



CHAPTER clxvii.

An Act to confirm certain Provisional Orders of the Local Government Board relating to Abergele and Pensarn Bridgnorth Caerphilly Knighton Litherland Swansea and Teignmouth.

A.D. 1896.

[7th August 1896.]

WHEREAS the Local Government Board have made the Provisional Orders set forth in the First 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 provision herein contained with respect to houses of the labouring class should be enacted with reference to two 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 :—

1. The Orders as altered and set out in the First Schedule hereto shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force Provided always that the powers conferred by the Order relating to the urban district of Caerphilly shall only be exercised subject to the terms of the agreement dated the 5th day of May 1896 set forth in the Second Schedule to this Act and made between John Glynne Richards Homfray of the first part Ralph Thurstan Bassett and Richard Wyndham Williams of the second part and the Caerphilly Urban District Council of the third part which agreement is hereby confirmed and made binding upon the parties thereto respectively.

Orders
in schedule
confirmed.

2. The district councils mentioned in the orders relating to the districts of Caerphilly and Teignmouth hereby confirmed shall not under the powers of those orders purchase or acquire either

Special
provision
relating to
the Caer-

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philly and
Teignmouth
Orders as to
houses of
labouring
class.

compulsorily or by agreement ten or more houses which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or except with the consent of the Local Government Board ten or more houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied.

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

Short title.

3. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 2) Act 1896.

The **SCHEDULES** referred to in the foregoing Act.

A.D. 1896.

THE FIRST SCHEDULE.

*Provisional Order for partially repealing certain
Confirming Acts.*

*Abergele and
Pensarn &c.
Order.*

To the Mayor Aldermen and Burgesses of the Boroughs of Bridgnorth and Swansea ;—

To the Urban District Councils of Abergele and Pensarn Knighton and Litherland ;—

And to all others whom it may concern.

WHEREAS by the Provisional Orders the dates whereof are set out in column 3 of Schedule A. to this Order (herein-after referred to as "Schedule A.") the several Authorities named in column 1 of Schedule A. or their predecessors were empowered to borrow for the execution of permanent works in their respective Districts sums not exceeding in the whole two years assessable value of the premises assessable under the Local Government Act 1858 within their respective Districts ;

And whereas by the Provisional Orders the dates whereof are set out in column 3 of Schedule B. to this Order (herein-after referred to as "Schedule B.") the several Authorities named in column 1 of Schedule B. or their predecessors were empowered to borrow for the execution of permanent works in their respective Districts sums not exceeding in the whole the amounts mentioned in column 5 of Schedule B. ;

And whereas the said Provisional Orders were respectively confirmed by the Acts mentioned in column 4 of Schedules A. and B. and it is expedient that those Acts so far as they respectively relate to the said Provisional Orders should be repealed except so far as the same may have been acted upon :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 297 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order so much of each of the Acts mentioned in column 4 of Schedules A. and B. as confirms any of the Provisional Orders mentioned in column 3 of those Schedules shall except so far as the same may have been acted upon be repealed so that the said Orders shall except as aforesaid cease to have any effect :

38 & 39 Vict.
c. 55.

Provided that nothing herein contained shall be deemed to alter or affect the repayment of any money borrowed in pursuance of the said Orders.

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Provisional Orders Confirmation (No. 2) Act, 1896.

A.D. 1896.
*Abergele and
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Order.*

The SCHEDULES above referred to.

SCHEDULE A.

1.	2.	3.	4.
Name of Authority.	Name of District.	Date of Order.	Title of Confirming Act.
The Urban District Council of Abergele and Pensarn.	Urban District of Abergele and Pensarn.	22nd May 1871	The Local Government Supplemental Act 1871 (No. 4) (34 & 35 Vict. c. clxxxvii.).
The Mayor Aldermen and Burgesses of the Borough of Swansea acting by the Council.	Borough of Swansea	2nd February 1865	The Local Government Supplemental Act 1865 (28 Vict. c. xxiv.).

SCHEDULE B.

