## CHAPTER cxiv.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Boroughs of Bangor, Buckingham, Carnarvon, and Ramsgate, the Port of Harwich, and the Rural Sanitary District of the Houghton-le-Spring Union. [26th July 1889.]

A.D. 1889.

WHEREAS the Local Government Board have made the Provisional Orders set forth in the Schedule hereto, under the provisions of the Public Health Act, 1875:

38 & 39 Vict. c. 55.

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

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:

Orders in Schedule confirmed.

**1.** The Orders 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.

Special provision as to houses of labouring class.

**2.** The sanitary authorities mentioned in the Orders relating to the Boroughs of Buckingham and Carnarvon, and the Rural Sanitary District of the Houghton-le-Spring Union, shall not under the powers of this Act or of those Orders, without the consent of the Local Government Board, purchase or acquire in any city, borough, or other urban sanitary district, or in any parish or part of a parish not being within an urban sanitary district, ten or more houses which after the passing of this Act have been, or on the fifteenth day of December last were, occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers.

A.D. 1889.

For the purposes of this section the expression "labouring class" includes mechanics, artizans, labourers, and others working for wages, hawkers, costermongers, persons not working for wages but working at some trade or handicraft without employing others except members of their own family, and persons, other than domestic servants, whose income does not exceed an average of thirty shillings a week, and the families of any of such persons who may be residing with them.

Short title.

**3.** This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 12) Act, 1889.

# SCHEDULE.

A.D. 1889.

*Bangor Order.*

## BOROUGH OF BANGOR.

*Provisional Order for altering the Bangor Local Board Act*, 1878.

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

And to all others whom it may concern.

WHEREAS part of the Parish of Bangor, in the County of Carnarvon, was formerly a Local Government District, subject to the jurisdiction of the Bangor Local Board (herein-after referred to as "the Local Board"), and the Bangor Local Board Act, 1878 (herein-after referred to as "the Local Act"), was in force in the said Local Government District, that District being referred to in the Local Act as the District of Bangor; 41 & 42 Vict. c. cxix.

And whereas by Section 71 of the Local Act it is enacted that in case the revenue of the Local Board from their water and gas undertaking shall in any year be insufficient for the purpose of defraying the costs, charges, and expenses of the Local Board with respect thereto under that Act, the Local Board may include the amount of such insufficiency in their estimate for that or the following year, and defray the same out of the general district rates, but the Local Board shall not defray any such insufficiency out of the general district rates in any year in which they charge less than the maximum price for water or gas respectively to any ordinary consumers within the limits of the Local Act;

And whereas by Royal Charter dated the Tenth day of August, One thousand eight hundred and eighty-three, the District of Bangor was, with other parts of the Parish of Bangor, created a municipal borough by the name of "the Borough "of Bangor" (herein-after referred to as "the Borough"); and by virtue of Section 310 of the Public Health Act, 1875, all the powers, rights, duties, capacities, liabilities, obligations, and property exerciseable by, attaching to, or vested in the Local Board under the Public Health Act, 1875, or under the Local Act for purposes the same as or similar to those of the Public Health Act, 1875, passed to, and became exerciseable by, and vested in the Mayor, Aldermen, and Burgesses of the Borough, acting by the Council:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, Section 71 of the Local Act 38 & 39 Vict. c. 55.

A.D. 1889.

*Bangor Order.*

shall be altered by the insertion of the words "to ordinary consumers within "the limits of this Act less than the maximum charge for water, or less than "two shillings and sixpence per thousand cubic feet for gas," in lieu of the words "less than the maximum price for water or gas respectively to any ordinary "consumers within the limits of this Act."

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

(L.S.)

CHAS. T RITCHIE, President.
HUGH OWEN, Secretary.

