

THE KINGSTON IMPROVEMENTS ACT

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## KINGSTON IMPROVEMENTS

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## SCHEDULE

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[The inclusion of this page is authorized by L.N. 480/1973]

## THE KINGSTON IMPROVEMENTS ACT

[21st May, 1890.]

Cap. 197.  
Law  
19 of 1956.  
Act  
26 of 1980.  
S. 12.

1. This Act may be cited as the Kingston Improvements Act. Short title.

*Interpretation*

2. In this Act—

Interpreta-  
tion.

- “Commissioners” shall be deemed to refer to the Kingston and Saint Andrew Corporation created and established by the Kingston and St. Andrew Corporation Act and the Council constituted under that Act, except when used in relation to water works or sewerage in which case the expression shall be deemed to refer to the Commission established under the National Water Commission Act, and shall in either case be so read and construed accordingly; 26/1980  
S. 12.
- “Kingston” means the parish of Kingston as defined by the Counties and Parishes Act;
- “Managing Commissioner” shall be deemed to refer to the Mayor under the Kingston and St. Andrew Corporation Act, except when used in relation to water works or sewerage in which case the expression shall be deemed to refer to the Chairman of the National Water Commission established under the National Water Commission Act, and shall in either case be so read and construed accordingly; 26/1980  
S. 12.
- “owner” means the person for the time being receiving the rent of the land or premises in connection with which the word is used, whether on his own account or as

agent, or trustee for any other person, or who would so receive the same, if such land or premises were let;

“person” includes any body of persons, whether corporate or unincorporate;

“The Promoters of the Undertaking” means the Managing Commissioner;

“St. Andrew” means the parish of Saint Andrew, as defined by the Counties and Parishes Act;

“sewage” means the wastes of animal life other than stable manure, the drainings of stable, water discharged from sinks, basins, baths, and all other water that has been used for domestic purposes, or in any industrial processes, and all waste water;

“sewer” means any culvert, drain or pipe intended or used for the conveyance of sewage;

“sewerage” shall mean the system of sewers and their accessories by which the sewage of Kingston or of any specific part thereof is or is intended to be conveyed;

Schedule.

“street” includes the public roads, lanes and thoroughfares mentioned in the Schedule up to the widths mentioned in the said Schedule, and also all other public roads, lanes and thoroughfares, unenclosed public spaces, alleys, bridges, and the lands between any such and the boundary line of the adjoining properties;

“Street Authority” includes the Kingston and St. Andrew Corporation created and established by the Kingston and St. Andrew Corporation Act, and the Council constituted under that Act;

“the undertaking” and the “works” include the sewerage of Kingston, the repairs, improvement and reconstruction of the streets of Kingston, and the making provision for the drainage of Kingston under this Act, and the undertaking and works under this Act authorized to be executed.

*Acts Incorporated*

3. The following Acts are, for the purposes of this Act, incorporated herein and to be read herewith, except in so far as the same are not material for any such purpose, or in any way modified by this Act, that is to say—

- (a) the Tax Collection Act, or any enactment in substitution thereof;
- (b) the Property Tax Act, or any enactment in substitution thereof;
- (c) the Licence and Registration Duties Act, or any enactment in substitution thereof;
- (d) the Lands Clauses Act, except sections 10, 11, 15, 16, 67, 68, 84, 88, 89, 90, 91, 92, 93, 101, 103, 104 and 105, so far as section 105 relates to the deduction of a percentage from money paid into the Treasury and except so far as the said Act is varied by or is inconsistent with the provisions of this Act;
- (e) the Part V of the Justices of the Peace Jurisdiction Act, except the section dealing with any penalty imposed by any enactment relating to the revenue of this Island.

Acts in-  
corporated.

*Financial*

4. In order better to provide for the maintenance and repair of the streets of Kingston there shall be stated annually on the Estimates for the Public Service, and shall be paid annually accordingly as part of the General Expenditure, the sum of four hundred dollars.

Annual  
allowance.

5. The Commissioners shall have the care, inspection, maintenance, repair, working and management of the sewerage system, and the expenditure incidental thereto

Commission-  
ers to have  
the control  
of the  
sewerage  
system.

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[The inclusion of this page is authorized by L.N. 480/1973]

19/1956  
S. 3.

shall be provided for wholly or in part by an annual contribution from the Consolidated Fund of the sum of eighteen thousand dollars.

Exemption  
from stamp  
duty.

6. All conveyances, receipts and other documents made or given by or to the Commissioners shall be free of stamp duty. The Commissioners shall be entitled to the issue of free process.

### *Surplus Funds*

Power to  
apply nett  
unappropri-  
ated  
profits of  
certain  
under-  
takings.

7. The amounts of profits and losses accrued in the accounts of the Commissioners in respect of the Gas Works, Markets and Slaughter House, administered by them (in this section called "the undertakings"), shall be transferred to a single account of Surplus Funds, and the nett unappropriated profits, if any, and the losses, if any, on the administration of the aforesaid undertakings, thereafter as shown in the accounts of the Commissioners for each year ending the 31st of March, shall at the close of each such year be carried into the same account of Surplus Funds, and it shall be lawful for the aforesaid Commissioners with the approval or by the direction of the Minister, to apply any amount standing to the credit of Surplus Funds to any of the following purposes, namely—

- (a) to refund advances made by the Commissioners for the maintenance of storm water drains for which no provision has otherwise been made;
- (b) in aid of the accounts of any one of the undertakings above mentioned;
- (c) for such other service under the administration of the Commissioners including the services of any loans administered by them, as the Minister may from time to time approve;



- (d) to the reduction of the rates and charges for the supply of gas, or for the use of markets or the slaughter house.

*Public Sewers*

8.—(1) The Commissioners shall, so far as may be necessary, prepare or cause to be prepared plans, specifications, and estimates, for the sewerage of Kingston, and for the disposal of the sewage either by discharging it into the sea beyond the limits of the parish of Kingston, or by utilizing it for irrigation.

Plans, specifications and estimates for sewerage.

(2) The Commissioners shall submit such plans, specifications and estimates when prepared to their satisfaction, to the Minister for consideration and approval and they shall make or cause to be made in such plans, specifications and estimates such modifications and alterations as the Minister may at any time direct, and shall submit such modified or altered plans for like consideration and approval by the Minister.

9. It shall be lawful for the Commissioners—

- (a) to cause underground main and branch sewers to be constructed under all or any of the streets of Kingston and Saint Andrew and under, through, over, or upon lands to be acquired for that purpose in the parishes of Kingston and Saint Andrew or either of them, in accordance with the plans, specifications, and estimates approved by the Minister as above provided, and to cause the sewerage of Kingston and Saint Andrew to be conducted into and conveyed along such sewers to such place or places as the Minister may at any time approve there to be discharged therefrom and disposed of as the Minister may from time to time approve:

Powers of the Commissioners.

See also section 5.

Provided that such parts only of the works shall be undertaken as the Minister shall from time to time authorize by writing under his hand;

- (b) to make connecting sewers from the said main and branch sewers, or any of them, to or into the several premises abutting on such streets, which connecting sewers shall be public sewers and shall be maintained and repaired by the Commissioners;
- (c) to enter on any premises as last aforesaid and examine the same, and take such measurements and levels and make such excavations as they may consider necessary to determine the most suitable position for any such connecting sewer as aforesaid.

