



CHAPTER cxxix.

An Act to confirm certain Provisional Orders made by the Education Department under the Elementary Education Act, 1870, to enable the School Boards for Birmingham, Bradford (Yorks), Cardiff, Derby, and Llanwonno to put in force the Lands Clauses Consolidation Act, 1845, and the Acts amending the same. A.D. 1885.

[31st July 1885.]

WHEREAS the Lords of the Committee of the Privy Council on Education have made certain Provisional Orders under the authority of the Elementary Education Act, 1870, on behalf of the School Boards for Birmingham, Bradford (Yorks), Cardiff, Derby, and Llanwonno, and it is requisite that the same should be confirmed by Parliament: 33 & 34 Vict.
c. 75.

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 following Orders (except so much of the Order relating to the School Board for Birmingham as refers to the piece of land firstly described in the Schedule to such Order), shall be and are hereby confirmed, and from and after the passing of this Act shall have full validity and force. Confirmation
of Orders.

2. The school boards mentioned in the said Orders shall not under the powers of this Act or of the said Orders, without the consent of the Local Government Board, purchase or acquire in any city, borough, or other urban sanitary district, or in any parish or part of a parish not being within an urban sanitary district, ten or more houses which, after the passing of this Act, have been, or on the fifteenth day of December last were, occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers. Special pro-
vision as to
houses of
labouring
class.

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A.D. 1885. — For the purposes of this section, the expression "labouring class" includes mechanics, artizans, 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 Education Department Provisional Orders Confirmation (Birmingham, &c.), Act 1885.

THE SCHOOL BOARD FOR BIRMINGHAM, COUNTY OF WARWICK. A.D. 1885.

*Provisional Order for putting in force the Lands Clauses
Consolidation Act, 1845.*

At the Council Chamber, the 11th day of April 1885.

WHEREAS the School Board for the borough of Birmingham, in the county of Warwick, require to purchase certain pieces of land for the purposes of the Elementary Education Act, 1870, and not having been able to purchase the same by agreement, require to put in force the provisions of the Lands Clauses Consolidation Act, 1845, and the Acts amending the same, which apply to the purchase and taking of lands otherwise than by agreement :

And whereas the lands so required to be purchased are set forth in the schedule hereunder written :

And whereas the said Board have made due publication of the notices, and have duly served the same, according to the requirements of the Elementary Education Act, 1870, and have presented a petition to the Education Department praying that an Order may be made authorising the said School Board to put in force the powers of the said Acts with respect to the purchase and taking of lands otherwise than by agreement, in which petition were stated all the matters required by the said Elementary Education Act to be stated therein, and the same hath been supported by such evidence as the said Education Department required :

And whereas the said Department, having considered the said petition and the proofs of the publication and service of the proper notices, have thought fit to proceed with the case, and have caused inquiry to be made in the district of the said Board wherein the said lands are situate as to the propriety of the proposed Order :

Now, therefore, the said Department, having received a report after such inquiry, and having duly considered the same, do hereby declare that it is proper, and do hereby order accordingly, that the said Board be authorised to put in force, with reference to the pieces of land set forth in the schedule hereunder written, the powers of the said Acts for the purchase and taking of lands otherwise than by agreement or any of them.

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Orders Confirmation (Birmingham, &c.) Act, 1885.*

A.D. 1885.

SCHEDULE to the foregoing Order.

Description of Property.	Quantity in Sq. Yds. (about).
A piece of land, situated in the borough of Birmingham, at the corner of Rupert Street and Avenue Road, the south-east side of which abuts on Rupert Street, the south-west side on Avenue Road, and the north-west and north-east sides on land reputed to belong to the London and North-western Railway Company	5,000
A piece of land (part of which is used as a coalyard) with the erections thereon, situated in the hamlets of Deritend and Bordesley, between the dwelling-houses numbered 37 and 43, in Upper Highgate Street, in the borough of Birmingham, which said piece of land and premises are bounded on the north-west by Upper Highgate Street, on the north-east and south-west by property reputed to belong to Mrs. Pennefather's trustees, and on the south-east by land belonging to the Birmingham School Board	289

THE SCHOOL BOARD FOR BRADFORD, COUNTY OF
YORK.

*Provisional Order for putting in force the Lands Clauses
Consolidation Act, 1845.*

At the Council Chamber, the 16th day of March 1885.

