



CHAPTER xxii.

An Act to confirm certain Provisional Orders of the Minister of Health relating to Brighton and Hove Bromley Guildford and Warrington. A.D. 1929.
[10th May 1929.]

WHEREAS under the provisions of the Public Health Act 1875 the Minister of Health has made certain Orders which are set out in the schedule hereto : 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. 6) Act 1929. Short title.

A.D. 1929.

SCHEDULE.

BOROUGHES OF BRIGHTON AND HOVE.

Provisional Order altering a confirmation Act.

*Brighton
and Hove
(Outfall
Sewers)
Order.*

WHEREAS by the local Act and confirmation Acts mentioned in the Schedule to this Order the Brighton Intercepting and Outfall Sewers Board of which the Mayor Aldermen and Burgesses of the Borough of Brighton acting by the council and the Mayor Aldermen and Burgesses of the Borough of Hove acting by the council are the constituent authorities was established and incorporated for the purpose of the construction and maintenance of certain sewers and works;

And whereas in pursuance of article 24 of the Brighton and Hove (Outfall Sewers) Order 1924 each of the constituent authorities appoints one member of the Board in respect of every fifty thousand pounds of the rateable value of their area;

And whereas the Board with the consents specified in article 29 of the Order of 1924 have applied to the Minister of Health to amend that Order in the manner following :

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 as follows :—

Short title
and com-
mencement.

1.—(1) This Order may be cited as the Brighton and Hove (Outfall Sewers) Order 1929 and this Order and the Orders mentioned in Part II. of the Schedule to this Order may be cited together as the Brighton and Hove (Outfall Sewers) Orders 1888 to 1929.

(2) This Order shall come into operation on the first day of October nineteen hundred and twenty-nine.

Amendment
of article 24
of Order of
1924.

2. Paragraph (1) of article 24 of the Brighton and Hove (Outfall Sewers) Order 1924 shall have effect as if for the words "fifty thousand pounds" wherever those words occur the words "seventy thousand pounds" were substituted and any reference to rateable value in that paragraph shall be read as a reference

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to rateable value according to the valuation list in force on the first day of October nineteen hundred and twenty-nine or on any later day.

A.D. 1929.

—
*Brighton
 and Hove
 (Outfall
 Sewers)
 Order.*

SCHEDULE.

LOCAL ACT AND CONFIRMATION ACTS RELATING TO THE
 BRIGHTON INTERCEPTING AND OUTFALL SEWERS BOARD.

PART I.—LOCAL ACT.

Session and Chapter.	Short Title.
33 & 34 Vict. c. c.	The Brighton Intercepting and Outfall Sewers Act 1870.

PART II.—CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order thereby confirmed.
51 & 52 Vict. c. ci.	The Local Government Board's Provisional Orders Confirmation (No. 6) Act 1888.	The Brighton and Hove (Outfall Sewers) Order 1888.
61 & 62 Vict. c. lxxxii.	The Local Government Board's Provisional Orders Confirmation (No. 9) Act 1898.	The Brighton and Hove (Outfall Sewers) Order 1898.
14 & 15 Geo. 5. c. xvii.	The Ministry of Health Provisional Orders Confirmation (No. 5) Act 1924.	The Brighton and Hove (Outfall Sewers) Order 1924.

A.D. 1929.

BOROUGH OF BROMLEY.

*Bromley
Order.*

*Provisional Order to enable the Bromley Corporation to
put in force the compulsory clauses of the Lands
Clauses Acts.*

WHEREAS the mayor aldermen and burgesses of the Borough of Bromley acting by the Council (in this Order referred to as "the Corporation") require to purchase and take the lands described in the Schedule to this Order for the purposes of widening opening enlarging or otherwise improving the street known as London Road in the Borough of Bromley :

Now therefore the Minister of Health in pursuance of the powers given to him by section 176 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders as follows :—

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 to this Order (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
and com-
mencement.

2. This Order may be cited as the Bromley Order 1929 and shall come into operation on the date of the Act of Parliament confirming it.

The SCHEDULE above referred to.

Parish of BROMLEY Borough of BROMLEY in the County of
KENT.

No. on Deposited Plan.	Description of Property.	Owners or Reputed Owners.	Occupiers.
1	Forecourt to premises known as No. 1 London Road.	Christine Geary.	Frederick Edward Baldock.
2	Forecourt to premises known as No. 3 London Road.	Emily Josephine Gedney.	Violet Irene Pott.
3	Forecourt to premises known as No. 5 London Road.	Albert Frampton.	Albert Frampton.

BOROUGH OF GUILDFORD.

