

WEXFORD COUNTY COUNCIL.

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M I N U T E S

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OF MEETING HELD ON 8TH NOVEMBER, 1926.

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N. J. FRIZELLE,
SECRETARY.

FORTVIEW,
WEXFORD.

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The monthly meeting of Wexford County Council was held in the County Council Chamber, Fortview, Wexford on the 8th November, 1926.

Present:- Mr. Thomas McCarthy (Chairman) presiding;
also:- Colonel Gibbon, Colonel Quin, Messrs William Boggan, Patrick Byrne, James Cline, Michael Cloney, Patrick Colfer, John Connors, Thomas Cooney, Richard Corish, Michael Doyle, James Gaul, James Hall, Patrick Hayes, Michael Jordan, David Kavanagh, Aidan Mernagh, Nicholas J. Murphy, John O'Byrne, M. M. O'Donoghue, John Pender, James Shannon, William Thorpe, James E. Walsh, John White.

The Secretary, the Assistant Secretary, County Surveyor and Mr. R. W. Elgee, Solicitor, were also in attendance.

The minutes of last meeting were read and confirmed.

VOTE OF CONDOLENCE.

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Mr. O'Byrne proposed and Colonel Quin seconded the following resolution:-

"That we offer to our esteemed colleague, Mr. James Gaul, our sincere and heartfelt sympathy on the death of his father, the late Capt., Gaul, Wexford!"

"That a copy of this resolution be forwarded Mr. Gaul."

Passed.

CONFIRMATION OF MINUTES OF COMMITTEES.

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FINANCE COMMITTEE. Minutes of Finance Committee in respect of meetings held on the 14th October, 1926 and on the 28th October, 1926, were submitted as follows:-

The fortnightly meeting of the Finance Committee of Wexford County Council was held in County Council Chamber, Fortvick Wexford on 14th October 1926.

Present:-Mr Thomas McCarthy(Chairman) presiding, Also, Messrs Sean O'Byrne, Aidan Mernagh and James E. Walsh.

A letter was read from Col Gibbon apologising for his absence from the meeting.

The Minutes of last meeting were read and signed.

The Secretary, the Assistant Secretary, and the County Surveyor were in attendance.

PAYMENTS.

Treasurer's Advice Note for £4967-14-3 was examined and signed.

CLAIM RENT - PETTY SESSIONS OFFICE, NEW ROSS.

Mr James J. O'Connor, Solicitor Wexford wrote under date 11th October 1926 on behalf of Mr F. J. McKenna, formerly Clerk of Petty Sessions, New Ross applying for arrears of payments due to him in respect of office occupied by him as Clerk of Petty Sessions from 1st July 1921 to 31st December 1922.

The following resolution was adopted on the motion of Mr Sean O'Byrne seconded by the Chairman:-"That the claim of Mr F. J. McKenna for rent of Petty Sessions Office at New Ross be refused in the absence of any agreement between him and the Co. Council as to rent, and any claim which he may have is barred from payment under Local Government code.

RATE COLLECTION.

In connection with complaint that rate receipts had not been furnished the Hon Secretary Rosslare Golf Club, Mr McCarthy Rate Collector, (No 5 Collection District) wrote as follows:-

"With reference to receipts to the above Club, I am very sorry for my delay in sending same. I lost Receipt No 54 amount £10-18-6 which was checked against me in my abstract book last June, but which I did not get from the Golf Club until August. I called to the County Council Offices last Saturday for a duplicate

"receipt, which I did not get until I would again search for the missing receipt. However, I got a duplicate receipt to-day and I will hand receipts amounting to £14-0-11 in all to the Secretary of the Golf Club to-morrow morning for certain.

Delay in lodging three items amounting to £3-2-5 was an oversight on my part."

The following resolution was adopted on the motion of Mr Sean O'Byrne seconded by the Chairman:- "That explanation of Mr McCarthy, Rate Collector, as to failure to furnish receipt to the Hon Secretary, Rosslare Golf Club, be accepted as satisfactory but that he be instructed to exercise greater care in the future regarding the immediate issue of receipts."

RATE COLLECTION

The state of the Rate Collection to 14th October was considered and the meeting were of the opinion that the collections of the majority of the Collectors should have been further advanced.

PRIMARY SCHOLARSHIP SCHEME.

Miss Eva Cullen, Ballytarsna, Ballycullane applied for payment of 18/6 expenses incurred in attending Examination for Award of Primary Scholarships.

The Scheme provided that candidates who secured not less than 40 per cent of total marks allotted to the six subjects in which they were examined would be refunded the necessary expenses incurred in attending the Examination.

It was decided on the motion of the Chairman seconded by Mr Walsh that as Miss Cullen had secured 566 marks out of 1000 maximum, the expenses claimed and amounting to 18/6 be paid.

The fortnightly meeting of the Finance Committee of Wexford County Council was held in County Council Chamber, Fortview Wexford on 28th October 1926.

Present:-Mr T. McCarthy (Chairman), presiding; Also Messrs Sean O'Byrne, William Thorpe, M. Jordan, P. Hayes, A. Mernagh, The Secretary, the Assistant Secretary, the Co. Surveyor and Mr Elgee, Solicitor were also in attendance.

The Minutes of last meeting were read and confirmed.

PAYMENTS.

Treasurer's Advice Note for £4629-16-4 was examined and signed.

VOTE OF CONDOLENCE - MR P. HAYES M.C.C.

The following resolution was adopted on the motion of Mr Sean O'Byrne seconded by Mr Thorpe:- "That we offer our respected colleague, Mr P. Hayes, our sincere condolence in the loss which he has sustained through the death of his mother."

RATE COLLECTION.

The state of the Rate Collection up to 28th October 1926 was submitted as follows:-

E. J. Murphy 89.58: J.J.O'Reilly 86.83: J. Quirke 84.82: J. Curtis 82.93: J.J. Sinnott 79.02: B. Cleary 77.62: T. Rowe 76.82: J.J. Kelly 74.14: M. Kelly 73.64: P. Fitzpatrick 72.44: T. Sutton 71.7: W. Cummins 70.89: J. Cummins 70.42: S. Gammon 69.1: Patrick Walsh 68.61: M. Deegan 66.58: J. Doyle 62.44: P. Donohoe 58.54: P.O'Byrne 57.19: C. McCarthy 50.74: P. Furlong 40.97.
Average 70.97.

The following resolution was adopted:- "That in view of the backward state of their collections, the Finance Committee recommend the County Council at their meeting to be held on 8th November 1926 to suspend Rate Collectors P. Donohoe, P. O'Byrne and C. J. McCarthy."

List Habitable Houses.

In connection with return asked for by Finance Committee as to habitable vacant houses in Collectors' districts,

no returns had been received from Collectors Gannon^{and} Furlong and a resolution was adopted directing these Collectors to furnish the particulars requested without delay; otherwise the Finance Committee will take serious notice of the default in these cases to comply with the instructions of the Committee.
Rating No.186 E.D.New Ross Rural.