1.	2.	3.	4.	5.
Name of Authority.	Name of District.	Date of Order.	Title of Confirming Act.	Amount authorised to be borrowed.
The Mayor Aldermen and Burgesses of the Borough of Bridgnorth acting by the Council.	Borough of Bridgnorth.	22nd June 1860.	The Local Government Supplemental Act 1860 (No. 2) (23 & 24 Vict. c. cxviii.).	14,863/.
The Urban District Council of Knighton.	Urban District of Knighton.	19th July 1859.	The Local Government Supplemental Act 1859 (No. 2) (22 & 23 Vict. c. xi.).	4,000/.
The Urban District Council of Litherland.	Urban District of Litherland.	22nd February 1869.	The Local Government Supplemental Act 1869 (32 & 33 Vict. c. cxxiv.).	4,000/.

Given under the Seal of Office of the Local Government Board this
Second day of March One thousand eight hundred and ninety-six.

(L.S.)

HENRY CHAPLIN President.
HUGH OWEN Secretary.

URBAN DISTRICT OF CAERPHILLY.

A.D. 1896.

Provisional Order to enable the Urban District Council of Caerphilly to put in force the Compulsory Clauses of the Lands Clauses Acts. *Caerphilly Order.*

To the Urban District Council of Caerphilly ; —
 And to all others whom it may concern.

WHEREAS the Urban District Council of Caerphilly (herein-after referred to as "the Urban District Council") require to purchase and take the lands described in the Schedule hereto for the disposal of the sewage of their District :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby Order that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect viz.,—

38 & 39 Vict.
c. 55.

Art. I. The Urban District Council shall be empowered to put in force with reference to the lands described in the Schedule hereto subject to the continuance of any existing public rights of highway and for the purpose aforesaid the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Art. II. This Order may be cited as the Caerphilly Order 1895.

The SCHEDULE above referred to.

County of GLAMORGAN.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessee or reputed Lessee.	Occupiers.
Parish of BEDWAS.				
1	Bed of River Rhymney	Ralph Thurstan Bassett Richard Wyndham Williams and John Glynne Richards Homfray.	- - -	Thomas Williams.
2	Pasture land waste land brake and bed of stream.	ditto - -	- - -	ditto.
3	Arable land waste land brake cottages and buildings in ruins and bed of stream.	ditto - -	- - -	ditto.
4	Pasture land and beds of streams.	ditto - -	- - -	ditto.
5	Arable land and bed of stream.	ditto - -	- - -	ditto.
6	ditto - -	ditto - -	- - -	ditto.

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Provisional Orders Confirmation (No. 2) Act, 1896.

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 —
Caerphilly
Order.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessee or reputed Lessee.	Occupiers.
7	Pasture land and bed of stream.	Ralph Thurstan Bassett Richard Wyndham Williams and John Glynnne Richards Homfray.	- - -	Thomas Williams.
8	Pasture land - -	ditto - -	- - -	ditto.
10	Dwelling-house garden and pigsty.	ditto - -	Harriet Kenvyn -	David Evans.
11	Dwelling-house garden privy pigsty and shed.	ditto - -	ditto -	Abraham Evans.
12	Pasture land brake and bed of stream.	ditto - -	- - -	Thomas Williams.
13	Rough pasture brake and bed of stream.	ditto - -	- - -	ditto.
14	Cattle creep occupation roads and bed of stream.	Ralph Thurstan Bassett Richard Wyndham Williams John Glynnne Richards Homfray Brecon and Merthyr Railway Company and Pontypridd Caerphilly and Newport Railway Company.	- - -	Thomas Williams Brecon and Merthyr Railway Company and Pontypridd Caerphilly and Newport Railway Company.
15	Pasture barn in ruins occupation road bed of stream and bridge.	Ralph Thurstan Bassett Richard Wyndham Williams and John Glynnne Richards Homfray.	- - -	Thomas Williams.
15A	Arable land and bed of stream.	ditto - -	- - -	ditto.
16	Meadow - -	ditto - -	- - -	ditto.
17	Rough pasture waste land and brake.	ditto - -	- - -	ditto.
18	Pasture land and bed of stream.	ditto - -	- - -	ditto.
19	ditto - -	ditto - -	- - -	ditto
20	Pasture land brake waste land and bed of stream.	ditto - -	- - -	ditto
22	Rough pasture and bed of stream.	ditto - -	- - -	ditto
Parish of RUDRY.				
1	Arable land and bed of stream.	Ralph Thurstan Bassett Richard Wyndham Williams and John Glynnne Richards Homfray.	- - -	ditto
3	Meadow and bed of stream.	ditto - -	- - -	ditto

