



CHAPTER cxci.

An Act to confirm a Provisional Order made by the Education Department under the Elementary Education Act, 1870, to enable the School Board for London to put in force the Lands Clauses Acts. [24th August 1893.] A.D. 1893.

WHEREAS the Lords of the Committee of the Privy Council on Education have made a Provisional Order under the authority of the Elementary Education Act, 1870, on behalf of the School Board for London, 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 Order shall be and is hereby confirmed, and from and after the passing of this Act shall have full validity and force. Confirmation
of Order.

2. Nothing herein contained shall be construed to authorise the said Board to extinguish any public rights of way without such Order being obtained as, but for this Act, would have been required for that purpose. Saving of
public rights
of way.

3. For the protection of the Corporation of London the following provisions shall have effect:— For the
protection
of the Cor-
poration of
London.

(1.) The walls to be erected by the School Board upon the lands described in Plan No. 2 of the schedule to the annexed Order, so far as such walls abut upon the property of the Corporation of London, shall be not less than fifteen feet in height, and the entrances to be made by the School Board into Goodinge Road shall be only two in number of the width of not more than three feet six inches each. The Board shall also, subject to the consent of the Education Department,

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construct the school and other buildings, or any subsequent alterations or additions to the same, upon the said land so that there shall be no continuous direct access from Goodinge Road to Hungerford Road, except through the school building, and so that such entrances into Goodinge Road shall only be opened for the purposes of ingress and egress at such times as may be necessary for school purposes.

(2.) The school buildings and the entrances thereto, and any subsequent alterations or additions to the same, shall be constructed upon the principle hereinbefore indicated and shown upon the plan signed by Thomas J. Bailey, the architect of the Board, dated 24th July 1893.

(3.) In the event of any dispute arising between the Board and the Corporation with reference thereto, such dispute shall be submitted to arbitration under the rules for the time being of the London Chamber of Arbitration.

(4.) In the event of the piece of land and houses in Goodinge Road the property of the Corporation acquired by the Board under the provisions of this Act being no longer required by the Board for school purposes, the property in and possession of the same shall revert to the Corporation upon the payment by them of such a sum as failing agreement may be awarded by an arbitrator to be appointed under the rules for the time being of the London Chamber of Arbitration, and the Board shall execute all necessary assurances for the purpose.

(5.) If at any time the Board of Agriculture shall order the Metropolitan Cattle Market of the said Corporation to be closed, the School Board shall, while such cattle market remains closed under such order, keep the said entrances into Goodinge Road closed.

Saving for provisions of 18 & 19 Vict. cc. 120, 122.

4. Nothing contained in this Act or in the Order set out in the schedule to this Act or on the plans therein mentioned shall be deemed to exempt any of the lands referred to in the said Order, or the School Board in respect thereof, from any of the provisions of the Metropolis Management Act, 1855, the Metropolitan Building Act, 1855, and any Acts amending or extending the same.

Saving with respect to houses of labouring classes.

5.—(1.) The Board shall not under the powers of this Act purchase or acquire in any parish in the Metropolis twenty 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, unless and until— A.D. 1893.

(a.) They shall have obtained the approval of the Secretary of State for the Home Department to a scheme for providing new dwellings for such number of persons as were residing in such houses on the fifteenth day of December last, or for such number of persons as the Secretary of State shall after inquiry deem necessary, having regard to the number of persons on or after that date residing in such houses and working within one mile therefrom, and to the amount of vacant suitable accommodation in the immediate neighbourhood of such houses, or to the place of employment of such persons, and to all the circumstances of the case; and

(b.) They shall have given security to the satisfaction of the Secretary of State for the carrying out of the scheme.

(2.) The approval of the Secretary of State to any scheme under this section may be given either absolutely or conditionally, and after the Secretary of State has approved of any such scheme he may from time to time approve either absolutely or conditionally of any modifications in the scheme.

