CHAPTER xcix.

An Act to confirm certain Provisional Orders of the Local Government Board relating to Devonport and Sheffield. A.D. 1898.

[25th July 1898.]

WHEREAS the Local Government Board have made the Provisional Orders 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 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 as altered and set out in the schedule hereto shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force. Orders in schedule confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (Housing of Working Classes) Act 1898. Short title.

A.D. 1898.

SCHEDULE.

Devonport Order.

BOROUGH OF DEVONPORT.

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 Devonport ; —

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 reconstruction 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 Devonport 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 houses courts and alleys within the area on the east side of James Street between Duke Street and Duncan Street and also the area at the back of Morice Square abutting on Ordnance Street are unfit for human habitation and that the narrowness closeness and bad arrangement of such houses and the want of light air and ventilation and proper conveniences are dangerous to the health of the inhabitants of the buildings in the said areas and of the neighbouring buildings and that the evils connected with such houses courts and alleys and the sanitary

defects in such areas could not be effectually remedied otherwise than by an improvement scheme for the re-arrangement and reconstruction of the streets and houses within each of the said areas ;

And whereas the Local Authority having taken such official representation into consideration and being satisfied of the truth thereof and of the sufficiency of their resources have passed resolutions that the areas described in the said official representation are unhealthy areas and that an improvement scheme ought to be made in respect of such areas ;

And whereas the Local Authority after passing such resolutions as aforesaid made a Scheme (herein-after referred to as "the Scheme") for the improvement of the said areas and included in the Scheme the lands edged green and numbered 26 and 28 on the deposited plan relating to the James Street area for opening out that area for purposes of ventilation and health ;

And whereas the Scheme was accompanied by plans and by particulars and an estimate which Scheme and estimate are as follows :—

"BOROUGH OF DEVONPORT.

"HOUSING OF THE WORKING CLASSES ACT 1890.

"SCHEME

"Made by the Mayor Aldermen and Burgesses of the Borough of Devonport acting "by the council as the Local Authority under Part I. of the Housing of the "Working Classes Act 1890 for the improvement of unhealthy areas within the "Borough.

"1. This Scheme may be cited as the Devonport (James Street and Ordnance Street) "Improvement Scheme 1897.

"2. In this Scheme 'the Borough' means the County Borough of Devonport 'the "Corporation' means the Mayor Aldermen and Burgesses of the Borough' 'the town "clerk' and 'the surveyor' mean respectively the town clerk and surveyor of the "Borough for the time being and the plans which are herein-after collectively referred "to as 'the said plans' and separately as 'Plan of the James Street Area' and 'Plan "of the Ordnance Street Area' mean the respective plans which accompany this "Scheme.

"3. Two unhealthy areas are included in this Scheme and they are delineated and "coloured pink on the said plans and include the lands edged green in the plan of the "James Street Area which last-mentioned lands are not comprised in the official "representation of the Medical Officer of Health Duplicates of the said plans are "deposited at the offices of the town clerk and copies of the said plans 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.

"4. The Corporation may take and deal with for the purposes of this Scheme all "or any of the lands and premises comprised in the said areas The lands and premises "edged blue in the plan of the James Street Area already belong to the Corporation "in fee simple and with the exception of one shop held on a weekly tenancy are now "unoccupied The Corporation may enter on and take compulsorily the lands and

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" premises edged yellow and green in the plan of the James Street Area and the lands " and premises coloured pink in the plan of the Ordnance Street Area.

" 5. The Corporation may at any time remove the buildings on the land edged blue " in the plan of the James Street Area After obtaining possession from time to time " of the lands to be taken compulsorily the Corporation may also remove the whole of " the buildings standing thereon.

" 6. Subject to the provisions of clause 9 hereof all the lands included in this " Scheme shall be appropriated for the erection of dwellings for the working classes " together with such shops as the Corporation may deem necessary.

" 7. The Corporation may themselves undertake the erection of dwellings and shops " on the said lands.

" 8. Every dwelling and shop to be erected on the said lands shall be provided " with proper sanitary arrangements pursuant to the byelaws in force within the " Borough.