A.D. 1929

*Provisional Order amending and partially repealing
a local Act.*

*Guildford
Order.*

WHEREAS the Borough of Guildford is an urban district of which the mayor aldermen and burgesses acting by the council (in this Order referred to as "the Corporation") are the local authority for the purposes of the Public Health Act 1875;

And whereas the provisions of the Guildford Corporation Act 1926 are in force in the Borough and section 93 of that Act provides that where by reason of any improvement made by the Corporation any land becomes land which adjoins or abuts on any street all buildings or additions to buildings erected on that land shall be erected in accordance with elevations approved by the Corporation;

And whereas the Corporation have applied to the Minister of Health for the issue of a Provisional Order amending and partially repealing the local Act in the manner following:

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 any other power in that behalf hereby orders as follows:—

1. This Order may be cited as the Guildford Order 1929 and shall come into operation on the date of the Act of Parliament confirming it. Short title and commencement.

2. In this Order unless the context otherwise requires— Interpretation.

"The advisory committee" means the advisory committee for the Borough constituted under this Order;

"The Borough" means the Borough of Guildford;

"The depositor" means a person by whom elevations and particulars have been deposited with the Corporation in pursuance of a byelaw made under this Order.

3.—(1) The Corporation may make byelaws providing in such manner as they may think proper for the deposit with the Corporation by any person who intends to construct any work within the Borough to which this article applies of drawings of the elevations and particulars of the materials to be used for the work. Byelaws as to deposit of elevations &c. of buildings and chimneys.

(2) The works to which this article applies are—

(a) the construction of any building or the reconstruction of any existing building; or

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—
Guildford
Order.

(b) the construction of any addition to an existing building or the reconstruction of any existing addition to a building; or

(c) the construction of any chimney which will exceed in height forty-five feet from the ground.

(3) The provisions with respect to byelaws contained in sections 182 to 185 of the Public Health Act 1875 as amended by any other enactment shall subject to such modifications as may be necessary apply to all byelaws made by the Corporation under this article.

Constitution
and proceed-
ings of
advisory
committee.

4.—(1) For the purposes of this Order a standing advisory committee of three persons shall be constituted for the Borough of whom one person shall be a Fellow of the Royal Institute of British Architects to be nominated by the President of that Institute one person shall be a Fellow of the Surveyors' Institution to be nominated by the President of that Institution and one person shall be a justice of the peace to be nominated by the Corporation :

Provided that a member of the council of the Borough shall be disqualified from being appointed or being a member of the advisory committee.

(2) The advisory committee shall be appointed by the Corporation at a meeting to be held within six weeks after the first series of byelaws made under this Order has been confirmed by the Minister of Health.

(3) Any vacancy in the advisory committee shall be filled by the Corporation on the nomination of the person or body by whom the member in whose office the vacancy arose was nominated.

(4) The Corporation may pay the members of the advisory committee such reasonable fees and allowances as they may think fit.

(5) In the event of a division of opinion among the members of the advisory committee upon a question referred to them under this Order that question shall be decided by a majority of the votes of the members of the committee but save as aforesaid the advisory committee shall act by their whole number.

(6) Subject to the provisions of this Order the proceedings of the advisory committee shall be regulated by that committee and their place of meeting shall be determined by them.

Approval by
Corporation
of elevations
&c. or
reference to
advisory
committee.

5.—(1) Where elevations and particulars of a work are deposited with the Corporation in pursuance of a byelaw made under this Order the Corporation within one month after the date of the deposit shall either approve the elevations and particulars and send a notice of their approval to the depositor

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or shall refer the question of the approval to the advisory committee on one or more of the grounds mentioned in this article.

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—
*Guildford
Order.*

(2) A reference by the Corporation to the advisory committee may be made on the ground that in view of the character design and construction of existing buildings in the neighbourhood of the work proposed the work would seriously disfigure the Borough whether by reason of its height or design or the nature of the materials to be used in its construction.

(3) Any reference to the advisory committee shall be accompanied by a statement of the grounds on which the work is considered by the Corporation to be objectionable and a copy of the statement shall at the same time be sent by the Corporation to the depositor.

(4) The depositor may within fourteen days after the receipt from the Corporation of the statement of their objections to the work send the advisory committee and the Corporation a statement of his answers to the objections.

6.—(1) The advisory committee shall within one month after the receipt of a reference from the Corporation decide whether having regard to the considerations mentioned in paragraph (2) of the preceding article of this Order the work should be disapproved or approved by them. Decision of
advisory
committee.

(2) Notice of the decision of the advisory committee shall forthwith be sent by them to the Corporation and to the depositor and if the work is disapproved the notice of the decision shall contain a statement of the grounds on which the proposed work is considered by the advisory committee to be objectionable.

(3) The decision of the advisory committee upon a question referred to them under this Order shall be final and conclusive and if a decision is not reached within the period of one month mentioned in paragraph (1) of this article the work shall be deemed to have been approved by the advisory committee.