(3.) Every scheme under this section shall contain provisions prescribing the time within which it shall be carried out, and shall require the new dwellings proposed to be provided under the scheme to be completed fit for occupation before the persons residing in the houses in respect of which the scheme is made are displaced: Provided that the Secretary of State may dispense with the last-mentioned requirement subject to such conditions (if any) as he may see fit.

(4.) Any provisions of any scheme under this section, and any conditions subject to which the Secretary of State may have approved of any scheme, or of any modifications of any scheme under this section, or subject to which he may have dispensed with the above-mentioned requirement, shall be enforceable by a writ of mandamus to be obtained by him out of the Queen's Bench Division of the High Court of Justice.

(5.) If the Board acquire or appropriate any house or houses for the purposes of this Act in contravention of the foregoing provisions, or displace or cause to be displaced the persons residing in any house or houses in contravention of the requirements of the scheme, they shall be liable to a penalty of five hundred pounds in respect of any such house, which penalty shall be recoverable by the Secretary of State by action in the High Court of Justice, and shall

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A.D. 1893. be carried to and form part of the Consolidated Fund of the United Kingdom : Provided that the Court may, if it think fit, reduce such penalty.

(6.) For the purpose of carrying out any scheme under this section the Board may, subject to the approval of the Lords of the Committee of the Privy Council on Education, appropriate any lands for the time being belonging to them or which they have power to acquire, and may purchase such further lands as they may require.

(7.) The Board may, subject to such approval as aforesaid, on any lands belonging to them, or purchased or acquired under this section, erect such dwellings for persons of the labouring class as may be necessary for the purpose of any scheme under this section, and may sell, demise, or let, or otherwise dispose of such dwellings and any lands purchased or acquired as aforesaid.

(8.) All lands on which any buildings have been erected or provided by the Board in pursuance of any scheme under this section shall, for a period of twenty-five years from the date of the scheme, be appropriated for the purpose of dwellings, and every conveyance, demise, or lease of such lands and buildings shall be endorsed with notice of this enactment : Provided that the Secretary of State may at any time dispense with all or any of the requirements of this subsection, subject to such conditions (if any) as he may see fit.

18 & 19 Vict.
c. 122.
18 & 19 Vict.
c. 120. (9.) All buildings erected or provided by the Board for the purpose of any scheme under this section shall be subject to the provisions of the Metropolitan Building Act, 1855, and the Metropolis Management Act, 1855, and any Acts amending those respective Acts.

(10.) The Secretary of State may direct any inquiries to be held which he may deem necessary in relation to any scheme under this section, and for giving effect to any of the provisions of this section, and may appoint inspectors for the purposes of any such inquiry ; and every such inspector shall, for the purposes of any such inquiry, have all such powers as inspectors of the Local Government Board have for the purposes of inquiries directed by that Board under the Public Health Act, 1875.

38 & 39 Vict.
c. 55. (11.) The Board shall pay to the Secretary of State a sum to be fixed by him in respect of any expenses incurred by him in relation to any inquiries under this section, including the expenses of any witnesses summoned by the inspector holding the inquiry,

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and a reasonable sum to be fixed by the Secretary of State for the services of such inspector. A.D 1893.

(12.) 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.

(13.) The Board and the Lords of the Committee of the Privy Council on Education and the Secretary of State are hereby respectively authorised and empowered to do all acts, matters, and things for carrying into full effect every such scheme as aforesaid, and the Board and the Lords of the Committee of the Privy Council on Education shall for that purpose have the same powers as they have under the Elementary Education Acts, 1870 to 1880, for the purpose of providing sufficient school accommodation for their district, including the power of borrowing money under section ten of the Elementary Education Act, 1873, and the carrying of such scheme into effect shall be deemed to be a work for which the Board is authorised to borrow within the meaning of the Public Works Loans Act, 1875.

36 & 37 Vict.
c. 86.

38 & 39 Vict.
c. 89.

6. This Act may be cited as the Education Department Provisional Order Confirmation (London) Act, 1893. Short title.

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*School
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THE SCHOOL BOARD FOR LONDON.

