CHAPTER lxii.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Rural Sanitary District of the Billericay Union, the City and County of Bristol, the Local Government District of Compton Gifford, the Rural Sanitary District of the Farnham Union, the Local Government Districts of Hendon and Madron, the Borough of Nottingham, the Local Government Districts of Rusholme and Torquay, the Borough of Walsall, the Improvement Act District of West Bromwich, and the Local Government District of Worthing. [3rd July 1882] A.D. 1882.

WHEREAS the Local Government Board have, as regards the districts herein mentioned, 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 three of such 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:

The Orders in Schedule confirmed.

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

Special provisions relating to the Bristol Order.

2. The mayor, aldermen, and burgesses of the city of Bristol, acting by the council as the urban sanitary authority for the city and county of Bristol, shall not interfere with or do anything to affect the title to any of the subjects or any rights, powers, or authorities mentioned in or reserved by sections twenty-one and twenty-two of the Crown Lands Act, 1866; and shall not take, use, or in any 29 & 30 Vict. c. 62.

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manner interfere with any land or hereditaments, or any rights of whatsoever description belonging to the Queen's most Excellent Majesty in right of Her Crown, and under the management of the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, or either of them, without the consent in writing of the same Commissioners, or one of them, on behalf of Her Majesty, first had and obtained for that purpose (which consent such Commissioners are hereby respectively authorised to give); neither shall anything in this Act contained extend to take away, prejudice, diminish, or alter any of the estates, rights, privileges, powers, or authorities vested in or enjoyed or exerciseable by the Queen's Majesty, her heirs or successors.

The owners or reputed owners of the lands numbered 3 and 4 on the deposited plans referred to in the schedule to the Provisional Order relating to the city and county of Bristol hereby confirmed, shall be deemed to be described as "Her Majesty in right of Her Crown or Edward Burges and the Mayor, Aldermen, and Burgesses of the City of Bristol" in lieu of "Edward Burges and the Mayor, Aldermen, and Burgesses of the City of Bristol" in the said schedule mentioned.

Special provisions relating to the Torquay Order.

3. The Torquay Local Board of Health shall, as regards the Local Government District of Torquay, and the beach and shore within that district, and within the part of the parish of Cockington described in Article IV. of the Torquay Order hereby confirmed, be empowered to make byelaws for all or any of the following purposes; viz.,—

(*a.*) for requiring the owners or persons in charge of bathing machines to provide such boats and other apparatus as may appear to the Torquay Local Board of Health to be expedient, for the purpose of saving life:

(*b.*) for fixing the places at which such life saving apparatus shall be deposited, and the times when, and the limits within which, such boats shall be in attendance.

Works not to be constructed on shore without consent of Board of Trade.

4. The Torquay Local Board of Health shall not construct any works on any part of the shore of the sea, where and so far up the same as the tide flows and reflows, without the previous consent of the Board of Trade, to be signified in writing, and then only according to such plan and under such restrictions and regulations as the said Board approve of, such approval being signified as last aforesaid; and where any such work shall have been constructed with such consent as aforesaid, the said Local Board of Health shall not at any time alter or extend the same without obtaining,

previously to making any such alteration or extension, the like consents or approvals; and if any such work shall be commenced or completed without such consent or approval, the said Board of Trade may abate and remove the same and restore the site thereof to its former condition at the costs of the said Local Board of Health, and the amount of such costs shall be a debt due to the Crown, and recoverable against the said Local Board of Health accordingly.

Special provisions relating to the West Bromwich Order. 18 & 19 Vict. c. 70.

5. Whereas the Public Libraries Act, 1855, has been adopted in the Improvement Act District of West Bromwich (herein-after referred to as "the District"), and by Section 7 of that Act the expenses of carrying that Act into execution in any Improvement Act District, in which the same has been adopted, are required to be paid out of the improvement rate, and the Improvement Commissioners in any such district are empowered to levy as part of the improvement rate, or by a separate rate to be assessed and recovered in like manner as an improvement rate, such sums of money as shall be from time to time necessary for defraying such expenses;

And whereas the amount owing by the West Bromwich Improvement Commissioners (herein-after referred to as "the Commissioners"), under the Public Libraries Act, 1855, on the security of the rate thereby authorised to be levied, is one thousand eight hundred and fifty-four pounds four shillings and fourpence;

And whereas the amount owing by the Commissioners under the Public Health Act, 1875, on the credit of the funds and rates out of which they are authorised to defray expenses incurred by them in the execution of that Act is twenty-four thousand three hundred and four pounds seventeen shillings and sixpence;

17 & 18 Vict. c. clxiii

And whereas by the Order hereby confirmed relating to the District, certain provisions contained in the West Bromwich Improvement Act, 1854 (herein-after referred to as "the Local Act"), enabling the Commissioners to levy certain rates, out of which their expenses under the Public Libraries Act, 1855, and the Public Health Act, 1875, are at present defrayed, are repealed; and by the said Order it is provided that subject to the provisions thereof all expenses which, but for such Order, would have been payable out of any rate leviable under any section thereby repealed shall be payable out of a district fund and general district rate to be levied by the Commissioners under the Public Health Act, 1875;

Be it enacted as follows:

(*a.*) The said sums of one thousand eight hundred and fifty-four pounds four shillings and fourpence and twenty-four thousand

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three hundred and four pounds seventeen shillings and sixpence, and the interest accrued and to accrue on the same respectively, shall, from and after the passing of this Act, become a charge upon and be paid and satisfied out of the district fund and general district rate to be levied by the Commissioners as aforesaid.

(*b.*) Nothing in the said Order contained shall affect the right of any person who may have lent money to the Commissioners under the Public Libraries Act, 1855, or the Public Health Act, 1875, or either of such Acts, on the security of any rate leviable under any provisions in the Local Act which are repealed by such Order, to require such rate to be levied by the Commissioners or to obtain the appointment of a receiver to receive the whole or a competent part of such rate, in the event of any default at any time on the part of the Commissioners to pay out of the district fund and general district rate to be levied as aforesaid, any sums for the time being due to him in respect of interest or principal on account of the money so lent.

(*c.*) Subject as aforesaid, all expenses, which but for the said Order would have been payable under the Public Libraries Act, 1855, or the Public Health Act, 1875, out of any rate leviable under any provisions of the Local Act which are repealed by the said Order, or out of any separate rate to be assessed and recovered in like manner as an improvement rate, shall, from and after the passing of this Act, be payable out of the district fund and general district rate to be levied as aforesaid.

Short title.

6. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 4) Act, 1882.

SCHEDULE.

RURAL SANITARY DISTRICT OF THE BILLERICAY UNION.

Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Billericay Union to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, *and* 1869.

To the Guardians of the Poor of the Billericay Union, in the County of Essex, 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 Billericay Union, in the County of Essex, 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 purification and utilization by means of irrigation of the sewage of the contributory place of Brentwood and of the Special Drainage District of South Weald and Shenfield, in their District;

And whereas the said Sanitary Authority have made due publication in the newspaper and served the several notices, as required by the Public Health Act, 1875, and have presented a petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas the Local Government Board, upon receipt of such petition, directed Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the 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, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

A.D. 1882.

Billericay Union Order.

The SCHEDULE above referred to.

County of Essex.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupier.
		Hamlet of Brentwood.		
78	Arable - - -	John Compton -	- -	John Compton.
88	ditto - -	The British Empire Mutual Life Assurance Company.	William Richard Preston, and his trustee in Bankruptcy, viz.: Thomas Southcott.	—

Given under the Seal of Office of the Local Government Board, this Ninth day of May, in the year one thousand eight hundred and eighty-two.

(L.S.)

J. G. Dodson, President.
John Lambert, Secretary.

Bristol Order. (2.)

CITY AND COUNTY OF BRISTOL.

Provisional Order to enable the Urban Sanitary Authority for the City and County of Bristol to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, *and* 1869.

To the Mayor, Aldermen, and Burgesses of the City of Bristol, being the Urban Sanitary Authority for the City and County of Bristol;—

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the City of Bristol, acting by the Council, as the Urban Sanitary Authority for the City and County of Bristol (herein-after referred to as "the Urban Sanitary Authority"), require to purchase and take the lands described in the Schedule hereto, for the purpose of constructing a bridge, with approaches thereto, over the River Avon from Saint Philip's Marsh to Totterdown, within the said City and County;

And whereas the Urban Sanitary Authority have made due publication in the newspaper and served the several notices, as required by the Public Health Act, 1875, and have presented a petition to the Local Government Board,

stating as required by that Act, and praying, with reference to the said lands, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement; A.D. 1882. *Bristol Order.* (2.)