" 9. The Corporation may lay out make form pave sewer and complete all such " streets approaches communications alteration of levels stopping up widening or " diversion of existing streets highways roads sewers courts or passages as may " hereafter be determined by the Corporation to be necessary or proper for the purposes " of this Scheme.

" 10. The Corporation shall as soon as practicable after the passing of the Act " authorising this Scheme proceed to carry the same into execution and may " themselves undertake the execution of the Scheme.

" 11. The expenses of the execution of this Scheme (so far as they are not defrayed " out of receipts of the Corporation pursuant to the Housing of the Working Classes " Act 1890) 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 or " out of moneys borrowed in pursuance of the said Act.

" 12. The following is the estimate of the cost of carrying the Scheme into " execution viz.,—

" James Street Area.

	" £	s.	d.	£	s.	d.
" Estimated cost of land and buildings - -	5500	0	0			
" Estimated cost of erection of new sanitary " buildings including the paving of the " surrounding courts and streets - -	9000	0	0			
				14500	0	0

" Ordnance Street Area.

" Estimated cost of lands and buildings - -	9000	0	0			
" Estimated cost of erection of new sanitary " buildings including the paving of the " surrounding courts and streets - -	11210	0	0			
				20210	0	0
			" £	34710	0	0

" Given under our common seal this 1st day of October 1897.

" The common seal of the said Mayor Aldermen and Burgesses of the Borough " of Devonport was hereunto affixed in the presence of

" William J. Waycott,
" Mayor.

(L.S.)

" A. B. Pilling,
" Town Clerk."

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 duplicates of the plans which accompanied the Scheme which plans are herein-after referred to as " the deposited plans " ;

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 plan relating to the Ordnance Street area and the lands edged yellow including the lands edged green and numbered 26 and 28 on the deposited plan relating to the James Street area.

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

(1.) The lands coloured pink on the deposited plan relating to the Ordnance Street area and the lands edged yellow on the deposited plan relating to the James Street area except the lands edged green and numbered 26 and 28 as aforesaid shall be taken to represent the whole of the unhealthy areas.

(2.) The lands within the limits of the areas comprised in the Scheme may be taken compulsorily.

(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.) Suitable dwellings according to plans to be approved by Us shall be erected for the accommodation of three hundred and fifty persons of the

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working class displaced by the Scheme upon the lands within the limits of the areas comprised in the Scheme and upon other lands for the time being belonging to the Local Authority and appropriated with Our approval for that purpose.

(5.) The Local Authority shall not without Our sanction sell or let any of the lands within the limits of 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.

(6.)—(*a.*) The Local Authority may demolish the buildings on the lands edged yellow on the deposited plan relating to the James Street area.

(*b.*) No buildings on any other lands comprised in the Scheme shall be demolished until dwellings suitable for the accommodation of one hundred and fifty persons of the working class shall have been erected on the lands mentioned in subdivision (4) of this Article and shall have been completed fit for occupation but when that accommodation has been provided the Local Authority may demolish the buildings on one-half of the other lands comprised in the Scheme.

(*c.*) No more buildings on the lands comprised in the Scheme shall be demolished until dwellings suitable for the accommodation of one hundred persons of the working class shall have been erected on lands so cleared under paragraph (*b*) of this subdivision and shall have been completed fit for occupation but when that accommodation has been provided the Local Authority may demolish the remaining buildings on the lands comprised in the Scheme.

(*d.*) The Local Authority shall within twelve months after the remaining buildings on the lands comprised in the Scheme shall have been demolished under paragraph (*c*) of this subdivision cause to be provided on the area so cleared nd to be completed fit for occupation dwellings suitable for the accommodation of one hundred persons of the working class.

(*e.*) All lands on which any dwellings shall have been erected or provided in pursuance of the 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. Approve of the Local Authority themselves undertaking the erection of the dwellings required by Article III. of this Order.

Art. V. Approve of the Local Authority incurring such additional expenditure beyond that included in the estimate accompanying the Scheme as may be necessary in carrying the Scheme into execution including expenditure incurred in the erection by the Local Authority themselves of such dwellings as aforesaid and We approve of the Local Authority borrowing with Our sanction the amount of such additional expenditure.

