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TO

Confirm two Provisional Orders made by the Local Government Board for Ireland under the Public Health (Ireland) Act, 1878, relating to the purchase of Land for Waterworks in the Township of Clonmel and within the District of Mitchelstown. A.D. 1891.

WHEREAS the Local Government Board for Ireland have made the Provisional Orders set forth in the schedule hereto, under the provisions of the Public Health (Ireland) Act, 1878: 41 & 42 Vict. c. 52.

And whereas it is requisite that the said Orders should be confirmed by Parliament:

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:

10 1. The Orders set out in the schedule hereto shall be and the same are hereby confirmed, and shall be construed as part of this Act, and all the provisions thereof shall have full validity and force. Order in schedule confirmed

15 2. This Act may be cited as the Local Government Board Short title.  
(Ireland) Provisional Orders Confirmation (No. 4) Act, 1891.

A.D. 1891.

Clonmel.

## SCHEDULE.

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### THE LOCAL GOVERNMENT BOARD FOR IRELAND.

#### CLONMEL WATERWORKS.

#### PROVISIONAL ORDER.

WHEREAS the Mayor, Aldermen and Burgesses of Clonmel (herein-after 5  
called the Sanitary Authority) are about to construct Waterworks for the  
purpose of supplying their Sanitary District with water, and have presented a  
Petition to the Local Government Board for Ireland (herein-after called the  
Local Government Board) in pursuance of the Public Health (Ireland) Act,  
1878, praying that they may be allowed to put in force the powers of the 10  
Lands Clauses Acts with respect to the purchase and taking of Lands otherwise  
than by Agreement with reference to certain lands and premises required for  
the Purpose of the said Works :

And whereas the Sanitary Authority has deposited in the Office of the Local  
Government Board in Dublin Plans and a Book of Reference (herein-after 15  
called the deposited Plans and Book of Reference), showing the Works intended  
to be executed, and the lands, lands covered with water, water, and rights to  
take and convey water required for the purposes of the said Works :

And whereas all Advertisements and Notices required by the Public Health  
(Ireland) Act, 1878, having been previously published, served and given, the 20  
Local Government Board has caused a Local Inquiry to be made as to the prop-  
riety of assenting to the prayer of the said Petition, and it appears to the  
Local Government Board to be proper to assent thereto :

It is ordered by the Local Government Board as follows :—

Compulsory  
powers to take  
lands, water,  
and easements.

(1.) From and after the time of the confirmation of this Order by Parlia- 25  
ment, the Sanitary Authority shall be empowered to put in force the  
powers of the Lands Clauses Acts with respect to the purchase and  
taking of lands otherwise than by agreement with reference to the Lands,  
Lands covered with Water, Springs, Streams, Water courses, Water rights,  
Easements and rights of way, described in the deposited Plans and Book of 30  
Reference, and, for the purposes of this Order, the term land in the Lands  
Clauses Acts shall extend to and include the said Lands, Lands covered  
with Water, Springs, Streams, Water courses, Water rights, Easements and  
rights of way.

Protection of  
Dwellings of  
Working  
Classes.

(2.) The Sanitary Authority shall not under the powers of this Order, 35  
without the consent of the Local Government Board, purchase or acquire  
within their Sanitary District, nor in any Electoral Division, part of an  
Electoral Division, parish or part of a parish outside their Sanitary Dis-  
trict, ten or more houses which, after the confirmation of this Order 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. For the purposes of this Order the expression "Labouring Class" A.D. 1891.  
Clonmel.

5 includes mechanics, artisans, 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 such persons who may be residing with them.

10 (3.) All costs charges and expenses of the Sanitary Authority and of the Local Government Board of and incidental to the application for obtaining and confirming this Order shall be paid by the Sanitary Authority as part of its expenses incurred in execution of the Public Health (Ireland) Act, 1878. Costs of Order.

15 (4.) This Order may be cited and referred to for all purposes as the Clonmel Waterworks Provisional Order, 1891. Short title of Order.

Given under our Hands and Seal of Office this Twenty-third day of April, in the year of Our Lord One Thousand Eight Hundred and Ninety-one.

20 (L.S.) (Signed) GEORGE MORRIS.  
F. MACCABE.

## MITCHELSTOWN WATERWORKS.

*Mitchelstown.*

### PROVISIONAL ORDER.

25 WHEREAS the Guardians of the Poor of the Mitchelstown Union (herein-after called the Sanitary Authority), being the rural sanitary authority of the rural sanitary district of Mitchelstown, are about to construct Waterworks for the purpose of providing a supply of Water for the Town of Mitchelstown within their Sanitary District, and have presented a Petition to the Local Government Board for Ireland (herein-after called the Local Government Board) in pursuance of the provisions of the Public Health (Ireland) Act, 1878, praying that they may be empowered to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of Land otherwise than by agreement for the purposes of the said works.

30 And whereas the Sanitary Authority has deposited at the Office of the Local Government Board in Dublin Plans and a Book of Reference (herein-after called the deposited plans and book of reference), showing the lands and premises required for the said purposes.

40 And whereas all advertisements and notices required by the Public Health (Ireland) Act, 1878, having been previously published, served and given, the Local Government Board has caused a local inquiry to be held as to the

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4      *Local Government (Ireland) Provisional Order* [54 VICT.]  
(No. 4).

A.D. 1891.      propriety of assenting to the prayer of the said petition, and it appears to the  
Local Government Board to be proper to assent thereto.

*Mitchelstown.*  
Compulsory  
powers to take  
lands and  
premises.

It is ordered by the Local Government Board as follows:—

(1.) From and after the time of the confirmation of this Order by Parlia-  
ment, the Sanitary Authority shall be empowered to put in force the 5  
powers of the Lands Clauses Acts with respect to the purchase and taking  
of Land otherwise than by Agreement, with respect to the lands, lands  
covered with water, water and rights to take and convey water, easements,  
rights of way and other premises described in the deposited plans, and  
book of reference, and, for the purposes of this Order, the word land in 10  
the Lands Clauses Acts shall extend to and include the said lands, water,  
lands covered with water, rights to take and convey water, easements,  
rights of way and other premises.

Costs of Order.

(2.) The costs, charges, and expenses of and incidental to the application  
for obtaining and confirming this Order, shall be paid by the Sanitary 15  
Authority, and shall be deemed to be special expenses of the Sanitary  
Authority incurred in the execution of the Public Health (Ireland) Act,  
1878, and shall be chargeable upon the contributory place or places upon  
which the expenses of the said Waterworks shall be chargeable under the  
provisions of the said Act.

Short Title of  
Order.

(3.) This Order may be cited and referred to for all purposes as the 20  
Mitchelstown Waterworks Provisional Order, 1891.

Given under our Hands and Seal of Office this Twenty-third day of  
April, in the year of Our Lord One Thousand Eight Hundred and  
Ninety-one.

(L.S.)

(Signed)      GEORGE MORRIS.  
F. MACCABE.

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**Local Government  
(Ireland) Provisional  
Order (No. 4).**

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**B I L L**

To confirm two Provisional Orders made  
by the Local Government Board for  
Ireland under the Public Health  
(Ireland) Act, 1878, relating to the  
purchase of Land for Waterworks in  
the Township of Clonmel and within  
the District of Mitchelstown.

*(Prepared and brought in by  
Mr. Attorney-General for Ireland and  
Mr. Arthur Balfour.)*

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*Ordered, by The House of Commons, to be Printed,  
30 April 1891.*

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[Bill 301.]