WHEREAS the School Board for the borough of Bradford, in the county of York, require to purchase certain pieces of land for the purposes of the Elementary Education Act, 1870, and not having been able to purchase the same by agreement, require to put in force the provisions of the Lands Clauses Consolidation Act, 1845, and the Acts amending the same, which apply to the purchase and taking of lands otherwise than by agreement :

And whereas the lands so required to be purchased are set forth in the schedule hereunder written :

And whereas the said Board have made due publication of the notices, and have duly served the same, according to the requirements of the Elementary Education Act, 1870, and have presented a petition to the Education Department praying that an Order may be made authorising the said School Board to put in force the powers of the said Acts with respect to the purchase and taking of lands otherwise than by agreement, in which petition were stated all the matters required by the said Elementary Education Act to be stated therein, and the same hath been supported by such evidence as the said Education Department required :

[48 & 49 VICT.] *Education Department Provisional [Ch. cxxix.]
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And whereas the said Department, having considered the said petition and the proofs of the publication and service of the proper notices, have thought fit to proceed with the case, and have caused inquiry to be made in the district of the said Board wherein the said lands are situate as to the propriety of the proposed Order: A.D. 1885.

Now, therefore, the said Department, having received a report after such inquiry, and having duly considered the same, do hereby declare that it is proper, and do hereby order accordingly, that the said Board be authorised to put in force, with reference to the pieces of land set forth in the schedule hereunder written, the powers of the said Acts for the purchase and taking of lands otherwise than by agreement or any of them.

SCHEDULE to the foregoing Order.

1. A plot of land, situate in the township of Manningham, in the borough of Bradford, being part of a larger plot abutting upon Carlisle Road, the property of James Drummond, Esq. The plot proposed to be taken is bounded on the north by other part of the said larger plot of land, on the east by a mill and shed known as Ellison's Mill, on the south partly by cottages situate in Newport Road, partly by a builder's yard, and partly by the gardens attached to Whetley House, and on the west by cottages and land forming Leyburn Street and Middleton Street. The area is 11,270 square yards or thereabouts.

2. A plot of land, bounded on the north by Ellison's Mill, on the east by Priestman Street, on the south by cottages forming part of Newport Road, and on the west by the plot of land first described. The area is 300 square yards or thereabouts.

3. A plot of land now used as a builder's yard, situate at or fronting to the west end of Newport Road, and including a moiety of Newport Road coextensive therewith. This plot of land is bounded on the north by the plot of land first described, on the east by cottages forming part of Newport Road, on the south by the centre line of Newport Road, and on the west by land the property of John Sleight. The area is 697 square yards or thereabouts.

4. The site of a wall at the east end of Leyburn Street, and the wall standing thereupon. The area is 8 square yards or thereabouts.

5. The site of a wall at the east end of Middleton Street, and the wall standing thereupon. The area is 8 square yards or thereabouts.

6. Six cottages, one being also a shop, situate on the west side of Priestman Street, with the gardens and appurtenances thereto, such cottages being numbered 111, 113, 115, 117, 119, and 127. The area is 225 square yards or thereabouts.

7. A triangular plot of land, forming the north-west corner of the field lying on the northerly side of Ellison's Mill. The area is 105 square yards or thereabouts.

Rights over Land.

8. Rights of way for all purposes in connexion with the lands proposed to be taken over the entire length of Leyburn Street, containing 1,328 square yards or

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A.D. 1885. thereabouts ; Middleton Street, containing 1,456 square yards or thereabouts ;
and also over Newport Road, Arnold Street, and Arnold Place ; and also the
right of drainage under each and every of the said streets.

THE SCHOOL BOARD FOR CARDIFF, COUNTY OF
GLAMORGAN.

*Provisional Order for putting in force the Lands Clauses
Consolidation Act, 1845.*

At the Council Chamber, the 20th day of April 1885.

WHEREAS the School Board for the borough of Cardiff, in the county of Glamorgan, require to purchase a certain piece of land for the purposes of the Elementary Education Act, 1870, and not having been able to purchase the same by agreement, require to put in force the provisions of the Lands Clauses Consolidation Act, 1845, and the Acts amending the same, which apply to the purchase and taking of lands otherwise than by agreement :

And whereas the land so required to be purchased is set forth in the schedule hereunder written :

And whereas the said Board have made due publication of the notices, and have duly served the same, according to the requirements of the Elementary Education Act, 1870, and have presented a petition to the Education Department praying that an Order may be made authorising the said School Board to put in force the powers of the said Acts with respect to the purchase and taking of lands otherwise than by agreement, in which petition were stated all the matters required by the said Elementary Education Act to be stated therein, and the same hath been supported by such evidence as the said Education Department required :

And whereas the said Department, having considered the said petition and the proofs of the publication and service of the proper notices, have thought fit to proceed with the case, and have caused inquiry to be made in the district of the said Board wherein the said land is situate as to the propriety of the proposed Order :

Now, therefore, the said Department, having received a report after such inquiry, and having duly considered the same, do hereby declare that it is proper, and do hereby order accordingly, that the said Board be authorised to put in force, with reference to the piece of land set forth in the schedule hereunder written, the powers of the said Acts for the purchase and taking of lands otherwise than by agreement or any of them.

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SCHEDULE to the foregoing Order.

