



CHAPTER xxxiii.

An Act to confirm certain Provisional Orders of the Minister of Health relating to Bootle Canterbury Ilford Isle of Thanet Llanelly and Uxbridge. A.D. 1927.
[29th July 1927.]

WHEREAS the Minister of Health has 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 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 Ministry of Health Provisional Orders Confirmation (No. 4) Act 1927. Short title.

A.D. 1927.

SCHEDULE.

BOROUGH OF BOOTLE.

*Bootle
Order.*

*Provisional Order for amending a Local Act and
Provisional Order.*

WHEREAS the Borough of Bootle (hereinafter referred to as "the Borough") is an urban district of which the Mayor Aldermen and Burgesses acting by the Council (hereinafter referred to as "the Corporation") are the local authority for the purposes of the Public Health Act 1875;

And whereas there are in force in the Borough the unrepealed provisions of the Bootle Corporation Act 1890 (hereinafter referred to as "the Act of 1890") as amended by the Bootle Orders 1897 and 1914 (hereinafter respectively referred to as "the Order of 1897" and "the Order of 1914") which said Orders were respectively confirmed by the Local Government Board's Provisional Orders Confirmation (No. 16) Act 1897 and the Local Government Board's Provisional Orders Confirmation (No. 6) Act 1914;

And whereas under Section 50 of the Act of 1890 as amended by the Order of 1914 the Corporation have certain powers with reference to the removal of fixed ashpits and the substitution therefor of moveable ashbins or receptacles for refuse;

And whereas the Corporation have made application to the Minister of Health for the issue of a Provisional Order to amend the Act of 1890 and the Order of 1914 in manner hereinafter set forth:

Now therefore the Minister of Health in pursuance of the powers given to him by Sections 297 and 303 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Act of 1890 and the Order of 1914 shall be amended so that the following provisions shall take effect that is to say:—

Power to
require
provision of
ashbins.

1. The Corporation may by notice in writing require the owner or occupier of any premises situate within the Borough within the time specified in the notice—

(a) to provide portable receptacles for refuse of such number size and material as may be prescribed by the notice in

[17 & 18 GEO. 5.] *Ministry of Health* [Ch. xxxiii.]
Provisional Orders Confirmation (No. 4) Act, 1927.

substitution for any ashpit or other fixed or moveable receptacle for refuse which is in use at the date of the notice; and

A.D. 1927.

—
*Bootle
Order.*

(b) to remove or to fill in to the satisfaction of the Corporation any fixed ashpit for which a portable receptacle will be substituted.

2. Where by a notice under Article 1 of this Order the Corporation require a portable receptacle for refuse to be provided in substitution for an ashpit or other receptacle for refuse which is in use at the date of the notice the Corporation shall contribute towards the cost of the receptacle such sum (not being less than one-half of the cost thereof) as they may consider just and proper according to the circumstances and the remainder of the cost shall be borne by the person to whom the notice was addressed and the Corporation may if they think fit bear the whole of the cost of providing the substituted receptacle :

Corporation
to contribute
towards
cost of
ashbins.

Provided that if the medical officer or any sanitary inspector of the Corporation shall have certified that the existing receptacle for refuse is a nuisance or injurious to health or the borough surveyor or other officer authorised in writing by the Corporation shall have certified that an existing portable receptacle is worn out and unfit for use the whole of the cost of the substituted receptacle shall be borne by the person to whom the notice was addressed.

3. If any notice under Article 1 of this Order is not complied with or is not fully complied with the Corporation may at the expiration of the time specified in such notice provide the required receptacles and do any work thereby required to be done which has not been done by the owner or occupier and may recover in a summary manner from the owner or (if there be more than one owner) from the owners in such proportions as shall be determined by the Corporation the expenses incurred by them in so doing less any part of the said expenses which is to be borne by the Corporation under Article 2 of this Order or may by order declare the expenses apportioned as aforesaid to be private improvement expenses recoverable in manner provided by the Public Health Act 1875.