Mr E. J. Murphy wrote that the lands in this case had been the subject of a lawsuit Dwyer v Moylan. The former, who owned the lands was defeated and the holding passed into the possession of the Executors of the Will of the late Mrs Dwyer who tried to sell them but were unable to do so. The lands had been idle since and were subject to constant trespass.

He(Mr Murphy) had locked the gates but the locks were broken. He was annoyed by parties asking him if he would set the lands to weekly tenants and he wished to know if he could interfere in any way.

It was decided that Mr Elgee, Solicitor communicate with Messrs Dwyer and Murphy(Rate Collector) and endeavour to secure a full statement of how this matter now stands with a view to securing payment of rates which were due on the holding.

DEFAULTING RATE COLLECTOR, P. J. SINNOTT.

The following under date 20th October 1926(4794) was read from Messrs McDonagh & Boland, Insurance Brokers, 51 Dame St. Dublin:-

"We have now heard from the Irish National Company, who have received Mr Fitzgerald's report. We are having cheque prepared for the amount shown hereunder:-

The total claim under the Bond was - as originally supplied		£452-5-6	
Add Two cases reported on the 22nd September.....		40-10-0	£492-15-6
Disallow	Michael Breen	£25-19-9	
	John Nagle	£25-10-0	49-9-9
		Gross amount payable	£443-5-9
Deduct: Poundage already due to Sinnott as per statement of claim		£58-16-6	
Poundage @ 7d in the £ on Gross amount £443.		£12-18-5	71-14-11

Nett amount payable £371-10-10.
You will note two claims disallowed on the following

grounds:-

BREEN: This ratepayer alleges that he paid the second moiety of his rates in cash and that he did not get a receipt. On the Abstract for the 1st April 1926, the first moiety of his rates for the same amount appears and he got the official receipt for that. We think the onus is on the ratepayer to prove that he paid the second moiety and we are informed that the new Collector, Mr Burlong, does not feel so sure now that his claim of having paid is genuine.

NAGLE: Nagle alleges that he gave Sinnott a cheque which he had from Mr Vincent Doyle for £25-10-0, in part payment of his rates. This paid cheque cannot be produced as Mr Doyle states that he destroyed all his cheques when he got them back from the Bank. We would not feel satisfied by seeing an entry in Doyle's Bank Pass Book for the amount of a cheque as that would not be evidence that the cheque was in fact endorsed by Sinnott. Moreover, we learn that a Solicitor acting on behalf of the new Rate Collector made a demand upon Nagle for the total amount of his rates and Nagle did not then claim that he had paid £25-10-0 on account. This claim was not made till the 13th of September when Nagle was being sued in the District Court, and you will observe that at that date it was pretty well known in Wexford that Sinnott had decamped. In this case also we feel that the onus of proof is on the ratepayer.

We understand that Mr Fitzgerald agreed on these amounts with you and that you are satisfied that the two claims above mentioned should be disallowed. The Irish National Company ask us to obtain permission from you to allow them to deduct the poundage so that the cheque may be drawn for the nett amount."

The following resolution was adopted on the motion of Mr Sean O'Byrne seconded by Mr Thorpe:-

"That we agree to accept £443-5-9 as settlement of claim against Irish National Insurance Company and recommend the County Council to pay over to Insurance Company the poundage

due Mr P. J. Sinnott, late Rate Collector, on receipt of cheque for £443-5-9. That Mr Furlong, Rate Collector inform John Nagle and Michael Breen that Insurance Company have disallowed their claims on the grounds that they had not produced evidence sufficient to prove that amounts had been paid by them."

TELEPHONE FOR OFFICES OF COUNTY REGISTRAR.

The following resolution was adopted:- "That as recommended by the Department of Justice, we approve, subject to the sanction of the County Council, of the installation of telephone in the offices of County Registrar as this would be for the greater convenience of the public service."

BLIND PERSONS ACT.

Letter was read from Michael Bassett, inmate, St Joseph's Blind Asylum, Drumcondra, Dublin requesting the Council to put into operation the Act "to promote the Welfare of Blind Persons."

The following resolution was adopted:- "That Michael Bassett be informed that when the Gorey Guardians sent him to the Blind Asylum, it was on the distinct understanding that he would be self-supporting after training. When training was complete, the Guardians refused to make any further payments to the Institution."

COURTHOUSES.

Gorey: Under date 19th October 1926, Messrs Huggard, Brennan and Godfrey, Solicitors, New Road, Gorey wrote:-

"Your letter of the 16th inst received. This letter cannot be deemed by any means satisfactory, and unless we receive a satisfactory undertaking within one week from this date that the Gorey Courthouse will be put in a proper state of repair without further delay, we shall have no course open to us but to institute proceedings.

This matter has been hanging on for a long time now, and we really must ask that something definite be done. It is useless to inform us that the repairs will be considered."

Ordered:- "That Messrs Huggard, Brennan & Godfrey be informed that the repairs at Gorey Courthouse will be carried out when Co. Council receive award of compensation, application for which has been lodged."

Gorey and Enniscorthy.: Mr Elgee, Solicitor, wrote under date 19th October 1926 asking who he would employ to make estimate off the probable cost of reconstruction of Gorey and Enniscorthy Courthouses and to give evidence as to same before the Circuit Court Judge.

It was decided that Mr Elgee be instructed to employ Mr Robert Williamson to make estimate, etc. for Enniscorthy Courthouse and Mr James Doyle, Esmonde Street, Gorey as regards Gorey Courthouse.

Wexford: In connection with reconstruction of Wexford Courthouse, a letter was read from Department of Finance acknowledging letter of 18th October and stating that a further communication in the matter would be forwarded without avoidable delay.

PAYMENT COMPENSATION AWARDS.

Mr Elgee forwarded draft for £65-6-0 from the Ministry of Finance being portion of decree of £236 given for partial destruction of Offices of Clerk of Peace, Wexford which occurred on 23rd November 1922, the balance being held pending further reinstatement.

It was decided that cost incurred by Clerk of Peace for work in fitting up offices after burning under a contract with Mrs Mary O'Connor, Builder, Wexford and amounting to £53-19-0 be paid on the certificate of County Registrar who had entered into said contract.

Mr Elgee, Solicitor also forwarded letter from Ministry of Finance and draft for £199-11-0, total amount of decree obtained by the County Council for damage sustained through armed raid made on County Council Offices on 17th October 1922.

APPLICATION SUPERANNUATION - MR B.J. O'FLAHERTY, SOLICITOR.

Under date 18th October 1926, Mr B.J. O'Flaherty, solcr, Enniscorthy, forwarded copy of his Appeal to the Minister for Local Government relative to the refusal of the County Council to award him superannuation on his office as Solicitor to Gorey Guardians and Gorey R.D. Council having been abolished.