And whereas the Local Government Board, upon receipt of such petition, directed Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby empower the 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, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

Provided that the Urban Sanitary Authority, shall not at any time hereafter construct any work on any part of the shore or bed of the River Avon, where and so far up the same as the tide flows and reflows, without the previous consent of the Board of Trade, to be signified in writing under the hand of one of the Secretaries or Assistant Secretaries of the said Board, and then only according to such plan and under such restrictions and regulations as the said Board of Trade shall approve, such approval being signified as aforesaid; and where any such work shall have been constructed with such consent as aforesaid the Urban Sanitary Authority, shall not at any time alter or extend the same without obtaining, previously to making such alteration or extension, the like consent or approval; and, if any such work shall be commenced without such consent or approval, the Board of Trade may abate and remove the same, and restore the site thereof to its former condition at the cost of the Urban Sanitary Authority, and the amount of such costs shall be a debt due from the Urban Sanitary Authority to the Crown, and shall be recoverable against the Urban Sanitary Authority accordingly.

Provided also that nothing contained in this Order shall authorise the Urban Sanitary Authority to take, use, or in any manner interfere with any portion of the shore or bed of the River Avon, where and so far up the same as the tide flows and reflows, or any right in respect thereof, belonging to the Queen's most Excellent Majesty in right of Her Crown and under the management of the Board of Trade, without the previous consent of the Board of Trade on behalf of Her Majesty, which consent the Board of Trade may give.

A.D. 1882.

Bristol Order. (2.)

The SCHEDULE above referred to.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Occupiers or reputed Occupiers.
	Parish of Saint Philip and Saint Jacob out.		
1	Dwelling-house, outbuilding, and garden.	Edward Burges - -	Void.
2	Dwelling-house and garden.	ditto - - -	Richard Lock.
3	Part of the bank of the River Avon and towing-path.	Edward Burges and the Mayor, Aldermen, and Burgesses of the City of Bristol.	The Mayor, Aldermen, and Burgesses of the City of Bristol.
4	Part of the bed of the River Avon.	The Mayor, Aldermen, and Burgesses of the City of Bristol, Edward Burges, and John Knowles.	ditto.
	Parish of Bedminster.		
5	Waste ground - -	John Knowles - -	Void.
6	Dwelling-house, garden, and passage.	ditto - - -	ditto.
7	Dwelling-house and garden.	ditto - - -	James Chard.
8	ditto - -	ditto - -	Edward Groves.

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

(L.S.)

J. G. Dodson, President.
John Lambert, Secretary.

Compton Gifford Order.

LOCAL GOVERNMENT DISTRICT OF COMPTON GIFFORD.

Provisional Order to enable the Sanitary Authority for the Urban Sanitary District of Compton Gifford to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, *and* 1869.

To the Compton Gifford Local Board, being the Sanitary Authority for the Urban Sanitary District of Compton Gifford, in the County of Devon; —

And to all others whom it may concern.

WHEREAS the Compton Gifford Local Board, as the Sanitary Authority for the Urban Sanitary District of Compton Gifford, in the County of Devon,

A.D. 1882.

Compton Gifford Order.

require to purchase and take the lands described in the Schedule hereto, for the construction of tanks for the reception of the sewage of their District, and for providing access to such lands;

And whereas the said Sanitary Authority have made due publication in the newspaper and served the several notices, as required by the Public Health Act, 1875, and have presented a petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas the Local Government Board, upon receipt of such petition, directed Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby empower the Compton Gifford Local Board, 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, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

County of Devon.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
		Parish of Laira Green.		
1	Pasture and stream	The trustees of the will of Elizabeth Shortland, deceased, viz.: Edward Shortland, John Rutherford Shortland, Peter Frederick Shortland, and John Thomas Savery.	- - -	Peter Frederick Shortland.
2	Pasture - -	ditto - -	- - -	ditto.
3	Watercourse -	ditto - -	- - -	ditto.
4	Waste and Trees -	The trustees of the will of Elizabeth Shortland, deceased, viz.: Edward Shortland, John Rutherford Shortland, Peter Frederick Shortland, and John Thomas Savery, and Mark Stephens Grigg.	Thomas Dawe - -	Peter Frederick Shortland and Thomas Dawe.
5	ditto	ditto -	ditto - -	ditto.

A.D. 1882.

Compton Gifford Order.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
6	Watercourse -	The trustees of the marriage settlement of Harry Pym and Mary Eleanor Ann, his wife, viz.: Frederick Solly Gosling and Samuel Pym.	- - -	Samuel Francis Nicholas Luscombe.
7	Powder magazines	ditto -	Kennall Gunpowder Company, Charles Shilson and Daniel Henry Shilson.	Kennall Gunpowder Company, Charles Shilson and Daniel Henry Shilson.
8	Occupation Road -	The trustees of the marriage settlement of Harry Pym and Mary Eleanor Ann, his wife, viz.: Frederick Solly Gosling and Samuel Pym and Mark Stephens Grigg.	Thomas Dawe and Kennall Gunpowder Company, Charles Shilson and Daniel Henry Shilson.	Kennall Gunpowder Company, Charles Shilson and Daniel Henry Shilson. Thomas Dawe and Samuel Francis Nicholas Luscombe.
	Parish of Charles, Plymouth.			
1	Pasture waste and trees.	Mark Stephens Grigg	Thomas Dawe - -	Thomas Dawe.
2	ditto - -	ditto - -	ditto - -	ditto.
3	ditto - -	ditto - -	ditto - -	ditto.
4	ditto - -	ditto - -	ditto - -	ditto.
5	Railway - -	Great Western Railway Company.	- - -	Great Western Railway Company.
6	Occupation Road -	The trustees of the marriage settlement of Harry Pym and Mary Eleanor Ann, his wife, viz.: Frederick Solly Gosling and Samuel Pym, Mark Stephens Grigg and William Raffell Saunders.	Thomas Dawe and Kennall Gunpowder Company, Charles Shilson and Daniel Henry Shilson.	Kennall Gunpowder Company, Charles Shilson and Daniel Henry Shilson, Thomas Dawe, Samuel Francis Nicholas Luscombe and William Raffell Saunders.

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

J. G. Dodson, President.
John Lambert, Secretary.

(L.S.)

A.D. 1882.

Farnham Union Order.

RURAL SANITARY DISTRICT OF THE FARNHAM UNION.

Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Farnham Union to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, *and* 1869.

To the Guardians of the Poor of the Farnham Union, in the Counties of Surrey and Southampton, 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 Farnham Union, in the Counties of Surrey and Southampton, 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 purpose of carrying out a scheme of sewerage for the Ecclesiastical District of Saint Michael, York Town, in the Hamlet of Frimley, within their District;

And whereas the said Sanitary Authority have made due publication in the newspaper and served the several notices, as required by the Public Health Act, 1875, and have presented a petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas the Local Government Board, upon receipt of the said petition, directed Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the 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, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

A.D. 1882.

Farnham Union Order.

The SCHEDULE above referred to.

Hamlet of Frimley, in the County of Surrey.

No. on deposited Plans.	Description of Lands.	Owners or reputed Owners and Occupiers.
210	All that piece of land containing about 20 acres, numbered 210 on the Ordnance Survey Map of the said Hamlet.	The trustees of the will of Charles Randell, deceased; viz., John Charles Randell and Walter Cowley Dixon.

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

J. G. Dodson, President.
(L.S.) John Lambert, Secretary.

Hendon Order.

LOCAL GOVERNMENT DISTRICT OF HENDON.

Provisional Order to enable the Sanitary Authority for the Urban Sanitary District of Hendon to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, *and* 1869.

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

And to all others whom it may concern.

WHEREAS the Hendon Local Board, as the Sanitary Authority for the Urban Sanitary District of Hendon, in the County of Middlesex, require to purchase and take the lands described in the Schedule hereto, for the disposal of the sewage of their District;

And whereas the said Sanitary Authority have made due publication in the newspaper and served the several notices, as required by the Public Health Act, 1875, and have presented a petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas the Local Government Board, upon receipt of such petition, directed Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby empower the Hendon Local Board, 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, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Parish of Hendon, in the County of Middlesex.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
1254	Pasture land -	William Bennett Fordham.	- - -	Joseph Mash Ward.
1257	ditto - -	The surviving trustee under the will of Richard Heming, deceased, viz., John Garratt.	Joseph Mash Ward -	ditto.
1259	ditto - -	ditto - - -	ditto - -	ditto.
1261	ditto - -	Sir John Neeld, Bart.	The executors of the will of Carlo Gatti, deceased.	The executors of the will of Carlo Gatti, deceased.
1179	ditto - -	ditto - -	ditto - -	ditto.
1267	ditto - -	Philip Lucas - -	- -	Philip Lucas.
1270	ditto - -	ditto - -	- - -	ditto.