Power to
Corporation
to execute
work on
failure to
comply with
notice.

4.—(1) Every owner or occupier by whom a receptacle for refuse has been provided in pursuance of a notice under this Order shall maintain the receptacle in good order and condition.

Maintenance
of ashbins.

(2) Any person who fails to maintain a receptacle in good order and condition in accordance with the terms of paragraph (1) of this Article shall be liable to a penalty not exceeding twenty shillings and to a further penalty not exceeding five shillings for every day on which the offence is continued after conviction:

[Ch. xxxiii.] *Ministry of Health* [17 & 18 GEO. 5.]
Provisional Orders Confirmation (No. 4) Act, 1927.

A.D. 1927.

—
*Bootle
Order.*

(3) If the Corporation think fit they may give notice to the owner or occupier that the Corporation intend themselves to maintain repair and renew such receptacle and thereupon such owner or occupier shall pay to the Corporation on every first day of April after such provision such sum not exceeding five shillings as the Corporation may from time to time by resolution determine for or towards such maintenance repair and renewal and such payment shall be in satisfaction of the obligation of such owner or occupier with regard to the maintenance of such receptacle in good order and condition.

Restrictions
as to use of
ashbins &c.

5.—(1) No ashbin or other refuse container provided for the deposit of refuse for removal by or on behalf of the Corporation shall be used for any purpose other than the deposit of dust cold ashes or other house refuse (not being of a liquid or partly liquid character).

(2) Any person contravening the provisions of this Article shall be liable to a penalty not exceeding ten shillings and to a further penalty not exceeding five shillings for each day on which the offence is continued after conviction.

Expenses
and receipts.

6. Any moneys expended by the Corporation in pursuance of this Order shall so far as they are not defrayed by means of borrowed moneys be paid out of the borough fund and borough rate of the Borough and all receipts under this Order shall be carried to the borough fund.

Power to
borrow.

7. The Corporation may with the sanction of the Minister of Health borrow on the security of the borough fund and borough rate of the Borough such sums as may from time to time be necessary for the purpose of defraying any expenditure of the Corporation under this Order.

Period for
repayment
of borrowed
moneys.

8. The moneys borrowed under this Order shall be repaid within such period as the Corporation with the sanction of the Minister of Health may determine and the period so determined shall with reference to the repayment of those moneys be the prescribed period for the purposes of the Local Loans Act 1875 and of the provisions of the Order of 1897 as applied by Article 8 of this Order.

Application
of provisions
of Order of
1897.

9. The provisions of Articles XII. XIV. XV. XVI. XVIII. XIX. and XXI. of the Order of 1897 shall apply as if the said Articles were herein re-enacted and in terms made applicable to the moneys borrowed under this Order and to any local inquiry held with reference to any of the purposes of this Order :

Provided that the said Article XXI. shall for the purposes of this Order be read and have effect as if the words "not exceeding five guineas a day" were inserted therein in lieu of the words "not exceeding three guineas a day."

[17 & 18 GEO. 5.] *Ministry of Health* [Ch. xxxiii.]
Provisional Orders Confirmation (No. 4) Act, 1927.

10.—(1) The town clerk shall if and when he is requested by the Minister so to do transmit to the Minister a return showing the provision made for the repayment of any loans raised by the Corporation under the powers of this Order.

A.D. 1927.

—
*Bootle
Order.*

Return to
Minister of
Health with
respect to
repayment
of debt.

(2) The return shall show such particulars and shall be made up to such date and in such form as the Minister may require and shall if so required by him be verified by statutory declaration of the treasurer or other the chief accounting officer of the Corporation and shall be transmitted within one month after the making of the request and in the event of his failing to make such return the town clerk shall for each offence be liable to a penalty not exceeding twenty pounds to be recovered by the Minister in a court of summary jurisdiction and notwithstanding the recovery of such penalty the making of the return shall be enforceable by writ of mandamus to be obtained by the Minister out of the High Court.

