CHAP. lix.

An Act to confirm certain Provisional Orders under "The Local Government Act, 1858," relating to the districts of Dawlish, Kingston-upon-Hull, Morley, Nelson, Sheerness, Skipton (2), Todmorden, West Derby, Willenhall, and York; and for other purposes relative to certain districts under the said Act. [29th June 1871.]

A.D. 1871.

WHEREAS the Secretary of State for the Home Department, being one of Her Majesty's Principal Secretaries of State, has, under the provisions of the Local Government Act, 1858, duly made certain Provisional Orders, which are contained in the schedule to this Act annexed; and it is provided by the aforesaid Local Government Act that no such Orders shall be of any validity whatever until they shall have been confirmed by Parliament; and it is expedient that the said Orders should be so confirmed, and other provisions made with respect to certain districts under the Local Government Act aforesaid:

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:

Provisional Orders in Schedule confirmed.

1. The Provisional Orders contained in the schedule hereunto annexed shall, from and after the passing of this Act, be absolute, and be as binding and of like force and effect as if the provisions of the same had been expressly enacted in this Act.

Saving rights of Dock Company at Kingston-upon-Hull.

2. This Act, and anything therein contained, shall not by implication or otherwise alienate, defeat, lessen, prejudice, derogate from, alter, affect, or impair any estate, right, title, interest, property, power, or privilege of the Dock Company at Kingston-upon-Hull, or of the Guild or Brotherhood of Masters and Pilots, seamen of the Trinity House in Kingston-upon-Hull, or which they might have had, availed themselves of, or been entitled to in case this Act

A.D. 1871.

had not been passed; and nothing in this Act contained shall be deemed to alter or repeal the hundred and eighty-first section of "The Kingston-upon-Hull Improvement Act, 1854."

Power to Skipton Local Board to raise money for purchase of land or mortgage of same.

3. Whereas the Local Board of Health of the district of Skipton in the county of York propose to purchase land, as described in the Provisional Order for the said district in the schedule to this Act, for the disposal of their sewage by irrigation:

Be it enacted that the said Local Board shall, with the sanction of one of Her Majesty's Principal Secretaries of State, have the power of raising any portion of the money required for purchase of such land on mortgage of the same, and that the amount so raised shall be reckoned as part of the sum which is authorised to be borrowed by the said Local Board under the Provisional Order in the schedule to this Act: Provided that the said Local Board shall not be bound to repay the money so raised on mortgage within the period of fifty years from the date of the borrowing thereof.

Act incorporated with 21 & 22 Vict. c. 98.

4. This Act shall be deemed to be incorporated with the Local Government Act, 1858, and shall be as if this Act and the said Local Government Act were one Act.

Short title.

5. In citing this Act in any other Act of Parliament, or in any proceeding, instrument, or document whatever, it shall be sufficient to use the words and figures "The Local Government Supplemental Act, 1871 (No. 2)."

SCHEDULE referred to in the preceding Act.

1. Dawlish.—Putting in force Lands Clauses Consolidation Act, 1845, for the purchase and taking of lands otherwise than by agreement.
2. Kingston-upon-Hull.—Alteration of Local Acts.
3. Morley.—Extension of borrowing powers.
4. Nelson.—Alteration of Local Act.
5. Sheerness.—Extension of borrowing powers.
6. Skipton.— Do. do.
7. Skipton.—Putting in force Lands Clauses Consolidation Act, 1845, for the purchase and taking of lands otherwise than by agreement.
8. Todmorden.— Do. do. do.
9. West Derby.— Do. do. do.
10. Willenhall.—Separation of part of district.
11. York.—Putting in force Lands Clauses Consolidation Act, 1845, for the purchase and taking of lands otherwise than by agreement.

A.D. 1871.

DAWLISH.

Provisional Order putting in force the Lands Clauses Consolidation Act, 1845, *within the district of the Dawlish Local Board, for the Purchase of Lands by the said Board for Purposes of Street Improvements.*

WHEREAS the Local Board in and for the district of Dawlish, in the county of Devon, have, in pursuance of the provisions of the 75th section of the Local Government Act, 1858, and after complying with the requirements of that section by duly giving and serving all notices thereby directed, presented a petition, under the seal of the said Local Board, to one of Her Majesty's Principal Secretaries of State for authority to put in force the Lands Clauses Consolidation Act, 1845, to enable the aforesaid Local Board to purchase certain pieces of land required for street improvements within their district:

And whereas the said petition duly set forth in the schedule annexed thereto the pieces of land intended to be taken by such Board for such purposes, as shown in the plan accompanying such petition, and the names of the owners, lessees, and occupiers of the aforesaid lands who have assented, dissented, and are neuter in respect of the taking thereof, and such petition prayed that the said Board might, with reference to such lands, be allowed to put in force the powers of the Lands Clauses Consolidation Act aforesaid with respect to the purchase and taking of land otherwise than by agreement; and on the receipt of such petition Her Majesty's Principal Secretary of State for the Home Department directed Robert Morgan, Esquire, the Inspector appointed for the purpose, to visit the said district, and the said Inspector has now inquired in the district aforesaid into the subject matter of such petition, and has duly reported to me thereon:

Now, therefore, I, as one of Her Majesty's Principal Secretaries of State, do hereby, in pursuance of the powers vested in me by the Local Government Act, 1858, make order and direct,—

That from and after the passing of any Act of Parliament confirming this Order,—

1. The Local Board for the district of Dawlish, in the county of Devon, shall be empowered to put in force, with reference to the lands referred to and described in the schedule to this Order annexed, the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of land otherwise than by agreement, for the purposes herein-before set forth and described.

Given under my hand this thirtieth day of March one thousand eight hundred and seventy-one.

(Signed) H. A. BRUCE.

SCHEDULE referred to in the preceding Order.

The Pieces of Land proposed to be taken as described in the foregoing Order are the following; and the numbers in column 1 refer to those on the plan accompanying the petition of the Local Board aforesaid.

