

[6 EDW. 7.]

Local Government Board's [Ch. civ.]
Provisional Orders Confirmation (No. 5) Act, 1906.



CHAPTER civ.

An Act to confirm certain Provisional Orders of the Local Government Board relating to Beckenham Oswaldtwistle Rochdale Rochford (Rural) and Warrington. A.D. 1906.

[20th July 1906.]

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

38 & 39 Vict.
c. 55.

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

Be it therefore enacted by the King'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 schedule hereto shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force. Orders in schedule confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 5) Act 1906. Short title.

A.D. 1906.

SCHEDULE.

URBAN DISTRICT OF BECKENHAM.

*Beckenham
Order.*

*Provisional Order for altering the Beckenham Urban District
Council Act 1903.*

To the Urban District Council of Beckenham ;—

And to all others whom it may concern.

WHEREAS the Urban District Council of Beckenham (herein-after referred to as "the Council") are the local authority within the meaning of the Public Health Act 1875 for the Urban District of Beckenham (herein-after referred to as "the District") and the unrepealed provisions of the Beckenham Urban District Council Act 1903 (herein-after referred to as "the Local Act") are in force in the District ;

3 Edw. 7.
c. ccxvii.

And whereas by Section 167 of the Local Act the Council are empowered to borrow the sums mentioned in that section and with the approval of the Board of Trade or of the Local Government Board as the case may be such further moneys as the Council may require in relation to the tramway or electricity undertakings of the Council or for any other purposes of the Local Act ;

And whereas by Section 180 of the Local Act the Council are empowered with the sanction of the Local Government Board to borrow such sums as may be necessary for the purpose of giving effect to a scheme made and confirmed as therein provided for prescribing one or more uniform periods within which all or any loans contracted or about to be contracted by the Council under statutory borrowing powers (including the loans authorised by the Local Act) shall be discharged and for compensating the holders of securities of the Council for their consent to the scheme ;

And whereas the security upon which the Council may borrow the sums authorised to be borrowed with the approval or sanction of the Board of Trade and the Local Government Board respectively is not prescribed by the Local Act and it is expedient that the said sections should be amended in the manner herein-after set forth :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 303 of the Public Health Act 1875 and by

58 & 59 Vict.
c. 55.

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Provisional Orders Confirmation (No. 5) Act, 1906.

any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the Local Act shall be altered so that the following provisions shall have effect that is to say:—

A.D. 1906.

—
*Beckenham
Order.*

Art. I. The Local Act shall have effect as if—

Security for
loans.

(1) in section 167 of the Local Act there were substituted for the penultimate paragraph of that section the following paragraph that is to say:—

“And with the approval of the Board of Trade and on
“ the security of the tramway revenue the district fund and
“ general district rate such further moneys as the Council
“ may require in relation to the tramway undertaking of the
“ Council and with the approval of the Local Government
“ Board and on the security of the revenue of the electricity
“ undertaking the district fund and general district rate such
“ further moneys as the Council may require in relation to
“ the electricity undertaking of the Council and with the
“ approval of the Local Government Board and on the
“ security of the district fund and general district rate such
“ further moneys as the Council may require for any other
“ purposes of this Act.”

(2) in Section 180 of the Local Act the words “and on the security of
“ the revenues funds or rates respectively on the security of
“ which the moneys included in the scheme were respectively
“ authorised to be borrowed ” were inserted after the words
“ with the sanction of the Local Government Board ”.

Art. II. This Order may be cited as the Beckenham Order 1906.

Short title.

Given under the Seal of Office of the Local Government Board
this Twenty-seventh day of April One thousand nine hundred
and six.

(L.S.)

JOHN BURNS President.
S. B. PROVIS Secretary.

A.D. 1906.

URBAN DISTRICT OF OSWALDTWISTLE.

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

To the Urban District Council of Oswaldtwistle;—

And to all others whom it may concern.

WHEREAS the Urban District Council of Oswaldtwistle (herein-after referred to as "the Council") require to purchase and take the lands described in the schedule hereto for the purposes of their Waterworks :

88 & 89 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 Council shall be empowered to put in force with reference to the lands described in the schedule hereto subject to the continuance of existing public rights of highway (if any) and for the purposes 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 Oswaldtwistle Order 1906.

[6 EDW. 7.] *Local Government Board's* [Ch. civ.]
Provisional Orders Confirmation (No. 5) Act, 1906.

The SCHEDULE above referred to.

A.D. 1906.
Oswaldtwistle
Order.

