



CHAPTER xlix.

An Act to restore to the Presidents Vice-Presidents Treasurer and Governors of the Infant Orphan Asylum a strip of land in Epping Forest which has been forfeited by them and become part of the waste of the Forest. A.D. 1899.

[20th June 1899.]

WHEREAS an Act was passed in the session of Parliament held in the sixth and seventh years of Her Majesty (Local and Personal chapter xc.) intituled "An Act to incorporate the members of the Institution called the Infant Orphan Asylum and to enable them better to carry on their charitable designs" which Act recited among other things that certain buildings at Dalston were not sufficiently capacious for the objects of the Institution and that a treaty had been entered into for the purchase of ground and hereditaments at Snaresbrook in the county of Essex upon which a larger asylum had been erected and that if the Institution were permanently established as a corporation it would greatly promote the designs of the Institution and by which Act it was enacted that the presidents vice-presidents treasurer and governors for the time being of the Institution should be incorporated by the name of "The Presidents Vice-Presidents Treasurer and Governors of the Infant Orphan Asylum" and by that name should be a body corporate with perpetual succession and a common seal and by the same name might sue and be sued and should by their corporate name be able and capable to hold and retain for the purposes of the Institution certain hereditaments at Dalston and the said ground and hereditaments at Snaresbrook in case the purchase thereof should be completed and in the event of its becoming necessary or expedient to enlarge the premises at Snaresbrook to obtain and acquire by purchase for a valuable consideration and hold and retain for the purposes of the said Institution any lands of any nature or kind either in fee or for terms for life or years or otherwise so as that the lands obtained acquired held and retained for the purpose of enlarging the said premises at Snaresbrook did not exceed forty acres:

A. D. 1899.

And whereas the purchase of the said ground and hereditaments at Snaresbrook near Wanstead in the county of Essex and which bordered on lands part of Epping Forest was completed and the erection on part thereof of the Asylum was also completed soon after the passing of the said Act :

And whereas in or about the year 1869 the Institution acquired by purchase and took a conveyance of a piece of land which at some previous time had formed part of the waste of the forest of Epping and is part of the land coloured green on the deposited plan of the forest referred to in the Epping Forest Act 1878 herein-after recited and at the same time also acquired by purchase and took a conveyance of a strip of land being in length nine hundred and ninety feet or thereabouts and in breadth forty feet or thereabouts lying between the said land coloured green and the land forming the site of their Asylum and grounds at Snaresbrook which strip of land had also at some previous time formed part of the waste of the forest and is part of the land coloured pink on the plan of the forest referred to in the said Act and is numbered 1470A on that plan :

And whereas by the Epping Forest Act 1878 after recitals referring to unlawful enclosures made from the waste of the forest and to purchases of enclosed parts of the waste having been made in the belief that such enclosures were lawful and that it was desirable that provision should be made for the settlement of all questions it was enacted that Epping Forest should for the purposes of that Act be as ascertained by the Epping Forest Commissioners the lands delineated on the plan annexed to their final report but with the colouring thereof altered so that the green colour thereon indicated such of the waste lands of the forest as were then open and unenclosed (which were in that Act at times referred to as the green lands) and so that the pink colour thereon indicated such of those waste lands as having been unlawfully enclosed within twenty years next before the passing of the Epping Forest Act 1871 that was to say the twenty-first day of August one thousand eight hundred and fifty-one still remained enclosed (which were in that Act at times referred to as the pink lands) and it was also enacted that within fourteen days after the passing of that Act that plan with the colouring altered authenticated as in the said Act mentioned should be deposited with the town clerk for the city of London and elsewhere as in the said Act mentioned And it was enacted that the forest should be regulated and managed under and in accordance with that Act by the Corporation of London acting by the mayor aldermen and commons of the city of London in council assembled as the conservators of Epping Forest in the