No. on Plan.	Description.	Owner.	Lessee.	Occupier.
No. 1.—As to Road at the Marine Parade.				
No. 1A	A piece of land, part of the garden in front of the dwelling house No. 1, Marine Parade.	Elizabeth Tripe Morgan, Dawlish, widow.	- -	Unoccupied; in course of rebuilding.
No. 2.—As to Road in Old Town Street.				
No. 2A	A piece of land, part of the playground belonging to the National schools in Old Town Street, including the south-western boundary wall thereof.	The Reverend Orlando Manley, The Vicarage, Dawlish.	- -	William Towill.
No. 2C	A part of the building used as a soup kitchen.	Ditto - - -	- -	The Reverend Orlando Manley and others.
No. 2B	A part of the building used as a tool house.	The churchwardens and overseers of the parish of Dawlish.	- -	Dawlish Local Board.
No. 2D	Cottage in Old Town Street, adjoining the above.	Elizabeth Hicks, 59, Lord Street, Birkenhead, widow.	- -	Henry Stone.
No. 3.—As to Road at Brunswick Place.				
No. 3A	A piece of land, part of the garden in front of the dwelling house called Brunswick House, in Brunswick Place, including north-eastern fence.	Margaretta Hellings, Tiverton, Devon, spinster.	- -	Elizabeth Cross.
No. 5.—As to Road leading from Albert Place to Brunswick Place.				
No. 5A	A piece of land, part of the yard at the back of No. 1, Lawn Terrace, including part of boundary wall.	John Fortescue Knighton, Dawlish, surgeon.	- -	John Fortescue Knighton.
No. 5B	A piece of land, part of the yard at the back of No. 2, Lawn Terrace, including part of building thereon, with boundary wall.	William Buckingham, Southernhay, Exeter, solicitor, trustee of James Goss, deceased.	- -	Unoccupied.
No. 6.—As to Road in Plantation Terrace.				
No. 6A	A piece of land, part of the garden in front of dwelling house No. 1, Plantation Terrace, including part of north-eastern fence.	John Reed Rowell, No. 4, Holles Street, Cavendish Square, London, tailor, and Charles William Henry Spencer, Dawlish, printer, trustees of ——— Reed, deceased.	- -	The Reverend Edward Henslowe.

A.D. 1871.

No. on Plan.	Description.	Owner.	Lessee.	Occupier.
No. 6B	A piece of land, part of the lawn or pleasure ground and shrubbery in front of dwelling house No. 2, Plantation Terrace, with portions of the northern and eastern boundary walls.	Edward Robert Simmons, 4, Hyde Park Gate South, London, Esquire.	- -	Mary Mervyn Baylay.
No. 6C	A piece of land, part of the lawn or pleasure ground and shrubbery in front of dwelling house No. 3, Plantation Terrace, with the fence on the north-eastern side.	Ditto - - -	- -	Mary Williams.
No. 6D	A piece of land, part of the lawn or pleasure ground and shrubbery in front of dwelling house No. 4, Plantation Terrace, with the fence on north-eastern side.	Amelia Vickers Coatham, Redcar, Yorkshire, widow.	- -	Sylvanus Allen. John Allen.
No. 6E	A piece of land, part of the lawn or pleasure ground and shrubbery in front of dwelling house No. 5, Plantation Terrace, with the fence on north-eastern side.	Henrietta Ley Trehill, Kenn, Devon, widow.	- -	Lady Frances Ley.
No. 6F	A piece of land, part of the lawn or garden and shrubbery in front of dwelling house called Hill House, including part of western and north-western fence.	Robert Hughtrede Holt, Dawlish, Esquire.	- -	Robert Hughtrede Holt.
No. 7.—As to Road at Entrance to BARTON TERRACE.				
No. 7A	A piece of land at the corner of the entrance to Barton Terrace, part of Knowle Cottage grounds and shrubbery, with part of eastern fence.	Charles Joseph Wade, Stonelands, Bovey Tracey, Devon, Esquire.	Sydney Pearson.	Sydney Pearson.

KINGSTON-UPON-HULL.

Provisional Order for the repeal and alteration of parts of Local Acts in force within the District of the Kingston-upon-Hull Local Board of Health.

WHEREAS the mayor, aldermen, and burgesses of the borough of Kingston-upon-Hull, in their capacity of Local Board of Health for the borough (herein-after called the Local Board), and acting in execution of the Kingston-upon-Hull Improvement Act, 1854, (herein-after called the Improvement Act,) and the Supplemental Act thereto, 26th and 27th Vict. c. 32., have, under the provisions of the Local Government Act, 1858, presented a petition to me as one of Her

Majesty's Principal Secretaries of State, under the powers conferred upon them in that behalf by the 77th section of the Local Government Act, 1848, praying for the repeal and alteration of parts of the said Acts and other Acts therewith incorporated: A.D. 1871.

And whereas it appears expedient to issue a Provisional Order in relation to the matter of the said petition, but no such order can be valid without confirmation by Parliament:

Now therefore, in pursuance of the powers by the Local Government Act, 1858, vested in me, I, as one of Her Majesty's Principal Secretaries of State, do, by this Provisional Order under my hand, direct,—