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

(L.S.)

J. G. Dodson, President.
John Lambert, Secretary.

LOCAL GOVERNMENT DISTRICT OF MADRON.

Madron Order.

Provisional Order to enable the Sanitary Authority for the Urban Sanitary District of Madron to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, *and* 1869.

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

And to all others whom it may concern.

WHEREAS the Madron Local Board, as the Sanitary Authority for the Urban Sanitary District of Madron, in the County of Cornwall, require to purchase and take the lands described in the Schedule hereto, for the purpose of making a new street from the old bridge at Tolcarne to Lariggan Bridge, in their District;

And whereas the said Sanitary Authority have made due publication in the newspaper and served the several notices, as required by the Public Health Act, 1875, and have presented a petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands,

A.D. 1882.

Madron Order.

to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas the Local Government Board, upon receipt of such petition, directed Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby empower the Madron Local Board, 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, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Parish of Madron, in the County of Cornwall.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessee or reputed Lessee.	Occupiers.
1	House and courtlage -	Charles Day Nicholls Le Grice.	- - - -	William Wallis.
2	House, courtlage, cellar, and garden.	ditto - -	John Wallis - -	John Wallis.
3	House and garden -	ditto - -	- - - -	Elizabeth Kelynack.
4	Part of field - -	ditto -	- - - -	Elizabeth Kelynack, William Wallis.
5	Private roadway -	ditto - -	- - - -	Charles Day Nicholls Le Grice.
6	Part of field -	ditto - -	- - - -	Samuel Chirgwin.
7	ditto - -	ditto - -	- - - -	Thomas Curnow.
8	ditto - -	ditto - -	- - - -	Joseph Barnes.
9	ditto - -	ditto - -	- - - -	ditto.
10	ditto - -	ditto - -	- - - -	Mary Cornish.
11	ditto - -	ditto - -	- - - -	William Lawrence.
12	ditto - -	Mary Anne Burlton, Frances R. Burlton, Frances J. Holt.	- - - -	William Tonkin.
13	ditto - -	ditto - -	- - - -	ditto.
14	Public pathway -	ditto - -	- - - -	—

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessee or reputed Lessee.	Occupiers.
15	Part of field - -	Ambrose Oxley Michell.	- - - -	Andrew Harpur Michell.
16	ditto - -	ditto -	- - - -	ditto.
17	Part of meadow -	William Douglass -	- - - -	Thomas Welch.

A.D. 1882.

Madron Order.

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

(L.S.)

J. G. Dodson, President.
John Lambert, Secretary.

BOROUGH OF NOTTINGHAM.

Nottingham Order.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Nottingham to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, *and* 1869.

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

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Nottingham, in the County of the Town of Nottingham, 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.:

The lands mentioned in Part I. of the said Schedule, for the purpose of making a new street from Radford Road to Vernon Road, in the said Borough;

The lands mentioned in Part II. of the said Schedule, for the purpose of widening, opening, enlarging, or otherwise improving a street called Wheeler Gate, in the said Borough;

And whereas the said Council, as such Urban Sanitary Authority as aforesaid, have made due publication in the newspaper and served the several notices, as required by the Public Health Act, 1875, and have presented a petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas the Local Government Board, upon receipt of such petition, directed Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held after due public notice, and report has been made to them thereon:

A.D. 1882.

Nottingham Order.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby empower the said Council, as such Urban Sanitary Authority as aforesaid, 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, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

Borough of Nottingham.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
		PART I.		
		Parish of Basford.		
1	House and yard -	Midland Railway Company.	- - -	Isaac Bott.
2	House - -	ditto - -	- - -	Mary Pinkney.
3	ditto - -	ditto - -	- - -	Hannah Watson.
4	Yard, privies, and ashpit.	ditto - -	- - -	Isaac Bott, Mary Pinkney, Hannah Watson.
5	House and shop -	George William Darby	Thomas King -	Thomas King.
6	ditto - -	ditto -	- - -	James Marlow.
7	House -	ditto - -	- - -	Void.
8	House, coalhouse, garden, and fowlhouse.	ditto - -	- - -	Isaac Mills.
9	Passage and yard -	ditto - -	- - -	Thomas King, James Marlow, Isaac Mills.
10	Garden, fowlhouse, and coalshed.	ditto - -	Thomas King -	Thomas King.
11	Garden - -	ditto - -	- - -	James Marlow.
12	ditto - -	ditto - -	- - -	Void.
13	Coalshed - -	ditto - -	- - -	James Marlow.
14	Privy - - -	ditto - -	Thomas King -	Thomas King.
15	Coalshed - -	ditto - -	- - -	Void.
16	Privy - - -	ditto - -	- - -	James Marlow.
17	Coalshed - -	ditto - -	- - -	Isaac Mills.
18	Privy - - -	ditto - -	- - -	ditto.
19	ditto - -	ditto - -	- - -	Void.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
20	Yard - - -	The Mayor, Aldermen, and Burgesses of the borough of Nottingham.	- - -	Henry William Heighton.
21	Valve House, garden, roadway, stable, coachhouse, piggery, and greenhouse.	ditto - -	- -	The Mayor, Aldermen, and Burgesses of the borough of Nottingham.
22	Yard - -	Eliza Allom - -	- -	Henry Spencer, Samuel Javes, John Hunt, Samuel Javes, the younger, Noah Bellaby George Mellitt, Benjamin Javes, George Mellors, William Kidger.
23	Wood coalshed -	ditto - -	- -	Samuel Javes.
24	ditto - -	ditto -	- - -	Henry Spencer.
25	Henpen - - -	ditto - -	- - -	ditto.
26	Grass land - -	ditto - -	- - -	Mary Ann Fox.
27	ditto - - -	Mary Ann Fox -	- - -	ditto.
28	Land - -	Midland Railway Company.	- - -	Midland Railway Company.

PART II.

PARISH OF ST. PETER.

1	Dwelling-house and shop.	John Rainbow -	- - -	James Trivett.
2	Yard - - -	ditto - -	- - -	ditto.
3	Privy - - -	ditto - -	- - -	ditto.
4	ditto - -	ditto - -	- -	John Rainbow, Frederick George Hazledine.
5	Dwelling-house and shop.	Richard Lamb, Francis Eames Lamb.	- - -	Richard Lamb, Francis Eames Lamb.
6	Public house - -	Richard Lamb and Francis Eames Lamb, and the trustees of Charles Day.	- - -	Samuel Jamson.
7	Shop, warehouse, yard, and passage.	George Freeth - -	- - -	William Ingman.
8	Warehouse, Privy, and urinal.	ditto - -	- - -	ditto.
	Privy - - -	ditto - -	Edward Wheeler Field.	Charles John Hooper.
8, 9, 10, 11 & 12.	Warehouses and passage.	ditto - -	ditto - -	Robert Spendlove and Joseph Spendlove.
9	Coal house - -	ditto - -	ditto - -	William Ingman.
9, 10, 11, 12, 14, 15, & 16.	Public house (Reindeer Inn).	ditto - -	ditto - -	Charles John Hooper.