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Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessee or reputed Lessee.	Occupiers.
4	Pasture land bed of stream and right of way over level crossing.	Ralph Thurstan Bassett Richard Wyndham Williams John Glynne Richards Homfray Brecon and Merthyr Railway Company and Pontypridd Caerphilly and Newport Railway Company.	- - -	Thomas Williams Brecon and Merthyr Railway Company and Pontypridd Caerphilly and Newport Railway Company.
5	Arable land -	Ralph Thurstan Bassett Richard Wyndham Williams and John Glynne Richards Homfray.	- - -	Thomas Williams.
6	Meadow - -	ditto - -	- - -	ditto.
7	Meadow footpath and bed of stream.	ditto - -	- - -	ditto.
8	Orchard rick yard waste land and bed of stream.	ditto - -	- - -	ditto.
9	Dwelling-house garden outbuildings partly in ruins farm yards and stables.	ditto - -	- - -	ditto.
10	Waste land occupation road brake bed of stream pasture and railway bridge.	Ralph Thurstan Bassett Richard Wyndham Williams John Glynne Richards Homfray Brecon and Merthyr Railway Company and Pontypridd Caerphilly and Newport Railway Company.	- - -	Thomas Williams Brecon and Merthyr Railway Company and Pontypridd Caerphilly and Newport Railway Company.
11	Pasture land bed of stream and brake.	Ralph Thurstan Bassett Richard Wyndham Williams and John Glynne Richards Homfray.	- - -	Thomas Williams.
12	Pasture land - -	ditto - -	- - -	ditto.
13	Occupation road and waste land.	ditto - -	- - -	ditto.
14	Meadow - -	ditto - -	- - -	ditto.

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

(L.S.)

G. SHAW-LEFEVRE President.
S. B. PROVIS Assistant Secretary.

[Ch. clxvii.] *Local Government Board's* [59 & 60 VICT.]
Provisional Orders Confirmation (No. 2) Act, 1896.

A.D. 1896.

URBAN DISTRICT OF TEIGNMOUTH.

Teignmouth Order. *Provisional Order to enable the Urban District Council of Teignmouth to put in force the Compulsory Clauses of the Lands Clauses Acts.*

To the Urban District Council of Teignmouth ; —
 And to all others whom it may concern.

WHEREAS the Urban District Council of Teignmouth (herein-after referred to as "the Urban District Council") require to purchase and take the lands described in the Schedule hereto for the purpose of widening the street called Lower Brimley Road in their district :

38 & 39 Vict.
c. 55.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect viz.—

Art. I. The Urban District Council shall be empowered to put in force with reference to the lands described in the Schedule hereto and for the purpose aforesaid the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Art. II. This Order may be cited as the Teignmouth Order 1896.

The SCHEDULE above referred to.

Parish of EAST TEIGNMOUTH in the County of DEVON.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessee or reputed Lessee.	Occupier.
1	Part of meadow	William Harris. Bartlett	- - -	Robert Brownson.
2	Part of garden	William Tapley	George Baker.	—

Given under the Seal of Office of the Local Government Board this Twentieth day of March One thousand eight hundred and ninety-six.

(L.S.)

HENRY CHAPLIN President.
 HUGH OWEN Secretary.

THE SECOND SCHEDULE.

A.D. 1896.