That from and after the passing of any Act of Parliament confirming this Order,—

1. The "Kingston-upon-Hull Improvement Act, 1854," shall be amended as follows, and shall be read and have effect accordingly; that is to say,
   The 68th section of the said Improvement Act shall be repealed.
2. The first section of the 26th and 27th Vict. c. 32., confirming a certain Provisional Order amending the said Improvement Act, by incorporating into it the following provisions of the "Towns Improvement Clauses Act, 1847," that is to say, sections 47 to 56, both inclusive, and also sections 57 to 63, both inclusive, shall be repealed.
3. The second and third sections of the said 26th and 27th Vict. c. 32., confirming such said Provisional Order and providing for the recovery of the expenses incurred or to be incurred in the making of certain streets, therein referred to, shall be repealed.
4. The following provisions of the "Towns Improvement Clauses Act, 1847," shall be incorporated with the said "Kingston-upon-Hull Improvement Act, 1854," that is to say, certain sections "with respect to paving and maintaining the streets," being sections 47 to 52, both inclusive, sections 54 to 66, both inclusive; and certain sections with respect to laying out new streets, being sections 57 to 63, both inclusive.
5. If any highway, street, road, or way, or any part or parts thereof, situate within the area of jurisdiction of the said Local Board, which has not heretofore been declared by resolution of the said board a public highway repairable by the board, be not entirely and wholly sewered, levelled (which shall include lowering or raising the level of the same), paved, flagged, and channelled, or otherwise made good to the satisfaction of the Local Board, the Local Board may, by notice in writing under the hand of their clerk for the time being, addressed to the respective owners or occupiers of the lands, houses, hereditaments, and premises fronting, adjoining, or abutting upon such parts thereof as may require to be sewered, levelled, paved, and flagged, or channelled, respectively, require such owners or occupiers, within one calendar month from the date of such notice, to sewer, level (as aforesaid), pave, flag, and channel, or otherwise make good, and to their satisfaction, as aforesaid, the highway, street, road, or way, or part or parts thereof, accordingly, and if the same be not so sewered, levelled as aforesaid, paved, flagged, or channelled,

A.D. 1871.

or otherwise made good, in accordance with the terms of such notice, to the satisfaction of the board, within the time aforesaid, then, and upon the expiration of the said one calendar month from the date of such notice, the said Local Board may, if they shall think fit, thereupon cause the works mentioned or referred to in such notice to be executed, done, and performed, at such places or place specified in such notice, in such manner as they may see fit; and the expenses incurred by the said Local Board in respect thereof shall be repaid to them, their successors and assigns, by the owners of such said lands or houses, buildings and premises respectively, in default, according to the frontage of their respective premises, and in such proportion as shall be fixed by the board's surveyor for the time being, and be recoverable, with interest thereon respectively, at the rate of five per cent. per annum, from such said owners or occupiers respectively, by the said Local Board, their successors and assigns, in manner herein-after mentioned.

Provided always, that upon payment to the said Local Board, their successors and assigns, of such expenses, the Local Board shall accept and declare such turnpike road, highway, street, or way, or parts or part thereof, to be a public highway thenceforth; and thereafter, such said highway, street, road, or way, or such part or parts thereof as aforesaid, shall from thenceforth be repairable by the said Local Board out of the rates levied by them for the repairs of public highways under the said Improvement Act.

6. The 82nd section of the said Improvement Act shall be repealed, and in lieu thereof be it enacted:—That if any causeway, footway, or sideway of any highway, street, or way, whether the same highway, street, or way has been declared a highway or not, before or since the passing of the said Improvement Act, which has not heretofore been flagged or formed with materials of such width or otherwise to the satisfaction of the Local Board, then the said Local Board may, by notice in writing under the hand of their clerk for the time being, addressed to the respective owners or occupiers of the lands, houses, buildings, and premises adjoining or abutting upon the said causeway, footway, or sideway, require such owners or occupiers, within one calendar month from the date of such notice, to flag or form the same to the extent of their respective frontages thereto, of such materials and of such width as the said Local Board may think fit. And the said Local Board shall have the like power and authority with respect to any such causeway, footway, or sides, as to the materials or width of which they may disapprove, as is contained in section 5 herein-before mentioned; and if the same causeway, footway, or sides be not so flagged or formed or otherwise made good, in accordance with the conditions of such notice, then, and upon the expiration of the said one calendar month, the said Local Board may cause such causeway, footway, or sideway to be so flagged or formed or otherwise made good, in such manner as they shall see fit; and the expenses incurred by the Local Board in respect thereof shall be repaid to them by the owners or occupiers of the lands, houses, buildings, and premises adjoining or abutting upon such said

causeway, footway, or sideway respectively, according to and to the extent of their respective frontages thereto, and in such proportion as may be settled by the surveyor of the board for the time being, with interest thereon respectively after the rate of 5*l.* per cent. per annum, in the manner and under the provisions herein-after mentioned.

7. For the purposes of the provisions herein contained, all the expenses incurred or to be incurred by the Local Board under the same respectively shall be deemed to be so respectively incurred, and shall be due and payable to the said Local Board, so soon as the said Local Board by resolution shall determine to proceed with the several works referred to in such several provisions respectively, or in any or either of them, as the case may be, and shall give such notice as aforesaid, and such expenses, and interest thereon after the rate of 5*l.* per cent. per annum from the date of such notice, shall be immediately thereupon recoverable by the Local Board, their successors or assigns, as liquidated damages, from the said owners or occupiers in a summary manner, before any justice of the peace of and for the borough of Kingston-upon-Hull, within six years from the date of such notice by the said Local Board, their successors and assigns.

8. Provided always, that for the purposes of the recovery thereof by the Local Board, the amount of such expenses shall be estimated by their surveyor for the time being, and the amount so estimated shall be so recoverable as aforesaid by the said Local Board, their successors and assigns, but without prejudice to the recovery by them thereafter of any sum by which the actual amount of such expenses exceeds the amount so estimated. Provided always, that in case the amount so estimated and paid or recovered as aforesaid shall exceed the sum actually expended in such works, then the sum so actually paid in excess by each respective owner shall, on the completion thereof, be forthwith repaid by the Local Board to each of the said owners respectively, with any interest which may have accrued thereon in the meantime.

9. The statement of frontage in any of the foregoing notices shall be binding and conclusive upon all parties, unless any objection thereto is stated to the surveyor for the time being of the board by any owner or occupier of premises within one calendar month from the date of such notice; and the said owner or occupier shall be liable to the Local Board for all charges to which an owner or occupier is liable in respect of such frontage.

10. Provided always, that any owner or occupier by whom payment has been made under notice as aforesaid be empowered to recover from the owners or occupiers of frontage wrongly included in such notice as frontage for which he is liable, as liquidated damages, before any such justice of the peace as aforesaid, any amount paid by him in respect of frontage belonging to the owners or occupiers of such frontage, according to the proportion borne by their frontage to his frontage.

