



**CHAPTER xcii.**

An Act to confirm a Provisional Order made by the Local Government Board for Ireland under the Public Health (Ireland) Act 1878 relating to the Rural Sanitary District of Mullingar.      A.D. 1896.  
—  
[2nd July 1896.]

**W**HEREAS the Local Government Board for Ireland have made the Provisional Order set forth in the schedule hereto under the provisions of the Public Health (Ireland) Act 1878 :

41 & 42 Vict.  
c. 52.

And whereas it is requisite that the said Order should be confirmed by Parliament :

Be it therefore enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows :—

1. The Order set out in the schedule hereto is hereby confirmed and all the provisions thereof shall have full validity and force.      Order in schedule confirmed.
2. This Act may be cited as the Local Government Board (Ireland) Provisional Order Confirmation (No. 12) Act 1896.      Short title.

A.D. 1896.

SCHEDULE.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

*Mullingar.*

MULLINGAR WATERWORKS.

PROVISIONAL ORDER.

WHEREAS the Guardians of the Poor of the Mullingar Union (herein-after called the sanitary authority) being the rural sanitary authority of the said union including the town of Mullingar are about to construct waterworks for the purpose of supplying the said town with water and have presented a petition to the Local Government Board for Ireland (herein-after called the Local Government Board) in pursuance of the Public Health (Ireland) Act 1878 praying that they may be empowered to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement with reference to certain lands and premises required for the purposes of the said works :

41 & 42 Vict.  
c. 52.

And whereas the sanitary authority have deposited at the office of the Local Government Board in Dublin plans and a book of reference (herein-after called the deposited plans and book of reference) showing the lands and premises required for the said purposes :

41 & 42 Vict.  
c. 52.

And whereas all advertisements and notices required by the Public Health (Ireland) Act 1878 having been previously published served and given the Local Government Board have caused a local inquiry to be held as to the propriety of assenting to the prayer of the said petition and it appears to be proper to make this Order with respect to the matters aforesaid :

It is ordered by the Local Government Board as follows :—

Compulsory  
powers to take  
lands and other  
premises.

1. From and after the confirmation of this Order by Parliament the sanitary authority shall be empowered to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement with reference to the lands lands covered with water rights to take and convey water easements and other premises shown and described in the deposited plans and book of reference and the word "land" in the Lands Clauses Acts shall for the purposes of this Order extend to and include the said lands lands covered with water rights to take and convey water easements and other premises.

Provisions  
with respect to  
the Midland  
Great Western  
Railway of  
Ireland Com-  
pany.

2. The sanitary authority shall not commence the carrying out or construction of any of the said waterworks on the lands the property of the Midland Great Western Railway of Ireland Company (herein-after called the Company) or in any manner interfere with their canal works or property until the plans and specifications of such proposed works have been submitted to and approved of by the engineer of the company in writing

provided that if the engineer of the company shall for a period of two weeks after receiving such plans and specifications neglect to approve or disapprove thereof in writing he shall be deemed to have approved thereof but if he shall disapprove of same within the period aforesaid in writing then all and every dispute difference or question which shall arise between the sanitary authority and the company as aforesaid with respect to such plans and specifications shall be referred to the arbitration of two persons (one to be appointed by each party) or of an umpire and such arbitration shall be deemed to be an arbitration under the Public Health (Ireland) Act 1878 and the provisions of the said Act with respect to arbitrations shall apply to the said arbitration accordingly.

A.D. 1896.

*Mullingar.*41 & 42 Vict.  
c. 52.

3. The compulsory powers of purchase given by this Order shall not be exercised after the expiration of three years from the confirmation of this Order. Duration of compulsory powers.
4. All costs charges and expenses of and incidental to the application for preparing obtaining and confirming this Order shall be paid by the sanitary authority as special expenses under the Public Health (Ireland) Act 1878. Costs of Order.  
41 & 42 Vict.  
c. 52.
5. This Order may be cited and referred to for all purposes as the Mullingar Waterworks Provisional Order 1896. Short title of Order.

Given under our hands and seal of office this Nineteenth day of May  
in year of our Lord One thousand eight hundred and ninety-six.

(L.S.)

(Signed)

GEORGE MORRIS.

F. MACCABE.

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