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*Buckingham Order.*

## BOROUGH OF BUCKINGHAM.

*Provisional Order to enable the Urban Sanitary Authority for the Borough of Buckingham to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts.*

To the Mayor, Aldermen, and Burgesses of the Borough of Buckingham, in the County of Buckingham, 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 Buckingham, in the County of Buckingham, acting by the Council, as the Urban Sanitary Authority for that Borough, require to purchase and take the lands described in the Schedule hereto for the following purposes; viz.,—

1. The lands mentioned in Part I. of the said Schedule for the construction of works for the supply of water to the said Borough, and for providing access to such lands;
2. The lands mentioned in Part II. of the said Schedule for the construction of works for the disposal of the sewage of the said Borough, and for providing access to such lands:

38 & 39 Vict. c. 55.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 176 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby 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 described in the Schedule hereto, subject to the continuance of any existing public rights of highway, and for the purposes aforesaid, the powers of the Lands Clauses Consolidation Acts with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

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The SCHEDULE above referred to.

County of Buckingham.

| Nos. on deposited Plans. | Description of Lands. | Owners or reputed Owners. | Lessees or reputed Lessees. | Occupiers. |
|---|---|---|---|---|
| **Part I.** | | | | |
| Parish of Maids Morton. | | | | |
| 13 | Pasture land - | The Trustees of the Will of Mary Uthwatt, deceased, viz., the Venerable Frederick Bathurst, George Bennett, and the Rev. Frederick Grave Kiddle. | John Gough - | John Gough. |
| 14 | ditto - - | ditto - - | ditto - - | ditto. |
| 15 | Public footpath from Buckingham to Akeley. | The Surveyors of Highways of the Parish of Maids Morton, viz., John Gough and Robert Salmon. | - - - | The Surveyors of Highways of the Parish of Maids Morton, viz., John Gough and Robert Salmon. |
| 17 | Arable land - - | The Trustees of the Will of Mary Uthwatt, deceased, viz., the Venerable Frederick Bathurst, George Bennett, and the Rev. Frederick Grave Kiddle. | Edward James Dancer. | Edward James Dancer. |
| **Part II.** | | | | |
| Parish of Maids Morton. | | | | |
| 1 | Pasture land - | William Oxenden Hammond. | Edward Harper Ridgway. | Edward Harper Ridgway. |
| 2 | Public ford through the River Ouse. | The Trustees of the Will of Mary Uthwatt, deceased, viz., the Venerable Frederick Bathurst, George Bennett, and the Rev. Frederick Grave Kiddle, and the Surveyors of Highways of the Parish of Maids Morton, viz., John Gough and Robert Salmon. | - - - | John Gough, and the Surveyors of Highways of the Parish of Maids Morton, viz., John Gough and Robert Salmon. |
| 3 | Private drift road and public bridleway and footway. | ditto - - | John Gough - | ditto. |

A.D. 1889.

*Buckingham Order.*

| Nos. on deposited Plans. | Description of Lands. | Owners or reputed Owners. | Lessees or reputed Lessees. | Occupiers. |
|---|---|---|---|---|
| | **Parish of Buckingham.** | | | |
| 1 | Public footway and bridleway. | William Oxenden Hammond, and the Surveyors of Highways of the Parish of Maids Morton, viz., John Gough and Robert Salmon. | - - - | Edward Harper Ridgway, and the Surveyors of Highways of the Parish of Maids Morton, viz., John Gough and Robert Salmon. |
| 2 | Pasture land - - | William Oxenden Hammond. | Edward Harper Ridgway. | Edward Harper Ridgway. |
| 3 | ditto - - | ditto - - | ditto - - | ditto. |
| 7 | ditto - - | ditto - - | ditto - - | ditto. |
| 8 | Public ford through the River Ouse. | The Urban Sanitary Authority for the Borough of Buckingham, as Surveyors of Highways, and William Oxenden Hammond. | - - - | The Urban Sanitary Authority for the Borough of Buckingham, as Surveyors of Highways, and Edward Harper Ridgway. |

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

(L.S.)