11. The 103rd section of the Improvement Act shall be repealed, and in lieu thereof be it enacted:—Any person who, without the consent of the

A.D. 1871.

Local Board, shall build, rebuild, make, clear out, unstop, or in anywise alter any building, messuage, tenement or dwelling house, sewer, drain, privy, cesspool or ashpit respectively, or do any other work therein or thereupon, in contravention of any Act administered by the Local Board, or in alteration of plans which have been approved of by the said board, or contrary to the orders of the said board made under any of the powers vested in them by law, shall for every such offence forfeit a sum not exceeding 5*l.*, and for every day after the first during which the offence continues a sum not exceeding 10*s.* And the Local Board may further in such case at once alter and amend any such work, tenement, or other work, as they think fit, and the expense attending any such amendment or alteration shall be recoverable as liquidated damages in the mode and manner herein-before provided.

12. The Local Board from time to time may make, alter, and repeal byelaws, rules and orders for licensing a sufficient number of master lumpers and master stevedores within the borough, and for regulating their conduct.

13. The foregoing provisions shall be in addition to and not in substitution of any of the remaining provisions of the said Improvement Act, or of the Acts incorporated therewith, and shall be read and have effect and be construed together therewith accordingly.

Given under my hand this thirtieth day of March in the year of our Lord one thousand eight hundred and seventy-one.

(Signed) H. A. Bruce.

MORLEY.

Provisional Order for extending the Borrowing Powers of the Morley Local Board.

Whereas the Local Board for the district of Morley in the county of York propose to carry out, under the provisions of the Local Government Act, 1858, works of a permanent nature within their district, and the said Board have, under the authority of the 78th section of the Local Government Act, 1858, petitioned me, as one of Her Majesty's Principal Secretaries of State, to extend the limit of borrowing power for the carrying out of the said works to an amount which, when added to the sum of which the borrowing has been already sanctioned under the said Act, shall not exceed in the whole two years assessable value of the premises assessable under the said Act within the district:

And whereas, after due inquiry and report by Robert Morgan, Esquire, the Inspector appointed by me for the purpose, I am of opinion that the prayer of such petition should be granted, but the same cannot be done without the consent of Parliament:

A.D. 1871.

Now, therefore, in pursuance of the power vested in me as one of Her Majesty's Principal Secretaries of State as aforesaid, I do hereby, by this Provisional Order under my hand, direct as follows :—

That from and after the passing of any Act of Parliament confirming this present Order,—

The Local Board for the district of Morley in the county of York shall have power to borrow for the execution of the aforesaid works, on mortgage of the rates leviable by the said Local Board under the aforesaid Act, such sums as they may from time to time be authorised by the sanction of the Secretary of State to borrow, up to an amount which, when added to the amounts of the loans already sanctioned by him, shall not exceed in the whole two years assessable value of the premises assessable under such Act within the aforesaid district, the whole of such sums to be repaid, with interest thereon, within a period of fifty years from the date of the borrowing thereof.

Given under my hand this thirtieth day of March One thousand eight hundred and seventy-one.

(Signed) H. A. Bruce.

NELSON.

Provisional Order altering parts of a Local Act in force within the District of the Nelson Local Board.

Whereas the Local Board in and for the district of Nelson in the county of Lancaster, in which the Local Government Act, 1858, is in force, have, in pursuance of such Act, presented a petition to one of Her Majesty's Principal Secretaries of State, praying for the alteration of a certain Local Act of Parliament in force within the said district, having relation to the purposes of the said Local Government Act, and not conferring powers or privileges upon any corporation, company, undertakers, or individuals for their own pecuniary benefit; that is to say,—

An Act passed in the twenty-ninth year of the reign of Her present Majesty Queen Victoria, intituled "An Act to enable the Local Board for the district "of Nelson in the county of Lancaster to provide a supply of water and gas "for the district and its neighbourhood, and to purchase the undertaking of the "Gas Company, Limited; and for other purposes:"

And whereas, in pursuance of the said Local Government Act, and after full consideration of the several matters mentioned in the said petition, it appears expedient to issue a Provisional Order in relation to the said matters; but no such Order can be valid without confirmation by Parliament:

Now, therefore, in pursuance of the powers vested in me by the said Local Government Act, I, as one of Her Majesty's Principal Secretaries of State, do, by this Provisional Order under my hand, direct,—

A.D. 1871.

That from and after the passing of any Act of Parliament confirming this Order,—

The section numbered 71 in the copies of the said herein-before recited Local Act, printed by the Queen's Printers, shall be altered by the addition of these words:—"Provided also, that the date at which the Local Board "shall begin setting aside yearly as a sinking fund the sum mentioned in "this section shall be the eleventh of June one thousand eight hundred and "eighty-six."

Given under my hand this thirtieth day of March one thousand eight hundred and seventy-one.

(Signed) H. A. Bruce.

SHEERNESS.

Provisional Order for extending the Borrowing Powers of the Sheerness Local Board of Health.

Whereas the Local Board of Health for the district of Sheerness in the county of Kent propose to carry out, under the provisions of the Local Government Act, 1858, works of a permanent nature for their district, and the said Board have, under the authority of the seventy-eighth section of the Local Government Act, 1858, and the Local Government Act, 1858, Amendment Act, 1861, petitioned me, as one of Her Majesty's Principal Secretaries of State, to extend the limit of borrowing power for the carrying out of the said works to an amount which, when added to the sum of which the borrowing has been already sanctioned under the said Act, shall not exceed in the whole two years assessable value of the premises assessable under the said Act within the district:

And whereas, after due inquiry and report by Arnold Taylor, Esquire, the Inspector appointed by me for the purpose, I am of opinion that the prayer of such petition should be granted, but the same cannot be done without the consent of Parliament:

Now, therefore, in pursuance of the power vested in me as one of Her Majesty's Principal Secretaries of State as aforesaid, I do hereby, by this Provisional Order under my hand, direct as follows:—

That from and after the passing of any Act of Parliament confirming this present Order,—

The Local Board of Health for the district of Sheerness in the county of Kent shall have power to borrow for the execution of permanent works, on mortgage of the rates leviable by the said Local Board under the aforesaid Act, such sums as they may from time to time be authorised by the sanction of the Secretary of State to borrow, up to an amount which, when added to the amounts of the loans already sanctioned by him for the

said district, shall not exceed in the whole two years assessable value of the premises assessable under such Act within the aforesaid district, the whole of such sums to be repaid, with interest thereon, within a period of fifty years from the date of the borrowing thereof. A.D. 1871.