### *House Sewers*

House  
sewers.  
Owner of  
house to  
make con-  
necting  
sewers.

10. Within fourteen days after notice given by the Commissioners in writing for that purpose, the owner or occupier of any house or building abutting on any street, or within one hundred yards of any connecting sewer, shall, subject to the provisions of any regulations made by the Commissioners, construct or lay therefrom to such connecting sewer, covered branch drain or pipes, with such connections, of such materials, of such size, at such level, with such fall, and in such position as the Commissioners think necessary, for the drainage of the sewage from such house or building, its areas, water closets, baths, offices and stables.

Such branch drains or pipes shall be furnished with such gullytraps, sinks, approved traps, coverings, means of ventilation, gratings and other accessories, as the Commissioners shall by regulation or otherwise prescribe.

Such branch drain, pipes, and accessories as above are hereinafter referred to as "house sewers".

Every inlet to any such house sewer shall be protected against the entry of any rain water draining off the roofs of buildings, or off any yard, or land, to such extent and in such manner as the Commissioners may seem fit to order, and the Commissioners may by regulation provide, that notice shall be forthwith given to them by the occupiers of any house or premises of any occurrence whereby rain water finds access into such sewer.

11. Within fourteen days after notice given by the Commissioners in writing for that purpose, the owner of every house or building shall subject to the provisions of any regulations made by the Commissioners, provide for each house or building one or more properly equipped water closets:

Provision as to water closets to be provided by owners.

Provided always, that if in the opinion of the Commissioners it is not advisable to provide water closets for each house or building, they, after a like notice, may, subject as aforesaid, require the owner of a tenement to construct in some convenient place or places, a sufficient number of water closets for the separate use of each sex of the inmates and occupiers of the said tenements.

12. The situation, dimensions, materials, construction and appliances of every water closet shall be subject to the approval of the Commissioners.

Situation, etc., of water closets.

13. The Commissioners may order the owner or occupier of any hotel, inn, public house, or other place of public entertainment or amusement, to provide within such time as the Commissioners think fit and thenceforward to maintain upon, or adjoining his premises, water closets and urinals, one or more, to the satisfaction of the Commissioners; and if any person fail in any respect to comply with the provisions of this enactment, he shall be liable to a penalty of fifty cents for every day during which such failure

Owners of hotels, etc., to provide water closets.

continues after the expiration of fourteen days from the service of such order upon him, and the Commissioners may order the owner or occupier of any premises to remove any water closets or urinals belonging thereto where it appears to them so situated or constructed as to be a nuisance or offensive to public decency, or otherwise objectionable, and all such urinals shall be cleansed once in twenty-four hours by the occupier of the house or place to which they belong to the satisfaction of the Commissioners; and in default thereof each occupier shall be liable to a penalty not exceeding four dollars for every offence.

When sewage not to be allowed on the streets.

**14.** Whenever any house or building has been provided with a house sewer to the satisfaction of the Commissioners, it shall not be lawful for the occupier of any such house or premises to allow any sewage to flow or to be deposited or thrown from such house or premises or any part thereof into the streets.

Sewage not to be disposed of except through connecting sewer.

**15.** Whenever any house or building has been provided with a house sewer and also with a water closet, or water closets, to the satisfaction of the Commissioners, it shall not be lawful for the occupier of such house or premises to allow any sewage to flow or to be deposited or thrown from such house or premises, or any part thereof, either in the streets, or into any privy, cesspit, or other receptacle either within such premises, or elsewhere than by the connecting sewer from such house or premises into the main sewer or pipe provided under this Act.

Penalty for offending against section 14 or 15.

**16.** The occupier of any house or premises as aforesaid from which any sewage is allowed to flow either by him or others in the house, or from which any sewage is deposited or thrown either by him or others in his house, and any person depositing or throwing the same, contrary to the provisions of either of the two preceding sections, shall be

guilty of an offence against this Act and shall be liable, on conviction thereof, to a penalty not exceeding ten dollars.

17. Whenever any house or building has been provided with a house sewer and a water closet or water closets to the satisfaction of the Commissioners, the owner of the house or building shall within one month after notice to that effect from the Commissioners, cause any privy or cesspit existing on the premises to be cleaned out, if considered necessary by the Commissioners and to be disinfected, filled up and effectually covered over to the satisfaction of the Commissioners.

When  
privies  
to be  
filled up.

18. If any garbage, hair, ashes, fruit, vegetable, peelings, rags, bottles, tins, refuse or any other matter or thing whatsoever except sewage as defined in this Act, and the necessary closet paper, shall be thrown into or deposited in any receptacle connected with a sewer, either by the occupier of any house, premises or other place, or by any person in such house, premises, or place, such occupier, and also the person throwing or depositing any such thing in any such receptacle shall be liable for all damages and for all expenses for taking out of the sewer any such thing, and shall also be liable to a penalty not exceeding ten dollars.

Nothing but  
sewage and  
paper to be  
allowed in  
sewers.

19. No person shall connect with any sewer any pipe for conveying steam or hot water at a temperature exceeding 150 degrees Fahrenheit, under a penalty not exceeding ten dollars for every such offence.

Penalty for  
connecting  
with sewer  
pipes for  
conveying  
steam, etc.

20. If in the judgment of the Commissioners sewage of any particular kind would be injurious to the sewers, it shall be lawful for them to prohibit the occupier of any house, premises, or place from permitting the same to run into any sewer, and, if after such prohibition the same shall be

Commission-  
ers may  
order  
particular  
sewage not  
to be  
allowed to  
go through  
sewers.

introduced into or allowed to enter any sewer, the occupier of any such house, premises or place, and also the person introducing or allowing such sewage to run into any sewer as aforesaid, shall be liable to a penalty not exceeding ten dollars.

House  
sewers and  
closets under  
control of  
Commission-  
ers.

**21.** All house sewers and water closets shall be under the survey and control of the Commissioners, and shall be reconstructed or altered, repaired and kept in proper order, at the cost of the owners of the premises to which the same belong, or for the use of which they are constructed or continued.

Inspection  
of house  
sewers and  
water  
closets.

**22.** Any person appointed by the Commissioners either specially or generally, may inspect any house sewer or water closet, and for that purpose at all reasonable times in the day without any notice, may enter upon any lands and buildings with such assistants and workmen as are necessary, and cause the ground to be opened, where he thinks fit, doing as little damage as may be. and if such house sewer or water closet be found to be in proper order and condition, he shall cause the ground to be closed and make good as soon as may be, and the expenses of opening, closing, and making good such house sewer or water closet shall in that case be defrayed by the Commissioners.

Notice of  
repairs to  
be done.

**23.** If any such house sewer or water closet be on inspection found to have been constructed contrary to the directions and regulations of the Commissioners or contrary to the provisions of this Act, or to be in bad condition, or to require alteration or amendment, the Commissioners shall forthwith cause notice in writing to be given to the owner or occupier of the premises requiring him forthwith, or within a reasonable time therein specified, to do the necessary works, and if such notice is not complied with, the person to whom it is given shall be liable to a penalty of one dollar

for every day during which he continues to make default and the Commissioners may, if they think fit, execute such works, and may recover from the owner the expenses incurred by them in so doing.

24. All house sewers and water closets shall also be subject to inspection by the Medical Officer (Health), the Public Health Inspector and any Sanitary Officer of the parish or district in which the same shall be situated, who shall co-operate with the Commissioners to the end that the said house sewers and water closets shall be kept in proper condition.