COSTS OF MR WM. CAULFIELD, SOLICITOR.

Under date 20th October 1926, the following letter (G47703/1926/Wexford B.H.& PA) was read from the Department of Local Government:-

"Adverting to your letter of the 15th inst, I am directed by the Minister for Local Government and Public Health to return, herewith, Solicitor Caulfield's Bill of Costs and to state that it should be taxed in the ordinary way. The Council should instruct the Solicitor representing them at taxation to contest the items in the Bill relating to Malicious Injury Claims affected by the Damage to Property (Compensation) Act, 1923."

It was decided that Mr Elgee, Solicitor endeavour to procure the usual requisition for taxation and have the costs taxed.

University Scholarship Scheme.

The following report under date 18th October 1926 was read from the Secretary, University College, Dublin:-

"In reply to your letter of the 15th inst, the renewal of the Scholarship of Miss Kathleen M. Bolger is recommended as she passed her Second Year College Examination in Arts last Summer. Mr Aidan Timmons failed at the First University Examination in Engineering last Summer, and did not enter for the Autumn Examination. The renewal of his Scholarship is not recommended. Christopher J Hall passed all the subjects of the B. Comm. Examination except his subsidiary subject, Irish. Michael J. Howlett passed the Second University Examination in Medicine, Autumn 1926. Christopher Whelan had no University Examination but attended satisfactorily the Third Year Course in Mechanical Engineering. John Mooney passed the B. Comm. Degree Examination, Autumn 1926, with second class Honours. Patrick J. Murphy passed the B. Comm. Degree Examination, Autumn 1926, with second class Honours."

It was decided that in the event of Mr Aidan Timmons applying for a renewal of University Scholarship that the application be refused.

PRIMARY SCHOLARSHIP SCHEME.

Communication was read from Office of National Education relative to modifications in Primary Scholarship Scheme and forwarding revised Syllabus.

It was decided that a meeting of Scholarship Committee to consider changes in Scheme should be held on the next available Saturday.

COUNTY LIBRARY SERVICE.

In connection with the resolution of the Finance Committee, asking if books, bills for which had been presented for payment to Finance Committee, had received the approval of the Book-selection Committee, Miss Walsh, Librarian wrote under date 26th October 1926:-

"Regarding the Booksellers' bills, all of these have been passed except those on Day's and Boots' bills. Books must be purchased from these Libraries immediately the secondhand list is issued, otherwise it would not be possible to take advantage of the reduced prices. These, however, I will submit in due course to the Book-selection Committee."

A list of attendance of members of Library Committee from 22nd July 1926 was presented by County Librarian in response to a request from the Finance Committee.

It was decided that all matters in connection with County Library be adjourned to next meeting.

"GESTETNER" DUPLICATOR.

The Secretary and the County Surveyor having reported that the Gestetner Duplicating Machine which the County Council had taken on trial, had given satisfaction, it was decided that the machine be purchased at £31 (nett cost).

In connection with Rate Collection the following letter (G.51507/1926 Wexford County) under date 6th November, 1926, was read from the Local Government Department:-

"I am directed by the Minister for Local Government and Public Health to acknowledge receipt of the Rate Return showing the position up to the 31st ultimo, and I am to state that it shows that the large sum of over £18,000 rates of the current moiety remained outstanding on the 31st ultimo. This is a very unsatisfactory result, and in view of the Council's financial position demands the most earnest attention.

"I am to draw attention to the County Council's minutes of the 11th ultimo regarding the closing of the first moiety by the 31st October.

"It might be well if the Council, in pursuance with the Finance Committee's suggestion adopted by them at their meeting on the 7th August last made an example of a few of the worst collectors. They should be given a week or ten days to close, and if they then fail to carry out the Council's instructions in the matter they might be suspended in accordance with Article 99 of the Public Bodies Order 1925."

On the motion of Mr. Thorpe seconded by Colonel Quin the following resolution was adopted:- "That Rate Collectors be given a further ten days in which to close their collections, and in consequence we expect that at least 90% of each collection will be obtained. That the Finance Committee be fully empowered to deal with the case of any Collector who has not lodged this percentage and suspend him if they consider it necessary".

In connection with payment of poundage to the Insurance Company in the amount found due in the case of the defaulting Collector, P. J. Sinnott, the following letter was read from Mr. Philip J. Furlong, the new Collector:-

"I understand that the Insurance Company are claiming the poundage of Patrick J. Sinnott's Bond, I beg to state that I am entitled to this poundage as I have had all the trouble going around checking Receipts, Endorsed Cheques, writing letters to other counties and England re Rates due, I have had more trouble with same than if the amount was outstanding unpaid on the Rate Book, as the Insurance Company went to the last in obtaining proof that the amounts had been paid, so you will see that I am entitled to the Poundage"

It was pointed out that the amount of poundage due on the amount which the Insurance Company were compelled to pay would be £12: 18: 5d.

Mr. Sean O'Byrne proposed and Mr. Doyle, seconded, the following resolution:-

"That our Secretary be instructed to communicate with Insurance Brokers, Messrs McDonagh & Boland, 51, Dame Street, Dublin, and point out to them that Mr. Philip Furlong, Rate Collector, had undergone considerable trouble and spent a great deal of time in carrying out the work set out in his letter, and we are of opinion that he is entitled to compensation. We would suggest to the Insurance Brokers that poundage on £443: 5: 9d which amounts to £12: 18: 5d should be paid to Mr. Furlong."

On the motion of the Chairman, seconded by Mr. O'Byrne, the following resolution was adopted:-

"That Minutes of meetings of Finance Committee of the 14th and 28th October, 1926 be and are hereby confirmed. "
Sureties of Rate Collector Furlong -

On the motion of Mr. Doyle, seconded by Mr. Boggan, the following were accepted as personal securities for Philip J. Furlong, Rate Collector for No.4 Collection District:-

James Pettit, Ballycushlane, Broadway.

Philip Wall, Ballysheen, Broadway.

Roads Committee.

Minutes of meetings of Roads Committee held on
25th October, 1926 and 2nd November, 1926, were submitted
as follows:-

The monthly meeting of the Roads Committee of Wexford County Council was held in the County Council Chamber, Fortview, Wexford on 25th October 1926.

Present:-Mr T. McCarthy (Chairman Co. Council) presiding, also, Messrs Sean O'Byrne, James Hall, R. Corish, P. Colfer, James Shannon, William Beggan, Col Gibbon and Col Quin.

The Secretary, the Co. Surveyor, Mr Elgee, Solicitor, and the following Assistant Surveyors were in attendance:-Messrs Treanor, Kehoe, Ennis, Cullen and P. O'Neill.

The Minutes of last meeting were read and signed.

COUNTY SURVEYOR'S REPORT.

The following report of the County Surveyor for the month of October was submitted:-

"I submit Specification as approved of by the Local Government Department for the Grant work on the Enniscorthy-Wexford Road. I submit also some clauses governing the employment of local labour, and the hire of County Machinery which I was directed by the Council to prepare. If you approve of these clauses I shall ask the Local Government Department to sanction their addition to this specification.