(3) If it appears to the Minister by such a return as aforesaid or otherwise that the Corporation have failed to pay any instalment or annual payment required to be paid or to appropriate any sum required to be appropriated or to set apart any sum required for any sinking fund (whether such instalment or annual payment or sum is required by any enactment relating to the borrowing powers contained in this Order or by the Minister in virtue thereof to be paid appropriated or set apart) or have applied any portion of any sinking fund to any purpose other than those authorised the Minister may by order direct that the sum in such order mentioned not exceeding the amount in respect of which default has been made shall be paid or applied in the manner and by the date in such order mentioned and the Corporation shall notify the Minister as soon as the order is complied with and any such order shall be enforceable by writ of mandamus to be obtained by the Minister out of the High Court.

11. The sections of the Act of 1890 enumerated in the Schedule hereto shall apply to the provisions of this Order as if they had been incorporated herewith with the necessary modifications.

Application
of provisions
of Act of
1890.

12. This Order may be cited as the *Bootle Order 1927.*

Short title.

[Ch. xxxiii.] *Ministry of Health* [17 & 18 GEO. 5.
Provisional Orders Confirmation (No. 4) Act, 1927.

A.D. 1927.

SCHEDULE.

*Bootle
 Order.*

SECTIONS OF THE ACT OF 1890 APPLIED BY THIS ORDER.

No. of Section.	Subject-matter.
144	As to appeal.
145	Recovery of penalties &c.
146	Authentication and service of notices.
148	Contents of summons.
149	Judges not disqualified.

Given under the Official Seal of the Minister of Health this
 Twenty-fourth day of March One thousand nine
 hundred and twenty-seven.

(L.S.)

E. TUDOR OWEN

Assistant Secretary Ministry of Health.

CITY OF CANTERBURY.

*Canterbury
 Order.*

*Provisional Order to enable the Canterbury Corporation
 to put in force the Compulsory Clauses of the Lands
 Clauses Acts.*

WHEREAS the Mayor Aldermen and Citizens of the City of
 Canterbury (hereinafter referred to as "the Corporation")
 acting by the Council as the local authority for that City for
 the purposes of the Public Health Act 1875 require to purchase
 and take the lands described in the Schedule hereto for the
 purposes of widening opening enlarging or otherwise improving
 the street known as Broad Street in the said City :

Now therefore the Minister of Health in pursuance of the
 powers given to him by Section 176 of the Public Health Act
 1875 and by any other Statutes in that behalf hereby orders
 that from and after the date of the Act of Parliament confirming
 this Order the following provisions shall have effect that is to
 say :—

*Compulsory
 powers of
 purchase.*

1. The Corporation shall be empowered for the purposes
 aforesaid to put in force with reference to the lands described
 in the Schedule hereto (subject to the continuance of existing

[17 & 18 GEO. 5.] *Ministry of Health* [Ch. xxxiii.]
Provisional Orders Confirmation (No. 4) Act, 1927.

public rights of highway if any) the powers of the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

A.D. 1927.
 —
Canterbury Order.

2. This Order may be cited as the Canterbury Order 1927. Short title.

The SCHEDULE above referred to.

Parish of CANTERBURY City and County Borough of CANTERBURY.

No. and Colour on Deposited Plan.	Description of Property.	Owners or Reputed Owners.	Occupiers.
1 Pink	Offices stores and covered loading yard part of the premises known as the Star Brewery situate at the junction of Burgate Street and Broad Street Canterbury..	George Beer and Rigden Limited (Secretary W. Harris) William Charles Newton Chapman Francis Gibbon Oliver.	George Beer and Rigden Limited (Secretary W. Harris).
2 Blue	Brewery bottling stores open yard and sheds being the remainder of the said Star Brewery premises situate in Broad Street Canterbury.	George Beer and Rigden Limited (Secretary W. Harris) William Charles Newton Chapman Francis Gibbon Oliver.	Unoccupied.

Given under the Official Seal of the Minister of Health this Twenty-second day of March One thousand nine hundred and twenty-seven.

(L.S.)