Inspection  
by officials.

25.—(1) It shall be lawful for the Commissioners to authorize persons to construct, extend, alter or repair house sewers and water closets. Persons thus authorized shall, for the purposes of this Act, be styled Licensed Sanitary Constructors. Prior to giving any licence, the Commissioners shall satisfy themselves of the competence of the applicant, who shall enter into an agreement with the Commissioners to carry out the provisions of this Act and of any regulations made under authority thereof, and to obey the orders of the Commissioners or of persons acting under the authority of the Commissioners, within the meaning and intent of this Act. Licensed Sanitary Constructors shall be responsible, in respect of all acts and deeds done by persons employed by them or acting under their instructions, as though the acts and deeds were done by the Licensed Sanitary Constructors themselves.

Licensed  
Sanitary  
Constructors.

(2) If in the opinion of the Commissioners a Licensed Sanitary Constructor does anything contrary to the provisions of this Act, or to the regulations made under authority thereof, or in any way fails to carry out work to the satisfaction of the Commissioners then the licence of the said Licensed Sanitary Constructor may be cancelled and withdrawn. Notice of the withdrawal of such licence

shall be published in the *Gazette* and in at least two newspapers published in Kingston. And the withdrawal of such licence shall not prejudice the right to recover damages caused by the neglect or default of the person from whom it is withdrawn, either as regards the householder or the Commissioners.

None but  
Licensed  
Sanitary  
Constructors  
to execute  
works.

26. It shall not be lawful for any person, other than a Licensed Sanitary Constructor, to construct, extend, alter, or repair house sewers or water closets. And any unlicensed person who constructs, extends, alters, or repairs, or who causes to be constructed, extended, altered or repaired, any house sewer or water closet by an unlicensed person, shall be liable to a penalty not less than two dollars and not exceeding ten dollars :

Provided always that any person employed by the Commissioners shall, as regards work done by him, under authority of the Commissioners be for the purposes of this Act a Licensed Sanitary Constructor.

### *Improvement of Streets*

Plans, specifications and estimates for the reconstruction of the streets.

Schedule.

27. The Commissioners shall from time to time prepare or cause to be prepared plans, specifications and estimates for the restoration of all or any of the streets of Kingston, or any part thereof, to their original width, as to those mentioned in the Schedule, to the width shown in the said Schedule or to any lesser width or widths and as to any not mentioned in the said Schedule, to their width or widths as shown by plans approved as herein provided, for the removal of obstructions therefrom, for the construction of footways for the use of passengers, and generally, for the widening, enlarging, reconstructing, draining, and otherwise improving the streets of Kingston, or any of them, or any part thereof.



Such plans shall show distinctly the centre line of any streets to which the same relate, which shall be fixed by the Commissioners after actual survey. Such plans shall also show distinctly the obstructions to be removed from any streets in order to restore the same to their original width as shown in the said Schedule or otherwise, and, also any structural alterations to buildings, consequent on the removal of obstructions, which the Commissioners propose should be made for the purposes of this Act. The said plans shall also show any other lands or easements which it is proposed to acquire for the purposes of this Act.

The Commissioners before submitting to the Minister any plans on which are shown obstructions which it is proposed to remove or structural alterations which it is proposed to make, shall publish once at least in each of three consecutive weeks in some newspaper published in Kingston, an advertisement, stating the name of the street or streets dealt with in the plan, and indicating that such plan may be seen at the office of the Commissioners before being submitted to the Minister, and shall further serve a notice on every owner or reputed owner and occupier of any premises in reference to which obstructions are proposed to be removed, or structural alterations are proposed to be made, intimating that the plan of the proposed works may be seen at the office of the Commissioners on application. Such plan shall be open to inspection by anyone interested at the office of the Commissioners, between the hours of 11 a.m. and 3 p.m. on all working days for at least seven days after the service of the last of such notices.

After compliance with the provisions of this section with respect to advertisements and notices, the Commissioners shall submit the plans, specifications and estimates, along with any observations made by any owners or occupiers (which shall be addressed to the Commissioners) and also

any observations of the Commissioners in reply, to the Minister for consideration and approval, and they shall make or cause to be made in such plans, specifications and estimates, such modifications and alterations as the Minister may at any time direct, and shall submit such modified or altered plans, specifications and estimates for like consideration and approval by the Minister.

Powers of the Commissioners as to the reconstruction of streets.

28. It shall be lawful for the Commissioners in accordance with plans, specifications and estimates so approved—

- (a) to restore to their original width or widths, or otherwise, as shown in any such plans, all or any of the streets of Kingston, or any part thereof, and to the extent of such width or widths, to make the same available for general and convenient use as public thoroughfares;
- (b) from time to time to cause all or any of the said streets, or any part thereof, respectively, to be paved, flagged, or otherwise made good, and the ground or soil thereof to be raised, lowered or altered in manner and with such materials as shall be approved, and they may also pave or make with such materials as shall be approved, any footways for the use of passengers in any such streets;
- (c) to cause such drains, culverts, pipes, gratings, and water-tables, to be constructed as they may think proper:

Provided that such parts only of the works shall be undertaken, as the Minister shall from time to time authorize by writing under his hand.

#### *Obstructions and Lines of Streets*

Erections prior to 21st May, 1890, may be removed.

29. The Commissioners after giving thirty days' notice in writing to the owner of any house or building of their intention to remove or alter the same, may cause to be

removed or altered, as they think fit, any porch, shed, piazza, verandah, wall, post, fence, step, stairs, signpost, sign iron, signboard, window-shutter, door, gate, or any other projection, erected or placed prior to the 21st day of May, 1890, against, or in front of such house or building, and which is an obstruction to the safe and convenient passage along any street, and which it shall be necessary to remove or alter in order to carry out the works in accordance with plans approved as aforesaid.

The Commissioners shall erect or provide within the limits of such house or building, or land belonging thereto, such other steps or stairs as they in their judgment shall deem suitable and proper, in the stead of any steps or stairs which may be so removed and which are shown to the satisfaction of the Commissioners to have been erected with the express consent of the former Street Authority, or to have been in existence for more than twelve years prior to the 21st day of May, 1890, and shall underpin any walls or erection, which in consequence of the removal of any such obstructions, may be left without necessary support previously afforded by the obstructions so removed, and which support is shown to the satisfaction of the Commissioners to have been enjoyed with the express consent of the former Street Authority, or, for more than twelve years prior to the 21st day of May, 1890.

Commissioners shall erect steps or stairs and underpin walls in certain cases.

If any such obstructions shall have been erected with the express consent of the former Street Authority, or, for more than twelve years prior to the 21st day of May, 1890, the Commissioners shall make reasonable compensation to every person who suffers damage by such removal or alteration, the amount of compensation, in case of dispute, being settled by arbitration in manner provided by this Act, but no compensation shall be allowed in any case of a removal or alteration of any obstruction, which is not a necessary support to any building or to any roof.

Compensation.

Removal of  
erections  
made since  
the 21st  
May,  
1890.

30. The Commissioners may give notice in writing to the owner of any house or building requiring him to remove or alter any such obstruction, projection or erection, as in the immediately preceding section mentioned, erected or placed after the 21st day of May, 1890, against or in front of any house or building in Kingston, and which is an obstruction to the safe and convenient passage along any street; and such owner shall within fourteen days after the service of such notice comply with such requirement and in default thereof he shall be liable to a penalty not exceeding four dollars and the Commissioners may remove such obstruction or projection, and the expense of such removal shall be paid by the owner so making default.