I have prepared comparative table of the working of Carrigbyrne Quarry under Contract and Direct Labour.

During the first period dealt with, the rates are approximately the same, and I am now taking account for second period. I do not expect that the quarry could be worked by Direct Labour for this current period at as low a figure as former contract but this is owing to the necessary increased cost, due to the varying working circumstances.

I have a letter from the County Solicitor with reference to the County Council's powers in connection with river and drains at Verona Bridge, and submit same.

As directed by the County Council, I have made application to the Local Government Department for dredger for use at Courtown Harbour, and submit copy of my letter.

The repair work to the Sluice Gates, etc., has been done as well as it possibly could be under adverse circumstances. It has not been possible to entirely cut off the escape of water above the gates though I had a diver employed for some days at the work.

The entire cost of the work, of which I have not full particulars, will run to about £250, and I ask for proposal for £80 to make up balance between former rough estimate.

There are other Public Works Proposals now required as follows:-

Kilmore Harbour	repairs	£50.
County Buildings	"	£50.
Poulduff Harbour	"	£10.

These are necessary and should be approved.

Owing to the difficulty and cost of obtaining coal, I have found it necessary to practically close down all our Machinery for the present. In connection with this matter I submit a letter from the New Ross Urban Council making application for hire of roller, and furnish copy of my reply.

I have application from the Wexford Town Surveyor for further instalment towards cost of Main Roads in the Urban area and I have pointed out to him sections of the roads which are not in satisfactory repair.

In conjunction with the Secretary I have prepared a statement in regard to the alterations of Old Jail, to fit up same for Courthouse and Offices, and this has been submitted to the Minister for Finance.

Mr Kehoe, Assistant Surveyor, has reported to me that one of the adjoining owners at Ballyvergin Cross has refused to sign the necessary agreement for the improvement work, and I submit copy of his report.

During the past week I have had the several Assistant Surveyors in my office dealing with the current payments on contract roads. In a number of cases contractors have been in default in not getting out their material, and I ask for authority to proceed against these men.

Under the Direct Labour Scheme, in several cases I find that the money allocated for some sections has proved insufficient while in others I have been able to curtail expense. I ask for authority to transfer from one account to another, as may be necessary, of course, keeping within the conditions that transfer account shall be to a similar class account in another section.

I have application from Mr Scallan for anthracite coal for stove in his office, and have arranged to get a small quantity from the Bacon Factory Manager. There is anthracite coal also required for the stove in the Court in the Old Jail, and in this case I have been using coke which is not entirely satisfactory. I suggest that a six ton load of coal be obtained from the Castlecomer Collieries for use in these two stoves. This coal is a great deal cheaper than we could get it elsewhere, and in my opinion is the best coal to be obtained anywhere.

I have an application from Mr M. J. Moran, New Ross for permission to erect a second petrol pump, and I submit my letter to him.

Mr Treanor, Assistant Surveyor, writes me that the ~~contractor~~ contractor for erection of wire posts in Gorey area in connection with the "Shannon Scheme" requires broken stone from Tara Hill and Carriganeagh Quarries. If you approve, I could supply quantity at price somewhat over our usual normal charge for County works."

Specification for Grant Work.

The County Surveyor submitted the following additions to specification for National Road Grant Work as per instructions of last County Council meeting:-

"The contractor shall conform in all particulars to the conditions as laid down by the Local Government Department with reference to the employment of National Army ex-service men and to rates of wages. The contractor shall also employ local (Co. Wexford) labour as far as possible; he shall be entitled to bring in from outside, foremen and a limited number of specialists but all others, i.e. quarrymen and general labourers shall be local."

'The conditions in regard to employment of labour shall be those which have been adopted by the County Council for ordinary Direct Labour.

The contractor may hire from the Wexford Co. Council such County machinery as may be available and necessary for the work on terms to be hereafter mutually agreed upon. The machinery shall be run and worked by the County Council under the direction of the Contractor, but subject to the control by the Co. Surveyor as to its fair and proper working."

Col Gibbon proposed:- "That a clause be inserted in Grant Work specification that special consideration will be given to the proposals of any contractor who is prepared to show(~~while~~ while not being held directly responsible for damage caused roads through haulage of material to Trunk Road - Wexford-Enniscorthy) that in the conveyance of road material to trunk road, he will cause the minimum of damage to by-roads over which he takes transport.

Col Quin considered that the contractor should be liable for any actual damage which he caused to the roads.

Co. Surveyor - Mr Quigley of the Roads Department says they could not have that at all.

Mr Corish proposed:- "That a clause be inserted in specification that special consideration will be given to contractor for haulage of material, but if such haulage be responsible for heavy damage to the roads such damage must be repaired by the contractor."

Mr Sean O'Byrne seconded this resolution which was adopted.

The resolution proposed by Col Gibbon was then withdrawn.

Col Gibbon said there should be a provision in the ~~the~~ specification to prevent the contractor from dumping all his material into the water-tables. Also some further provision by which the drainage of the road would be adequate and so arranged as to obviate the necessity of ripping up the surface for drainage purposes later. Culverts should be so built as to be suitable for ordinary motor car traffic. Occasionally culverts were met with built with such a steep crown that motorists ran the risk

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of breaking the axle of their cars when travelling over them. 18

It was decided to invite Mr Quigley, Chief Roads Engineer of the Local Government Department to attend a special meeting at 10-30 a.m. on 10th November to go into the suggestions of the County Surveyor and other recommendations as to haulage and drainage proposed to be included in specification.

CARRIGBYRNE QUARRY.

The County Surveyor submitted report under date 19th. October 1926 showing that from 5th June 1926 to 11th September 1926 the expenditure in the quarry was £259-17-6 and the value of materials was £244. The former contract rate was 6/- per cubic yard for broken stone at which rate the above output was valued for the purpose of comparison. But as the former charges for machinery under contract had been raised this year, allowance should be made therefor. This would amount to £18 leaving the nett expenditure £241-17-6 as against £244 for materials, a difference of £2-2-6 in cost in favour of Direct Labour.

The County Surveyor said it should be also borne in mind that machinery was not worked to the advantage of the Council when hired to contractors. The latter tried to get all they could out of the machinery and the Co. Council had to pay for this in maintenance afterwards.

The report of County Surveyor was considered satisfactory
Verona Bridge.

The County Surveyor submitted the following letter from Mr Elgee, County Solicitor, under date 18th October 1926:-

"With reference to your letter of the 21st ult, I write to say, (1) with regard to the flood water through the subsidiary arch of Bridge, you do not say in your letter what is the cause of the lower end of the arch being blocked, or by whom it was done. If by Mr Davis, then it appears to me that Mr McCarthy would have a cause of Action against Mr Davis, and not against the Co. Council for altering or restricting the flow of water through the Bridge, by backing such flow up.
The Council have not any power to compel Mr Davis to clean

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the river as the section dealing with the matter only gives them power in respect of a ditch or drain leading from the public road, and not to a case such as this where the river is a natural one.

