to as the New Pandon Group, and concerning which "portion the Council of the Borough, as the Local Authority within the meaning of the "said Act, has passed a resolution that such portion is an unhealthy area, the said "portion containing 5,533 square yards or thereabouts, being bounded on the south "by a timber yard in the occupation of Messrs. Borries, Craig, and Company; on the "south-west by land and buildings belonging to the said Corporation and others; on "the east by a street called Pandon Bank; and on the north by land and buildings "the property of the North-eastern Railway Company and others, and with the streets, "lanes, roads, entries, and courts lying within the above-described boundary is more "particularly described on the said plan marked A, and thereon distinguished by being "coloured blue.

"6. The buildings on the land coloured round with red on the said plan marked B, "and intended to be demolished, are situate at a place called the Battle Field, within "the Borough, and are bounded on the north by vacant land the property of Mrs. "Susannah Gibson; on the south by a public highway known as New Road; on the "east by the Burial Ground of St. Ann's Church; and on the west by a public "highway known as Elwick's Lane.

" 7. The Corporation may, for the purpose of carrying out this scheme, lay out, form, " pave, sewer, flag, and complete the streets and improvements following, shown on " the said plan marked B; that is to say,—

" 1. A new front street, of the width of forty feet, on the east side of, and opening " into, Elwick's Lane, and terminating at the western boundary of St. Ann's " Church.

" 2. A new back street, of the width of twenty feet, running parallel the whole " length of and behind the before-mentioned front street.

" 3. A new back street, of the width of twenty feet, forming a means of communi- " cation with the before-mentioned new front and back streets, commencing " at the before-mentioned back street, and running in a northerly direction, " and forming a junction with the herein-before described front street.

" 4. The widening and improving of the north side of a road or highway known as " the New Road, commencing at the junction of that road with Elwick's " Lane, and terminating at the south-west corner of the Burial Ground of " St. Ann's Church.

" 8. The Corporation may make, widen, and form all such approaches, communica- " tions, alterations of level, stopping up, widening, or diversion of existing streets, " highways, or roads as may be necessary, and as may hereafter be determined by the " Corporation to be necessary or proper, for the purposes of this scheme.

" 9. In laying out and forming the aforesaid new streets, and executing the aforesaid " improvements and works, the Corporation may deviate from the lines shown on the " said plan marked B, to the extent shown on the said plan.

" 10. Inasmuch as from natural configuration of surface and lowness of level, as " compared with neighbouring lands, the ground portion of the New Pandon Group, " coloured blue on the said plan marked A, and found by the said resolution of the " Local Authority to be an unhealthy area, is unsuitable in its present state for the " erection of dwellings for the working classes, the ground may be filled up to the level " of the surrounding lands.

" 11. The Corporation may, for all or any of the purposes of this scheme, sell and " dispose of all or any of the lands herein-before authorised to be dealt with by them; " that is, to sell such part of them as is so required for the purposes of this scheme, " and to sell such part thereof as is not so required for other and general purposes.

" 12. The dwellings for the accommodation of the persons of the working class that " may be displaced under the provisions of Clause 4 of this scheme, are intended to be " erected on the ground coloured round with red on the plan marked B, and are cal- " culated to accommodate families constituting 782 persons, being the number of " persons that may be displaced.

" 13. The Corporation may settle, determine, and approve the designs, elevations, and " space, and all other particulars respecting the buildings to be erected on the lands " shown on the said plans marked A and B, or either of them, including not only " such portion thereof as may be required for artizans dwellings, but also the land not " so required.

" 14. The Corporation shall, as soon as practicable after the passing of the Act for " confirming the Provisional Order 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 unhealthy area without being required to deal with the whole of " the lands within that area.

A.D. 1878.

Newcastle-upon-Tyne Order.

"15. The expenses of the execution of this scheme (so far as they are not defrayed "out of receipts of the Corporation, pursuant to the Artizans and Labourers Dwellings "Improvement Act, 1875), and the costs, charges, and expenses preliminary to, and "of, and incidental to, the preparation of this scheme, and the application for the "Order confirming the same, and the obtaining the confirmation by Parliament of "such Order, shall be paid by the Corporation out of all or any of the local rates, as "defined by the said Act (section twenty-one), or out of money borrowed in pursuance "of the said Act.

"16. The said maps or plans marked respectively A and B, particulars, and estimates "accompany this scheme."

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

"Artizans and Labourers Dwellings Improvement Act, 1875.

"Newcastle-upon-Tyne Artizans and Labourers Dwellings Improvement "Scheme, 1877.

"*Estimate of the cost of carrying the Scheme into effect.*

	£	s.	d.
"Cost of acquiring land and buildings at New Pandon and at the "Battle Field, interest of capital expended, law and other "expenses, new street formation, &c. - - - -	40,000	0	0
"Deduct—			
"Re-sale of land in New Pandon and Battle Field - -	21,700	0	0
"Total net cost -	£18,300	0	0

"I estimate the cost of carrying the above-mentioned scheme into effect at the sum "of eighteen thousand three hundred pounds.

"Alfred M. Fowler, M. Inst. C.E.,
"Borough Engineer and Town Surveyor.

"Borough Engineer and Town Surveyor's Offices,
"Newcastle-upon-Tyne, 24th October, 1877."

And whereas the said 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 a local Inquiry to be held, in accordance with the provisions of Section 6 of the said Act;

A.D. 1878.

Newcastle-upon-Tyne Order.

And whereas upon a 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 said 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 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 the Local Government Board find that the portion of the area described in the said representation, which is coloured blue on the plan marked A accompanying the said scheme, (duplicates of which plan have been deposited at the office of the Town Clerk of the Borough of Newcastle-upon-Tyne, in the vicinity of such area,) is an unhealthy area within the meaning of the said Act; and that the area known as "the Battle Field," coloured red on the plan marked B accompanying the said scheme (duplicates of which plan have been deposited as aforesaid), is required for the purpose of providing for the accommodation of the persons of the working class displaced in the unhealthy area, the number of whom it is estimated will be seven hundred and eighty-two or thereabouts:

Now therefore, We, the Local Government Board, in pursuance of the powers given 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 made by the Urban Sanitary Authority for the Borough of Newcastle-upon-Tyne as aforesaid, and do hereby declare the limits of the area to which the said scheme relates to be as follows; viz.:

The area coloured blue on the said plan marked A and the duplicates thereof, and the area coloured red on the said plan marked B and the duplicates thereof.

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

I. The area coloured blue on the said plan marked A shall be taken to represent the whole of the unhealthy area.

II. The area coloured red on the said plan marked B shall be included in the said scheme, for the purpose of providing accommodation for the persons of the working class displaced in the unhealthy area, and shall be set aside and appropriated for the purpose of providing such accommodation accordingly.

III. No part of the unhealthy area shall be cleared of buildings until accommodation shall have been provided by the said Urban Sanitary Authority, on the area coloured red on the said plan marked B, or on some other land in the

A.D. 1878.

Newcastle-upon-Tyne Order.

vicinity of the area coloured blue on the said plan marked A, to be approved by the Local Government Board, for at least seven hundred and eighty-two persons of the working class.

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

G. SCLATER-BOOTH, President.
JOHN LAMBERT, Secretary.

(L.S.)

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