Doors, etc.,  
to open  
inwards.

31. All doors, gates, window-shutters and bars, put up after the 17th day of September, 1897, in Kingston, and which open upon any street, shall be hung or placed so as not to open outwards; and if any such door, gate, window-shutter, or bar, be hung or placed so as to open outwards on any such street, the owner of the premises to which such door, gate, or bar is attached shall, within eight days after notice in writing from the Commissioners to that effect, cause the same to be altered so as not to open outwards; and in case he neglects so to do, he shall be liable to a penalty not exceeding four dollars.

Commission-  
ers may  
alter doors,  
etc., so as to  
open  
inwards.

32. If any such door, gate, window-shutter, or bar was, before the 17th day of September, 1897, hung so as to open outwards upon any street, the Commissioners may alter the same, so that no part thereof, when open, shall project over any public way.

Line of  
houses to be  
rebuilt to be  
prescribed.

33. When any house or building has been taken down in whole or in part in order to be altered, or is to be rebuilt, the Commissioners may prescribe the line in which any house or building, or the front thereof, to be built or rebuilt

in the same situation shall be erected, and such house or building, or the front thereof, shall not be erected except in accordance therewith.

The Commissioners shall pay or tender compensation to the owner or other person immediately interested in such house or building, for any loss or damage he may sustain in consequence of his house or building being set back or forward, the amount of such compensation in case of dispute, to be settled by arbitration in manner provided by this Act.

34. Every person who proposes to erect a new building, or to repair the frontage of any building in Kingston shall make a written application for the approval of the Commissioners, such application shall be accompanied by a ground plan of the frontage of such building, drawn to such scale, and with such particulars as the Commissioners shall by regulation prescribe.

New building or repairs to frontage to be notified to Commissioners.

35. Every person who shall erect, or begin to erect, or repair any such building, without previously obtaining the written approval of the Commissioners or otherwise than in conformity with such approval, and every person who shall in the erection or alteration of any such building, deviate from the plan approved by the Commissioners shall be liable to a penalty of ten dollars besides being bound, if and in so far as required by the Commissioners to take down the said building, or to restore it to the state it was in previous to the alterations thereon, or to alter it in such way as the Commissioners shall direct, so as to make it in conformity with the approval of the Commissioners.

Erection of building without approval or otherwise than in conformity with approval of Commissioners.

36.—(1) Within one month after notice given by the Commissioners in writing for the purpose, the owner or occupier of any premises in Kingston shall, subject to the provisions of any regulations made by the Commissioners, construct

Provision for the removal of rain water.

on such premises one or more gutters, conduits, drains or pipes, covered or uncovered, and of such materials, of such size, and at such levels, and with such fall, and in such position, as the Commissioners think necessary for the removal of rain water from such premises up to and into the nearest available street-gutter, water-table, or other drain provided for the drainage of any street.

(2) If any such gutter, conduit, drain, or pipe, whether made by order of the Commissioners or previously existing, shall be closed, altered, or diverted, without the written permission of the Commissioners the occupier of the house or premises in connection with which such gutter, conduit, drain, or pipe, has been constructed shall be guilty of an offence against this Act, and shall be liable on conviction to a penalty not exceeding ten dollars.

Provision  
as to lands  
adjoining  
street higher  
than the  
level of the  
street.

**37.** Within fourteen days after notice given by the Commissioners in writing for that purpose, the owner of any land or buildings abutting on any street, if the level of the street after reconstruction thereof shall be lower than the level of such land or buildings at the boundary line between the street and such land or buildings, shall either construct within his own land a good and durable retaining wall to uphold the soil, or repair and make good any existing foundations or walls above the level of the street, or cut down and remove the soil of such land to such an extent as shall be necessary, so as to prevent such soil or any part of such foundations or walls breaking away and falling on to any part of the street.

Provision  
as to the  
guttering of  
adjoining  
houses.

**38.** The occupier of every house or building in, adjoining, or near, any street, shall, within thirty days after service of an order of the Commissioners for that purpose, put up and keep in condition a shoot or gutter of the whole length of such house or building, and shall connect the same either with a similar shoot on the adjoining house, or with a pipe

or trunk to be fixed to the front or side of such building, from the roof to the ground, to carry the water from the roof thereof in such manner that the water from such house or any portico or projection therefrom, shall not fall upon persons passing along the street or flow over the foot-path, and in default of any compliance with any such order within the period aforesaid, such occupier shall be liable to a penalty of four dollars for every day that he shall so make default.

39. Where for any purposes of this Act the Commissioners deem it necessary to raise, sink or otherwise alter, the situation of any water or gas pipes, mains, plugs, valves, stop-cocks, or other water works, or gas works, or water or gas fittings, laid in or under any street, they may by notice in writing require the owner of the pipes, mains, plugs, valves, stop-cocks, or works, or fittings, to raise, sink, or otherwise alter the situation of the same in such manner and within such reasonable time as is specified in the notice, and if such notice is not complied with, the Commissioners may themselves make the alteration required.

Provision  
as to water  
and gas  
works and  
fittings.

40. The owners of all such pipes, mains, plugs, valves, stop-cocks, works or fittings as mentioned in section 39, shall, and they are hereby required to make and keep in their offices so as to be accessible at all reasonable times to the Engineers of the Commissioners correct plans and sections prepared so as to accurately show the exact situation of all such pipes, mains, plugs, valves, stop-cocks, works or fittings, and such plans and sections shall from time to time be altered as necessary to show any alteration in the situation of any of such works.

Owners of  
the water  
and gas  
works, etc.,  
to keep  
plans.

41. Where for any purposes of this Act, the Commissioners deem it necessary to alter the position of any poles, erected prior to the 17th day of September, 1897, in any street by any person, for the purposes of telegraphic or

Poles erected  
prior to this  
Act may  
be altered

telephonic communication, electric lighting or for any other purpose, or any lamp posts, they may from time to time after giving notice in writing to the person to whom any such poles or lamp posts belong of their intention so to do, alter the position of any such poles or lamp posts in such manner as they shall think proper but at the expense and risk of the Commissioners.

Poles, etc., not to be erected in positions objected to by the Commissioners.

42. No person shall lay or place any such pipes, mains, plugs, valves, stop-cocks, or other works or fittings, as mentioned in section 40, at a depth or in a situation objected to by the Commissioners and no person shall for any purposes erect any pole or lamp post in a position objected to by the Commissioners.

Provision as to the opening and breaking up of streets.

43. The opening and breaking up of any street by any person for any purpose authorized by law, shall be subject to the following provisions—

- (a) the person proposing to open or break up any street, or any portion thereof, shall give to the Commissioners not less than two clear days' notice in writing of his intention so to do, at a time to be specified in the notice;
- (b) he shall not open or break up any street or any portion thereof, except under the superintendence and to the satisfaction of the Commissioners unless they neglect to give such superintendence at the time specified in the notice or discontinue the same during the work;
- (c) on the completion of the works for which the street was opened or broken up, the Commissioners may, at their option, allow such person to fill in the ground and make good the surface subject to their superintendence and to their satisfaction, or may themselves fill in the ground and make good the surface, restoring the portion



of the street open or broken up to as good condition as that in which it was before it was opened or broken;

- (d) all expenses of such superintendence and of restoring the street broken up, shall be paid to the Commissioners by the person at whose instance the street was broken up.