Provisional Order for putting in force the Lands Clauses Acts.

At the Council Chamber, Whitehall, the 8th day of May 1893.

WHEREAS the School Board for London require to purchase divers pieces of land for the purposes of the Elementary Education Acts, 1870 and 1873, and, not having been able to purchase the same by agreement, require to put in force the provisions of the Lands Clauses Acts 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 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.

Signed this 8th day of May 1893.

(Signed) G. W. KEKEWICH,

Secretary to the Education Department.

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SCHEDULE REFERRED TO IN THE PRECEDING ORDER.

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Plan No. 1.

*School
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A piece or parcel of land situate in the parish of Fulham, in the county of London, forming part of a Market Garden on the western side of the Fulham Palace Road, and adjacent to and northward of the St. James's Home, and containing 54,450 square feet or thereabouts, as the same is described in the Plan No. 1, and distinguished by the No. 1. The names of the owners, lessees, and occupier of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.
The Ecclesiastical Commissioners -	-----		
James Humphry - - -		-----	
William Bagley - - -		-----	-----

Plan No. 2.

A piece or parcel of land situate in the parish of St. Mary, Islington, in the county of London, on the south-eastern side of Hungerford Road, together with a piece of land in the rear thereof, and also a piece of land on the north-west side of the Goodinge Road, and together containing 36,090 square feet or thereabouts, as the same is described in the Plan No. 2, and distinguished by the Nos. 1 to 15, together with all and singular the messuages and tenements and buildings now standing or being thereon, with their appurtenances. The names of the owners, lessees, and occupiers of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.	Name.	Owner.	Lessee.	Occupier.
Alfred Batson Joyner -	-----			Mrs. Mary Ann Bristow		-----	
Thomas Batson } trustees	-----			Job Utteridge - - -		-----	
the younger } -	-----			Thomas Bruce		-----	-----
Corporation of London -	-----			Henry Welch - - -		-----	-----
James Kendal - - -		-----		Charles Berjeau		-----	-----
Charles Pocock Lidbetter		-----	-----	Joseph Richards		-----	-----
Henry Heimes Partridge		-----		Peter Morrison		-----	-----
Mrs. Emily Eleanor		-----		Joseph Cleaver		-----	-----
Bates - - -		-----		Mrs. Emma Furber		-----	-----
Thomas Webb - - -		-----		Miss Elizabeth Mendham		-----	-----
George Smith - - -		-----	-----	John Page - - -		-----	-----
Henry Kemp - - -		-----		John Diggins		-----	-----
Charles Blois Daniels -		-----		Savage and Green -		-----	-----
John Spear - - -		-----	-----	William Thomas Hannah		-----	-----
William Chalkley Cagby		-----	-----				

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Plan No. 7.

A piece or parcel of land situate in the parish of Charlton, in the county of London, at the junction of the south side of Fossdene Road with Victoria Road, and south on a proposed road running parallel to the Fossdene Road, and containing 43,560 square feet or thereabouts, as the same is described in the Plan No 7, and distinguished by the No. 1, together with all and singular the messuages and tenements and buildings (if any) now standing or being thereon, with their appurtenances. The names of the owner, lessee, and occupiers of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.
George Mitchell - - -			
Joseph Henry Haire - -			
National Telephone Company -			

Plan No. 8.

A piece or parcel of land situate in the parish of Plumstead, in the county of London, situate on the northern side of Conway Road, together with a piece of market garden ground in the rear thereof, also a strip of market garden ground abutting thereon, and together containing 45,265 square feet or thereabouts, as the same is described in the Plan No. 8, and distinguished by the Nos. 1, 2, 3, together with all and singular the messuages and tenements and buildings now standing or being thereon, with their appurtenances. The names of the owners, lessee, and occupiers of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.
Edward Wm. Ravenscroft -			
William Jeans - - -			
Mrs. Charlotte Atkins - -			
Moses Elphick - - -			
Alfred Tinker - - -			

Plan No. 10.