Art. VI. This Order may be cited as the Devonport (Housing of Working Classes) Order 1898. A.D. 1898. *Devonport Order.*

Given under the Seal of Office of the Local Government Board this Sixth day of May One thousand eight hundred and ninety-eight.

(L.S.)

HENRY CHAPLIN President.
HUGH OWEN Secretary.

CITY OF SHEFFIELD.

Sheffield (Housing of Working Classes) Order.

Provisional Order under Part I. of the Housing of the Working Classes Act 1890.

To the Lord Mayor Aldermen and Citizens of the City of Sheffield being the Urban Sanitary Authority for that city ; —

And to all others whom it may concern.

WHEREAS the City of Sheffield is an Urban Sanitary District of which the Lord Mayor Aldermen and Citizens acting by the council are the Urban Sanitary Authority and the Local Authority under the Housing of the Working Classes Act 1890 (herein-after referred to as "the Act") and are herein-after referred to as "the Corporation" ; 53 & 54 Vict. c. 70.

And whereas by the Sheffield (Housing of Working Classes) Order 1894 (herein-after referred to as "the Order") which was duly confirmed by the Local Government Board's Provisional Orders Confirmation (Housing of Working Classes) (No. 2) Act 1894 the Improvement Scheme (herein-after referred to as "the Scheme") made by the Corporation under Part I. of the Act for the improvement of the area in the city bounded by Lee Croft Campo Lane Townhead Street Tenter Street and Silver Street Head was confirmed subject to the modifications contained in the Order ; 57 & 58 Vict. c. xlv.

And whereas the Order declared the limits of the area comprised in the Scheme and authorised the Scheme to be carried into execution and ordered that all the lands within those limits might be taken compulsorily ;

And whereas the Corporation have in compliance with the Order purchased all the lands within the limits of the area comprised in the Scheme except the lands mentioned in the schedule to this Order ;

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Sheffield (Housing of Working Classes) Order.

And whereas the period limited by the Act and the Acts incorporated therewith for the compulsory purchase or taking of the lands included in the Scheme has expired;

And whereas the Corporation after the publication of advertisements and service of notices in accordance with the Act presented a petition to the Local Government Board praying that an Order may be made as herein-after set forth;

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;

And whereas it is expedient with a view to enable the Corporation to discharge the duty imposed upon them by sub-section (1) of Section 12 of the Act to take steps for purchasing the lands required for the Scheme and otherwise for carrying the Scheme into execution as soon as practicable that a Provisional Order be issued to confirm the Scheme so far as it has not been completed and to authorise it to be carried into execution by the Corporation forthwith and for that purpose to enable the Corporation to purchase compulsorily such of the lands within the limits of the area comprised in the Scheme as have not been acquired by the Corporation:

Now therefore We the Local Government Board in pursuance of the powers given to Us by the Act in that behalf do hereby—

Art. I. Confirm the Scheme so far as it has not been completed.

Art. II. Authorise the Corporation to carry the Scheme into execution and for that purpose to purchase compulsorily within twelve months from the date of the Act confirming this Order the lands mentioned in the schedule to this Order and which were included in the lands authorised by the Order to be purchased compulsorily.

Art. III. This Order may be cited as the Sheffield (Housing of Working Classes) Order 1898 and the Order and this Order may be cited together as the Sheffield (Housing of Working Classes) Orders 1894 and 1898.

The SCHEDULE above referred to.

Nos. on deposited Plans.	Situation of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.
37	Lee Croft - -	Right Reverend William Gordon D.D. Very Reverend Edward Canon Watson Very Reverend James Watson Canon Gordon Reverend Charles James Locke.	—
81	Hawley Croft - - -	The Corporation - -	Right Reverend William Gordon D.D. Very Reverend Edward Canon Watson Very Reverend James Watson Canon Gordon Reverend Charles James Locke.
50	Silver Street Head -	John Parker.	—
50	Hawley Croft - -	The Corporation - -	John Parker.
120 121	West Bar Green - -	ditto - -	Thomas Rawson & Co. Limited.
340 341	Sims Croft and Townhead Street.	ditto - -	Charles Constantine.

Given under the Seal of Office of the Local Government Board this Fourteenth day of May One thousand eight hundred and ninety-eight.

(L.S.)

Henry Chaplin President.
Hugh Owen Secretary.

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