44. If any person shall contravene or fail to comply in any respect with the provisions of either section 42 or section 43, he shall for every such offence (without prejudice to any other remedy against him) be liable to a penalty not exceeding forty dollars and to a further penalty not exceeding ten dollars for each day during which any such contravention or failure continues after the first day on which such penalty is incurred.

Penalty for failing to comply with sections 42 and 43.

#### *Closing Streets against Traffic*

45. The Commissioners shall during the construction or repair of any street, and during the construction or repair of any sewers, take proper precautions against accident, and may prevent any such street from being used as a common passage or thoroughfare while such works are carried on.

Power to close streets against traffic.

They shall by advertisement in the *Gazette* give at least seven days' previous notice of the date on which it is intended to interrupt the traffic in any street or any portion thereof, and shall, by like advertisement, notify the date of the re-opening of the said street or such portion.

In the interval between such notices when given by the National Water Commission for the Corporate Area the Street Authority shall cease to exercise any authority or to perform any duties with respect to such street or such por-

tion thereof as aforesaid, and such authority shall vest in the Commissioners, who shall, for all purposes, be deemed to be the Street or Road Authority.

It shall be lawful for the Commissioners at any time without any notice, by an order in writing under its hand, to direct that any portion of a street or road, not exceeding one hundred yards in length, be closed and stopped as a common passage or thoroughfare, for any period not exceeding two hours, for the purpose of making surveys for the purposes of this Act.

Every person who uses any street while so stopped as a common passage or thoroughfare pursuant to the provisions of this section, or extinguishes any light, without the authority or consent of the Commissioners, shall for every such offence be liable to a penalty of ten dollars.

#### *Power to acquire Lands and Easements*

Power to  
acquire  
lands  
and ease-  
ments.

46. The Commissioners shall have power either by agreement or compulsorily—

- (a) to enter upon, acquire, take, and purchase, any land, or any right of user or enjoyment, right of way or other right or easement, of, out of, over, upon, under or in connection with, any land belonging to the city, or any person, situated either in Kingston or St. Andrew, and to make and complete and keep in repair and good order from time to time, on such land, such works as may be requisite for the sewerage of Kingston, the disposal of the sewage, and the drainage of Kingston in accordance with the plans approved by the Minister from time to time as hereinbefore
  - provided;
- (b) to enter upon, acquire and take such lands as may be necessary for the purpose of widening,

improving, or altering any street in accordance with plans approved by the Minister from time to time as hereinbefore provided. The power hereby conferred shall not be construed so as in any way to restrict or limit the power of the Commissioners as to the removal of obstructions as hereinbefore provided;

- (c) to enter upon, acquire and take land and hereditaments, either in Kingston or St. Andrew, and rights and easements in, upon, over, or under, lands for any of the purposes of this Act, and, if such disposal of the sewage be sanctioned by the Minister, for the purpose of cultivating such lands by means of sewage-irrigation and otherwise.

All lands, hereditaments, rights, and easements, so acquired shall be conveyed to or vested in the Commissioner of Lands of Jamaica;

- (d) where in the opinion of the Commissioners the value of any land, the owners of which might be required to construct thereon a house-sewer, is not such as to warrant the expenses of such construction, to acquire, take and purchase such land.

47. The Commissioners may, in acquiring any easement, covenant and agree with any person from whom such easement may be acquired, that they will pay all future damage when and as such damage may from time to time be occasioned by the exercise of any of the rights conferred on them by law, or under any agreement for an easement, and in cases where no agreement shall be come to as to the compensation to be paid for any easement, the Commissioners shall be entitled to have such compensation assessed on the assumption or basis that they will enter into the covenant or agreement hereinbefore mentioned.

Power to  
covenant as  
to future  
damage.

Any superfluous lands not required for the purposes of the undertaking may be sold by the Commissioners and shall be conveyed by the Commissioner of Lands to such persons and in such manner as the Commissioners may direct.

The incorporation of portions of the Lands Clauses Act, as provided for in section 3, shall not be construed as in any way affecting the special provisions contained in this Act in reference to the removal by the Corporation of obstructions or as to compensation in such cases.

Power to enter on land to make surveys.

**48.** It shall be lawful for the Commissioners or for any person or persons from time to time authorized by them in writing, with such assistants as such person or persons may deem necessary, at all reasonable times to enter on any lands in the parishes of Kingston and St. Andrew and make surveys and do all things thereon necessary for making a survey for the purposes of the undertaking. No entry upon land under such authority shall be made until after three days' notice in writing has been given to the occupier of such land, or, in case the occupier is not known or cannot be found, has been posted up conspicuously on the land, except by consent of such occupier.

*Extended Powers as to Lighting and Sewerage*

Interpretation.

**49.** In the construction of sections 49 to 53 inclusive—"street" shall include "road";  
"the undertaking" and the "works" mean the Sewerage of St. Andrew and the lighting of the Government and public buildings and institutions and streets and roads in Kingston and St. Andrew as well as the undertaking and works defined in section 2.

Preparation of plans, specifications, etc., of the undertaking, etc.

**50.** The Commissioners shall from time to time prepare or cause to be prepared plans, specifications and estimates for the construction or improvement or both of the undertaking and the works or so much thereof as the Minister

may approve and shall submit such plans, specifications and estimates when prepared to their satisfaction to the Minister for consideration and approval and they shall make or cause to be made in such plans, specifications and estimates such modifications and alterations as the Minister may direct and shall submit such modified or altered plans for the like consideration and approval by the Minister.

51. It shall be lawful for the Commissioners with the approval of the Minister to cause the works mentioned and set out in such plans, specifications and estimates to be performed and thereafter to maintain and carry on the same.

Performance and maintenance of works.

52. All the terms, conditions, powers and provisions of the Kingston Gas Works Law and of this Act in respect of the undertaking and works originally authorized and as defined in section 2 shall apply as well to the undertaking and works set out in sections 49, 50 and 51.

Terms, conditions, etc., in respect of the undertaking, etc.

Cap. 20, 1938 Edn. (Omitted).

53. Sections 49 to 53 shall be incorporated and read as one with the Kingston Gas Works Law and all enactments amending or incorporated with the said Law.

Sections 49 to 53 incorporated with Kingston Gas Works Law (Omitted).

### EXECUTION OF WORKS

#### *By the Commissioners*

54. The Commissioners shall, for the purposes of this Act, have power, by themselves or their officers, to enter at all hours in the day time, into and upon any premises in Kingston and St. Andrew, as well for the purpose of inspection as for the purpose of executing any work authorized to be executed by them under this Act, without being liable to any legal proceedings on account thereof:

Power to enter premises.

Provided always, that except when herein otherwise provided, the Commissioners or their officers shall not make

any such entry, unless with the consent of the occupier, until after the expiration of forty-eight hours' notice in writing for that purpose, given to the occupier.

Penalty for obstructing Commissioners or their servants.

55. Every person who shall at any time obstruct the Commissioners, or shall resist, obstruct, or molest any workman or other person employed in the execution of any duty or the performance of any work by virtue of this Act, or of any regulation or order of the Commissioners or shall aid or incite any person so to do, shall for every such offence on conviction thereof be liable to a penalty of twenty dollars, and in default of payment, to imprisonment for a period of three months determinable on the earlier payment of the penalty. This shall be without prejudice to the right of any such workman or other person on whom any assault or offence may have been committed, to sue in any competent court for compensation, damages, or expenses, for any injury or loss he may thereby sustain.

