CHAPTER cxciii.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Districts of Leyton and Redditch, and the Borough of Totnes. [11th August 1875.] A.D. 1875.

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:

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 (Leyton, &c.) Act, 1875. Short title.

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SCHEDULE.

DISTRICT OF LEYTON.

Provisional Order for extending the Local Government District of Leyton.

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

To the Wanstead Local Board of Health, being the Sanitary Authority for the Urban Sanitary District of Wanstead, in the same County; —

And to all others whom it may concern.

WHEREAS by section Twenty-two of the Public Health Act, 1872, the Local Government Board are empowered, by Provisional Order, to declare any portion of a Local Government District immediately adjoining a Local Government District to be included in such last-mentioned District, and it is enacted that 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 diminished or increased in extent under that section, the Provisional Order shall prescribe the number of members to be elected for the District when altered;

And whereas the Local Government Board propose to extend the Local Government District of Leyton, in the County of Essex, by incorporating therewith that part of the Local Government District of Wanstead, in the same County, which is comprised within the boundaries set out, in the schedule hereto annexed, and is situated immediately adjoining the first-mentioned Local Government District;

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

Now, therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby declare that, from and after the Twenty-ninth day of September next following the date of the Act of Parliament confirming this Order, All that part of the Local Government District of Wanstead, which is comprised within the boundaries set out, in the Schedule hereto annexed, shall be included in the Local Government District of Leyton, and shall, for all sanitary purposes, form part of such last-mentioned District.

And We do further Order that, from and after the date aforesaid, the number of Members to be elected for the Leyton and Wanstead Local Boards respectively shall remain and be the same as before the date of this Order.

The SCHEDULE above referred to.

All that part of the Local Government District of Wanstead, in the County of Essex, which is comprised within a line starting from a point situated in the boundary separating the Local Government Districts of Leyton and Wanstead 190 feet or thereabouts east of the gate leading to Wood House in Harrow Lane, and thence following the south-west side of the road forming the south-west boundary of Wanstead Flats in a south-easterly direction to the boundary of the Local Government District of West Ham; thence in a westerly direction along the boundary of the last-mentioned District to Temple Mill Lane; and in a northerly direction along the same boundary to the boundary of the Local Government District of Leyton; thence in an easterly direction along the last-mentioned boundary to the starting point.

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

G. Sclater-Booth, President.

(L.S.) John Lambert, Secretary.

DISTRICT OF REDDITCH.

Provisional Order for extending the Local Government District of Redditch, and for prescribing the number of members of the Local Board.

To the Redditch Local Board of Health, being the Sanitary Authority for the Urban Sanitary District of Redditch, in the Counties of Worcester and Warwick; —

To the Guardians of the Poor of the Alcester Union, in the Counties of Worcester and Warwick, being the Rural Sanitary Authority for that Union; —

To the Guardians of the Poor of the Bromsgrove Union, in the County of Worcester, being the Rural Sanitary Authority for that Union; —

To the Inhabitants of the Parish of Ipsley, in the County of Warwick, in the said Alcester Union; —

To the Inhabitants of the Township of Redditch, in the County of Worcester, in the said Bromsgrove Union; —

To the Inhabitants of the Consolidated Chapelry of Headless Cross, in the Counties of Worcester and Warwick, in the said Alcester and Bromsgrove Unions; —

And to all others whom it may concern.

WHEREAS by Section 22 of the Public Health Act, 1872, the Local Government Board are empowered, by Provisional Order, to declare any portion of a Rural Sanitary District immediately adjoining a Local Government District to be included in such last-mentioned District, and it is enacted, that thereupon such included portion shall, for all sanitary purposes, be deemed to form part of such last-mentioned District, and that, where any Local

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Government District is increased in extent under that section, the Provisional Order shall prescribe the number of members to be elected for the District when altered;

And whereas in furtherance of an application from the Redditch Local Board of Health, being the Sanitary Authority for the Urban Sanitary District of Redditch, in the Counties of Worcester and Warwick, to extend their District, the Local Government Board deem it expedient to incorporate with that District certain portions of the Rural Sanitary Districts of the Alcester and Bromsgrove Unions which are situate immediately adjoining the said District;

And whereas the part of the Rural Sanitary District of the Alcester Union, so to be incorporated, comprises part of the Parish of Ipsley, in the County of Warwick, and part of the Consolidated Chapelry of Headless Cross, in the Counties of Worcester and Warwick;

And whereas the part of the Rural Sanitary District of the Bromsgrove Union, so to be incorporated, comprises part of the Township of Redditch, in the County of Worcester, and part of the said Consolidated Chapelry;

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

Now therefore, We, the Local Government Board, in pursuance of the powers given by the Statutes in that behalf, do hereby Declare that, from and after the Twenty-ninth day of September next following the date of the Act of Parliament confirming this Order, All those parts of the Rural Sanitary Districts of the Alcester and Bromsgrove Unions which are described in the Schedule hereto annexed shall be included in the Local Government District of Redditch, and shall, for all sanitary purposes, form part of such District.