Township of OSWALDTWISTLE in the County of LANCASTER.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Occupiers.
1	Meadow plantation streams and watercourses.	The Trustees of the Will of George Walmsley deceased namely Robert Benjamin Walmsley George Carr and William Parker.	Richard Thomas Shaw.
2	Meadow streams watercourses and footpath.	Ditto - - -	Ditto.
3	Farmhouse called "Standerley" and the yard shippon barn stable loose box and outbuildings occupied therewith.	Ditto - - -	Ditto.
3A	Cottage adjoining the before-mentioned farmhouse and outbuildings occupied therewith.	Ditto - - -	Richard Thomas Shaw James Duckworth.
4	Pasture occupation road footpath stream and watercourse.	Ditto - - -	Richard Thomas Shaw.
5	Meadow footpath - - -	Ditto - - -	Ditto.
6	Pasture footpath streams and watercourses.	Ditto - - -	Ditto.
7	Meadow occupation road stream and watercourse.	John Hoyle Hargreaves -	John Haworth.
8	Meadow stream and watercourse	Ditto - - -	Ditto.
9	Pasture farmhouse called "White Syke Farm" with the barn shippon stable yard and outbuildings occupied therewith old quarries borehole stream and watercourse.	Ditto - - -	Ditto.
10	Meadow - - - -	Ditto - - -	John Clayton.
11	Ditto - - - -	Ditto - - -	John Holden.
12	Easement or right of way over occupation road.	Ditto - - -	John Haworth Alfred Taylor.

Given under the Seal of Office of the Local Government Board
this Twenty-eighth day of April One thousand nine hundred
and six.

(L.S.)

JOHN BURNS President.
S. B. PROVIS Secretary.

A.D. 1906.

BOROUGH OF ROCHDALE.

*Rochdale
Order.*

*Provisional Order for partially repealing and altering the Rochdale
Improvement Act 1872 and a Confirming Act.*

To the Mayor Aldermen and Burgesses of the Borough of Rochdale;—
And to all others whom it may concern.

35 & 36 Vict.
c. cxlix.

45 & 46 Vict.
c. lxiii.

63 & 64 Vict.
c. cclxxviii.

WHEREAS the Borough of Rochdale (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 unrepealed provisions of the Rochdale Improvement Act 1872 (which Act is herein-after referred to as "the Local Act") as altered by a Provisional Order of the Local Government Board dated the Seventeenth day of May One thousand eight hundred and eighty-two and confirmed by the Local Government Board's Provisional Orders Confirmation (No. 6) Act 1882 (which Order and Act are herein-after respectively referred to as "the Order" and "the Confirming Act") and by the other Provisional Orders of the Local Government Board the dates whereof are set forth in column 1 of the Schedule A. to this Order and which were confirmed by the Acts the short titles whereof are set forth in column 2 of that schedule and also by the Rochdale Corporation Act 1900 are in force in the Borough;

And whereas it is expedient that certain provisions of the Local Act as amended by the Order with respect to buildings within the Borough should be repealed or altered:

38 & 39 Vict.
c. 55.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 297 and 303 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the Local Act and the Confirming Act so far as it relates to the Order shall be partially repealed and altered so that the following provisions shall have effect that is to say:—

Byelaws with regard to party walls height of rooms hearths &c. of dwelling-houses.

Art. I.—(1) Notwithstanding the provisions of the Local Act and of the Order which are specified or set forth in the Schedule B. to this Order and are herein-after referred to as "the Scheduled provisions" the Corporation may forthwith make byelaws with respect to any of the matters to which the Scheduled provisions relate and as to which byelaws may be made under and in accordance with the Public Health Act 1875 and any Act amending or extending that Act and the last-mentioned Acts shall accordingly apply to the byelaws made in pursuance of this Article.

Repeal of provisions of Local Act and Order in force with regard to party walls height and area of rooms and fireplaces of dwelling-houses.

(2) From and after the date of the confirmation of any byelaws made and confirmed in pursuance of subdivision (1) of this Article the Scheduled provisions shall be repealed.

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A.D. 1906.

Art. II. From and after the repeal of the Scheduled provisions the Local Act shall have effect as if there were substituted for Section 150 of the Local Act as amended by Article VIII. of the Order the following provisions that is to say:—

Rochdale Order.
 Provisions with regard to accommodation in new dwelling-houses.

(a) Every new dwelling-house shall contain at least two rooms each of which shall have a fireplace and a flue properly constructed and properly connected with the fireplace shall in other respects accord with such requirements of the Local Act or of any byelaw as are applicable to a room used or intended to be used as a dwelling room or a sleeping room and shall have a superficial area of not less than one hundred and twenty square feet:

(b) In every new dwelling-house every other room which accords with such requirements of the Local Act or of any byelaw as are applicable to a room used or intended to be used as a dwelling room or a sleeping room shall have a superficial area of not less than eighty square feet.