Given under my hand this thirtieth day of March one thousand eight hundred and seventy-one.

(Signed) H. A. Bruce.

SKIPTON.

Provisional Order for extending the Borrowing Powers of the Skipton Local Board of Health.

Whereas the Local Board of Health for the district of Skipton in the county of York propose to carry out, under the provisions of the Local Government Act, 1858, works of a permanent nature within their district, but the sum that will be required to carry out the said works will, with the loans already sanctioned, exceed the assessable value for one year of the premises assessable under the said Act within such district:

And whereas the said Board have now, under the authority of the 78th section of the Local Government Act, 1858, petitioned me, as one of Her Majesty's Principal Secretaries of State, to extend the limit of borrowing power for the carrying out of the said works to an amount not exceeding 22,000*l.*, which sum, when added to the sums of which the borrowing has been already sanctioned under the said Act, will not exceed in the whole two years assessable value of the premises assessable under the said Act within the district:

And whereas, after due inquiry and report by John Thornhill Harrison, Esquire, the Inspector appointed by me for the purpose, I am of opinion that the prayer of such petition should be granted, but the same cannot be done without the consent of Parliament:

Now, therefore, in pursuance of the power vested in me as one of Her Majesty's Principal Secretaries of State as aforesaid, I do hereby, by this Provisional Order under my hand, direct as follows:—

That from and after the passing of any Act of Parliament confirming this present Order,—

The Local Board of Health for the district of Skipton in the county of York shall have power to borrow for the execution of the aforesaid works, on mortgage of the rates leviable by the said Local Board under the aforesaid Act, such sums as they may from time to time be authorised by the sanction of the Secretary of State to borrow, up to an amount which, when added to the amounts of the loans already sanctioned, will not exceed in the whole two years assessable value of the premises assessable

A.D. 1871.

under such Act within the aforesaid district, the whole of such sums to be repaid, with interest thereon, within a period of fifty years from the date of the borrowing thereof.

Given under my hand this thirtieth day of March one thousand eight hundred and seventy-one.

(Signed) H. A. Bruce.

SKIPTON.

Provisional Order putting in force the Lands Clauses Consolidation Act, 1845, *without the district of the Skipton Local Board of Health, for the purchase of lands by the said Board for purposes of Sewage Irrigation.*

Whereas the Local Board of Health in and for the district of Skipton in the county of York, to which the Public Health Act, 1848, was duly applied, and in pursuance of the provisions of the 75th section of the Local Government Act, 1858, and after complying with the requirements of that section by duly giving and serving all notices thereby directed, presented a petition, under the seal of the said Local Board, to one of Her Majesty's Principal Secretaries of State, for authority to put in force the Lands Clauses Consolidation Act, 1845, to enable the aforesaid Local Board of Health to purchase, otherwise than by agreement, certain pieces of land required for the purposes of sewage irrigation:

And whereas the said petition, and the schedules thereto annexed, duly set forth and described the pieces of land intended to be taken by such Board for such purposes, and the names of the owners, lessees, and occupiers of the aforesaid pieces of land who have assented, dissented, and are neuter in respect of the taking such pieces of land, or who have returned no answer to the notice issued by such Board; and such petition prayed that the said Board might, with reference to such lands, be allowed to put in force the powers of the Lands Clauses Consolidation Act aforesaid with respect to the purchase and taking of land otherwise than by agreement; and on the receipt of such petition Her Majesty's Principal Secretary of State for the Home Department directed John Thornhill Harrison, Esq., the Inspector appointed for the purpose, to visit the said district, and the said Inspector has now inquired in the district aforesaid into the subject matter of such petition, and has duly reported thereon:

Now, therefore, I, as Her Majesty's Principal Secretary of State for the Home Department, do hereby, in pursuance of the powers vested in me by the Local Government Act, 1858, make order and direct,—

That from and after the passing of any Act of Parliament confirming this Order,—

1. The aforesaid Local Board of Health for the district of Skipton shall be empowered to put in force, with reference to the lands referred to and

described in the schedule to this Order annexed, the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of land otherwise than by agreement for the purpose hereinbefore set forth and described. A.D. 1871.

Given under my hand this thirtieth day of March one thousand eight hundred and seventy-one.

(Signed) H. A. Bruce.

SCHEDULE referred to in the preceding Order.

The Pieces of Land proposed to be taken as described in the foregoing Order are the following, and the numbers in column one refer to those on the plan accompanying the petition of the Local Board aforesaid.

No. on Plan.	Land proposed to be taken.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
1	Field - -	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Airedale Drainage Commissioners (Thomas Brown, clerk).	- - -	Caleb Wilkinson, the Airedale Drainage Commissioners (Thomas Brown, clerk).
2	Field - -	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Airedale Drainage Commissioners (Thomas Brown, clerk).	- - -	Caleb Wilkinson, the Airedale Drainage Commissioners (Thomas Brown, clerk).
3	Field - -	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Airedale Drainage Commissioners (Thomas Brown, clerk).	- - -	Caleb Wilkinson, the Airedale Drainage Commissioners (Thomas Brown, clerk).
4	Field - -	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Airedale Drainage Commissioners (Thomas Brown, clerk).	- - -	Caleb Wilkinson, the Airedale Drainage Commissioners (Thomas Brown, clerk).

A.D. 1871.