And We do Order that the number of members to be elected for the Redditch Local Board shall be increased from nine to twelve, and that the three additional members shall be qualified as required, and be elected in the manner prescribed, by the law in force for the time being for the election of members of a Local Board, within one month after the said Twenty-ninth day of September, as if there were three members of the Local Board to be elected at an annual election, and that in addition to the places of the original members of the Local Board which will become vacant at the first annual election of members of the Local Board after the date aforesaid, the place of one of the three members so elected for the first time (such place to be selected by the Local Board by lot), and at the second annual election one of the remaining two places (to be selected in like manner), and at the third annual election the remaining place shall become vacant and be filled up; and thenceforth the proceedings at all future elections shall take place as though the number of members for the Local Board had been originally fixed at twelve instead of nine.

Provided that any casual vacancy in the places of these three members (prior to the expiration of the third year of office) shall be dealt with in like manner as in the case of casual vacancies in the places of the original members of the Board.

The SCHEDULE above referred to.

1st. All those parts of the Rural Sanitary Districts of the Alcester and Bromsgrove Unions which comprise parts of the Parish of Ipsley, and of the Township of Redditch and are included within a line commencing at the point where the Brockhill Lane joins the Windsor Road, thence north-eastward along the north side of the said road, and including it, to the Redditch branch of the Midland Railway; thence north-eastward across the said railway to the east side of the Birmingham Road, and southward along the parapet wall of the bridge over the Sowford Brook to the south side of said brook; thence eastward along the south side of the said brook to the point where the foot-path leading to Forge Mills is crossed, and south-eastward along the east side of four fields, the property of Lord Windsor, and occupied by Samuel Thomas and William Webb, to Easemore Lane; thence crossing the said lane and southward along the west and south sides of Garden Road (excluding it) to the point opposite the north fence of a meadow occupied by J. Briggs, and the boundary fence of the Beoley Lane Farm, now belonging to the Birmingham Building Society; thence north-eastward and southward along the said boundary fence to the River Arrow, and southward along the centre of said river, crossing Beoley Lane at the ford, to the first fence of the south side of a meadow occupied by William Tolley; thence southward along the said fence to Holloway Lane; thence along the north side of the said lane (including it) to a point opposite Holloway Farm House; thence westward crossing the said lane and along the "Freeboard" to the corner of Parkwood, and following the north-east fence thereof to the factory occupied by Thomas Clarke; thence southward along the back of the garden and premises occupied by William Lane, and W. Adams (including them) to the toll-gate on the Headless Cross Turnpike Road; thence westward across the said road to Tylehouse Wood, and northward, westward, and southward along the boundary fence of the said wood (excluding it) to "Muskets way"; thence crossing "Muskets way" and north-westward along the north fence of Pitcher Oak wood to the Bromsgrove road; thence westward along the south side of the said road for about 130 yards to a point opposite the south fence of a meadow belonging to the trustees of the late Walter Walford, and occupied by William Bradshaw, and north-westward and northward along the south and west sides of the said meadow, and along the boundary fence dividing the property of Lord Windsor from that of the Whitebread's Charity, William Field, Richard Wyers, and William Boulton, to the Bradley Moor Farm; thence, excluding the house and buildings, along the south and west sides of fields in the occupation of Thomas Parsons to the Sowford Brook, and north-eastward along the said brook to Brockhill Lane, and crossing the said lane and along its north side to the point of commencement.