(2) In my opinion, the County Council have no power to compel Mr Davis to remove the obstruction in the river, save in so far as it might affect the actual roadway by flooding."

Mr Shannon said that the fact of the lower end of the arch being blocked was injuring the road wall.

It was decided that the matter be adjourned to allow Mr Elgee to inspect the place and advise the Council as to their ~~power~~ position in the event of it being found that the blocking of the arch of the Bridge was undermining the road wall at this particular place.

Courtown Harbour.

The following is copy of letter which the County Surveyor furnished the Department of Fisheries on 18th October 1926 in connection with the provision of grab dredger:-

" Some years ago the Department of Agriculture suggested supplying a small grab dredger to be worked off the piers for keeping the entrance channel properly cleared. The offer was not accepted by the Co. Council as the local fishermen at the time refused to take the responsibility of working the dredger themselves. This was a condition attached to the offer by the Department and consequently the matter dropped.

The present condition of the Harbour entrance is very bad and fishing boats are unable to leave and return with any facility and there is a large consequent loss of employment and food supply.

Recently the County Council carried out the work to render the sluicing of the channel more effective, but this alone cannot keep the channel clear. The Co. Council asks for the renewal of the offer to supply a Grab and believes that the local fishermen will now undertake to work it at their own charge under direction of the County Surveyor.

If the Department can see their way to renew the offer

with the condition of working by local fishermen attached the Co. Council will undertake to have the work done, and to maintain the dredger."

Mr O'Byrne proposed and Mr Hall seconded the following resolution:-

"That a proposal of £80 be agreed to, to cover balance of cost of work at Courtown Harbour."

It was decided that the County Surveyor make enquiries as to cost of diving outfit as services of diver at Courtown Harbour had cost £5-10-0 per day.

Proposals for Works.

Mr O'Byrne proposed and Mr Shannon seconded the following resolution which was adopted:- "That proposals for the following works of repair be recommended to the County Council for approval:- (a) Kilmore Harbour, £50. (b) County Buildings £50, and (c) Poulduff Harbour £10."

Proposed Hire of Machinery.

The County Surveyor submitted the following from the Clerk, New Ross Urban Council under date 21st October 1926:-

"I am directed by my Council to ask if you can hire them the steamroller for two or three days for the purpose of steam-rolling Mary Street, if so when it might be available, and the price per hour for hire of same. I may say that the street is not yet ready for rolling but you can be advised in due time when it will be ready. If hired County Council men to be in charge."

The following reply of the County Surveyor to the Clerk Urban Council, New Ross was read:-

"I am in receipt of your letter of the 21st inst, and shall bring the matter before the Roads Committee on Monday next, the 25th inst.

I should point out to you however, the difficulty at present of obtaining coal at all, and also the very high price of same will probably prevent us from being able to let you have the roller now, but I have no doubt the Council will agree to your request at a later date when coal supply is more economically available

"If you could arrange for the supply of coal yourself we probably could let you have the roller at a cost excluding the coal charge.

I have had to close down the machinery at our own jobs owing to this lack of coal, and you will understand the difficulties we are in."

Mr O'Byrne proposed and Mr Hall seconded the following resolution:- "That steamroller be hired to New Ross Urban Council when available at 2/- per hour less than stipulated fixed charge provide Urban Council are prepared to supply necessary coal for working"

Passed.

Wexford Urban Council and Main Roads.

It was decided to inform the Urban Council that payment would be made on the certificate of the Co. Surveyor, the latter to call the attention of the Urban Council to the very bad state of the thoroughfare from the Railway Goods yard to the North Wexford Railway station."

Ballyvergin Cross Roads.

The County Surveyor presented the following report from Mr Kehe, Assistant Surveyor under date 21st October 1926:-

"I went to Ballyvergin Cross on Tuesday and brought our foreman (Donovan) with me to point out to him what we wanted done at rounding the corners there in order to make the place safer for traffic. I got Mr O'Connor to sign an Agreement allowing us to take down his two corners including a small portion of a wall near his house.

I also pointed out to Patrick Kennedy what we were to do with the other two corners owned by him.

When I asked him to sign the Agreement, he refused to do so unless I gave him £10 (Ten Pounds).

"This is absolutely ridiculous as we are taking practically no land from him only the fences at the two corners."

The following resolution was adopted on the motion of Mr Boggan seconded by Col Quin:- "That Mr Elgee, Solicitor, be instructed to take proceedings to acquire the necessary land from

Patrick Kennedy in order to ease dangerous corner at Ballyvergin Cross roads."

Defaulting Road Contractors.

The following resolution was adopted on the motion of Mr O'Byrne seconded by Col Quin:- "That the County Surveyor be empowered to take proceedings against the following defaulting road contractors should he consider this step necessary in order to have roads concerned put in a proper state of repair:-

Mr Birthistle's District:-

- 206E Joseph Murphy, Coolgarrow, Enniscorthy.
- 199E Bryan Murphy Ballyhought, Blackwater.

Mr Cullen's District:-

- 173E, 169E Joseph Hyland Coolgarrow, Enniscorthy.
- 176E William McGill, Ballingowan, Blackwater.

Mr Kehoe's District:-

- 144W Thomas Codd Kilderry, Ballymitty.
- 203W Michael Merriman, Coolishall.
- 205W Richard Merriman, Busherstown.

Mr O'Neill's District:-

- 65R James Tobin, Monamolin, Rathmure.
- 104R Samuel Elmes, Rochestown, New Ross.
- 105R do.
- 122R Nicholas Pender, Raheen.
- 133R John Carroll, Assegart.
- 155R John Whitty, Camblin.
- 242R Thomas Power, Grange, Campile.

Mr Treanor's District:-

- 54G Myles Mulligan, Annagh, Inch.
- 78G William Farrell, Kilmichael, Inch.
- 125G Patrick Keane, Tomduff, Killenagh.
- 155G David Doyle, Ballinagam, Killenagh.

Mr Ennis's District:-

- 72E Pt. James Molloy, Corragh, Bunclody.
- 99E Michael Kearns, Ballycrystal, Templeshambo.

Transfer of Allocated Money to and from Sections.

The following resolution was adopted on the motion of Mr Corish seconded by Mr Shannon:- "That the Co. Surveyor be empowered to make the following transfers of money from and to the following road sections:-

New Ross District- To account, No 12R £120 from accounts 6R, 4R, 116R, and 32R £30 each.

Wexford District- From account 6W to account 5W £170 and from account 19W to account 17W £40.

Anthracite Coal.

The following resolution was adopted on the motion of Mr O'Byrne seconded by Mr Shannon:- "That the Co. Surveyor be empowered to order a six ton load of coal from Castlecomer Quarries for use in stoves in office of Court Registrar and in present Courthouse.