Act referred to as the conservators and subject to the provisions of the Act it was directed that the conservators should at all times keep the forest unenclosed and unbuilt on and as an open space for the recreation and enjoyment of the public and by all lawful means prevent resist and abate all future enclosures encroachments and buildings and subject to the provisions of the said Act should not sell demise or otherwise alienate any part of the forest or concur in any sale demise or other alienation thereof or of any part thereof And it was enacted that the pink lands should be deemed to have been open waste lands of Epping Forest on the fourteenth day of August one thousand eight hundred and fifty-one and that subject to the provisions of that Act the pink lands should be thrown open except such of the same as on the fourteenth day of August one thousand eight hundred and seventy-one were actually covered with buildings or actually enclosed and used as gardens belonging to buildings or as curtilages of buildings and except as otherwise in the said Act provided And it was enacted that the several persons and bodies named in the Third Schedule to the said Act were thereby as regards the lands described opposite to their names in that schedule quieted in title and released from all rights of common affecting the same subject nevertheless to the conditions specified in that schedule in relation thereto and that if any of those conditions should be broken the lands to which the condition attached should revert to and form part of the open waste lands of Epping Forest and be vested in the conservators and be subject to the like rights of common as the other open waste lands of the forest :

A.D. 1899.

And whereas the Third Schedule to the last recited Act contained (among the descriptions of lands and of the persons claiming to be owners thereof) the following description in which the Asylum at Wanstead means the said Asylum erected at Snaresbrook :—

LANDS QUIETED IN TITLE.

<p>The trustees of the Infant Orphan Asylum at Wanstead.</p>	<p>The pieces of land numbered 1115A 1116 1117 and 1470A on the deposited plan. Condition.—The piece of land numbered 1470A shall not be built on.</p>
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And whereas the said strip of land Number 1470A formed part of the boundary on the west side of the ground at Snaresbrook originally purchased by the Institution :

A.D. 1899.

And whereas in the year 1897 and for the purpose of commemorating the conclusion of the sixtieth year of Her Majesty's reign a considerable sum was subscribed and paid to the treasurer of the Institution for the purpose of erecting on the land of the Institution a gymnasium and conveniences connected therewith for the use of the children who were inmates of the said Asylum :

And whereas it was considered most convenient to erect the gymnasium close to the western boundary of the land of the Institution :

And whereas the fact that the Epping Forest Act 1878 prohibited building on the said strip of land was by inadvertence overlooked and in the month of April one thousand eight hundred and ninety-eight the building of the gymnasium was commenced on a site which included the northern end of the said strip of land Number 1470A and was carried on for three months and upwards when after the building had considerably advanced towards completion the Institution received notice from the conservators that any building on the said strip was prohibited and thereupon all further building operations ceased and the buildings erected have since been pulled down and the site has been restored to its former state and condition :

And whereas the Institution are advised that by reason of the building erected by them on the said strip of land Number 1470A the same became forfeited and has reverted in the conservators as part of the waste of the forest and that the conservators have no power to waive the forfeiture or restore the said strip of land to the said Institution :

And whereas it is expedient and proper that the Institution being established for charitable and meritorious purposes should be relieved from the forfeiture inadvertently incurred by them and that the said strip of land Number 1470A should be reverted in the Institution for the like estate as they had therein immediately after the passing of the Epping Forest Act 1878 :

And whereas the objects aforesaid cannot be attained without the authority of Parliament :

May it therefore please Your Majesty that it may be enacted and be it 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 :—

Short title.

1. This Act may be cited as the *Infant Orphan Asylum Act 1899.*

Strip of land
No. 1470A
to be

2. From and after the passing of this Act the strip of land coloured pink and numbered 1470A in the plan referred to in the

[62 & 63 VICT.] *Infant Orphan Asylum Act, 1899.* [Ch. xlix.]

Epping Forest Act 1878 as the deposited plan shall be and the same strip of land is by this Act restored to and vested in the Presidents Vice-Presidents Treasurer and Governors of the Infant Orphan Asylum (in this Act called "the Institution") for the like estate and interest as the Institution had therein immediately after the passing of the Epping Forest Act 1878 and subject to the like condition and provision as is imposed by that Act with respect to the said strip.

A.D. 1899.
revested in
Institution.

3. All the costs charges and expenses of or incidental to preparing and passing the Bill for this Act shall be paid by the treasurer for the time being of the Institution out of any money in his hands belonging to the Institution or to be received by him on behalf of the Institution.

Costs of Act.

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