*By Owners or Occupiers*

Commissioners may do work owner or occupier fails to do.

56. Whenever under the provisions of this Act any work of any kind is required to be executed by the owner or occupier of any premises, or by any other person, and default is made in the execution of such work, the Commissioners (whether there be a penalty imposed for the default or not) may cause such work to be executed, and the expense incurred by the Commissioners in respect thereof, shall be repaid to them by such owner or occupier or other person liable.

Occupier may do work owner fails to do.

57. Whenever default is made by the owner of any premises in the execution of any work which by the provisions of this Act falls to be executed by him, the occupier of such premises may, with the approval of the Commissioners, cause such work to be executed, and the expense thereof shall be repaid to such occupier by the owner of

such premises, and such occupier may deduct the amount of such expense out of the rent from time to time becoming due to such owner.

**58.** If the owner of any premises made liable by the provisions of this Act, or by any agreement with the Commissioners, for the repayment to the Commissioners of any expenses incurred by them, does not as soon as the same become due and payable from him repay such expenses to the Commissioners, the Commissioners may, without prejudice to any other remedies herein contained, recover such expenses, together with interest at a rate not exceeding five *per centum* per annum from the date of service of the demand for same until payment thereof, from any person who is the owner of such premises when the works are completed, and until recovery of such expenses and interest the same shall be a charge on the premises in respect of which they were incurred in priority to all other mortgages and charges thereon.

Expenses with interest may be recovered by action and constitute a first charge on the premises.

**59.** The Commissioners may, by way of additional remedy, require the payment of all or any part of such expenses and interest, payable by the owner for the time being, from the person who then, or at any time thereafter, occupies any such premises under such owner, and in default of payment thereof by such occupier on demand, the Commissioners may issue their warrant directed to their bailiff authorizing him to levy the amount, with all costs, by distress and sale of the goods and chattels of the occupier for the time being of the premises aforesaid; and every such occupier shall be entitled to deduct from the rent payable by him to his landlord so much as is so paid by or recovered from him in respect of any such charge or expenses and interest.

Expenses and interest may be recovered from the occupier who may deduct it from the rent.

Limitation  
of the  
liability of  
the occupier  
to pay  
expenses.

60. No occupier of any premises shall be liable to pay more money, in respect of any sums charged by this Act on the owner thereof, than the amount of rent due from him for the premises in respect of which such expenses and interest are payable at the time of the demand, or which at any time after such demand shall have accrued and become payable by him, unless he neglect or refuse, upon application made to him for that purpose by or on behalf of the Commissioners, truly to disclose the amount of his rent and the name and address of the person to whom such rent is payable; but the burden of proof that the sum demanded of any such occupier is greater than the rent which is due by him at the time of such demand, or which since accrued, shall lie upon such occupier :

Provided further that nothing herein contained shall be taken to affect any special contract made between any such owner or occupier respecting the payment of the expenses of any such works as aforesaid.

Commis-  
sioners  
authorized  
to allow  
time for  
repayment  
not exceed-  
ing twenty  
years.

61. The Commissioners may, if they think fit, at the request of any such owner, allow time for the repayment of such expenses, but so that the same may be repaid by annual payments computed so as to provide for the repayment of the said expenses in a period not exceeding twenty years with interest at a rate not exceeding five *per centum* per annum and until recovery of such expenses shall have been made the same shall be, subject to any charge for property tax due to the Consolidated Fund, a charge on the premises in respect of which they were incurred in priority to all other mortgages and charges thereon. The annual payments in this section referred to shall be paid to the Collector of Taxes at his office and may be made in equal quarterly instalments and payment thereof may be enforced under the provisions of the Tax Collection Act, as if the person liable to pay the said amounts had made a



return thereof under the said Tax Collection Act and had failed therewith to pay the same.

62. If any expenses the repayment of which is provided for in section 61 remain unpaid and appear as a deficiency in the accounts of any year, a schedule of such amounts shall be furnished by the Collector of Taxes to the Commissioners, and if the Commissioners are satisfied that any person liable to pay such expenses is unable from poverty to make such payment and that further proceedings for the recovery of the amount due should not be taken against him the amount of the deficiency in each such case shall on application by the Collector be charged by the Accountant-General against the General Fund of the Commissioners and due provision therefor shall be made in the Corporate Area General Rate :

A schedule of arrears in repayment to be given by Collector of Taxes to Commissioners.

Provided that the charge on the premises in respect of which the expenses were incurred shall continue and shall be enforceable at any time by the Commissioners :

Provided also that the Commissioners may at any time after the amount of the deficiency hereinbefore referred to has been charged against the General Fund of the Commissioners by resolution of the Commissioners and in such terms and conditions as may be named in such resolution release the said charge on the premises, and thereupon the said charge shall be extinguished.

63. The Commissioners may either before or after calling upon the owner or occupier of any premises to execute any work of any kind, agree with such owner or occupier to supply materials for and to execute any such work, and all expenses incurred by them, together with interest thereon at the rate aforesaid, shall be recoverable in any of the methods hereinbefore provided.

Agreement may be made as to the execution of works.

*Form and Service of Notices*

Provisions  
as to the  
form and  
service of  
notices.

64. Unless otherwise herein expressly provided, the following provisions shall apply to the making, giving, delivering or service of any notice, order, requisition, demand, or other instrument, under this Act, or any regulations in force—

- (a) it may be in print or writing or partly in print or partly writing, and may be authenticated by the name of the Managing Commissioner, or other proper officer, authorized either generally or specially by the Commissioners, being affixed thereto in print or writing;
- (b) it shall be sufficiently given to any owner or occupier of any premises if addressed simply to the "owner" or "occupier" of the premises (naming them) to which it relates;
- (c) it may be served upon the person to whom it relates either personally or through the post office addressed to him at his usual or last known place of abode or business in this Island, or by delivering the same to some inmate there, or in case of an occupier to an inmate of the premises to which the document relates, or, if the building is unoccupied and the place of abode of the person after due enquiry cannot be found, by fixing the same or a copy thereof upon some conspicuous part of such premises.

Power to  
cancel notice  
and issue  
new notice.

65. It shall be lawful for the person sending such notice to cancel or to give a new notice to the same or any other person in respect of the matter or for the enforcement of the obligation referred to in it.

Service of  
notice on  
Commission-  
ers.

66. Any notice to or demand on the Commissioners under this Act may be served on the Commissioners by being delivered to the Managing Commissioner or by being

sent through the post in a registered letter directed to the Managing Commissioner, in which latter case service shall be deemed to be effected on the Commissioners on the day on which such letter would be delivered in the ordinary course of post.

### *Arbitration*

67. The Commissioners may, if they think fit in any case, agree with any person to settle any questions as to compensation, damages or otherwise, by arbitration. In any such case, and also in case of dispute as to the amount of any compensation to be made under the provisions of this Act, or as to any other matter, which by this Act is directed to be settled by arbitration, the provisions of the Arbitration Act shall apply.

Parties may agree to arbitration.