A piece or parcel of land situate in the parish of St. John, Hackney, in the county of London, situate on the northern side of Montague Road and on the southern side of Victoria Road, Hackney Wick, and containing 16,335

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square feet or thereabouts, as the same is described in the Plan No. 10, and distinguished by the Nos. 1 to 18, together with all and singular the messuages and tenements and buildings now standing or being thereon, with their appurtenances. The names of the owners, lessees, and occupiers of the said piece or parcel of land and hereditaments are as follows:—

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Name.	Owner.	Lessee.	Occupier.	Name.	Owner.	Lessee.	Occupier.
Rev. James Oscar Bagdon Hunt.				Joseph Campbell - -			
George Sangster Osborn -				William Lucas - -			
James Robert Palmer -				Edmund Howson - -			
Thomas Henry Empson -				Albert Thomas Bird - -			
Mrs. Harriet Moore -				Charles Round - -			
Arthur Henry Ridgway -				James Maycock - -			
Joseph Cole - -				Charles Francis Sare - -			
Henry Griffiths - -				Mr. Jones - -			
John Gilman - -				Mrs. Elizabeth Froggett			
Charles Smith - -				Henry Wade - -			
George Bullinger - -				William Coster Macdonald			
Emanuel Watson - -				James John Dormer - -			
				Mr. Cann - -			

Plan No. 12.

A piece or parcel of land situate in the parish of St. Giles, Camberwell, in the county of London, consisting of nursery ground known as Frierns Nursery and land adjoining, with entrance from Peckham Rye, and containing 19,000 square feet or thereabouts, as the same is described in the Plan No. 12, and distinguished by the Nos. 1, 2, 3, together with all and singular the messuages and tenements and buildings now standing or being thereon, with their appurtenances. The names of the owners, lessees, and occupier of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.
Thomas Atterbury - -			
London County Council - -			
Thomas Lewis - -			
James Whelan - -			

Plan No. 13.

A piece or parcel of land situate in the parish of Battersea, in the county of London, on the north side of Ethelburga Street, between Juer Street and Worfield Road, and containing 32,670 square feet or thereabouts, as the

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same is described in the Plan No. 13, and distinguished by the No. 1 together with all and singular the messuages and tenements and buildings (if any) now standing or being thereon, with their appurtenances. The names of the owners and lessees of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.
Miss Ann Pryce - - -			
Thomas Edward Pryce - - -			
Edward Hammend Thompson - - -			
William Stewart - - -			

Plan No. 15.

A piece or parcel of land situate in the parish of St. Mary, Islington, in the county of London, in Morton Road, abutting north-west on the Ecclesbourne Road Board School, and containing 12,615 square feet or thereabouts, as the same is described in the Plan No. 15, and distinguished by the Nos. 1 to 7, together with all and singular the messuages and tenements and buildings now standing or being thereon, with their appurtenances. The names of the owner, lessees, and occupiers of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.
George Arthur Gervoise Scott - - -			
Frederick Richard Thomas - - -			
Abel Simner - - -			
Robert Ackhurst - - -			
Henry Hatton - - -			
George Hazle - - -			
Miss Amy Prosser - - -			
Thomas Biltcliff - - -			
Thomas Edward Davis - - -			
William Simner - - -			

Plan No. 16.

A piece or parcel of land situate in the parish of St. Mary, Islington, in the county of London, on the western side of Thornhill Road, and containing 13,610 square feet or thereabouts, as the same is described in the Plan No. 16,

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and distinguished by the Nos. 1, 2, 3, together with all and singular the messuages and tenements and buildings now standing or being thereon, with their appurtenances. The names of the owner, lessees, and occupiers of the said piece or parcel of land and hereditaments are as follows :—

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Name.	Owner.	Lessee.	Occupier.
Arthur John Thornhill - - -			
Frederick William Cooper - - -			
Henry Alford - - -			
James Norris - - -			
John Turk - - -			

Plan No. 17.