2ndly. All those portions of the Rural Sanitary Districts of the Alcester and Bromsgrove Unions which comprise part of the Consolidated Chapelry of Headless Cross and are included within a line commencing on the west side of Parkwood, at the east corner of William Adams premises, and opposite to the toll-gate on the Headless Cross Turnpike Road; thence southward along the west side of the said wood to a field in the occupation of James Whitehouse, along the west side of the said field to a wood in the occupation of W. and W. Brown and along the west side of the said wood to the fence dividing the properties of W. and W. Brown and Joseph Johnson; thence

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westerly along the said fence, and including a house and garden in the occupation of Benjamin Harman, to the Bromsgrove and Alcester Turnpike Road, and across the said turnpike road to the first fence south of the "Folly" or Headless Cross Farm House, in the occupation of Michael Chambers; thence westward along the said fence to the brook on the Walkwood Farm, and northward along the said brook to the waterpit in a field in the occupation of J. H. Dicks; thence westward along the northern fence of the said field to New Lane, crossing the said lane, and along the south and west sides of a field and brickyard, in the occupation of Joseph Mogg, to Holmes Lane, crossing the said lane, and proceeding westward along its northern side to the first fence from the point of crossing; thence northward along the west side of two fields, in the occupation of J. Mogg, to the south-west corner of a field in the occupation of W. Mousley (including it); thence northward along the south and west sides of a field, in the occupation of John Hunt, to the Bromsgrove and Alcester Turnpike Road, across the said road, and eastward along the north side thereof to the western fence of Tylehouse Wood; thence eastward and northward along the boundary fence of the said wood to the Headless Cross Toll-gate.

Given under the Seal of Office of the Local Government Board, this Eighth day of June, in the year one thousand eight hundred and seventy-five.

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

BOROUGH OF TOTNES.

Provisional Order for altering the Incidence of Charge of Expenses of the Totnes Urban Sanitary Authority.

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

And to all others whom it may concern.

WHEREAS under the provisions of Section 4 of the Public Health Act, 1872, the Borough of Totnes, in the County of Devon, became an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses of that Borough, acting by the Council, became the Urban Sanitary Authority;

And whereas by Section 16 of the said Act, it is provided that where an Urban Sanitary Authority had, before the passing of that Act, power to levy within its District a rate or rates for paving, sewering, or other sanitary purposes, all expenses incurred by such Authority in the performance of its duties under the Sanitary Acts shall be defrayed out of such rate or rates;

And whereas the said Council, as such Urban Sanitary Authority, had, before the passing of the said Act, under the provisions of a Local Act passed in the eighth year of the reign of Her present Majesty Queen Victoria, intituled

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* An Act for improving the Markets in the Borough and Town of Totnes, in the "County of Devon, and for better supplying the Borough with Water," power to levy within its District rates for sanitary purposes, and all the expenses incurred by them in the performance of their duties under the Sanitary Acts are defrayed out of the rates authorised by the said Local Act;

And whereas by Section 9 of the Sanitary Law Amendment Act, 1874, it is enacted that if application be made to the Local Government Board, whereby it shall be alleged that it would be inequitable or inconvenient in the district of any Urban Sanitary Authority that the expenses referred to in the said sixteenth section should be borne as therein provided, the said Board may, after inquiry, by a Provisional Order, alter the incidence of such charge in respect of the whole or some of the expenditure referred to, as to them shall appear to be fair and equitable;

And whereas certain debts, amounting to the sum of eleven thousand nine hundred pounds, or thereabouts, are now due and owing by the said Urban Sanitary Authority under the said Local Act, and are charged upon and payable out of the rates leviable under that Act;

And whereas the sum of eight hundred and seventy-five pounds, or thereabouts, is now owing by the Urban Sanitary Authority of the said Borough of Totnes in respect of a loan contracted by them for the construction of works of sewerage in the said Borough, which loan is charged upon their Borough Rate or Fund;

And whereas application has been made by the said Urban Sanitary Authority to the Local Government Board, showing, amongst other things, that it would be inequitable that the expenses referred to in the sixteenth section above recited should be borne as therein provided, and praying the Board to alter the incidence of those expenses;

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

Now therefore, We, the Local Government Board, in pursuance of the powers given by the 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 following provisions shall take effect; viz.,—

I. All the expenses incurred or payable, under the Sanitary Acts, by the Mayor, Aldermen, and Burgesses of the Borough of Totnes, acting by the Council, as the Urban Sanitary Authority as aforesaid, shall be defrayed out of the Borough Rate or Fund of the said Borough.

II. The said Urban Sanitary Authority shall exercise all the powers under the said Local Act of making and levying the rates by that Act authorised to be made and levied, for the purpose of defraying the said sum of eleven thousand nine hundred pounds so due under the said Local Act, or so much thereof as shall be due and owing, together with the interest from time to time accruing thereon.

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III. The said sum of eight hundred and seventy-five pounds, or so much thereof as shall be due on the date aforesaid, together with the interest from time to time accruing thereon shall remain, and be charged upon and payable out of the Borough Rate or Fund of the said Borough.

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

G. SCLATER-BOOTH, President.
H. FLEMING, Secretary.

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