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

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*Carnarvon Order.*

## BOROUGH OF CARNARVON.

### *Provisional Order for altering the Carnarvon Waterworks Act*, 1865.

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 Borough of Carnarvon, in the County of Carnarvon (herein-after referred to as "the Borough"), is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council (herein-after referred to as "the Corporation"), are the Urban Sanitary Authority, and the provisions of the Carnarvon Waterworks Act, 1865 (herein-after referred to as "the Local Act"), are in force in the Borough;

28 Vict. cap. xcix.

And whereas by Section 11 of the Local Act the Local Board for the Borough (herein-after referred to as "the Local Board") were empowered to take by agreement, for the purposes of that Act, in addition to the lands which they were by that Act authorised to take by compulsion, any quantity of lands not exceeding in the whole at one time half an acre;

And whereas by Section 18 of the Local Act the Local Board were empowered to make and maintain the waterworks in that section mentioned, and to divert into and impound in their intended works the waters of the River Gwrfai and other waters and streams shown on the deposited plans and within the limits of deviation defined therein; but it was provided that no pipe or conduit should be used for the abstraction of water from the said River Gwrfai which should exceed ten inches in internal diameter, and that no more than one pipe or conduit should be used for such abstraction;

And whereas by Section 35 of the Local Act the Local Board were empowered to borrow on the securities therein mentioned such sums as they might think necessary, not exceeding in the whole fifteen thousand pounds;

And whereas by virtue of Section 7 of the Public Health Act, 1872, all the powers, rights, duties, capacities, liabilities, and obligations of the Local Board under the Local Act were transferred and attached to the Corporation:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect; viz.,— 38 & 39 Vict. c. 55.

Art. I. Section 11 of the Local Act shall be altered by the insertion therein of the words "one acre and a half" in lieu of the words "half an acre."

Art. II. The proviso to Section 18 of the Local Act shall be repealed, and the said section shall be altered so as to enable the Corporation to make and maintain the following works:—

(1.) A new intake from the River Gwrfai at a point near Nant Mill and Quellyn Lake, in the Parish of Bettws Garmon;

(2.) A line of pipes from the said new intake to the existing pipes of the Corporation at or near Glynafon;

(3.) A new reservoir near the existing reservoir at Yspytty;

with all necessary buildings, approaches, and conveniences connected therewith:

Provided that the new works shall be so constructed and arranged that no more water will be thereby drawn off from the said river than could have been drawn off by the works authorised by the Local Act.

Art. III. The Local Act shall be further altered so as to provide as follows:—

(1.) The Corporation may, with the sanction of the Local Government Board, borrow for the purposes of their water undertaking any sum or sums not exceeding in the whole the sum of ten thousand pounds, in addition to the sums which they are by the Local Act or by the Public Health Act, 1875, authorised to borrow.

A.D. 1889.

*Carnarvon Order.*

(2.) The moneys borrowed under the powers of borrowing conferred by this Order shall be repaid, in accordance with the provisions of the Local Act, within such period, not exceeding thirty years, as the Corporation, with the sanction of the Local Government Board, shall determine.

(3.) The town clerk shall, within twenty-one days after the expiration of each year ending on the Twenty-fifth day of March in which any sum is required to be paid as an instalment or to be set apart for a sinking fund in respect of moneys borrowed under the provisions of this Order, transmit to the Local Government Board a return, in such form as may be prescribed by that Board, and verified by statutory declaration, if so required by them, showing, for the year next preceding the making of such return, the amounts which have been paid as instalments, and the amounts which have been invested or applied for the purpose of such sinking fund, and the description of the securities upon which any investment has been made, and the purposes to which any portion of the sinking fund or investment or of the sums accumulated by way of interest has been applied during the same period, and the total amount (if any) remaining invested at the end of the year; and, in the event of any wilful default in making such return, such clerk shall be liable to a penalty not exceeding twenty pounds, which shall be paid to the Local Government Board, and shall be recoverable by that Board in the same manner as penalties recoverable under the Public Health Act, 1875, in a summary manner, may be recovered by parties aggrieved within the meaning of that Act.