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Nottingham Order.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
13	Yard - -	George Freeth -	Edward Wheeler Field.	Charles John Hooper, William Parker.
14	Warehouse - -	ditto - -	ditto - -	William Parker.
15	Passage, urinal, and ashpit.	ditto - -	ditto - -	Charles John Hooper.
16	Offices - -	ditto - -	ditto - -	Pickford and Co.
17	Shops, dwelling-house, passage, privy, yard, and warehouse.	ditto - -	ditto - -	George Ashmore.
18	Shop and warehouse -	ditto - -	ditto -	John Foster.
19	Yard - - -	ditto - -	ditto -	John Foster, Joseph Cadman, Joseph Fish.
20	Shop and warehouse -	ditto - -	ditto - -	Joseph Cadman, Joseph Fish.
21	Passage and yard -	ditto -	- - -	Charles John Hooper, William Parker, John Foster, Joseph Cadman, Joseph Fish, Joseph Cross, John Smith Caparn, Douglas Hankey, Herbert Maynard Hatfield, John Goodwin, John Rudd, William Henry Knight, Francis Talbot Shelton, Edward Wheeler Field.
	Offices over passage -	ditto - -	- - -	Francis Talbot Shelton.
22	Offices, yard, and cellars.	ditto - -	- - -	John Smith Caparn, Douglas Hankey, Herbert Maynard Hatfield, John Goodwin, John Rudd, William Henry Knight, Francis Talbot Shelton.
23	Shop and warehouse -	The mayor, aldermen, and burgesses of the borough of Nottingham.	- - -	The trustees of the will of Joseph Wilkinson, deceased, viz.; William Wilkinson, John Parr Ford, and George Wigley.
24	Shop - - -	ditto - -	- - -	ditto.
	Rooms over same -	ditto - -	- - -	In hand.
25	Shop - - -	ditto - -	- - -	Charles Smith, Richard Sidney Smith.
	Rooms over same -	ditto -	- - -	In hand.
26	Yard - -	ditto	- - -	The trustees of the will of Joseph Wilkinson, deceased, viz; William Wilkinson, John Parr Ford, and George Wigley, Edward Swann.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
27	Passage and warehouse	The mayor, aldermen, and burgesses of the borough of Nottingham.	- - -	The trustees of the will of Joseph Wilkinson, deceased, viz.; William Wilkinson, John Parr Ford, and George Wigley.
28	House, shop, outbuildings and yard.	ditto -	- - -	Edward Swann.
29	Shop, furniture store, and office.	Edward Swann -	- - -	Grace Charlotte Henderson.
30	Shop and dwelling house.	John Manger Pott -	Nottingham Café Company, Limited.	Nottingham Café Company, Limited.
31	Workshop - -	ditto - -	Henry John Norris, William Goodacre Cokayne.	Henry John Norris, William Goodacre Cokayne.
32	Yard and passage -	ditto - -	Nottingham Café Company, Limited.	Nottingham Café Company, Limited, Henry John Norris, William Goodacre Cokayne, Arthur Henry Garner, Thomas Robinson & Co., Thomas Hickling, Edward Swann, George Walker.
	Dwelling-house	ditto -	ditto - -	Nottingham Café Company, Limited.

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

J. G. Dodson, President.

(L.S.) John Lambert, Secretary.

LOCAL GOVERNMENT DISTRICT OF RUSHOLME.

Provisional Order to enable the Sanitary Authority for the Urban Sanitary District of Rusholme to put in force the Compulsory Clauses of the Lands Clauses Consolidation Acts, 1845, 1860, *and* 1869.

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

And to all whom it may concern.

WHEREAS the Rusholme Local Board, as the Sanitary Authority for the Urban Sanitary District of Rusholme, in the County of Lancaster, require to

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Rusholme Order.

purchase and take the lands described in the Schedule hereto, for the purpose of widening certain streets called Wilmslow Road and Dickenson Road, in their District;

And whereas the said Sanitary Authority have made due publication in the newspaper and served the several notices as required by the Public Health Act, 1875, and have presented a petition to the Local Government Board, stating as required by that Act, and praying, with reference to the said lands, to be allowed to put in force the powers of the Lands Clauses Consolidation Acts, with respect to the purchase and taking of lands otherwise than by agreement;

And whereas the Local Government Board, upon receipt of such petition, directed Local Inquiry to be held as to the propriety of assenting to the prayer thereof, which Inquiry was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby empower the Rusholme Local Board, 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, the powers of the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

The SCHEDULE above referred to.

County of Lancaster.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees, and Occupiers.
Township of Rusholme.			
3	Garden and field - -	Thomas Clark Ogden -	Edward Behrens.
4	Garden - - -	Sydney Hudson - -	Sydney Hudson.
23	Stables - - -	William Roberts - -	Elizabeth Sumner.
24	ditto - - -	ditto - - -	Isaac Newton.
25	Joiner's shop - -	ditto - -	James Norris.
Township of Withington.			
13	Garden - - -	Joseph Willcox - -	Joseph Willcox.
14	ditto - - -	The trustees of the will of Thomas Adolphus Wood, deceased, viz., George Joseph Knight and Edgar Crossley Poole.	John Whitcomb Gill.
15	ditto - -	ditto -	William Boyd Dawkins.

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Rusholme Order

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees, and Occupiers.
16	Field and garden - -	Hervey Platt - -	Hervey Platt.
17	ditto - -	ditto -	Joseph Leese.
18	ditto - - -	ditto - -	Richard Macbeth.
19	Garden - - -	George Gregory - -	Unoccupied
20	ditto - - -	James Peacock - -	John Blydt.
21	ditto - -	ditto - -	James Charles Norbury.
22	Field - - -	Joseph Wood - -	Unoccupied.

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

J. G. Dodson, President.

(L.S.) John Lambert, Secretary.

LOCAL GOVERNMENT DISTRICT OF TORQUAY.

Torquay Order.

Provisional Order for altering and amending a Confirming Act.

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

And to all others whom it may concern.

WHEREAS the Local Government District of Torquay, in the County of Devon, is an Urban Sanitary District, of which the Torquay Local Board of Health (herein-after referred to as "the Local Board") are the Urban Sanitary Authority;

And whereas by Section 71 of a Local Act of Parliament passed in the fifth and sixth years of the reign of His late Majesty King William the Fourth, intituled "An Act for lighting, watching, and improving the Parish of Tormoham, "in the County of Devon," it is (inter alia) enacted that any person who shall bathe, undress, or expose his person, in or near to any situation open, or exposed to, or frequented by the public within the said Parish of Tormoham, shall for each and every such offence forfeit and be liable to pay any sum not exceeding ten pounds;

And whereas by a Provisional Order of the General Board of Health dated the first day of August, One thousand eight hundred and fifty (herein-after referred to as "the Order"), so much of Section 71 of the said Local Act as related to penalties was repealed, together with the other parts of the said Local Act mentioned in the Order;

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Torquay Order.

And whereas by the Order the powers, authorities, and duties granted or conferred by the portion of the said Local Act which was not repealed by the Order, (which portion of the Local Act is herein-after referred to as "the Local Act"), so far as the same were not repugnant to or inconsistent with the Public Health Act, 1848, or the Order, or any bye-law lawfully made under the Public Health Act, 1848, were transferred to and became exerciseable by the Local Board, and by such of the committee, officers, and servants of the Local Board as should be appointed by the Local Board in that behalf, under the Public Health Act, 1848, to be had and exercised in the same manner as nearly as might be, as if such powers, authorities, privileges, and duties had been granted or imposed by the Public Health Act, 1848;

And whereas by Section 69 of the Town Police Clauses Act, 1847, which was by the Order incorporated with the Local Act, the Local Board are empowered where any part of the sea-shore or strand of any river used as a public bathing place is within their District, to make byelaws for the following purposes; viz.:

For fixing the stand of bathing machines on the sea-shore or strand, and the limits within which persons of each sex shall be set down for bathing, and within which persons shall bathe:

For preventing any indecent exposure of the persons of the bathers:

For regulating the manner in which the bathing machines shall be used, and the charges to be made for the same:

For regulating the distance at which boats and vessels let to hire for the purpose of sailing or rowing for pleasure shall be kept from persons bathing within the prescribed limits;

And whereas the Order was duly confirmed by the Public Health Supplemental Act, 1850, (No. 3), (herein referred to as "the Confirming Act");

And whereas by Section 297 of the Public Health Act, 1875, it is (inter alia) enacted that any Act confirming any Provisional Order made in pursuance of any of the Sanitary Acts, or of the Public Health Act, 1875, may be repealed, altered, or amended by any Provisional Order made by the Local Government Board and confirmed by Parliament;

And whereas the Local Government Board proposed to alter and amend the Confirming Act, so far as it relates to the Order, and accordingly directed Local Inquiry to be held on the subject of such alteration, which Inquiry was held, after due public notice, and report has been made to them thereon:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby Order that from and after the date of the Act of Parliament confirming this Order (herein-after referred to as "the commencement of this Order"), the following provisions shall take effect; viz.:—

Art. I. The Confirming Act shall, so far as it relates to the Order, be amended so as to enable the Local Board to make byelaws for all or any of the following purposes; viz.

(*a.*) For appointing and limiting the places on the sea-shore to which persons of each sex may resort for the purpose of bathing therefrom without the

use of any bathing machine, and for prohibiting such bathing elsewhere than from such places:

(*b.*) For fixing the hours during which such places may be used for the aforesaid purpose, and for prohibiting such use thereof except during the hours so fixed:

(*c.*) For preventing any indecent exposure of the persons of the bathers resorting to such places and bathing therefrom without the use of any bathing machine.

Provided that such byelaws shall not apply to or affect any beach or foreshore below high water mark belonging to the Duchy of Cornwall without the previous approval in writing by the Warden of the Stannaries on behalf of the Duchy of Cornwall.

Art. II. The provisions contained in the Public Health Act, 1875, with respect to byelaws, and the penalties which may be imposed thereby, and the recovery and application of penalties, shall apply to all byelaws made, altered, or repealed by the Local Board under the provisions of Article I. of this Order, and to all penalties imposed thereby.