A piece or parcel of land situate in the parish of St. Nicholas, Deptford, in the county of London, abutting north and west on the Hughes Fields Board School, and containing 6,275 square feet or thereabouts, as the same is described in the Plan No. 17, and distinguished by the Nos. 1 to 5, together with all and singular the messuages and tenements and buildings now standing or being thereon, with their appurtenances. The names of the owner and occupiers of the said piece or parcel of land and hereditaments are as follows :—

Name.	Owner.	Lessee.	Occupier.
Benjamin Ivory - - -			
William Gatehouse - - -			
Charles Chappell - - -			
William Francis - - -			
David Melville - - -			
James Hardesty - - -			

Plan No. 20.

A piece or parcel of land situate in the parish of St. John, Hackney, in the county of London, abutting east on the London Fields Board School, in the rear of houses in West Street, and containing 4,205 square feet or thereabouts, as the same is described in the Plan No. 20, and distinguished by the No 1,

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together with all and singular the messuages and tenements and buildings (if any) now standing or being thereon, with their appurtenances. The names of the owner, lessee, and occupier of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.
Mr. Uwins - - -	—		
Jonathan Wardell - -		—	—

Plan No. 21.

A piece or parcel of land situate in the parish of St. Leonard, Shoreditch, in the county of London, on the eastern side of Boston Street, abutting south on land belonging or reputed to belong to the School Board for London, and containing 2,750 square feet or thereabouts, as the same is described in the Plan No. 21, and distinguished by the Nos. 1, 2, 3, together with all and singular the messuages and tenements and buildings now standing or being thereon, with their appurtenances. The names of the owner, lessee, and occupiers of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.
George Arthur Gervoise Scott -	—		
Horace C. St. Paul - - -		—	
Edith Wicks - - -			—
Edwin Tame - - -			—
Robert Shannon - - -			—

Plan No. 22.

A piece or parcel of land situate in the parish of St. Matthew, Bethnal Green, in the county of London, on the southern side of Tyrell Street, abutting south on the Turin Street Board School, and containing 5,090 square feet or thereabouts, as the same is described in the Plan No. 22, and distinguished by the Nos. 1 to 8, together with all and singular the messuages and tenements and buildings now standing or being thereon, with their

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appurtenances. The names of the owner and occupiers of the said piece or parcel of land and hereditaments are as follows:—

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Name.	Owner.	Lessee.	Occupier.
Col. Tufnell Tyrell			
Joseph Samuel Brown			
George Dutch, jun.			
George Dutch, sen.			
Robert Stanton			
Alfred Webb			
Thomas Stevens			
Alfred Carter			
James King			

Plan No. 23.

A piece or parcel of land situate in the parish of All Saints, Poplar, in the county of London, on the western side of Orchard Place, abutting north and west on the Orchard Place Board School premises, and containing 1,375 square feet or thereabouts, as the same is described in the Plan No. 23, and distinguished by the Nos. 1 and 2, together with all and singular the messuages and tenements and buildings now standing or being thereon, with their appurtenances. The names of the owners, lessee, and occupiers of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.
Unwin Heathcote			
Bernard Edward Broadhurst			
Loftus Adam Fitzwigram			
(trustees)			
School Board for London			
John Scanlan			
George Vettori			

Plan No 24.

A piece or parcel of land situate in the parish of Grays Thurrock, in the county of Essex, between the river wall and the Shaftesbury playground, and containing 3,760 square feet or thereabouts, as the same is described in the Plan No. 24, and distinguished by the Nos. 1 and 2, together with all and singular the messuages and tenements and buildings (if any) now standing or

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being thereon, with their appurtenances. The names of the owner, lessees, and occupier of the said piece or parcel of land and hereditaments are as follows:—

Name.	Owner.	Lessee.	Occupier.
James Theobald, Esq., M.P.	—		
Frank Standfield -		—	
Mrs. P. F. Standfield -		—	
Standfield and Son -			—

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