No. on Plan.	Lands proposed to be taken.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
5	Portion of the Midland Railway embankment and land.	The Midland Railway Company (James Williams, secretary).	- - -	The Midland Railway Company (James Williams, secretary).
6	Portion of the Midland Railway embankment and land.	The Midland Railway Company (James Williams, secretary).	- - -	The Midland Railway Company (James Williams, secretary).
7	Occupation road under the Midland Railway.	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Midland Railway Company (James Williams, secretary), the Airedale Drainage Commissioners (Thomas Brown, clerk).	- - -	Caleb Wilkinson, the Airedale Drainage Commissioners (Thomas Brown, clerk), the Midland Railway Company (James Williams, secretary).
8	Field and part of Snaygill Beck.	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Airedale Drainage Commissioners (Thomas Brown, clerk).	- - -	Caleb Wilkinson, the Airedale Drainage Commissioners (Thomas Brown, clerk).
9	Field and part of Snaygill Beck.	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Airedale Drainage Commissioners (Thomas Brown, clerk).	- - -	Caleb Wilkinson, the Aircdale Drainage Commissioners (Thomas Brown, clerk).
10	Public footpath -	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Airedale Drainage Commissioners (Thomas Brown, clerk), East Staincliffe Highway Board (George Kendall, clerk).	- - -	Caleb Wilkinson, East Staincliffe Highway Board (George Kendall, clerk), the Airedale Drainage Commissioners (Thomas Brown, clerk).
11	Field - -	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Airedale Drainage Commissioners (Thomas Brown, clerk).	- - -	Caleb Wilkinson, the Airedale Drainage Commissioners (Thomas Brown, clerk).
12	Portion of the Midland Railway embankment and land.	The Midland Railway Company (James Williams, secretary).	- - -	The Midland Railway Company (James Williams, secretary).

No. on Plan.	Lands proposed to be taken.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
13	Banks of the Aire	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Airedale Drainage Commissioners (Thomas Brown, clerk).	- - -	Caleb Wilkinson, the Airedale Drainage Commissioners (Thomas Brown, clerk).
14	Banks of the Snaygill Beck.	Rowland Nevitt Bennett and Peter Richard Hoare (Trustees of Henry Earl of Thanet, deceased), Sir Richard Tufton, Baronet, the Airedale Drainage Commissioners (Thomas Brown, clerk).	- - -	Caleb Wilkinson, the Airedale Drainage Commissioners (Thomas Brown, clerk).
15	Portions of the Midland Railway embankment and land.	The Midland Railway Company (James Williams, secretary).	- - -	The Midland Railway Company (James Williams, secretary).

TODMORDEN.

Provisional Order putting in force the Lands Clauses Consolidation Act, 1845, *within the District of the Todmorden Local Board, for the Purchase of Land by the said Board for the purpose of erecting a Market House.*

WHEREAS the Local Board in and for the district of Todmorden, in the counties of Lancaster and York, have, in pursuance of the provisions of the 75th section of the Local Government Act, 1858, and after complying with the requirements of that section by duly giving and serving all notices thereby directed, presented a petition, under the seal of the said Local Board, to one of Her Majesty's Principal Secretaries of State, for authority to put in force the Lands Clauses Consolidation Act, 1845, to enable the aforesaid Local Board to purchase, otherwise than by agreement, a certain piece of land required for the purpose of constructing a Market House:

And whereas the said petition, and the schedule thereto annexed, duly set forth and described the piece of land intended to be taken by such Board for such purpose, and the name of the owner, lessee, and occupier of the aforesaid piece of land who has dissented to the taking such piece of land, and such petition prayed that the said Board might, with reference to such land, be allowed to put in force the powers of the Lands Clauses Consolidation Act aforesaid with respect to the purchase and taking of land otherwise than by agreement; and on the receipt of such petition Her Majesty's Principal Secretary of State for the Home Department directed John Thornhill

A.D. 1871.

Harrison, Esq., the Inspector appointed for the purpose, to visit the said district, and the said Inspector has now inquired in the district aforesaid into the subject matter of such petition, and has duly reported thereon:

Now, therefore, I, as Her Majesty's Principal Secretary of State for the Home Department, do hereby, in pursuance of the powers vested in me by the Local Government Act, 1858, make order and direct,—

That from and after the passing of any Act of Parliament confirming this Order,—

1. The aforesaid Local Board for the district of Todmorden shall be empowered to put in force, with reference to the land referred to and described in the schedule to this Order annexed, the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of land otherwise than by agreement, for the purpose herein-before set forth and described.

Given under my hand this thirtieth day of March one thousand eight hundred and seventy-one.

(Signed) H. A. Bruce.

SCHEDULE referred to in the preceding Order.

The Piece of Land proposed to be taken as described in the foregoing Order is the following, and the number in column one refers to that on the plan accompanying the petition of the Local Board aforesaid.

No. on Plan.	Description.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
1	A plot of land, with the dwelling house, shop, and buildings erected thereon, containing an area of 37 7/9ths square yards, and situate in or adjoining North Street in Todmorden.	John Turner -	- - -	John Turner.

A.D. 1871.

WEST DERBY.

Provisional Order putting in force the Lands Clauses Consolidation Act, 1845, *within the District of the West Derby Local Board, for the Purchase of Lands by the said Board for purposes of Sewage Irrigation.*

Whereas the Local Board of Health in and for the district of West Derby in the county of Lancaster, in pursuance of the provisions of the 75th section of the Local Government Act, 1858, and after complying with the requirements of that section by duly giving and serving all notices thereby directed, presented a petition, under the seal of the said Local Board, to one of Her Majesty's Principal Secretaries of State, for authority to put in force the Lands Clauses Consolidation Act, 1845, to enable the aforesaid Local Board to purchase, otherwise than by agreement, certain pieces of land lying outside the district of West Derby, and in the township of Fazakerley and parish of Walton-on-the-Hill, required for the purposes of sewage irrigation:

And whereas the said petition, and the schedule thereto annexed, duly set forth and described the pieces of land intended to be taken by such Board for such purposes, and the names of the owners, lessees, and occupiers of the aforesaid pieces of land who have assented, dissented, and are neuter in respect of the taking such pieces of land, or who have returned no answer to the notice issued by such Board; and such petition prayed that the said Board might, with reference to such lands, be allowed to put in force the powers of the Lands Clauses Consolidation Act aforesaid with respect to the purchase and taking of land otherwise than by agreement; and on the receipt of such petition Her Majesty's Principal Secretary of State for the Home Department directed Arnold Taylor, Esq., the Inspector appointed for the purpose, to visit the said district, and the said Inspector has now inquired in the district aforesaid into the subject matter of such petition, and has duly reported thereon:

Now, therefore, I, as Her Majesty's Principal Secretary of State for the Home Department, do hereby, in pursuance of the powers vested in me by the Local Government Act, 1858, make order and direct,—

That from and after the passing of any Act of Parliament confirming this Order,—

1. The aforesaid Local Board for the district of West Derby shall be empowered to put in force, with reference to the lands referred to and described in the schedule to this Order annexed, the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of land, otherwise than by agreement, for the purpose herein-before set forth and described.

Given under my hand this thirtieth day of March one thousand eight hundred and seventy-one.

(Signed) H. A. Bruce.

A.D. 1871.

SCHEDULE referred to in the foregoing Order.

The PIECES of LAND proposed to be taken are the following, and the numbers in column one refer to those on the plan accompanying the petition aforesaid.

No. on Plan.	Description.	Owner.	Lessee.	Occupier.
1	House, farm buildings, yards, garden, and orchard, known as "Clock House."	Mrs. Harriett Matilda Fazakerley Westby, Mrs. Isabella Mary Evered, and Miss Emily Augusta Fazakerley.	John Orrett -	John Orrett.
2	Pasture and roadway	Do. - - -	Do. - -	Do.
3	Pasture - -	Guardians of the poor of the parish of Walton-on-the-Hill.	Anna Dale -	Anna Dale.
4	Two cottages and gardens.	Mrs. Harriett Matilda Fazakerley Westby, Mrs. Isabella Mary Evered, and Miss Emily Augusta Fazakerley.	John Orrett -	Thomas Blundell and James Barton.
5	Pasture and arable -	Do. - - -	Do. - -	John Orrett.
6	Do. - -	Do. - - -	Do. - -	Do.
7	Do. - -	Do. - - -	Do. - -	Do.
8	Pasture - -	Do. - - -	Do. - -	Do.
9	Do. - -	Do. - - -	Do. - -	Do.
10	Arable - -	Mrs. Eliza Lee - -	William Chatterton	William Chatterton.
11	Pasture and arable -	Do. - - -	Do. - -	Dc.
12	Pasture - -	Mrs. Harriett Matilda Fazakerley Westby, Mrs. Isabella Mary Evered, and Miss Emily Augusta Fazakerley.	John Orrett -	John Orrett.
13	House, farm buildings, yards, garden, &c., known as "Plumb Tree Farm-house," &c.	Mrs. Eliza Lee - -	William Chatterton	William Chatterton.
14	Pasture - -	Mrs. Harriett Matilda Fazakerley Westby, Mrs. Isabella Mary Evered, and Miss Emily Augusta Fazakerley.	James Pope -	James Pope.
15	Do. - -	Mrs. Eliza Lee - -	William Chatterton	William Chatterton.
16	Arable - -	Do. - - -	Do. - -	Do.
17	Pasture - -	Mrs. Harriett Matilda Fazakerley Westby, Mrs. Isabella Mary Evered, and Miss Emily Augusta Fazakerley.	John Orrett -	John Orrett.

No. on Plan.	Description.	Owner.	Lessee.	Occupier.
18	Arable - -	John Pemberton Heywood	John Widdowson -	John Widdowson.
19	Pasture - -	Do. - - -	Do. - -	Do.
20	Two cottages and gardens.	Mrs. Eliza Lee - -	William Chatterton	Henry Waldron and Misses Elizabeth and Mary Howard.
21	Arable - -	John Naylor, Richard Christopher Naylor, and John North.	Thomas Atherton -	Thomas Atherton.
22	Pasture - -	Mrs. Smith - -	Henry Spencer -	Henry Spencer.
23	Do. - -	John Naylor, Richard Christopher Naylor, and John North.	Thomas Atherton -	Thomas Atherton.
24	Do. - -	Do. - - -	Do. - -	Do.
25	Do. - -	Michael Hughes -	James Ashcroft -	James Ashcroft.
26	Do. - -	Do. - - -	Do. - -	Do.
27	Do. - -	Do. - - -	Do. - -	Do.
28	Arable - -	Do. - - -	Do. - -	Do.
29	Do. - -	Do. - - -	Do. - -	Do.
30	Farmhouse, buildings, yards, garden, and orchard.	Do. - - -	Do. - -	Do.
31	Pasture - -	Mrs. Harriett Matilda Fazakerley Westby, Mrs. Isabella Mary Evered, and Miss Emily Augusta Fazakerley.	James Pope -	James Pope.
32	Do. - -	Michael Hughes -	Joseph Walker -	Joseph Walker.

WILLENHALL.

Provisional Order for altering the Boundaries of the District of Willenhall, in the County of Stafford, as constituted for the purposes of the Public Health Act, 1848.

Whereas, by a Provisional Order of the General Board of Health, bearing date the thirteenth day of June one thousand eight hundred and fifty-four, confirmed by the Public Health Supplemental Act, 1854, the Public Health Act, 1848, was duly applied to the township of Willenhall, in the county of Stafford:

And whereas a petition has been duly presented to me, as one of Her Majesty's Principal Secretaries of State, under the provisions of the 77th section of the Local Government Act, 1858, praying for an alteration of the boundaries of the said district of Willenhall, by the separation of the outlying part of the

A.D. 1871.

district known as Short Heath from the district constituted under the herein-before recited Provisional Order, and the Act confirming the same:

And whereas, in pursuance of the said Local Government Act, inquiry has been directed in the said district in respect of the several matters mentioned in the said petition, and report has been made to me thereon by Robert Morgan, Esquire, the Inspector appointed for the purpose:

And whereas it appears expedient to issue a Provisional Order in relation to the said matters, but no such Order can be valid without confirmation by Parliament:

Now, therefore, in pursuance of the powers vested in me by the said Local Government Act, I, as one of Her Majesty's Principal Secretaries of State, do, by this Provisional Order under my hand, direct,—

That from and after the passing of any Act of Parliament confirming this Order,—

1. The district of the aforesaid Local Board of Health for Willenhall, in the county of Stafford, be altered by the separation therefrom of all that portion of the township of Willenhall which lies to the north of that part of the Birmingham Canal between Fibbersley Bridge and the Brook Course at Bentley, and which is bounded on the north and west by the parish of Wednesfield, on the south by the north side of the said Birmingham Canal, and on the east by the townships of Bentley and Bloxwich.