### *Legal*

68. In all proceedings for any penalty under this Act, and in all actions, disputes, questions and proceedings, in any way relating to or arising out of the execution or intended execution of the works or undertaking hereby authorized, or any part thereof, the certificate of the Commissioners under their seal and signed by their proper officer as to the undertaking or any part thereof being authorized by the Minister, or as to any regulations having been approved by the Minister, or published as directed by him, or as to the employment of any person or persons by the Commissioners in or about the undertaking, or any part thereof, or as to the scope or terms of such employment, or as to any particular work being authorized by the Commissioners as part of an intended execution of the undertaking, shall in all Courts be *prima facie* evidence of the several matters therein certified; and his certificate as to any act, work or matter, being deemed by the Commissioners to be proper, suitable, necessary or advisable, in or about the

Certificate of Commissioners signed by proper officer *prima facie* evidence of certain matters.

works, shall be conclusive evidence of the matters therein certified.

*Miscellaneous*

**Penalties.** 69. Every person who is guilty of an offence against this Act for which no penalty is provided or who contravenes any regulation in force for the time being under this Act shall forfeit a sum not exceeding ten dollars.

All penalties under this Act, or under any regulation made thereunder, shall be recoverable summarily.

**Commissioners may work tramways for the purposes of this Act.** 70. The Commissioners may for the purposes of the undertaking lay down, maintain and work tramways or other ways on any street in Kingston or on any main or parochial road in the parish of St. Andrew or on any land acquired by the Commissioners for carrying out the purposes of this Act:

Provided that such tramway or other ways shall be laid and worked in such manner as shall be approved by the Commissioners in the case of a street, or by the Chief Technical Director in the case of a main road, or by the Commissioners in the case of a parochial road in the Corporate Area.

**Commissioners may use traction engines or steam rollers.** 71. The Commissioners may, for any of the purposes of the undertaking, or any works connected therewith, use traction engines or steam rollers on any of the streets or roads in Kingston or St. Andrew.

**Provision for advances from the Treasury.** 72. The Minister may, from time to time, order that advances shall be made by the Accountant-General out of the Consolidated Fund to the Commissioners to cover the expenses of supplying materials and executing work for owners or occupiers of premises or other persons, such

advances being made in such manner by such instalments, and at such periods as the Minister shall think proper.

73. All duplicates of plans prepared under the provisions of this Act shall be of the same validity, and available for all the like purposes as the originals of which they are duplicates.

Duplicates  
of plans  
prepared  
under this  
Act.

*Regulations, etc., to be made by virtue of this Act*

74.—(1) The Commissioners may from time to time make regulations—

Regulations.

- (a) for regulating the manner of making application for the construction, extension, alteration, and repairs of house sewers and water-closets, and as to the plans and other documents to accompany such application;
- (b) as to materials to be used in house sewers and water-closets and surface drains for rain water, as to the situation, nature, size, pattern and quality of drains, water-closets, traps, pipes, and other appliances to be used in connection therewith;
- (c) as to the purposes for and manner in which house sewers and water-closets are to be used;
- (d) as to the licensing and controlling of Sanitary Constructors, and as to the withdrawal of licences;
- (e) for the repair of and the removal of obstructions from house sewers, water-closets and drains and other appliances to be used in connection therewith, and for inspection of the same from time to time, and the fees to be charged for the same;
- (f) as to the preparation of plans to be submitted to the Commissioners for any purposes and as to the scales on which the same are to be drawn;

- (g) for the guidance of their proceedings;
- (h) for carrying into effect and enforcing the several powers conferred on them by this Act;
- (i) generally for carrying out the provisions of this Act,

and the Commissioners may from time to time, add to, rescind, modify, and vary, any regulation in force hereunder.

(2) All regulations and all rescissions, modifications, and alterations thereof and additions thereto, shall be subject to the approval of the Minister, who may approve or disapprove of the same, with or without modification, addition or alteration.

(3) The several regulations, as approved by the Minister, shall be respectively published or notified in such general manner, and either generally, or to special persons, as the Minister may direct :

Provided that in any proceedings for the breach of any regulation it shall not be necessary to prove that the same has been approved, published, or notified, or directed to be published or notified as aforesaid.

SCHEDULE

Schedule  
(Section 2)

Street or Lane	Width in feet	Street or Lane	Width in feet
CENTRAL		CENTRAL— <i>continued</i>	
1. Little Port Royal Street	30	32. Lindo Street from King- ston Pen Road to Slaugh- ter House	40
2. Port Royal Street	40	33. From Wherry Wharf to Slaughter House	40
3. Harbour Street	50	34. Ebenezer Lane from Spa- nish Town Road to Mon- tague Street	25
4. Water Lane—General Penitentiary Wall to Pechon Street	20	35. Montague Street from Spanish Town Road to Chapel Street	40
Do. Pechon Street to Sea	50	36. Regent Lane from Spanish Town Road to Montague Street	14
5. Tower Street	40	37. Corn Lane from Spanish Town Road, southwards	15
6. Barry Street	40	38. Young Street	do. 25
7. Laws Street	40	39. Salt Lane	do. 15
8. Beckford Street—Orange Street to Princess Street	50	40. Scott Lane	do. 15
Do. Princess Street to West Street	40	41. West Street	50
9. East Queen Street	66	42. Matthews Lane	20
10. West Queen Street	66	43. Princess Street	50
11. Sutton Street	50	44. Luke Lane	20
12. Heywood Street	50	45. Orange Street	50
13. Beeston Street	40	46. Peters Lane	20
14. Lane at St. Georges School from Duke Street to John's Lane	45	47. Chancery Lane	20
15. Charles Street	40	48. King Street	66
16. North Street	40	49. Love Lane	20
17. Spanish Town Road	64	50. Temple Lane	20
18. Milk Lane	20	51. Church Street	50
19. Wellington Street	40	52. Mark Lane	20
20. Bread Lane	20	53. Duke Street	50
21. Regent Street	50	54. John's Lane	20
22. Chestnut Lane	20	55. East Street	50
23. Bond Street	50	56. George's Lane	20
24. Pink Lane	20	57. Hanover Street	50
25. Oxford Street	50	58. Rum Lane	20
26. Rose Lane	30	59. Wildman Street	50
27. Pechon Street—Barry Street to Water Lane	60	60. Rosemary Lane	20
28. Pechon Street—Water Lane to Harbour Street	16	61. Maiden Lane	20
29. Pechon Street from Harbour Street to Port Royal Street	14	62. Gold Street	40
30. Kingston Pen Road	50	63. High Holborn Street	50
31. Street from Water Lane to West-end of Harbour Street	50	64. Foster Lane	20
		65. Fleet Street	40
		66. Ladd Lane	20

[The inclusion of this page is authorized by L.N. 480/1973]