Art. III. Nothing in this Order affects prejudicially any right power privilege or exemption of the Crown. Crown rights.

Art. IV. The several Orders the dates whereof are mentioned in column 1 of the Schedule A. to this Order may be cited by the short titles set opposite to those dates respectively in column 3 of that schedule this Order may be cited as the Rochdale Order 1906 and all the said Orders may be cited together as the Rochdale Orders 1880 to 1906. Short titles.

The SCHEDULES above referred to.

SCHEDULE A.

Date of Order. 1.	Short Title of Confirming Act. 2.	Short Title of Order. 3.
20th May 1880 - -	Local Government Board's Provisional Orders Confirmation (Bethesda &c.) Act 1880.	Rochdale Order 1880.
17th May 1882 - -	Local Government Board's Provisional Orders Confirmation (No. 6) Act 1882.	Rochdale Order 1882.
26th April 1892 - -	Local Government Board's Provisional Orders Confirmation (No. 4) Act 1892.	Rochdale Order 1892.

SCHEDULE B.

A.D. 1906.

*Rochdale
Order.*

PROVISIONS OF THE LOCAL ACT AND ORDER TO BE REPEALED.

Of the Local Act—

In Section 149 the words “and the party walls between any two such
“dwelling-houses shall be of similar materials and not less than
“four-and-a-half inches in thickness” and the words “nor any
“party wall unless more than four-and-a-half inches thick”; and

Sections 150 and 155.

Of the Order—

Article VIII.

Given under the Seal of Office of the Local Government Board
this Twenty-seventh day of April One thousand nine hundred
and six.

(L.S.)

JOHN BURNS President.
S. B. PROVIS Secretary.

RURAL DISTRICT OF ROCHFORD.

*Rochford
Rural Order.*

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

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

WHEREAS the Rural District Council of Rochford (herein-after referred to
as “the Council”) require to purchase and take the lands described in the
schedule hereto for the disposal of the sewage of the contributory place
of South Benfleet in their district and for providing access to the said lands :

38 & 39 Vict.
c. 55.

Now therefore We the Local Government Board in pursuance of the
powers given to Us by Section 176 of the Public Health Act 1875 and by
any other Statutes in that behalf do hereby 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 Council shall be empowered to put in force with reference
to the lands described in the schedule hereto subject to the continuance of
existing public rights of highway (if any) and for the purposes 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 Rochford Rural Order 1906.

The SCHEDULE above referred to.

A.D. 1906.

Parish of SOUTH BENFLEET in the County of Essex.

Rochford
Rural Order.

Nos. on deposited Plans.	Description of Lands.	Owner or reputed Owner.	Lessee or reputed Lessee and Occupier.
1	Portion of field - - -	George Brenchley Rosher -	Robert Francis.
2	Land - - -	Ditto - - -	Ditto.

Given under the Seal of Office of the Local Government Board
 this Twenty-eighth day of April One thousand nine hundred
 and six.

(L.S.)

JOHN BURNS President.
 S. B. PROVIS Secretary.

BOROUGH OF WARRINGTON.

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

Warrington.
Order.

To the Mayor Aldermen and Burgesses of the Borough of
 Warrington;—

And to all others whom it may concern.

WHEREAS the Mayor Aldermen and Burgesses of the Borough of
 Warrington acting by the council (herein-after referred to as "the
 Corporation") as the Urban Sanitary Authority for that Borough require
 to purchase and take the lands described in the schedule hereto for the
 purpose of widening opening enlarging or otherwise improving the passage
 between Rylands Street and Patten Lane:

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 Corporation 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 Warrington Order 1906.

[Ch. civ.] *Local Government Board's* [6 EDW. 7.]
Provisional Orders Confirmation (No. 5) Act, 1906.

A.D. 1906.

The SCHEDULE above referred to.

Warrington
Order.

Borough of WARRINGTON.

No. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Occupier.
2	Shop sheds and vacant land.	The Executors of Thomas Hewitt deceased viz. Elizabeth Mary Ann Hewitt Thomas Hewitt and Joseph Iredale Hewitt.	Agnes Williams.

Given under the Seal of Office of the Local Government Board
this Twenty-eighth day of April One thousand nine hundred
and six.

(L.S.)

JOHN BURNS President.
S. B. PROVIS Secretary.

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