7.—(1) Where the elevations or particulars of a work have been disapproved by the advisory committee it shall not be lawful for any person to commence or proceed with the work until further elevations and particulars have been approved by the Corporation or by the advisory committee and it shall then be lawful to commence or proceed with the work only in accordance with the elevations and particulars so approved. Penalties.

(2) Any person who acts in contravention of this article shall be liable on summary conviction to a penalty not exceeding five pounds and to a penalty not exceeding two pounds for each day on which the offence is continued by that person after conviction.

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*Guildford
Order.*
Costs.

8. The costs of a reference under this Order to the advisory committee shall be paid by such persons and in such proportions as the advisory committee may direct and any costs awarded by the advisory committee may be recovered summarily as a civil debt by the person in whose favour the award is made.

Repeal.

9. Upon the date on which the first series of byelaws made by the Corporation under this Order shall come into force paragraph (i) of subsection (1) of section 93 of the Guildford Corporation Act 1926 shall be repealed.

Saving for
Southern
Railway
Company.

10. Nothing in any byelaws made under this Order shall extend to any building (not being a dwelling-house) railway or work constructed by or belonging to or which may hereafter be constructed by or belong to the Southern Railway Company in the exercise of their statutory powers or to any land held or acquired or which may hereafter be held or acquired by such company with the authority of Parliament so long as any such building railway work or land is used or held by such company primarily for railway purposes.

Saving for
other bye-
laws of
Corporation.

11. Nothing in this Order shall affect the application to a work of byelaws made by the Corporation under the Public Health Acts 1875 to 1925 or shall preclude the submission to or approval by the Corporation of elevations and particulars in pursuance of byelaws made under this Order simultaneously with the submission to or approval by the Corporation of plans and sections deposited in pursuance of byelaws made under those Acts.

Crown
rights.

12. Nothing in this Order shall affect prejudicially any estate right power privilege or exemption of the Crown.

BOROUGH OF WARRINGTON.

*Warrington
Order.*

*Provisional Order to enable the Warrington Corporation to
put in force the compulsory clauses of the Lands
Clauses Acts.*

WHEREAS the mayor aldermen and burgesses of the Borough of Warrington acting by the council (in this Order referred to as "the Corporation") require to purchase and take the lands described in the Schedule to this Order for the purposes of widening opening enlarging or otherwise improving Sankey Street in the Borough of Warrington :

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Now therefore the Minister of Health in pursuance of the powers given to him by section 176 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders as follows :—

A.D. 1929.
 —
Warrington Order.

1. The Corporation shall be empowered for the purposes aforesaid to put in force with reference to the lands described in the Schedule to this Order (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.

Compulsory powers of purchase.

2. This Order may be cited as the Warrington Order 1929 and shall come into operation on the date of the Act of Parliament confirming it.

Short title and commencement.

SCHEDULE.

Township of WARRINGTON County Borough of WARRINGTON.

Number on Deposited Plan.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
1	Shop and work-rooms over	Executors of Charles Lonsdale per Messrs Lonsdale and Marsh 26 North John Street Liverpool.	George Sutton	George Sutton.
1A	Room over -	Do. -	Do.	George Sutton and Frank Alfred Neubert.
2	Lock-up shop -	Do. -	-	Peter Frederick Ward.
2A	Rooms over -	Do. -	-	Warrington Cafés Limited.
3	Lock-up shop -	Do. -	-	Frank Alfred Neubert.
3A	Rooms over -	Do. -	-	Warrington Cafés Limited.
4	House and shop	Do. -	-	Lizzie Hough.
5	Yard - -	Do. -	-	Do.

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 —
Warrington
Order.

Number on Deposited Plan.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
6	Open yard	Executors of Charles Lonsdale per Messrs Lonsdale and Marsh 26 North John Street Liverpool.	-	George Sutton Frank Alfred Neubert Peter Frederick Ward Warrington Cafés Limited.
7	Water-closet	Do.	-	Lizzie Hough.
8	Do.	Do.	-	Warrington Cafés Limited.
9	Do.	Do.	-	Frank Alfred Neubert Peter Frederick Ward George Sutton.
10	Shop and store-room over	Do.	-	Arthur Edward Hill.
11	Bakehouse	Do.	-	Warrington Cafés Limited.
12	Coalhouse	Do.	-	Do.
13	Shop and café	Harriet Broadhurst Milligan The Nook Cecil Avenue Ashton-on-Mersey.	-	Warrington Cafés Limited.
14	Bakehouse	Do.	-	Do.
14A	Rooms over	Do.	-	Do. and C. H. & J. Dawson Limited.
15	Warehouse and rooms over	Do.	-	Empty.
16	Covered yard and closet	Do.	-	Warrington Cafés Limited.

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