Art. III. The Confirming Act shall, so far as it relates to the Order, be altered so as to provide that the Local Board may from time to time make such reasonable charges for the use of the open bathing places, bathing stages, bathing sheds, towels, and bathing drawers, provided by them as the Local Government Board may, by their Order from time to time approve.

Art. IV. The Confirming Act, so far as it relates to the Order, shall be altered so as to provide that any byelaws made by the Local Board under Section 69 of the Town Police Clauses Act, 1847, or Article I. of this Order may be made to extend not only to the beach and shore within the District of the Local Board, but also to the beach and shore within the Parish of Cockington lying between the boundary line between the Parishes of Tormoham and Cockington (on the Torbay road and beach) and terminating at the point of the Livermead Cliff where a flight of steps leading from Livermead Cottage to the rocks now stands, and may also be made to extend seawards to a distance of one hundred and fifty yards from high water mark along the whole of the said shore as defined in this Article both within and without the district of the Local Board.

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

J. G. Dodson, President.
John Lambert, Secretary.

(L.S.)

A.D. 1882.

Walsall Order.

BOROUGH OF WALSALL.

Provisional Order for partially repealing and altering a Local Act.

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

And to all others whom it may concern.

WHEREAS the Borough of Walsall, in the County of Stafford (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 Walsall Gas Purchase and Borough Extension Act, 1876, (herein-after referred to as "the Local Act") is in force in the Borough;

And whereas by virtue of Section 32 of the Local Act, a yearly sum of one thousand three hundred pounds is payable by the Corporation to the Corporation of Birmingham, and is charged, first, on the gas undertaking of the Corporation, and, secondly, on the borough fund and borough rate of the Borough, and by Section 34 of the same Act the Corporation may at any time redeem such yearly payment or any part thereof at a price to be agreed on between them and the Corporation of Birmingham, and by Section 35 of the same Act the Corporation are directed at the expiration of five years from its passing to make provision for the extinction of such yearly payment within sixty-five years from the passing of the Local Act, either by instalments or by means of a sinking fund appropriated and invested in securities authorised by law for investments by Trustees;

And whereas by Section 47 of the Local Act the reserve fund therein mentioned is required to be invested in Government or other securities;

And whereas by Section 49 of the Local Act the Corporation were empowered to borrow for the purposes therein mentioned sums not exceeding one hundred thousand pounds by the issue of debentures or debenture stock under the Local Loans Act, 1875; and by Section 51 of the Local Act all loans raised under the Local Act within a period of five years from the commencement of that Act and the mortgage debts of the improvement commissioners therein referred to are required to be discharged within sixty years after the expiration of five years from the commencement of the Local Act, and every loan raised under the Local Act after the expiration of such five years is required to be discharged within sixty years after the date of the loan;

And whereas by Section 303 of the Public Health Act, 1875, the Local Government Board are empowered, on the application of the Sanitary Authority of any Sanitary District by Provisional Order wholly or partially to repeal, alter or amend any Local Act, other than an Act for the conservancy of rivers, which is in force in any area comprising the whole or part of any such District, and not conferring powers or privileges on any persons or person for their or

his own pecuniary benefit, which relates to the same subject-matters as the Public Health Act, 1875;

And whereas the Local Act is a Local Act within the meaning of the above recited Section of the Public Health Act, 1875, and the Corporation, as such Urban Sanitary Authority as aforesaid, have applied to the Local Government Board to alter and amend the Local Act, as herein-after mentioned;

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

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order (herein-after referred to as "the commencement of this Order"), the following provisions shall take effect, that is to say:—

Art. I. In addition to the sum of one hundred thousand pounds which they are authorised to borrow by Section 49 of the Local Act, as herein-before recited, and to the sums amounting to fifty thousand pounds, which they are herein-after authorised to borrow and reborrow, the Corporation, for the purpose of redeeming the said yearly payment of one thousand three hundred pounds, may from time to time borrow and re-borrow under and in manner provided by this Order such sums as they may from time to time require.

Art. II.—The Corporation may, from time to time, borrow and re-borrow under and in manner provided by this Order, all or any part of the said sum of one hundred thousand pounds which they were authorised to borrow by Section 49 of the Local Act.

Art. III. In addition to the sums which they are herein-before authorised to borrow and re-borrow, the Corporation may, from time to time borrow (with the sanction of the Local Government Board) and re-borrow under and in manner provided by this Order, such further sums as they may require for any of the purposes of the Local Act, not exceeding altogether the sum of fifty thousand pounds.

Art. IV. All moneys borrowed or reborrowed by the Corporation under the Local Act or this Order, may be borrowed or reborrowed on the credit of the borough fund and borough rate of the borough, and of the revenue of the gas undertaking of the Corporation, or on the credit of any one or more of such securities.

Art. V. The Corporation shall not reborrow any amount borrowed by them under the Local Act or this Order, which shall have been repaid by instalments or by means of a sinking fund as herein-after provided, and all money reborrowed under the powers of reborrowing conferred by this Order shall be repaid within the period within which the original loan in respect of which such money is reborrowed would have been required to be repaid, and no such reborrowing shall affect the obligation of the Corporation with respect to any sinking fund to be set aside, nor, unless the reborrowing be effected at a different rate of interest, the amount of any instalment to be paid under the provisions of this Order.

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Walsall Order.

Art. VI. The Corporation may raise any moneys which they are authorised to borrow or reborrow under the Local Act or this Order, by the issue of debentures, annuity certificates, or debenture stock under and subject to the provisions of the Local Loans Act, 1875, or by any one or more of the foregoing methods; and the period within which any moneys so borrowed or reborrowed are required by this Order to be repaid, shall be deemed to be "the prescribed period" within the meaning of the last-mentioned Act, and the moneys so borrowed or reborrowed may be repaid by any one or more of the methods, including a sinking fund, mentioned in Section 13 of that Act, and any such sinking fund may be invested in any of the securities authorised by Article IX. of this Order.

Art. VII. The Corporation may, if they think fit, in lieu of raising by the creation and issue of such debentures, annuity certificates, or debenture stock as aforesaid, any moneys which they are authorised to borrow or reborrow under the Local Act or this Order, raise all or any of such moneys by mortgage, and the provisions of the Sections 236 to 239, both inclusive, of the Public Health Act, 1875, shall apply to mortgages made by the Corporation under this Article.

Art. VIII. The said mortgage debts of the said Improvement Commissioners and all moneys borrowed by the Corporation before or after the commencement of this Order, under the Local Act or this Order, shall be repaid within the periods herein-after prescribed; that is to say,—

(1.) The said mortgage debts and all moneys borrowed before or after the commencement of this Order for the repayment of the same, and all moneys borrowed within a period of five years after the commencement of the Local Act, within sixty years after the expiration of such period.

(2.) All moneys borrowed under Article I. of this Order for the purpose of redeeming the said yearly payment of one thousand three hundred pounds, within sixty-five years from the passing of the Local Act.

(3.) All moneys authorised to be borrowed, with the sanction of the Local Government Board, under Article III. of this Order, within such period not exceeding sixty years from the borrowing of the same as the Corporation, with the sanction of the Local Government Board, may, in each case, determine.

(4.) All other moneys borrowed by the Corporation before or after the commencement of this Order, within sixty years from the borrowing of the same respectively.

Art. IX. The Corporation shall pay off the said mortgage debts of the said Commissioners, and all moneys which they may borrow on mortgage under Article VII. of this Order, by equal yearly or half-yearly instalments of principal, or of principal and interest, or by a sinking fund; and if the Corporation form a sinking fund they shall pay into such fund such equal yearly or half-yearly sums as, being invested and accumulated at compound interest at the rate of three pounds ten shillings per centum per annum, would be sufficient to pay off in each case the moneys for the repayment of which the fund is created within the period in that behalf prescribed by Article VIII. of this Order.

All sums paid into the sinking fund as aforesaid, and all accumulations of the same shall be, as soon as may be, invested in securities in which trustees are for the time being authorised to invest trust funds, or in mortgages, debentures, debenture stock, or other securities authorised by Parliament, and issued by any local authority as defined by Section 34 of the Local Loans Act, 1875, other than the Corporation.

The Corporation may at any time apply the whole or any part of any such sinking fund in or towards the discharge of the moneys or any part of the moneys for the discharge of which the fund was created, but in any such case they shall pay into the fund each year and accumulate until the whole of the moneys for the repayment of which the fund has been established are discharged, a sum equivalent to the interest which would have been produced by the fund or part of the fund so applied.