(4.) If it appears to the Local Government Board by that return, or otherwise, that the Corporation have failed to pay any instalment required to be paid, or to set apart any sum required for any sinking fund, or have applied any portion of the moneys set apart for any sinking fund, or of the sums accumulated by way of interest, to any purposes other than those authorised, the Local Government Board may, by Order, direct that the sum in such Order mentioned, not exceeding double the amount in respect of which default has been made, shall be paid by way of instalment or be set apart and invested or applied as part of the sinking fund, and any such Order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of Her Majesty's High Court of Justice.

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

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

## PORT OF HARWICH.

*Harwich Order.*

### *Provisional Order for altering a Confirming Act.*

To the Harwich Port Sanitary Authority; —

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

To the Felixstowe and Walton Local Board, being the Sanitary Authority for the Urban Sanitary District of Felixstowe and Walton, in the County of Suffolk; —

To the Sanitary Authority for the Rural Sanitary District of the Samford Union; —

To the Sanitary Authority for the Rural Sanitary District of the Tendring Union; —

To the Sanitary Authority for the Rural Sanitary District of the Woodbridge Union; —

And to all others whom it may concern.

WHEREAS by virtue of a Provisional Order of the Local Government Board dated the Seventh day of May, One thousand eight hundred and eighty-one, and duly confirmed by the Local Government Board's Provisional Orders Confirmation (Acton, &c.) Act, 1881 (which Order and Act are herein-after respectively referred to as "the Order" and "the Confirming Act"), a Joint Board, called the Harwich Port Sanitary Authority (herein-after referred to as "the Joint Board"), was formed and constituted the Port Sanitary Authority for so much of the Port of Harwich as was therein described (which part of the Port is herein-after referred to as "the Port Sanitary District"): 44 & 45 Vict. c. clxii.

And whereas by Article II. of the Order it was ordered that the Joint Board should consist of fourteen representative members of the several Riparian Authorities of the Port Sanitary District, and that such members should be chosen by the members of each Riparian Authority from among the members of its own body, as follows; namely,—

Six by the Urban Sanitary Authority for the Borough of Harwich;

Three by the Sanitary Authority for the Rural Sanitary District of the Samford Union;

Three by the Sanitary Authority for the Rural Sanitary District of the Tendring Union; and

Two by the Sanitary Authority for the Rural Sanitary District of the Woodbridge Union;

And whereas by Article X. of the Order it was ordered that the expenses incurred by the Joint Board in carrying into effect the purposes of the Public Health Act, 1875, and of the Order should be defrayed out of a common fund to be contributed by the several Riparian Authorities aforesaid in the proportions following; namely,—

By the Urban Sanitary Authority of the Borough of Harwich in proportion to the rateable value of the property in their District, and by the Rural Sanitary Authorities of the Samford, Tendring, and Woodbridge Unions

A.D. 1889.

*Harwich Order.*

in proportion to one-half of the rateable value of the property in such of the Parishes or contributory places within their respective Districts as abut on the Port Sanitary District;

And whereas by virtue of an Order of the Local Government Board dated the Twentieth day of April, One thousand eight hundred and eighty-seven, the Parishes of Felixstowe and Walton, which were contributory places in the Rural Sanitary District of the Woodbridge Union, were, on the Second day of May, One thousand eight hundred and eighty-seven, constituted a Local Government District, for which the Felixstowe and Walton Local Board has been elected;

And whereas the Local Government District of Felixstowe and Walton forms part of or abuts on the Port Sanitary District, and the Felixstowe and Walton Local Board are a Riparian Authority of the Port Sanitary District:

38 & 39 Vict. c. 55.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 297 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the Confirming Act, so far as it relates to the Order, shall be altered so as to provide as follows:—

Art. I. The Felixstowe and Walton Local Board shall, within four weeks after the last-mentioned date, choose two persons from among the members of its own body to be their representatives on the Joint Board, and such two persons shall come into office as members of the Joint Board on the Twenty-ninth day of September, One thousand eight hundred and eighty-nine.