Petrol Pump.

The County Surveyor stated that there was no objection to the erection of petrol pump by Mr John Murphy, John Street, New Ross trading as M. J. Moran.

The following resolution was adopted on the motion of Mr Corish seconded by Mr Colfer:- "That licence for petrol pump be issued to Mr John Murphy/^{John Street, New Ross.} trading as M. J. Moran on payment of fee viz, £3-5-0 per annum.

The "Shannon" Scheme.

The following resolution was adopted on the motion of Mr O'Byrne seconded by Mr Boggan:- "That material from Carriganeagh and Tara Hill quarries be supplied to contractor for erection of electric wire posts in Gorey area in connection with the "Shannon" Scheme at a price somewhat above usual charge for County works, this price to be fixed by the County Surveyor."

APPLICATION FROM JOHN DONOVAN, GANGER
FOR INCREASE OF WAGES.

Under date 31st August 1926, the following was read from John Donovan, Ganger, Ballyclemock, Foulksmills:-

"I would feel much obliged if you would bring my application for an increase of wages before next meeting of your Finance Committee. Owing to the large amount of work that is placed under my charge, I consider that I am fairly entitled to some extra remuneration from the date I was placed in charge of the Special Works. Trusting your Council will give my application fair and reasonable consideration."

The Roads Committee had refused this application but on

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their recommendation being placed before the County Council, the latter adopted the following resolution:-

"That we dissent from resolution of Roads Committee refusing increase of wages to John Donovan. That application from this man be reconsidered at next meeting of Roads Committee as we believe the Council have not had sufficient information to deal with it. That Donovan be summoned by the County Surveyor to the said meeting of the Roads Committee."

Donovan said he had to look after two steam-rollers from 10th May to 11th September; also 25 carters who were hauling material. The job was still in operation but one steam roller only was now working. He had also to attend to the quarry and had about 38 men at the steam-rolling work. His area was about 39 miles. He had six men in the quarry and on account of all the work he had to do filling up time sheets, he never had a Saturday afternoon for himself.

The County Surveyor said the average number of men which a ganger had under his charge was from 12 to 16. When gangers had this class of work, the matter should be dealt with not for an individual but on a general principle.

Mr Kehoe, Assistant Surveyor, said that Donovan was a good man and carried out his work in a satisfactory manner.

Donovan said he was engaged from eight in the morning till six in the evening. He had to look after his correspondence and time sheets outside of working hours. This took him three and a half hours each fortnight. He had to spend extra time on the road and had to be out on Saturday to arrange to keep the rollers working. It would take him about one and a half hours each fortnight to fill up time sheets for his ordinary gang.

Mr Boggan thought that for the extra time Donovan had to spend on roads to show/^{carters} where to put material, he should be compensated by the carters engaged on the work.

The County Surveyor stated that the average wages of gangers was £2 per week. All gangers had to fill in time sheets in their own time.

Col Gibbon suggested that the application should be adjourned to next meeting of the Committee, the County Surveyor in the meantime ~~to~~ to prepare a statement as to what an increase of say one shilling per week would mean to the County Council.

The County Surveyor said that there would be six gangers concerned and allowing for twenty weeks for rolling work the increase would be £6. Other gangers had to carry out similar work to Donovan without increase.

Mr Colfer raised the question of the cost of upkeep of cycles by gangers.

Mr O'Byrne said it appeared from Donovan's statement he had more to do than he could efficiently reach on and other men should have been employed..

Mr Corish proposed that any road ganger who has had 20 or more men under him for a month on Government Grant work be paid a bonus of £1.

Mr Colfer seconded.

Col Gibbon proposed that the application of John Donovan for increase of wages be adjourned to next meeting to allow the County Surveyor to submit a statement as to what an increase of wages based on a shilling a week to Donovan and other gangers engaged on similar work would mean to the Co. Council financially.

The Chairman seconded.

A show of hands was then taken on Mr Corish's motion when four were found in favour and five against.

Mr Boggan proposed and Col Quin seconded:- "That the application of John Donovan for increase of wages be refused.

A show of hands on this motion gave four in favour and five against.

Col Gibbon's motion was then put and passed nem. con.

CHARGES FOR MACHINERY, ETC.

The following resolution was adopted on the motion of Col Quin seconded by Mr Hall:- "That the Co. Council be recommended to fix the following charges for machinery, etc., same to obtain for six months from October 1926 to March 1927 (inclusive):-
Rollers 7/- per hour; Breakers 12/- per hour; Lorries 6/- per hour, Materials from County Council quarries 8/- per cubic yard."

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HEAVY LORRY TRAFFIC.

Under date 13th October 1926(R.V.32) the Local Government Department wrote as follows:-

"With reference to your letter of the 6th inst. addressed to Mr Quigley, Chief Roads Engineer relative to the application of the Wexford County Council for Orders under Section 7(4) of the Roads Act, 1920, and Section 40 of the Local Government Act, 1925, I am directed by the Minister for Local Government and Public Health to inform you that he has instructed Mr Quigley to hold an inquiry into the applications at the Offices of the Council at 12 noon on Wednesday, the 10th proximo."

It was decided that a special meeting of Roads Committee be held on Tuesday, 2nd November 1926 at 10-30 a.m. to prepare the evidence which is to be presented at Inquiry on 10th November 1926 relative to limitation of heavy lorry traffic on roads.

CUTTING OF TREES.

Under date 22nd October 1926, the Department of Local Government wrote (IR/116) commending to the Council memorandum on the pruning of roadside trees adjoining public roads. The letter pointed out that representations had been made to the Minister that during the six months, 1st October 1925 to 31st March 1926 the cutting of trees had been extensive and that the work had not been always carried out with that discrimination which should be used before removing a valuable feature of the landscape. It was not suggested that the fault lay necessarily with the Local Authorities or their Surveyors, but it was feared that some owners when served with notices to cut trees had shown no discrimination in the matter.

The following recommendation was adopted:- "That copy of memorandum with circular letter (IR/116) from Department of Local Government (Roads) be furnished County Surveyor. That the County Committee of Agriculture and Technical Instruction be requested to allow of the services of their Horticultural Instructor being placed at the disposal of owners of land who are obliged to remove trees and hedges which are found prejudicial to roads. That County

Surveyor be requested to inform such owners of land they can obtain the advice of Horticultural Instructor free of charge in order that valuable features to landscape may be preserved and hedges and trees removed in a manner that will preserve the scenic beauty of the countryside."

CLAIM FOR INJURY CAUSED BY BLASTING.

Under date 20th October 1926, the following was read from Messrs Huggard, Brennan & Godfrey, Solicitors, Wexford:-

"We are instructed by Mrs Ellen Duggan of Gurtins, Clearestown, to apply to you for payment of the sum of £20 being for damages caused to her lands and buildings as the result of an explosion which took place during the operations of the County Council workmen in the quarry at Gurtins.