AN AGREEMENT made the 5th day of May 1896 between John Glynne Richards Homfray of Penllyn Castle in the county of Glamorgan late a Captain in the 1st Life Guards (herein-after called "the vendor") of the first part Ralph Thurstan Bassett of Crossways in the county of Glamorgan Esquire Richard Wyndham Williams of the county borough of Cardiff gentleman trustees of the settled estates of the vendor in the county of Glamorgan aforesaid of the second part (who and other the trustees or trustee for the time being of the said settled estates are herein-after included in the expression "the trustees") and the Caerphilly Urban District Council (herein-after called "the District Council") of the third part Whereas a Bill (herein-after called "the Bill") is now pending in Parliament by which it is proposed to confirm certain Provisional Orders of the Local Government Board including a Provisional Order (herein-after called "the Provisional Order") to enable the District Council to put in force the compulsory clauses of the Lands Clauses Acts with reference to the lands described in the schedule to the Provisional Order which lands are required by the District Council for the disposal of the sewage of their district and which comprise the Gwannybarra Farm in the county of Glamorgan forming part of the said settled estates and of which the vendor is tenant for life And whereas the said John Glynne Richards Homfray has presented a petition to the House of Commons praying to be heard against the Bill and the confirmation of the Provisional Order And whereas in order to obviate the opposition of the said John Glynne Richards Homfray to the Bill and to the confirmation of the Provisional Order and for the other purposes herein appearing the parties hereto have agreed to enter into the agreement herein-after contained Now these presents witness that for the considerations herein appearing it is hereby agreed between the parties hereto as follows:—

1. The vendor will sell and the District Council will purchase the inheritance in fee simple free from incumbrances of the Gwannybarra Farm as shown on the plan hereunto annexed and thereon edged round with a red line except the portions of the said farm to be coloured blue on the plan which farm (except as aforesaid) contains by estimation 147 acres or thereabouts at the price or sum of 50*l.* per acre and so in proportion for any less quantity than an acre

2. There shall be reserved to the vendor and the trustees all mines coal ironstone and other minerals in under or upon the premises hereby agreed to be sold together with full right at all times and from time to time to search for win work get and carry away the same and the District Council their successors and assigns will at all times and from time to time on receiving six months notice in writing from the vendor or the trustees or other person for the time being beneficially entitled to the said mines and minerals resell and reconvey at the price or sum of 50*l.* per acre and so in proportion for any less quantity than an acre any portion not exceeding 15 acres out of 30 acres of so much of the premises hereby agreed to be sold as are hatched red on the plan hereunto annexed and

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as shall be required by the vendor or the trustees or such other person as aforesaid for the sinking of pits or shafts or the erection or construction of any buildings machinery roads tramways or other works or conveniences necessary or desirable for the purpose of winning getting working carrying away converting or disposing of such mines or minerals or for any purpose connected therewith (including the erection of workmen's dwellings) and for the stacking and laying up of any minerals and refuse which may be raised out of such mines and the conveyance of the premises hereby agreed to be sold shall be framed accordingly.

3. The purchase shall be completed and the purchase money paid within six months of the passing of the Bill to the trustees at the office of the vendor's solicitor Mr. R. W. Williams at Cardiff and if any survey of the premises hereby agreed to be sold shall be necessary for the purpose of ascertaining the amount of the purchase money or otherwise the reasonable cost and expense of such survey shall be paid by the District Council on the completion of the purchase.

4. The rents and profits will be received and the outgoings discharged by the vendor up to date aforesaid as from which day all outgoings shall be discharged by and the rents and profits shall belong to the District Council and the rents profits and outgoings shall if necessary be apportioned for the purpose of this provision but the District Council shall not be let into the receipt of the rents and profits until the completion of the purchase. If from any cause whatever other than the wilful default of the vendor the purchase shall not be completed on or before the date aforesaid the District Council shall pay to the vendor interest on the purchase money at the rate of four pounds per centum per annum from that day until the actual completion of the purchase and shall not be entitled to any compensation for the vendor's delay or otherwise.

5. The premises are sold subject to all quit and other rents incidents of tenure rights of way and water drainage and other easements if any affecting the same and subject also to the existing yearly tenancy thereof at the terms of which the District Council shall be deemed to have notice.

6. The vendor shall if required within thirty days from the date hereof deliver or send by post to the District Council or their solicitor an abstract of his title to the premises commencing with a certain indenture of lease and release dated the thirty-first day of October and the first day of November one thousand eight hundred and nineteen.

7. All objections and requisitions in respect to the title shall be stated in writing and sent to the vendor's solicitor within twenty-one days from the delivery of the abstract and all objections and requisitions not sent within that time shall be considered to be waived.

8. On payment of the purchase money and other sums hereby agreed to be paid by the District Council at the time and place aforesaid the District Council shall be entitled to a proper assurance of the premises hereby agreed to be sold from the vendor and the trustees and all other necessary parties if any such assurance to be prepared by and at the expense of the District Council. As the vendor