Whenever and so long as the yearly income arising from a sinking fund under this Article shall be equal to the annual interest of the principal moneys then due and outstanding, the Corporation may, in lieu of investing the said yearly income, apply the same in payment of such interest, and may during such periods discontinue the payment to the sinking fund of the yearly sums hereinbefore required to be paid thereto.

Art. X.—

(*a.*) The Treasurer of the Borough shall within forty-two days after the expiration of each year during which any sum is required to be paid as an instalment, or to be set apart for a sinking fund, in respect of moneys raised under 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 the amounts which have been paid as instalments, and the amounts which have been invested or applied for the purposes of such sinking fund during the year next preceding the making of such return, and the description of the securities on 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 treasurer 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.

(*b.*) 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 money set apart for any sinking fund, or of the sums accumulated by way of interest, to any purposes other than those authorised, they may, by Order, direct that a sum 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

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Walsall Order.

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.

Art. XI. The sums paid into any sinking fund provided under Section 35 of the Local Act, and the sums set aside to provide a reserve fund under Section 47 of the Local Act, may from time to time be invested in any securities in which a sinking fund established by this Order is authorised to be invested; and if the Corporation redeem any part of the yearly payment mentioned in the said Section 35 the amounts to be from time to time appropriated as therein required shall be from time to time proportionately reduced.

Art. XII. Nothing in this Order shall be construed to abridge or interfere with the powers of the Corporation under any Act of Parliament for raising in manner provided by any such Act any sums which they are thereby authorised to borrow and which they shall not have raised in manner provided by this Order.

Art. XIII. This Order may be cited as the Walsall Corporation (Loans) Order, 1882.

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

J. G. Dodson, President.
(L.S.) John Lambert, Secretary.

West Bromwich Order.

IMPROVEMENT ACT DISTRICT OF WEST BROMWICH.

Provisional Order for partially repealing and altering certain Local Acts.

To the West Bromwich Improvement Commissioners, being the Sanitary Authority for the Urban Sanitary District of West Bromwich, in the County of Stafford; —

And to all others whom it may concern.

WHEREAS the Improvement Act District of West Bromwich, in the County of Stafford (herein-after referred to as "the District"), is an Urban Sanitary District, of which the West Bromwich Improvement Commissioners (herein-after referred to as "the Commissioners") are the Urban Sanitary Authority, and the West Bromwich Improvement Act, 1854 (herein-after referred to as "the Act of 1854"), the West Bromwich Improvement Amendment Act, 1865 (herein-after referred to as "the Act of 1865"), and the West Bromwich Improvement (Gas) Act, 1876 (herein-after referred to as "the Act of 1876"), are in force in the District;

And whereas by Section 1 of the Act of 1854 the Towns Improvement Clauses Act, 1847, except so much of that Act as relates to the approval of the Inspector or Inspectors appointed under the general provisions of that Act, or any other Act, and also except the fiftieth section of that Act, is incorporated with the Act of 1854;

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And whereas by Section 11 of the Act of 1854, every person who, and every Company and Corporation which shall be rated to any rate to be made under the provisions of that Act in respect of any property within the Parish of West Bromwich, and shall, seven days at least before the election of the Commissioners, have paid all the said rates which shall have become payable by him or them in respect of such property, at any time previously to the commencement of the sixth month before such election, are entitled to vote at the elections of the Commissioners;

And whereas by Section 19 of the Act of 1854 all moneys which shall come to the hands of the Commissioners in consequence of the sale of any superfluous lands under the provisions of that Act and the Lands Clauses Consolidation Act, 1847, are required to be applied in discharge of the debt due upon the general improvement rate, and if there be no debt due, then are to fall into and become part of the general improvement rate, and to be applicable as part thereof;

And whereas by Section 20 of the Act of 1854 the Commissioners are empowered to borrow, on the security of the rates therein mentioned, the sums following; that is to say, on the security of the sewer rate any sum not exceeding thirty thousand pounds; on the security of the highway rate any sum not exceeding ten thousand pounds; on the security of the cemetery rate any sum not exceeding seven thousand pounds; and on the security of the general improvement rate any sum not exceeding fifty-three thousand pounds;

And whereas by Sections 29, 38, 45, and 54 of the Act of 1854 the Commissioners are empowered to levy the said sewer rate, highway rate, cemetery rate, and general improvement rate respectively; and by sections 30, 39, 46, and 55 of the same Act provision is made as to the application of the said rates respectively; and by section 56 of the same Act the Commissioners are empowered to compound in certain cases with the owners of premises for the payment of any of the rates to be made under that Act; and by section 57 of the same Act it is provided that the occupier of any lands used as arable, meadow, or pasture ground only, or as woodlands, market gardens, or nursery grounds, and the occupier of any land covered with water or used only as a canal or towing path for the same, or as a railway constructed under the powers of any Act of Parliament for public conveyance, shall be assessed in respect of the same to the rates by that Act authorised to be levied in the proportion of one fourth part only of the net annual value thereof;

And whereas by section 31 of the Act of 1854 the proceeds and produce of the sewage refuse therein referred to are to fall into and become part of the general improvement rate, and to be applicable as part thereof; and by section 32 of the same Act the expenses therein referred to are required to be defrayed out of the general improvement rate; and by section 44 of the same Act all payments made to the Commissioners in respect of fees or otherwise arising from the cemeteries by that Act authorised to be constructed, are to fall into and become part of the cemetery rate, except such portions of the same as are in the cases therein mentioned to fall into and become part of the general improvement rate;

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And whereas by section 12 of the Act of 1865 the maximum amount which the Commissioners were empowered to borrow under the Act of 1854 on the security of the highway rate was increased to the sum of fifteen thousand pounds, and by the same section it was provided that when and as often as any sums which might have been borrowed by the Commissioners, either under the authority of the Act of 1854 or of that Act, on the security of any of the rates authorised by the Act of 1854 should have been paid off, except by the sinking fund, further monies might be borrowed by them on the security of such rates respectively, so that the total amount due at any one period of time on the security of any such rate should not exceed the maximum amount authorised by the Act of 1854 or that Act, as the case might be, and that the clauses of the Commissioners Clauses Act, with respect to mortgages to be executed by the Commissioners, should apply to the sum to be raised by mortgage under that Act;

And whereas by the Act of 1876 the Commissioners were empowered to borrow certain moneys on mortgage of the rates, rents, and revenue arising under that Act from the supply of gas and other things, and the sale of residual products, and of the general improvement or other rates leviable by the Commissioners under the Act of 1854 and 1865, or otherwise, or of any such securities or revenues, either together or separately, and reference is made in various parts of the Act of 1876 to the general improvement rate and other rates leviable by the Commissioners as aforesaid;

And whereas the following are the amounts now owing by the Commissioners under the Acts of 1854 and 1865 on the security of the said rates; viz.,

On the security of the highway rate the sum of fourteen thousand nine hundred and thirty-one pounds two shillings and one penny;

On the security of the cemetery rate the sum of two thousand six hundred pounds; and

On the security of the general improvement rate the sum of thirty-one thousand and one pounds fourteen shillings and sevenpence;

And whereas the amount owing by the Commissioners on mortgage under the Act of 1876 is one hundred and forty-seven thousand three hundred and eighty-seven pounds five shillings and elevenpence;

And whereas by Section 303 of the Public Health Act, 1875, the Local Government Board are empowered, on the application of the Sanitary Authority of any Sanitary District, by Provisional Order, wholly or partially to repeal, alter, or amend any Local Act, other than an Act for the conservancy of rivers, which is in force in any area comprising the whole or part of any such District, and not conferring powers or privileges on any persons or person for their or his own pecuniary benefit, which relates to the same subject matters as the Public Health Act, 1875;

And whereas the Act of 1854, the Act of 1865, and the Act of 1876, are Local Acts within the meaning of Section 303 of the Public Health Act, 1875, and the Commissioners have applied to the Local Government Board to issue a Provisional Order to alter and amend the same as herein-after mentioned;

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

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Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, (herein-after referred to as "the commencement of this Order"), the following provisions shall take effect; viz.,—

Art. I. So much of Section 1 of the Act of 1854 as incorporates the provisions of the Towns Improvement Clauses Act, 1847, with respect to the rates directed by that Act to be made for sewers, drains, and private improvements, and the whole of Sections 20, 29, 30, 38, 39, 45, 46, 54, 55, 56, and 57 of the Act of 1854, and Section 12 of the Act of 1865 shall be repealed.