Given under my hand this twenty-second day of March one thousand eight hundred and seventy-one.

(Signed) H. A. Bruce.

YORK.

Provisional Order putting in force the Lands Clauses Consolidation Act, 1845, *within the district of the York Local Board of Health, for the purchase of lands by the said Board for Street Improvements.*

Whereas the mayor, aldermen, and citizens of the city of York, by the council of the said city, acting as the Local Board of Health in and for the same city, to which the Public Health Act, 1848, was duly applied, and in pursuance of the provisions of the 75th section of the Local Government Act, 1858, and after complying with the requirements of that section by duly giving and serving all notices thereby directed, presented a petition, under the seal of the said Local Board, to one of Her Majesty's Principal Secretaries of State, for authority to put in force the Lands Clauses Consolidation Act, 1845, to enable the aforesaid Local Board of Health to purchase, otherwise than by agreement, certain pieces of land for the purpose of widening, altering, and improving certain streets within the aforesaid city of York:

And whereas the said petition, and the schedule thereto annexed, duly set forth and described the pieces of land intended to be taken by such Board for such purposes, and the names of the owners, lessees, and occupiers of the afore-

said pieces of land who have assented, dissented, and are neuter in respect of the taking such pieces of land, or who have returned no answer to the notice issued by such Board; and such petition prayed that the said Board might, with reference to such land, be allowed to put in force the powers of the Lands Clauses Consolidation Act aforesaid with respect to the purchase and taking of land otherwise than by agreement; and on the receipt of such petition Her Majesty's Principal Secretary of State for the Home Department directed Robert Morgan, Esq., C.E., the Inspector appointed for the purpose, to visit the said district, and the said Inspector has now inquired in the district aforesaid into the subject matter of such petition, and has duly reported thereon:

Now, therefore, I, as Her Majesty's Principal Secretary of State for the Home Department, do hereby, in pursuance of the powers vested in me by the Local Government Act, 1858, make order and direct,—

That from and after the passing of any Act of Parliament confirming this Order,—

1. The aforesaid Local Board of Health for the district of the city of York shall be empowered to put in force, with reference to the lands referred to and described in the schedule to this Order annexed, the powers of the Lands Clauses Consolidation Act, 1845, with respect to the purchase and taking of land otherwise than by agreement for the purpose hereinbefore set forth and described.

Given under my hand this thirtieth day of March one thousand eight hundred and seventy-one.

(Signed) H. A. Bruce.

SCHEDULE referred to in the preceding Order.

The Pieces of Land proposed to be taken as described in the foregoing Order are the following, and the numbers in column one refer to those on the plan accompanying the petition of the Local Board aforesaid.

Parish of Holy Trinity, Micklegate, in the City of York.

Number on Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
1	Public-house, stabling, coach-houses, yards, outbuildings, and premises.	Henry Trumper, Peter Ascough, John Parker, George Lightfoot, Thomas Lightfoot, and Thomas Topham.	- - -	John Cowper.

Parish of Saint Maurice, in the City of York.

1	Shop, warehouse, outbuildings, and premises.	Emma Walkington and Robert Arthur Walkington.	Zachariah Waite	Zachariah Waite.
2	House, shop, warehouse, outbuildings, and premises.	Emma Walkington and Robert Arthur Walkington.	- - -	Sarah Gilderthorpe.
3	Privy and ashpit -	Emma Walkington and Robert Arthur Walkington.	Zachariah Waite	Zachariah Waite and Sarah Gilderthorpe.

A.D. 1871.

Number on Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
	PARISH of SAINT GILES, in the City of YORK.			
1	House, shop, and premises.	Ann Gutherie - -	- - -	Thomas William Wilson.
2	House, shop, and premises.	Thomas Lawson, William Lawson, George Lawson Whitwell, William Whitwell, Thomas Smith Anderson, Francis Scott Taylor, and Thomas Whitwell.	- - -	James Ellis.
2a	Shed and outbuildings	Thomas Lawson, William Lawson, George Lawson Whitwell, William Whitwell, Thomas Smith Anderson, Francis Scott Taylor, and Thomas Whitwell.	- - -	James Ellis.
3	House, shop, and premises.	Thomas Lawson, William Lawson, George Lawson Whitwell, William Whitwell, Thomas Smith Anderson, Francis Scott Taylor, and Thomas Whitwell.	- - -	Henry Burdsall.
3a	Yard and outbuildings	Thomas Lawson, William Lawson, George Lawson Whitwell, William Whitwell, Thomas Smith Anderson, Francis Scott Taylor, and Thomas Whitwell.	- - -	Henry Burdsall.
4	House, shop, and premises.	Thomas Lawson, William Lawson, George Lawson Whitwell, William Whitwell, Thomas Smith Anderson, Francis Scott Taylor, and Thomas Whitwell.	- - -	Joseph Botterill.
5	Occupation passage and yard.	Thomas Lawson, William Lawson, George Lawson Whitwell, William Whitwell, Thomas Smith Anderson, Francis Scott Taylor, and Thomas Whitwell.	- - -	James Ellis, Henry Burdsall, and Joseph Botterill.
6	House, shop, and premises.	Jane North - -	- - -	Jane North.
7	House, shop, and premises.	Jane North - -	- - -	Thomas Harrison.

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