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Parish in which Site is situated.	Description of Property required for School Site.	Quantity in square yards (about).
Parish of Roath, in the town of Cardiff, in the county of Glamorgan.	A piece of land situate at or near Plasnewydd, bounded on the north by a public road called Albany Road, leading from Castle Road to Penylan Road, on the south by land the property of Mrs. Mackintosh, on the west by land the property of Mrs. Mackintosh, and on the east by a road leading from Albany Road to Plasnewydd.	4840

THE SCHOOL BOARD FOR DERBY, COUNTY OF DERBY.

Provisional Order for putting in force the Lands Clauses Consolidation Act, 1845.

At the Council Chamber, the 5th day of March 1885.

WHEREAS the School Board for the borough of Derby, in the county of Derby, require to purchase a piece of land for the purposes of the Elementary Education Act, 1870, and not having been able to purchase the same by agreement, require to put in force the provisions of the Lands Clauses Consolidation Act, 1845, and the Acts amending the same, which apply to the purchase and taking of lands otherwise than by agreement :

And whereas the land so required to be purchased is set forth in the schedule hereunder written :

And whereas the said Board have made due publication of the notices, and have duly served the same, according to the requirements of the Elementary Education Act, 1870, and have presented a petition to the Education Department praying that an Order may be made authorising the said School Board to put in force the powers of the said Acts with respect to the purchase and taking of lands otherwise than by agreement, in which petition were stated all the matters required by the said Elementary Education Act to be stated therein, and the same hath been supported by such evidence as the said Education Department required :

And whereas the said Department, having considered the said petition and the proofs of the publication and service of the proper notices, have thought fit to proceed with the case, and have caused inquiry to be made in the district of the

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A.D. 1885. said Board wherein the said land is situate as to the propriety of the proposed Order :

Now, therefore, the said Department, having received a report after such inquiry, and having duly considered the same, do hereby declare that it is proper, and do hereby order accordingly, that the said Board be authorised to put in force, with reference to the piece of land set forth in the schedule hereunder written, the powers of the said Acts for the purchase and taking of lands otherwise than by agreement or any of them.

SCHEDULE to the foregoing Order.

All those four messuages, hereditaments, and premises, with the yards, gardens, right of way, and appurtenances thereto belonging, situate and being numbered 9, 10, 11, and 12 in Traffic Street, in the parish of Saint Peter, in the borough of Derby, and containing in the whole 235 square yards or thereabouts.

Owners and Occupiers.

1. John Ryley and Thomas Meakin (trustees), and Ann Ship-	}	Owners.
man, tenant for life - - - - -		
2. Mary Mellor - - - - -		Occupier.
3. Thomas Martin - - - - -		"
4. Thomas Ludlam - - - - -		"
5. Hannah Pipes - - - - -		"

THE SCHOOL BOARD FOR LLANWONNO, COUNTY OF
GLAMORGAN.

*Provisional Order for putting in force the Lands Clauses
Consolidation Act, 1845.*

At the Council Chamber, the 20th day of April 1885.

WHEREAS the School Board for the parish of Llanwonno, in the county of Glamorgan, require to purchase a certain piece of land for the purposes of the Elementary Education Act, 1870, and not having been able to purchase the same by agreement, require to put in force the provisions of the Lands Clauses Consolidation Act, 1845, and the Acts amending the same, which apply to the purchase and taking of lands otherwise than by agreement :

And whereas the land so required to be purchased is set forth in the schedule hereunder written :

And whereas the said Board have made due publication of the notices, and have duly served the same, according to the requirements of the Elementary

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Education Act, 1870, and have presented a petition to the Education Department praying that an Order may be made authorising the said School Board to put in force the powers of the said Acts with respect to the purchase and taking of lands otherwise than by agreement, in which petition were stated all the matters required by the said Elementary Education Act to be stated therein, and the same hath been supported by such evidence as the said Education Department required :

And whereas the said Department, having considered the said petition, and the proofs of the publication and service of the proper notices, have thought fit to proceed with the case, and have caused inquiry to be made in the district of the said Board wherein the said land is situate as to the propriety of the proposed Order :

Now, therefore, the said Department, having received a report after such inquiry, and having duly considered the same, do hereby declare that it is proper, and do hereby order accordingly, that the said Board be authorised to put in force, with reference to the piece of land set forth in the schedule hereunder written, the powers of the said Acts for the purchase and taking of lands otherwise than by agreement or any of them.

SCHEDULE to the foregoing Order.

A piece of land, the property of Crawshay Bailey, Esquire, and William Bailey Partridge, Esquire, containing by admeasurement 3,000 square yards or thereabouts, portion of Tir Bach Farm, Aberllechan, situate in the parish of Llanwonno, in the county of Glamorgan, being part of a field or close of land numbered 1,022 on the New Ordnance Survey Map of the said parish, and having a frontage of 136 feet or thereabouts to a road in course of construction, passing in front of the National Colliery Company's cottages.

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