Provided that such repeal shall not affect the right of any person, who may prior to the commencement of this Order, have lent money to the Commissioners under the herein-before recited Acts or any of them, on the security of any rate leviable under any section hereby repealed, to require such rate to be levied by the Commissioners or to obtain the appointment of a receiver to receive the whole or a competent part of such rate, in the event of any default at any time on the part of the Commissioners to pay out of the district fund and general district rate as directed by Article II. of this Order, any sums for the time being due to him in respect of interest or principal on account of the money so lent.

Provided also that all arrears existing at the commencement of this Order of Rates leviable under any section hereby repealed, may be levied and collected as if this Order had not been made and confirmed.

Art. II. Subject to the provisions of this Order, all expenses which, but for this Order, would have been payable under any of the herein-before recited Acts or otherwise out of any rate leviable under any section hereby repealed, shall be payable out of a district fund and general district rate to be levied by the Commissioners under the Public Health Act, 1875.

Art. III. All moneys, which at the commencement of this Order may be standing to the credit of any rate leviable under any section hereby repealed, and all arrears existing at the commencement of this Order of any such rate, when the same shall be recovered, shall be carried by the Commissioners to the credit of the district fund.

Art. IV. Wherever in any provision of the herein-before recited Acts, which is not hereby repealed, reference is made to any rate leviable under any section hereby repealed, the reference shall as regards all acts and things done or required to be done under such provision after the commencement of this Order, be deemed to be to the general district rate leviable as directed by this Order.

Art. V. Nothing in this Order shall in any way affect the amount of any instalment of principal, or of principal and interest, required to be at any time paid by the Commissioners in respect of any moneys borrowed by them before or after the commencement of this Order under the herein-before recited Acts or otherwise, or the amount of any payment required to be made by them at any time into any sinking fund in respect of such moneys; but where, but for this Order any such amount would be required to be paid out of any rate leviable

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under any section hereby repealed, the same shall, after the commencement of this Order be paid by the Commissioners out of the district fund and general district rate.

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

(L.S.)

J. G. Dodson, President.
John Lambert, Secretary.

Worthing Order.

LOCAL GOVERNMENT DISTRICT OF WORTHING.

Provisional Order for partially repealing and amending certain Local Acts and a confirming Act.

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

And to all others whom it may concern.

WHEREAS by a Local Act of Parliament passed in the first and second years of the reign of His late Majesty King George the Fourth, intituled "An "Act to repeal two Acts made in the forty-third and forty-ninth years of His "late Majesty, for paving the Town of Worthing, in the County of Sussex, "and establishing a market therein, and for making other provisions in lieu "thereof; for erecting groyns, for laying a duty on coals imported into the "said Town, and for other purposes relating to the improvement of the said "Town" (herein-after referred to as "the Act of 1821"), certain Commissioners were appointed for putting the Act of 1821 into execution in the Town of Worthing;

And whereas by a Provisional Order of the General Board of Health dated the seventeenth day of January, One thousand eight hundred and fifty-two, and confirmed by the First Public Health Supplemental Act, 1852, certain parts of the Act of 1821 were repealed and amended, and such of the powers, authorities, and duties, as were granted or imposed by so much of the Act of 1821 as was not thereby repealed, and so far as the same were not repugnant to, or inconsistent with, the Public Health Act, 1848, or that Order, or any byelaw which should be lawfully made under the said Public Health Act, 1848, were transferred to the Worthing Local Board of Health (herein-after referred to as "the Local Board"), to be exercised in the same manner, as nearly as might be, as if such powers, authorities, privileges, and duties had been granted or imposed by the said Public Health Act, 1848;

And whereas the Act of 1821 has also been partially repealed and amended by Provisional Orders made under the Sanitary Acts, and dated respectively the first day of April, One thousand eight hundred and fifty-nine, the tenth day of June, One thousand eight hundred and sixty-three, and the eighth day of June, One thousand eight hundred and sixty-eight, and confirmed by the

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Local Government Supplemental Act, 1859, the Local Government Supplemental Act, 1863 (No. 2), and the Local Government Act, 1868 (No. 6);

And whereas by Section 154 of the Act of 1821 the Local Board are empowered to make byelaws (amongst other things) for licensing hackney coaches, chaises, sedan chairs, flies, bathing machines, carts, or carriages, or any other carriage whatsoever drawn by any person or persons, horse or horses, ass or asses, mule or mules, or any saddle horse, ass, or mule, to ply or expose for hire within the said Town, or on the sea beach or coast thereof; and for regulating and ordering such hackney coaches, chaises, sedan chairs, flies, bathing machines, carts, carriages, horses, asses, and mules, and how and in what manner the owners, drivers, and carriers thereof respectively shall conduct and demean themselves in their several employments, and within what hours and times they may follow and exercise their calling; and also in what manner and order, and how such hackney coaches, chaises, sedan chairs, flies, bathing machines, carts, carriages, horses, asses, and mules shall be furnished, provided, and kept, and numbered, and what number of persons may be carried and conveyed in and on such coaches, chaises, flies, carts, and carriages, and what number of horses or other beasts are to draw the same; and for ascertaining, fixing, altering, and removing the stands of such coaches, chaises, chairs, flies, bathing machines, carts, carriages, horses, asses, and mules, or any of them from time to time, and punishing the misconduct or misbehaviour of hackney coachmen, chairmen, and persons attending such flies, bathing machines, carts, or carriages, horses, asses, and mules, and for fixing, ascertaining, and defining what rates and prices shall be allowed, paid, awarded, or received by such hackney coachmen, chairmen, and the owners of or persons attending such flies, bathing machines, carts, carriages, horses, asses, and mules, and to what distances such hackney coachmen, chairmen, and persons attending such flies, carts, carriages, horses, asses, and mules shall be obliged to drive, go, or come in and about the said town or the neighbourhood thereof; and the Local Board are also empowered by the same section from time to time to repeal, alter, and amend such byelaws or any of them, and to impose penalties on offenders against such byelaws;

And whereas in Sections 155 to 157, both inclusive, of the Act of 1821, further provisions are contained relating to the drivers of hackney coaches or chaises, carriages, and carts, the carriers of sedan chairs, and the persons attending such flies, bathing machines, carts, carriages, horses, asses, and mules as aforesaid, the licences to be granted to such persons, the affixing of figures and numbers to the said coaches, chaises, chairs, flies, bathing machines, carts, and carriages, and the recovery of money due for the fare, hire, or service thereof, or damage done to the same;

And whereas the Local Board in the year 1860 made byelaws under the above-recited provisions, and such byelaws were approved by one of Her Majesty's Principal Secretaries of State;

And whereas by a Local Act of Parliament passed in the seventh year of the reign of His late Majesty King George the Fourth, intituled "An Act for "making and maintaining a Turnpike Road from Worthing to Lancing, in the "County of Sussex, and groynes, embankments, and other sea defences, for "protecting such road and the lands adjoining from the future encroachments

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" of the sea " (herein-after referred to as " the Act of 1826"), certain trustees were appointed to make and maintain a turnpike road, in that Act called " the Worthing and Lancing Turnpike Road," and they were authorised and required to build, make, repair, and maintain groynes, embankments, tunnels, sluices, and other sea defences, for the protection of such road and of the adjoining lands from encroachments and overflowing of the sea, and to extend such groynes, embankments, and sea defences on the eastward side of such road to the first groyne on the east side of the " Shop's Dam," in the Parish of Lancing in the County of Sussex;

And whereas by Section 32 of the Act of 1826, the said trustees were empowered to levy for the purpose of defraying the expenses incurred in carrying out the several purposes of that Act, a rate of ten shillings for every acre of the lands mentioned in Schedule B. to that Act, and a further rate of five shillings for every acre of the lands mentioned in Schedule C. to the same Act;

And whereas by a Provisional Order of one of Her Majesty's Principal Secretaries of State dated the Eighth day of April, One thousand eight hundred and sixty-nine, and confirmed by the Local Government Supplemental Act, 1869 (which Order and Act are herein-after referred to as " the Order of 1869 " and " the Act of 1869 "), it was ordered that the powers of the trustees appointed and acting under the Act of 1826 should cease, and that all the powers which would not be affected by that Order should vest in and be exercised by the Local Board as fully and effectually as if the Local Board were trustees appointed under that Act;

And whereas by Article 3 of the Order of 1869 the Act of 1826 so far as it related to the lands comprised in Schedule C. thereto, was wholly repealed;

And whereas by Article 4 of the Order of 1869, the District of the Local Board, for the purposes of the Act of 1826 was, as to sea defences, extended to the second groyne on the east side of the sluice at Sea Mills Bridge, being about one hundred and twenty yards eastward of the boundary of the District as constituted under the Public Health Act, 1848, instead of the first groyne on the east side of the " Shop's Dam," as in the Act of 1826 is mentioned, and so as to include the lands mentioned in Schedule B. to the Act of 1826 for the purpose of levying thereon the rates mentioned in Section 32 of that Act;