Art. II. One of the two members of the Joint Board representing the Sanitary Authority for the Rural Sanitary District of the Woodbridge Union to be selected by the said Sanitary Authority by ballot at their meeting next before the Twenty-ninth day of September, One thousand eight hundred and eighty-nine, shall go out of office on that date, and thenceforth the number of members representing the Sanitary Authority for the Rural Sanitary District of the Woodbridge Union shall be reduced from two to one, and the total number of members of the Joint Board shall be increased from fourteen to fifteen.

Art. III. Article X. of the Order shall be altered by the insertion after the words "By the Urban Sanitary Authority of the Borough of Harwich in "proportion to the rateable value of the property in their District" of the words "by the Felixstowe and Walton Local Board in proportion to one-half of "the rateable value of the property in their District."

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

(L.S.)

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

## RURAL SANITARY DISTRICT OF THE HOUGHTON-LE-SPRING UNION.

A.D. 1889.

*Houghton-le-Spring Order.*

*Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Houghton-le-Spring Union to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts.*

To the Guardians of the Poor of the Houghton-le-Spring Union, in the County of Durham, being the Sanitary Authority for the Rural Sanitary District of that Union; —

And to all others whom it may concern.

WHEREAS the Guardians of the Poor of the Houghton-le-Spring Union, in the County of Durham, as the Sanitary Authority for the Rural Sanitary District of that Union, require to purchase and take the lands described in the Schedule hereto for the disposal of the sewage of portions of their District:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 176 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby empower the said Sanitary Authority, from and after the date of the Act of Parliament confirming this Order, to put in force, with reference to the lands described in the Schedule hereto, subject to the continuance of any existing public rights of highway, and for the purpose aforesaid, the powers of the Lands Clauses Consolidation Acts with respect to the purchase and taking of lands otherwise than by agreement, or any of them: 38 & 39 Vict. c. 55.

Provided that the powers conferred by this Order shall not be exercised by the said Sanitary Authority as regards the parts of the lands in the Townships of Houghton-le-Spring and Newbottle which are described in the Schedule hereto, and are coloured green on the plans marked A. and B., sealed with Our official seal and deposited in Our office, duplicates of which plans, sealed in like manner, are deposited in the office of the Sanitary Authority.

A.D. 1889.

*Houghton-le-Spring Order.*

## The SCHEDULE above referred to.

County of Durham.

| Nos. on deposited Plans. | Description of Lands. | Owners or reputed Owners. | Occupiers. |
|---|---|---|---|
| | **Township of Houghton-le Spring.** | | |
| 1 | Arable land - - - | The Hon. and Rev. John Grey. | James Oswald. |
| 2 | ditto - - - | ditto - - - | ditto. |
| 3 | ditto - - - | ditto - - | ditto. |
| 4 | ditto - - - | ditto - - - | ditto. |
| 5 | Plantation - - | ditto - - | ditto. |
| | **Township of Newbottle.** | | |
| 1 | Grass land - - | The Earl of Durham - | Newbottle, Philadelphia, and Houghton-le Spring District Co-operative Society, Limited. |
| 2 | ditto - - - | ditto - - - | ditto. |
| 3 | ditto - - - | ditto - - - | Joseph Coulson. |
| 4 | ditto - - - | ditto - - | ditto. |
| | **Township of South Biddick.** | | |
| 1 | Arable land - - | The Earl of Durham - | The Earl of Durham. |

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

(L.S.)

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

## BOROUGH OF RAMSGATE.

A.D. 1889.