## KINGSTON IMPROVEMENTS

SCHEDULE—*continued*

Street or Lane	Width in feet	Street or Lane	Width in feet
<i>CENTRAL—continued</i>		<i>SMITHS VILLAGE—continued</i>	
67. Smith Lane	20	97. Nuttall Street	25
68. James Street	34	98. Metcalfe Street	25
69. Byndloss Lane	15	99. Water Street	25
70. Rumbo Lane	10	100. Albert Street	25
71. South Street	50	101. Victoria Street	25
72. Last Street	30	102. Elgin Street	25
73. Tulip Lane	20	103. Last Street	30
74. Percy Street	30		
75. Drummond Street	30	WEST OF RACE COURSE	
76. Hannah Street	35	104. Race Course Road west side	50
77. William Street	40	105. Lane, Southernmost be- tween King Street and Orange Street	22
78. Little Water Lane, off Drummond Street	20	106. Street Southernmost between King Street and Orange Street	36
79. Bedford Avenue, Barnes Gully to East Street	40	107. Lane, South of La Place de Ffrey	24
80. Nugent Lane, off Bedford Avenue	26	108. La Place de Ffrey	40
81. Manchester Square	50	109. Torrington Road, be- tween Race Course and Orange Street	50
82. Manchester Square, south side	26	110. Lane, round square be- tween Race Course and Orange Street, off Tor- rington Road	25
83. Spencer Lane	20	111. Orange Street, North Street to Torrington Bridge	55
84. Hamburg Lane	10	112. Torrington Road, be- tween Orange Street and Old Slipe Pen Road	30
85. Hamburg Lane, running north and south	18	113. Torrington Lane, off Torrington Road	20
86. Garrick Lane, King Street to Love Lane	30	114. Lane, Northernmost be- tween Orange Street and Old Slipe Pen Road	20
87. Garrick Lane, Love Lane to Church Street	14	115. Lane, Northernmost be- tween Old Slipe Pen Road and Admiral's Pen Gully	15
88. New Lane running east from Love Lane	14	116. Road off Old Slipe Pen Road to Match Works	25
89. New Lane running north- ward to New North Street	20		
90. Cephass Street	25		
91. Kingston Lane	30		
92. New Cross Street	20		
93. New North Street	20		
94. New North Street, Mark Lane to Manchester Square	30		
SMITHS VILLAGE			
95. King Street	25		
96. Greenwich Street	25		

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SCHEDULE—*continued*

Street or Lane	Width in feet	Street or Lane	Width in feet
WEST OF RACE COURSE— <i>continued</i>		SOUTH CAMP ROAD DISTRICT— <i>continued</i>	
117. Old Slipe Pen Road, Torrington Road to Studley Park Road	40	137. Windward Road	40
118. Old Slipe Pen Road from Studley Park Road to William Street	60	RAE TOWN	
119. Old Slipe Pen Road from William Street to Drummond Street	50	138. Potters Row	25
120. Studley Park Road, off Old Slipe Pen Road	40	139. William Street	40
SOUTH CAMP ROAD DISTRICT		140. John Street	40
121. Goodwin Park, off Camp Road	50	141. Water Street	40
122. Road, south of West end of Goodwin Park	30	142. Paradise Street	40
123. Road parallel to and 90 yards south of Goodwin Park	30	143. Rae Street	40
124. Melbourne Road off Camp Road	30	144. Hannah Street	40
125. North Street, Barnes Gully to Camp Road	45	145. Victoria Street	30
126. Lissant Road, North Street to Blake Road	35	146. Fishers Row	23
127. Blake Road, East Queen Street to part of Blake Road running east and west	33	147. Mulgrave Street	26
128. Blake Road, between Cross Roads and North Street	20	148. South Street	25
129. Blake Road running east and west	30	149. Lane from Tower Street North, to Penitentiary Wall	20
130. Blake Lane	24	150. Catherine Street	24
131. Clovelly Road	30	151. Thompson Alley	10
132. South Camp Road	50	152. Margaret Street	22
133. Price Lane, North Street to Barnes Gully	24	153. Stephen Lane	20
134. Text Lane, North Street to Beeston Street	20	154. Bull Street	20
135. Text Lane, Beeston Street to Gully	12	155. Charlotte Street	24
136. Elletson Road	40	156. St. Andrew Lane	20
		157. McWhinnie Street	30
		158. Bow Street	32
		159. Musgrave Avenue	40
		160. Burke Street	40
		161. Burke Lane	20
		162. Musgrave Lane	20
		163. Norman Road from South Camp Road to Elletson Road, about 1,320 feet	30
		164. Norman Crescent from middle of Windward Road to Elletson Road, about 580 feet	20
		165. Norman Lane	20
		166. Malvern Avenue from East Queen Street N., about 260 feet	25
		167. Cleveland Road from East Queen Street N., about 340 feet	30

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## KINGSTON IMPROVEMENTS

## SCHEDULE—continued

Street or Lane	Width in feet	Street or Lane	Width in feet
BROWN'S TOWN		KINGSTON GARDENS—contd.	
168. Mitchell Street	30	203. North Avenue, Central	60
169. Wellington Street	30	204. North Avenue, Eastern	30
170. Adelaide Street	20	205. North Avenue, Western	30
171. Bryden Street	30	206. Road running North- wards from West End of North Avenue, length 40 yards	20
172. Bray Street	30	207. West Avenue, Central	60
173. Sligo Street	20	208. South Avenue, Central	60
174. New Street	20	209. Road, continuation of South Avenue, West- ward	36
175. Hardy Street	20	210. Lane, continuation of South Avenue, East- ward	16
176. Graham Street	20	211. Lane, West side of King- ston Gardens, North Avenue to South Avenue	16
177. Lopez Street	20	212. Lane, South Avenue to Conrad Lane	17
178. New Bray Street	20	213. Conrad Lane Gully to Gully	17
179. Black Lane	20	214. Lane from Conrad Lane, to Square on South	16
180. Prince Albert Street	20	215. Square from Lane on East to Central Road from North Street to Kingston Gardens	80
181. Victoria Street	30	216. Lane in line of East Avenue running South- wards	15
PASSMORE TOWN		217. Lane opposite Square of, Central Road	15
182. Banana Street	20	218. Central Road from North Street to King- ston Gardens	40
183. Wild Street	40	ALLMAN TOWN	
184. Shoe Lane	20	219. Hannah Street	20
185. Telephone Street	40	220. Stephen Street	20
186. William Street	40	221. Sarah Street	20
187. Maiden Street	40	222. Johns Street	20
188. Woodrow Lane	20	223. Wild Street	20
FRANKLIN TOWN			
189. Victoria Street	40		
190. Albert Street	40		
191. Norfolk Lane	20		
192. Northumberland Lane	20		
193. Cambridge Street	40		
194. St. Albans Lane	20		
195. York Street	40		
196. Somerset Lane	20		
197. Cumberland Lane	20		
198. Sussex Lane	20		
199. Wellington Lane	20		
KINGSTON GARDENS			
200. Lane, East side between North Avenue and South Avenue	16		
201. East Avenue, Central	60		
202. Middle Road, Central	25		

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SCHEDULE—*continued*

Street or Lane	Width in feet	Street or Lane	Width in feet
ALLMAN TOWN— <i>contd.</i>		CAMPBELL TOWN— <i>contd.</i>	
224. Hitchen Street	30	237. Oswald Street, East and West of Hampden St.	30
225. Robert Street	20	238. Gray Street, Oswald Street to Laidlaw St.	30
226. Prince Albert Street	20	239. Vincent Street	30
227. Regent Street	20	240. Laidlaw Street, Gray Street to Hampden Street	30
228. Prince of Wales Street	20	241. Hibbert Street, Hamp- den Street to Hart Street	30
229. Lord Elgin Street	20	242. Hart Street	30
230. Road East side of Race Course	45	243. Stanford Street, East of Gully	30
231. Great George Street	35	244. Campbell Street, East of Gully	30
232. Great George Street, Hitchen Street to Robert Street	25	245. Campbell Street, from Gully to Kingston Gardens	30
233. Victoria Street	20		
234. Water Street	25		
235. Arnold Road	40		
CAMPBELL TOWN			
236. Hampden Street, Berrys Pen to Campbell Street	30		