Our instructions are, unless the amount is paid within one week from this date, to institute proceedings. We would, therefore, be glad if you would let us have the amount within that time so as to avoid further trouble."

The County Surveyor said that the original claim was for £50. The Insurance brokers had authorised him to offer £7-14-0 in settlement and if Mrs Duggan refused to accept this amount, they would contest the claim.

FURNITURE FOR OFFICE OF COURT REGISTRAR.

The following letter under date 1st October 1926, was read from Mr J.N. Scallan, County Registrar:-

"I must bring under the notice of your Council the state of my office here.

The windows and doors require immediate attention, and the whole place wants to be overhauled. I may mention that the Circuit Court Judge on 21st July 1925, gave a Decree for £236 for repairs to the premises and to replace articles of furniture which were destroyed by the fire on 23rd November 1922.

To this Decree was attached a full reinstatement condition, but notwithstanding this condition, nothing has been done save putting in a floor, some presses and one window, the whole

costing about £70.

I understand that no portion of this Award has been paid by the Minister of Finance, and cannot be paid until the reinstatement has been carried out. I delayed asking for furniture to replace that destroyed, pending the reconstruction of the Court-house, but now find that I cannot allow the matter to remain in abeyance any longer, especially as I have just taken over the duties of the Under Sheriff and must have more Office furniture."

The following resolution was adopted:- "That County Registrar be asked to furnish list of furniture which he requires for his offices."

HEATING, ETC. COURT AND COURT OFFICES.

Under date 11th October 1926, the County Surveyor submitted letter of 9th October 1926 from District Court Clerk stating he was directed by the Justice of District Court to request that the necessary arrangements should be at once made for the heating and lighting of the Courts and Court Offices as the matter was now urgent.

The County Surveyor was directed to have the necessary heating and lighting provided for the Court and Court Offices.

CINEMATOGRAF ACT.

Mr. M. Hassett, Bridgetown, proprietor of Cinema Halls wrote under date 14th October 1926 that the gallery of Hall at Bridgetown had been closed; there was no gallery at Kilmore. He had provided at each place a bucket of sand, a wet blanket and portable fire extinguishers.

This was considered satisfactory.

In connection with application from Mr J.J. Heaney, Courtown Harbour, for Cinema Licence for Tara Hall, the Chief Superintendent, ~~at Kilmore~~ Garda Siothchana wrote under date 11th October 1926 that from report received from Superintendent at Gorey the premises did not fulfil the requirements of the Act and regulations and the issue of licence could not therefore be recommended.

This report had been sent to Mr Heaney who wrote under date 19th October 1926 that he had now complied with requirements

of the Act and regulations.

The Secretary stated he had written the Chief Superintendent, Garda Siothchana, in connection with this further letter from Mr Heaney, but up to the present had not received any further report.

It was decided to adjourn application for licence pending receipt of further report from Chief Superintendent, Garda Siothchana.

SPARROWSLAND BRIDGE.

Mr Elgee, solicitor, wrote under date 6th October 1926, that the Agreement proposed between the County Council and Great Southern Railways Company as to reconstruction of above bridge was in order and he recommended that it should be sealed and signed by the Council.

The following resolution was adopted on the motion of Mr O'Byrne seconded by Mr Shannon:- "That acting on the advice of our Solicitor, we recommend that the Agreement between the Wexford County Council and Great Southern Railways Company be sealed and signed.

CLAIM BALLYMURRAY QUARRY.

The following letter under date 20th October 1926 was read from Mr Patrick Whelan, Ballinagore, Blackwater:-

"I wish to have my claim re Ballymurray (Ballagh) Quarry brought before your next meeting of the County Council.

I started work in quarry early in 1919 and had heavy and expensive work stripping, levelling and opening up the quarry. It was only in a paying way when I got orders to leave it.

I also wish to state that in August 1925, I got the rock shaken at a cost of £24-12-0, using 75 lbs of gelignite. I had three men working in quarry nearly all the year round. In my opinion I had about 500 yards of stones raised and ready for measurement, when I was told to leave the quarry about July 1926.

But instead the Surveyor only allows me 280 yards which measurement I am certain is not correct."

The County Surveyor presented report from Mr Cullen,

Assistant Surveyor showing that he had measured $227\frac{1}{2}$ cubic yards in the quarry as representing amount of Mr Whelan's material. When this was measured on the road, the amount found was 227 cubic yards.

The County Surveyor said that when material was run through breaker which broke about $4\frac{1}{2}$ cubic yards to the hour, the time taken was 63 hours which worked out substantially to Mr Cullen's measurements.

Mr Whelan who was in attendance, held there were about 500 cubic yards in his heap at the quarry, and he also claimed for time and expense in stripping the quarry.

Col Gibbon said it should be a standing order that when large heaps of material were being broken in a quarry, the contractor should be summoned to attend and he should be given particulars of measurement at the time.

Mr Cullen said that there were four contractors concerned and it was not easy to say how much material was owned by each. Mr Whelan was present when he made the measurements but the particulars were not furnished to him until some time after. He had measured Mr Whelan's material for three years and no question had been raised as to the accuracy of the measurement until now.

Mr Corish proposed:- "That we accept Mr Cullen's figures in connection with the claim of Mr Patrick Whelan for material, etc. at Ballymurray quarry, but refuse to agree to claim of Mr Whelan for £24-12-0 for stripping quarry, etc.

Mr O'Byrne seconded the resolution which was adopted.

ROAD GARRYLOUGH TO CASTLE ELLIS 50 & 51E.

Col Gibbon complained of the condition of this road.

The County Surveyor was instructed to attend to it as soon as possible.

EDENVALE QUARRY.

Mr Shannon said he had received complaints that stones were being brought from Kerlogue Quarry to repair road at Castlebridge while the men at Edenvale quarry (which was close to Castlebridge) were unemployed.

The County Surveyor said that Edenvale material was not

suitable for the main road at Castlebridge, and this was the reason for using material from Kerlogue.

ROAD GOREY TO ARKLOW.

Col Quin said that the road from Gorey to Arklow which had been recently tarred was showing pot-holes.

Mr Treanor, Assistant Surveyor, said that practically half of this road had not been rolled. Some slight depressions were appearing but this was the first year the road had been tarred and they could not expect to have it in first class condition until it had been tarred for three years. They had a six months' guarantee from the contractor that if the road failed in that time, he would do the work over again.

A special meeting of the Roads Committee of Wexford County Council was held in County Council Chamber, Fortview, Wexford on 2nd November 1926, for the purpose of preparing evidence to be presented to Local Enquiry which will be held on 10th November 1926 by Mr Quigley, Chief Roads Engineer, Local Government Department as regards prohibiting the use of heavy lorries on County Wexford roads except the road extending from the County Boundary at Bounds Bridge to its junction with the road leading from Gorey to Wexford via Ballycanew and Castlebridge.