*Ramsgate Order.*

### *Provisional Order for altering certain Local Acts and Confirming Acts.*

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

And to all others whom it may concern.

WHEREAS by Section 58 of the Ramsgate Local Board Act, 1877 (herein-after referred to as "the Act of 1877"), the Local Board for the District of Ramsgate, in the County of Kent (herein-after referred to as "the Local Board"), were authorised to borrow the sums therein mentioned, and by Section 63 of that Act the sections of the Commissioners Clauses Act, 1847, with respect to mortgages to be executed by the Commissioners, were made applicable to the mortgages to be made by the Local Board under that Act; 40 & 41 Vict. cap. cxix.

And whereas by Section 67 of the Act of 1877 the Local Board were empowered to borrow the moneys which they were by that Act authorised to borrow, under the powers and subject to the provisions of the Local Loans Act, 1875; and it was provided that all sums paid into any sinking fund formed under that section should be as soon as may be invested by the Local Board in any manner in which trustees are by law authorised to invest any trust moneys; 38 & 39 Vict. c. 83.

And whereas by Section 60 of the Ramsgate Improvement Act, 1878 (herein-after referred to as "the Act of 1878"), the Commissioners in that Act mentioned were empowered to borrow certain moneys, and by Section 63 of that Act the sections of the Commissioners Clauses Act, 1847, with respect to mortgages to be executed by the Commissioners, were made applicable to the mortgages to be made by the said Commissioners;

And whereas by Section 68 of the Act of 1878 the said Commissioners were empowered to borrow the moneys which they were by that Act authorised to borrow, under the powers and subject to the provisions of the Local Loans Act, 1875; and it was provided that all sums paid into any sinking fund formed under that section should be as soon as may be invested by the said Commissioners in any manner in which trustees are by law authorised to invest any trust moneys; 41 & 42 Vict. cap. cxciii.

And whereas by a Provisional Order of the Local Government Board dated the Twenty-fourth day of May, One thousand eight hundred and eighty (herein-after referred to as "the Order (No. 1) of 1880"), and duly confirmed by the Local Government Board's Provisional Orders Confirmation (Eastbourne, &c.) Act, 1880, the Local Board and the said Commissioners were dissolved, and the Ramsgate Improvement Commissioners (herein-after referred to as "the Commissioners") were incorporated, and the Commissioners were constituted the Urban Sanitary Authority for the Town of Ramsgate, to exercise and execute, to the exclusion of any other sanitary, highway, or police authority, all the powers and provisions of (inter alia) the Order (No. 1) of 1880, the Act of 1877, and the Act of 1878, as well as all the powers, authorities, and duties of an Urban Sanitary Authority under the Public Health Act, 1875, or otherwise; 43 & 44 Vict. cap. cxxxii

A.D. 1889.

*Ramsgate Order.*

And whereas by Article XVIII. of the Order (No. 1) of 1880, Section 58 of the Act of 1877 was altered so as to confer further borrowing powers upon the Commissioners;

43 & 44 Vict. cap. lxxxiv.

And whereas by Article IV. of another Provisional Order of the Local Government Board dated the Twenty-seventh day of May, One thousand eight hundred and eighty, and duly confirmed by the Local Government Board's Provisional Orders Confirmation (Kingston-upon-Hull, &c.) Act, 1880 (which Order and Act are herein-after respectively referred to as "the Order (No. 2) of 1880" and "the Confirming Act of 1880"), it was ordered that any person who puts or casts, or causes or suffers to be cast out of any cart or tub, or otherwise, any nightsoil or other filth in any street in the Town of Ramsgate, should be liable to a penalty not exceeding forty shillings; and by Article V. of that Order it was ordered that every person who throws or casts any ashes, dust, carrion, blood, offal, or rubbish into any sewer, drain, sink, or watercourse within the Town of Ramsgate, should be liable for every such offence to a penalty not exceeding forty shillings;