H. W. S. FRANCIS
 Assistant Secretary Ministry of Health.

[Ch. xxxiii.] *Ministry of Health* [17 & 18 GEO. 5.]
Provisional Orders Confirmation (No. 4) Act, 1927.

A.D. 1927.

BOROUGH OF ILFORD.

Ilford Order. *Provisional Order for altering and amending the Ilford
Urban District Council Act 1904.*

WHEREAS by a Royal Charter of Incorporation the Urban District of Ilford was created as from the Ninth day of November One thousand nine hundred and twenty-six a municipal borough by the name of the Borough of Ilford (hereinafter referred to as "the Borough");

And whereas the Borough is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council (hereinafter referred to as "the Corporation") are the Local Authority for the purposes of the Public Health Act 1875 and there are in force in the Borough the unrepealed provisions of the Ilford Urban District Council Act 1904 (hereinafter referred to as "the Local Act");

And whereas by Section 91 of the Local Act it was enacted that the provisions of Section 58 of the Local Government Act 1894 should apply to the audit of the accounts under that Act of the Urban District Council of Ilford who were the predecessors of the Corporation;

And whereas the Corporation have applied to the Minister of Health for the issue of a Provisional Order to alter and amend the Local Act in manner hereinafter appearing :

Now therefore the Minister of Health in pursuance of the powers given to him by Section 303 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Local Act shall be partially repealed and altered so that the following provisions shall take effect that is to say:—

Repeal of section
of Local Act.

1. Section 91 of the Local Act is hereby repealed.

Audit of
accounts of
Corporation.

2.—(1) Sections 25 26 and 27 of the Municipal Corporations Act 1882 and Section 246 of the Public Health Act 1875 shall not apply in relation to any audit of the accounts of the Corporation or of the treasurer of the Borough or of the officers of the Corporation commenced after the date of the confirmation of this Order.

(2) All such accounts whether under any public or any local Act or otherwise relating to matters dealt with by the Corporation in any capacity and including the accounts of any joint committee appointed by the Corporation with any other council (and of the officers of any such joint committee) shall be made up and audited in like manner as the accounts of an urban authority for

[17 & 18 GEO. 5.] *Ministry of Health* [Ch. xxxiii.]
Provisional Orders Confirmation (No. 4) Act, 1927.

the execution of the Public Health Acts (not being the council of a borough) and of their officers are made up and audited and shall be in such form as the Minister of Health may prescribe. A.D. 1927.
—
Ilford Order.

(3) Sections 247 and 250 of the Public Health Act 1875 Section 58 of the Local Government Act 1894 and all enactments amending those Sections or relating to the accounts and audit by district auditors of the accounts of an urban authority (not being the council of a borough) and of their officers shall apply for the purposes of this Order as if they were herein re-enacted with the necessary modifications.

3. The Corporation may out of the borough fund defray reasonable expenditure incurred by them upon any of the following purposes :— Power of Corporation to defray certain expenses.

- (1) annual or other subscriptions to the funds of any association of municipal corporations or other local authorities or their officers formed for the purpose of consultation as to their common interests and the discussion of matters relating to local government;
- (2) the attendance of any members or officers of the Corporation (not exceeding in any case four) at conferences or meetings of any such association and in the purchase of reports of the proceedings of any such conferences or meetings;
- (3) in connection with the presentation of the freedom of the Borough to persons whom the Corporation may resolve to admit as honorary freemen; or
- (4) in connection with occasions of public ceremony or festival or in the reception or entertainment of distinguished persons.

4. This Order may be cited as the Ilford Order 1927. Short title.

Given under the Official Seal of the Minister of Health this
Twenty-second day of March One thousand nine hundred
and twenty-seven.

(L.S.)

H. W. S. FRANCIS
Assistant Secretary Ministry of Health.

[Ch. xxxiii.] *Ministry of Health* [17 & 18 GEO. 5.]
Provisional Orders Confirmation (No. 4) Act, 1927.

A.D. 1927. RURAL DISTRICT OF THE ISLE OF THANET.

