



## CHAPTER lx.

An Act to confirm certain Provisional Orders made by the Board of Trade under the General Pier and Harbour Act 1861 relating to Eastbourne Ilfracombe Lowestoft and Portessie. A.D. 1900.  
[10th July 1900.]

**W**HEREAS a Provisional Order made by the Board of Trade under the General Pier and Harbour Act 1861 is not of any validity or force whatever until the confirmation thereof by Act of Parliament : 24 & 25 Vict.  
c. 45.

And whereas it is expedient that the several Provisional Orders made by the Board of Trade under the said Act and set out in the schedule to this Act be confirmed by Act of 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 :—

1. The several Orders as amended and set out in the schedule to this Act shall be and the same are hereby confirmed and all the provisions thereof in manner and form as they are set out in the said schedule shall from and after the passing of this Act have full validity and force. Confirmation  
of Orders in  
schedule.

2. The Undertakers mentioned in the said Orders shall not under the powers of this Act or of the said Orders purchase or acquire in any city borough or other urban district or in any parish or part of a parish not being within an urban district in England or in any district in Scotland within the meaning of the Public Health (Scotland) Act 1897 as the case may be 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 If Special pro-  
visions as to  
houses of  
labouring  
class.

A.D. 1900. — any Undertakers acquire or appropriate any house or houses under the powers of this Act or of the said Orders in contravention of the foregoing provision they shall be liable to a penalty of five hundred pounds in respect of every such house which penalty shall be recoverable by the Local Government Board by action in the High Court or by the Secretary for Scotland by action in the Court of Session as the case may be and shall 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.

For the purposes of this section the expression "labouring class" includes mechanics artificers 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. The expression "house" means any house or part of a house occupied as a separate dwelling.

Short title.

3. This Act may be cited as the Pier and Harbour Orders Confirmation (No. 1) Act 1900.

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## THE SCHEDULE OF ORDERS.

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1. EASTBOURNE.—Widening and extension of existing pier.
2. IFRACOMBE.—Construction of pier and amendment of former Orders.
3. LOWESTOFT.—Construction of pier.
4. PORTESSIE.—Construction of harbour.

A.D. 1900.

*Acquisition of Land.**Ilfracombe.*  
Incorporation  
of Lands  
Clauses Acts.

3. The Lands Clauses Acts except so much thereof as relates to the purchase and taking of lands otherwise than by agreement and to the entry upon lands by the Undertakers shall be incorporated with this Order.

Power to  
acquire lands  
by agreement.

4. For the purposes of the works authorised by this Order the Undertakers may by agreement purchase enter on take and use such of the lands shown on the plans deposited with the Board of Trade with reference to this Order as they think requisite for the purpose of those works or any easement or right over or affecting those lands.

Lands for  
extraordinary  
purposes.

5. The Undertakers may purchase and hold for extraordinary purposes any lands not exceeding in the whole two acres but this section shall not exempt the Undertakers from any proceedings for a nuisance caused or permitted by them upon any land acquired by them under this Order.

*Limits and Works.*

Limits.

6.--(1.) The limits within which the Undertakers shall have authority under the Orders of 1870 1873 1897 and this Order and which shall be deemed to be the limits to which the provisions of those Orders extend shall comprise an area defined by an imaginary straight line commencing at the centre of the northern wall of the Britannia Hotel and extending thence to and terminating at a point distant three hundred and thirty yards northward from the said wall and by a second straight line extending due east from the point of termination of the first-mentioned straight line until such second straight line joins the high water line on the western side of Beacon Point and from that point by the high water line in a south-west and westerly direction to a point on the said high water line due south of the southernmost end of the old inner harbour pier and from the last-mentioned point by an imaginary straight line extending sixty yards or thereabouts south-west to and intersecting the Quayfield Road and thence by the centre of the Quayfield Road the Cove Road Broad Street and the Quay to the point of commencement of the firstly-mentioned straight line at the centre of the northern wall of the Britannia Hotel.

(2.) Section eight of the Order of 1870 and section six of the Order of 1897 (with the exception of the proviso to that section) shall cease to have effect as from the commencement of this Order.

Power to  
construct  
works.

7. Subject to the provisions of this Order and subject also to such alterations (if any) in the plans and sections deposited with reference to this Order with the Board of Trade as the Board of Trade require before the completion of the works in order to prevent injury to navigation the Undertakers may on the lands and in the lines and according to the levels and within the limits of deviation shown on the said deposited plans and sections (so far as the same are shown thereon) make and maintain the pier or jetty authorised by this Order with all necessary works accesses and conveniences.

Description  
of works.

8. The works authorised by this Order comprise a pier or jetty in the parish of Ilfracombe in the county of Devon commencing at the seaward termination of the present solid portion of the existing landing berth known as the Crane Berth