And whereas by Articles 5 and 6 of the Order of 1869 the Local Board were empowered, for the purpose of carrying out the purposes of the Act of 1826 and of that Order, to assess, raise, and levy upon the owners of the lands set forth in the Schedule thereto, in addition to all other rates to which the said lands were liable, a rate of ten shillings for every acre of the said lands, and so on in proportion for any less quantity; and all the unrepealed provisions of the Act of 1826, with respect to making and levying the rates authorised by Section 32 of that Act, were applied and extended to the levying of the rate thereby authorised to be assessed, raised, and levied, subject to certain provisions in the said Order contained;

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And whereas by Article 7 of the Order of 1869 it was provided that whenever any of the lands mentioned and set forth in the Schedule to that Order should be built upon or become liable to be assessed to the general district rate of the said district at the full amount of such rate, the power of the Local Board to assess and levy the said additional rate of ten shillings per acre on the said lands should cease and determine;

And whereas by Section 297 of the Public Health Act, 1875, it is enacted that any Act confirming any Provisional Order made in pursuance of any of the Sanitary Acts or of that Act, may be repealed, altered, or amended by any Provisional Order made by the Local Government Board and confirmed by Parliament, and the Order of 1869 is a Provisional Order within the meaning of that Section;

And whereas by Section 303 of the Public Health Act, 1875, the Local Government Board are empowered, on the application of the Sanitary Authority of any Sanitary District, by Provisional Order, wholly or partially to repeal, alter, or amend any Local Act, other than an Act for the conservancy of rivers, which is in force in any area comprising the whole or part of any such District, and not conferring powers or privileges on any persons or person for their or his own pecuniary benefit, which relates to the same subject-matters as the Public Health Act, 1875;

And whereas the Act of 1821 and the Act of 1826 are Local Acts within the meaning of Section 303 of the Public Health Act, 1875;

And whereas the District of the Local Board (herein-after referred to as "the District") is an Urban Sanitary District, and the Local Board, as the Sanitary Authority for such Urban Sanitary District, have applied to the Local Government Board to issue a Provisional Order to partially repeal and amend the Act of 1821, the Act of 1826, and the Act confirming the Order of 1869, as herein-after mentioned;

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

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order (herein-after referred to as "the commencement of this Order"), the following provisions shall take effect; viz.:—

Art. I. So much of Sections 154 to 157, both inclusive, of the Act of 1821, as relates to hackney coaches, chaises, sedan chairs, flies, carts and carriages, saddle horses, asses, and mules, and the owners, drivers, and carriers of and the persons attending the same respectively, is hereby repealed; but such repeal shall not in any way affect the validity of the byelaws made by the Local Board as herein-before recited; and the Local Board may at any time repeal or alter all or any of such byelaws by any subsequent byelaw made in accordance with the provisions of this Order.

Art. II. The Local Board may from time to time license to ply for hire within the prescribed distance such number of hackney coaches or carriages of

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any kind or description adapted to the carriage of one or more persons as they think fit.

The expression "hackney coaches or carriages" as used in this Article shall include omnibuses and waggonettes and other carriages plying for passengers to be carried for hire at separate fares and also bath and other chairs drawn or propelled by hand or otherwise; and the expression "the prescribed distance" as used in this Article shall, in the case of hackney carriages (other than omnibuses, wagonettes, or other carriages plying for passengers to be carried for hire at separate fares, and the drivers and conductors thereof) and the drivers thereof, mean a distance not exceeding five miles from the Town Hall, Worthing; and in the case of omnibuses, wagonettes, and carriages of the class last referred to, and the drivers and conductors thereof, mean a distance not exceeding ten miles from the said Town Hall.

Art. III. Sections 39 to 68, both inclusive, of the Towns Police Clauses Act, 1847, shall be incorporated with this Order, and all the provisions of the said sections referring to licences shall apply to licences granted under this Order.

Provided that notwithstanding anything in the provisions so incorporated every licence granted by the Local Board under this Order shall be in force for one year only from the date of such licence, or until the next general licensing meeting, where a day for such a meeting is appointed.

Provided also that the word "driver" wherever it occurs in any of the sections incorporated with this Article shall, as regards omnibuses, wagonettes, or other carriages plying for passengers to be carried for hire at separate fares, be deemed to include conductor.

Art. IV. The Local Board may from time to time make, alter, and repeal byelaws, or separate codes of byelaws for each description of carriage required to be licensed by them under this Order, and for the proprietors, drivers, and conductors thereof; and they may at any time include in one code, byelaws relating to every description of carriage, and the proprietors, drivers, and conductors thereof; and in such case all or any of such byelaws may be made to apply to certain classes or descriptions of carriages, and to the proprietors, drivers, and conductors thereof:

Provided that the provisions with respect to byelaws contained in the Public Health Act, 1875, shall apply to all byelaws and codes of byelaws made, altered, or repealed by the Local Board under this Order.

Provided also, that a licence granted to the driver or conductor of a hackney or other carriage shall only authorise the holder thereof to act as driver or conductor of the class or description of carriage specified in such licence.

Art. V. Any offence against any byelaw made under this Order, or against any of the provisions of this Order whether committed in the district or not shall be brought before and may be determined by any Justice or Justices of the Peace acting for the petty sessional or other division in which the district is situated.

Art. VI. Subject as herein-before provided the provisions of the Public Health Act, 1875, with respect to the recovery and application of penalties

shall apply to the recovery and application of all penalties imposed by this Order, or by any byelaw made thereunder, or by any byelaw made by the Local Board as herein-before recited.

Art. VII. The Act of 1826 and the Act of 1869, so far as it relates to the Order of 1869, shall be altered and amended in such a manner that it shall be lawful for the Local Board to require the owner of any lands mentioned in Schedule B. to the Act of 1826 or in the Schedule to the Order of 1869, which may be liable to the rate leviable thereon as herein-before recited under such last mentioned Act or Order, and which shall not exceed a quarter of an acre in extent, to pay to the Local Board a sum, equal to the capitalised value of the said rate on such lands at twenty-five years' purchase, and upon payment of such sum, the liability of such lands to the said rate shall for ever cease and determine.

Provided that as regards any lands mentioned in the Schedule to the Order of 1869, if at any time before the expiration of twenty-five years from the payment of any such sum, the lands in respect of which the same was paid or any part of them, shall be built upon or become liable to be assessed to the general district rate of the district at the full amount of such rate, the Local Board shall repay to the owner thereof for the time being the sum paid to the Local Board in respect thereof under this Article, after deducting therefrom one twenty-fifth part of the same in respect of every year or part of a year, which may have elapsed between the time when such sum was paid to the Local Board, and the time when the said lands or such part of them were built upon or became liable to be assessed to the general district rate of the district at the full amount of such rate.

For the purposes of this Order the word "owner" shall have the same meaning as in Section 4 of the Public Health Act 1875.

Art. VIII. No sum shall be payable by any owner under Article VII. of this Order until the expiration of six months from the commencement of this Order, nor until the expiration of three months after notice in writing has been given in manner herein-after provided by the Local Board of their intention to require the payment by him of such sum.

Such notice shall be served on the owner in accordance with the provisions of Section 267 of the Public Health Act, 1875.

Art. IX. The Local Board shall have the same remedies for the recovery from owners of the sums payable to them under Article VII. of this Order, as they have for the recovery of the rate leviable by them on the lands in respect of which such rates are payable under the Act of 1826 and the Order of 1869.

At the option of the Local Board, proceedings may be taken for the recovery of the said sums in the county court, as if such sums were debts within the cognisance of such court.

Art. X. The owner of any lands mentioned in Schedule B. to the Act of 1826 or in the Schedule to the Order of 1869, which may be liable to the rate leviable thereon as herein-before recited under that Act or Order, may at any time, if he think fit, if such lands exceed a quarter of an acre in extent, pay to the Local Board such sum as, having regard to all the circumstances of the

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case, the Local Board shall determine to be the capitalised value of the said rate on such lands, and upon payment of such sum the liability of such lands to the said rate shall for ever cease and determine.

Art. XI. All sums received by the Local Board under Articles VII. and X. of this Order shall be applied, with the approval of the Local Government Board, to some purpose to which capital is properly applicable, and pending such application, or if not so applied, shall be invested by the Local Board in Exchequer Bills or other Government securities.

The income arising from any investment of the said sums shall be applied by the Local Board to some purpose to which the rate leviable as herein-before recited under the Act of 1826 and the Order of 1869 would be applicable.

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

J. G. Dodson, President.

(L.S.) John Lambert, Secretary.

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