*Isle of
Thanet
(Compulsory
Purchase)
Order.*

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

WHEREAS the Rural District Council of the Isle of Thanet (hereinafter referred to as "the Council") require to purchase and take the lands described in the Schedule hereto for the purposes of the provision of public walks and pleasure grounds bathing sheds and other conveniences and appliances in the said Rural District :

Now therefore the Minister of Health in pursuance of the powers given to him by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect that is to say :—

Compulsory
powers of
purchase.

1. The Council shall be empowered for the purposes aforesaid 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 if any) the powers of the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Short title.

2. This Order may be cited as the Isle of Thanet (Compulsory Purchase) Order 1927.

[17 & 18 GEO. 5.] *Ministry of Health* [Ch. xxxiii.]
Provisional Orders Confirmation (No. 4) Act, 1927.

The SCHEDULE above referred to.

A.D. 1927.

Parish of WESTGATE-ON-SEA Rural District of the
 ISLE OF THANET County of KENT.

*Isle of
 Thanet
 (Compulsory
 Purchase)
 Order.*

Number on Deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
1	Land and buildings.	Arthur Ivor Read	Grace Mingins Mackintosh.	Grace Mingins Mackintosh.
2	Land -	Arthur Ivor Read	—	Arthur Ivor Read
3	Land and part of bandshelter.	Westgate-on-Sea Entertainments Company Limited (Frederick James Cornford Secretary) Isle of Thanet Rural District Council (Charles Taylor Clerk).	Edward Beck Alexander.	Edward Beck Alexander Isle of Thanet Rural District Council (Charles Taylor Clerk).

Given under the Official Seal of the Minister of Health
 this Twenty-fourth day of March One thousand nine
 hundred and twenty-seven.

(L.S.)

E. TUDOR OWEN

Assistant Secretary Ministry of Health.

A.D. 1927.

BOROUGH OF LLANELLY.

*Llanelly
Order.*

*Provisional Order to enable the Llanelly Corporation to
put in force the Compulsory Clauses of the Lands
Clauses Acts.*

WHEREAS the Mayor Aldermen and Burgesses of the Borough of Llanelly (hereinafter referred to as "the Corporation") acting by the Council as the local authority for that Borough for the purposes of the Public Health Act 1875 require to purchase and take the lands described in the Schedule hereto for the purposes of widening opening enlarging or otherwise improving the street known as Thomas Street in the said Borough (including the improvement and development of frontages to the said street) :

Now therefore the Minister of Health in pursuance of the powers given to him by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect that is to say :—

Compulsory
powers of
purchase.

1. The Corporation shall be empowered for the purposes aforesaid 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) the powers of the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Short title.

2. This Order may be cited as the Llanelly Order 1927.

[17 & 18 GEO. 5.] *Ministry of Health* [Ch. xxxiii.]
Provisional Orders Confirmation (No. 4) Act, 1927.

The SCHEDULE above referred to.

A.D. 1927.

Llanelly
Order.

Parish of LLANELLY URBAN Borough of LLANELLY in the
 County of CARMARTHEN.

No on Deposited Plan.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
1	Dwelling-house.	The Mayor Aldermen and Burgesses of the Borough of Llanelly.	Robert John Arthur.	Harold Jenkins.
2	Ditto	Ditto	Ditto	William Arthur Henry Webb.
3	Ditto - (part of).	Ditto	Ditto	David Daniels.
4	Ditto	Robert John Arthur	-	David Daniels.
5	Garden out-buildings and sewer.	Robert John Arthur The Mayor Aldermen and Burgesses of the Borough of Llanelly.	-	Harold Jenkins The Mayor Aldermen and Burgesses of the Borough of Llanelly.
6	Ditto	Ditto	-	William Arthur Henry Webb The Mayor Aldermen and Burgesses of the Borough of Llanelly.
7	Ditto	Ditto	-	David Daniels The Mayor Aldermen and Burgesses of the Borough of Llanelly.
8	Footpath and sewer.	Ditto	-	Mary Ann Rees Harold Jenkins William Arthur Henry Webb David Daniels Mary Shannahan David Rees Lewis John Protheroe The Mayor Aldermen and Burgesses of the Borough of Llanelly.