And whereas by a Royal Charter of Incorporation dated the Twenty-first day of March, One thousand eight hundred and eighty-four, the Town of Ramsgate was created a Municipal Borough by the name of the "Borough of Ramsgate" (herein-after referred to as "the Borough"), and the inhabitants of the Borough and their successors were declared to be one body politic and corporate by the name of the "Mayor, Aldermen, and Burgesses of the Borough of Ramsgate" (herein-after referred to as "the Corporation"); and by virtue of Section 310 of the Public Health Act, 1875, all the powers, rights, duties, capacities, liabilities, obligations, and property exerciseable by, attaching to, or vested in the Commissioners under the Public Health Act, 1875, or under the Act of 1877 and the Act of 1878, as altered by the Orders of 1880, for purposes the same as or similar to those of the Public Health Act, 1875, passed to and became exerciseable by, and vested in, the Corporation; and by a deed of transfer dated the Twenty-seventh day of June, One thousand eight hundred and eighty-four, and duly made and executed pursuant to the provisions of Section 136 of the Municipal Corporations Act, 1882, all other the rights, powers, estate, property, and liabilities vested in or imposed on the Commissioners under the Act of 1877 and the Act of 1878, and the Orders of 1880, were transferred to the Corporation;

50 & 51 Vict. cap. lxxxiv.

And whereas by another Provisional Order of the Local Government Board dated the Twentieth day of April, One thousand eight hundred and eighty-seven (herein-after referred to as "the Order of 1887"), and duly confirmed by the Local Government Board's Provisional Orders Confirmation (No. 2) Act, 1887, Section 58 of the Act of 1877 was further altered so as to enable the Corporation to borrow money in addition to the sum authorised to be borrowed under that Act as altered by the Order (No. 1) of 1880;

And whereas the Borough is an Urban Sanitary District, of which the Corporation are the Urban Sanitary Authority:

38 & 39 Vict. c. 55.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Sections 297 and 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date

of the Act of Parliament confirming this Order, the following provisions shall take effect; viz.,—

Art. I. The Act of 1877 and the Act of 1878 shall be altered so as to provide that, notwithstanding anything therein contained, the Corporation shall invest any sinking fund formed for the repayment of moneys borrowed under the Act of 1877, as altered by the Order (No. 1) of 1880 and the Order of 1887, and under the Act of 1878, and the interest on, and any sums paid into, any such sinking fund, or so much of such fund as shall not be applied in repayment of borrowed moneys, in the purchase of Exchequer bills or other Government securities, or in securities in which trustees are by law for the time being authorised to invest, or in mortgages, debentures, debenture stock, or other securities issued by any local authority as defined by Section 34 of the Local Loans Act, 1875, other than the Corporation, the Corporation being at liberty from time to time to vary and transpose such investments.

Art. II. The Confirming Act of 1880, so far as regards the Order (No. 2) of 1880, shall be altered so as to provide as follows:—

(1.) Notwithstanding anything in Article IV. of that Order, receptacles containing house refuse may be placed in the streets within the Borough for collection;

(2.) The Corporation may from time to time make byelaws for regulating the receptacles to be placed in the streets, and the time and manner of so placing them; for preventing interference with the same and the contents thereof; and generally for securing the removal of house refuse by means of such receptacles; and the provisions of Article XXVII. of the Order (No. 2) of 1880 shall apply to such byelaws;

(3.) Every person who empties, or causes or suffers to be emptied, into any public sewer within the Borough of Ramsgate the contents of any privy or cesspool, or who puts, or causes or suffers to pass, into any such sewer any matter or thing whatsoever, which is likely to cause an obstruction in the sewer, or to cause a nuisance, shall be liable for every such offence to a penalty not exceeding forty shillings, and the provisions of Article XXVI. of the Order (No. 2) of 1880 shall apply to offences and penalties under the provisions of this subdivision of this Article.

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

(L.S.)

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

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