[Ch. xxxiii.] *Ministry of Health* [17 & 18 GEO. 5.]
Provisional Orders Confirmation (No. 4) Act, 1927.

A.D. 1927.
 —
Llanelly
Order.

No. on Deposited Plan.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
9	Yard and sewer.	Robert John Arthur The Mayor Aldermen and Burgesses of the Borough of Llanelly.	- - -	Harold Jenkins William Arthur Henry Webb David Daniels Mary Shannahan David Rees Lewis John Protheroe The Mayor Aldermen and Burgesses of the Borough of Llanelly.
10	Outbuildings	Robert John Arthur	- - -	David Rees Lewis John Protheroe.
11	Ditto -	Ditto -	- - -	Mary Shannahan.
12	Ditto -	Ditto -	- - -	Ditto.
13	Footpath -	Ditto -	- - -	Mary Shannahan David Rees Lewis John Protheroe.
14	Dwelling-house.	Ditto	- - -	Mary Shannahan.
15	Garden path and outbuildings.	Ditto	- - -	Ditto.
16	Dwelling-house.	Ditto	- - -	David Rees Lewis.
17	Garden path and outbuildings.	Ditto	- - -	Ditto.
18	Dwelling-house.	Ditto	- - -	John Protheroe.
19	Footpath -	Ditto -	- - -	Ditto.
20	Garden path and outbuildings.	Ditto	- - -	Ditto.

Given under the Official Seal of the Minister of Health
 this Twenty-second day of March One thousand nine
 hundred and twenty-seven.

(L.S.)

H. W. S. FRANCIS
 Assistant Secretary Ministry of Health.

URBAN DISTRICT OF UXBRIDGE.

A.D. 1927.

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

—
Uxbridge Order.

WHEREAS the Urban District Council of Uxbridge (hereinafter referred to as "the Council") require to purchase and take the lands described in the Schedule hereto for the purpose of the provision of public sanitary conveniences in the Urban District of Uxbridge :

Now therefore the Minister of Health in pursuance of the powers given to him by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect that is to say :—

1. The Council shall be empowered for the purpose aforesaid 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) the powers of the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Compulsory powers of purchase.

2. This Order may be cited as the Uxbridge Order 1927.

Short title.

[Ch. xxxiii.] *Ministry of Health* [17 & 18 GEO. 5.]
Provisional Orders Confirmation (No. 4) Act, 1927.

A.D. 1927.

The SCHEDULE above referred to.

Uxbridge
Order.

Parish of UXBRIDGE in the Urban District of UXBRIDGE
in the County of MIDDLESEX.

No. on Deposited Plan.	Description of Lands.	Owner or Reputed Owner.	Lessee or Reputed Lessee.	Occupiers.
1	Dwelling-house and shop with the yard thereto belonging situate in the Parish of Uxbridge in the Urban District of Uxbridge in the County of Middlesex and known as No. 2 Windsor Street coloured Pink on the Plan and containing 7 poles or thereabouts together with the right of passing and repassing over and along the private roadway situate at the north-eastern side of the said premises and leading from Windsor Street aforesaid to the property No. 2 on the Plan.	Samuel Alfred Mutters.	- - -	Ernest Philip Mutters Amy Tre- herne.
2	All those the yard passage-way workshops and sheds at the rear of or adjoining No. 2 Windsor Street aforesaid coloured Green on the Plan and containing 14 poles or thereabouts together with the right of passing and repassing over and along the said private roadway above referred to.	Samuel Alfred Mutters.	Arthur Weatherall.	Arthur Weatherall

Given under the Official Seal of the Minister of Health
this Twenty-fourth day of March One thousand nine
hundred and twenty-seven.

(L.S.)

E. TUDOR OWEN
Assistant Secretary Ministry of Health.

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