Mr T. McCarthy, Chairman County Council, presided and there were also present Col Gibbon, Col Quin, Messrs Sean O'Byrne, Michael Cloney, James Shannon, Wm Boggan, Patrick Colfer and James Hall.

Mr M. Doyle and Mr Thorpe County Councillors were also present.

The Secretary, the County Surveyor and Mr Elgee, Solicitor were also in attendance.

The meeting decided to make the case that where roads were not able to withstand heavy lorry traffic, the latter should not be allowed to use them. The ratepayers could not be held responsible for the cost incurred in repairing such roads. As roads, however, were brought into a condition to bear certain specified traffic they should be opened for such traffic. But lorries should certainly be kept off roads which were not able to withstand their traffic. In other words, each road would be open to such heavy lorry traffic as it was able to bear.

It was pointed out that high speed was as much responsible for injury to roads by lorries as heavy weight.

The meeting decided that under the terms of the Advertisement relative to the inquiry the question of speed could not be brought forward.

Col Quin stated he would move the following resolution at next meeting of the County Council:-

"That the necessary steps be taken by the Wexford County Council to obtain powers to limit generally the speed of heavy motor vehicles as the Council is convinced that the grave injury

done to roads by heavy traffic is as much due to excessive rate of speed as to the weight of such vehicles.

Mr Thorpe raised the question of the use of steamrolled roads by heavy lorries and expressed the opinion that an amount of injury, far beyond what was ordinarily believed, was caused owing to the fact that heavy lorries were allowed to use these roads immediately on the completion of the rolling work.

It was decided that the following be appointed to give evidence before the Enquiry:- The Chairman, Col Gibbon, Mr Thorpe, Mr Sean O'Byrne and the County Surveyor. The latter is to prepare figures as fully as possible to show the damage caused to the roads by heavy lorry traffic. This statement of the County Surveyor is to be submitted to the special meeting of the Roads Committee to be held on 10th November 1926.

In connection with the latter considerable discussion took place as to the evidence to be submitted to Mr. Quigley at the Enquiry, some members contending that lorry traffic had been found a great convenience to the general community

Colonel Gibbon pointed out that the intention was not to restrict lorry traffic but to keep it confined, in specified classes, to roads able to bear it. Following a frost in Winter, roads could easily be put into a condition from which the cost of repair would be out of all bounds.

Why should a prodigious charge be made upon the ordinary ratepayer for the benefit of half a dozen people. The County Council were not asking to close roads indiscriminately but wanted to have the power to close them if weather conditions arose by which roads would be unable to stand heavy lorry traffic. If they could get by an Order through the Inquiry, such power, it would save the ratepayers thousands of pounds.

Mr. Corish proposed that a vote of the meeting be taken for or against giving evidence at the Enquiry on the 10th instant in accordance with the resolution on the books of the County Council.

Mr. P. Byrne seconded.

On a show of hands 19 voted in favour and the Chairman declared it carried.

The following were appointed to give evidence at the Enquiry:- The Chairman, Colonel Gibbon, Colonel Quin, Messrs Doyle and Thorpe with the County Surveyor.

Carrigbyrne Quarry.

In connection with work at Carrigbyrne Quarry, Mr. Cooney complained that while there was 170 cubic yards of bottoming in Carrigbyrne Quarry the County Surveyor had purchased from an outside person.

The County Surveyor read a report from Mr. John Kehoe, Assistant Surveyor, under date 21st October, 1926, that only he was able to obtain material from a man named McGrath one of the machines would be idle for a considerable time as there was no bottoming available in Carrigbyrne Quarry at the time. As well, Mr. McGrath's material was put on the road nine pence per yard cheaper than they could get material from the quarry. Even at present they were short of bottoming at Carrigbyrne as they had only about 70 cubic yards there. Mr. Cooney denied that bottoming could not be obtained in Carrigbyrne Quarry at the time.

It was decided that Mr. Cooney submit particulars of his complaint to the next meeting of the Roads Committee.

Edenvale Quarry.

Mr. Hayes raised the question of metalling Castlebridge main road from Kerlogue Quarry while material could be obtained in Edenvale Quarry.

The County Surveyor contended that Kerlogue material was much more suitable.

On No. 1W from Wexford to Castlebridge he provided for 180 cubic yards of Kerlogue material and on No. 2W from Castlebridge on towards Oulart, 250 cubic yards.

No Order.

On the motion of the Chairman seconded by Mr. O'Byrne,
the following resolution was adopted:-

"That we hereby confirm the Minutes of the Roads Committee meetings held on October 25th, 1926 and on November 2nd, 1926".

SPEED OF MOTORS.

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The following motion of which notice had been given
was moved by Colonel ^{seconded by Mr. Corish} Quin and adopted nem.con:-

"That the necessary steps be taken by the Wexford County Council to obtain powers to limit generally the speed of heavy motor vehicles as the Council is convinced that the grave injury done to roads by heavy traffic is as much due to excessive rate of speed as to weight of such vehicles".

It was decided that the attention of Mr. Quigley, Chief Road Engineer, Local Government Department, be called to this resolution at the Enquiry into heavy lorry traffic on 10th November, 1926.

RATE ESTIMATES.

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In pursuance of notice previously given, Colonel Gibbon moved the following:-

"That preliminary Estimates for Rate be presented to the December meeting of the County Council".

After considerable discussion, Colonel Gibbon withdrew his motion and it was decided that a special meeting of the Finance Committee be held on Wednesday 5th January 1927 to consider preliminary estimates for Rate for 1927-28 and that the figures for same be circulated for meeting of the County Council on January 10th, 1927.

APPOINTMENT OF INSPECTORS UNDER CINEMATOGRAF ACT.

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It was proposed by Mr. Corish and seconded by Colonel Quin:-
Assistant Surveyors

"That the following be appointed Inspectors under the Cinematograph Act 1909 on behalf of Wexford County Council:-

Thomas Treanor, Greenville, Gorey.

John Kehoe, Moortown, Ballymitty.

R. J. Ennis, Oulartard House, Ferns.

Thomas Cullen, Ballylucas, Ballymurrin.

J. F. Birthistle, Fortview, Wexford.

P. J. O'Neill, Erinvale, New Ross.

"Also the following Sergeants of Garda Siothchana to act in their respective Sub-districts:-

NAME	REGD NO.	IN CHARGE OF SUB-DISTRICT
<u>(Wexford District).</u>		
Dowd James	2214	Bridgetown
Barrett Patrick	4090	Castlebridge
McInerney, Ml.	89	Duncormack.
Roche Ml.	769	Killinick.
Leary Denis	2368	Killurin.
Quinlivan P.	95	Kilmore Quay.
Dwyer John	4176	Rosslare Pier.
Maher, Wm.	1400	Taghmon.
<u>New Ross District)</u>		
Mahon, Fras.	1188	Adamstown.
O'Donnell, D.J.	1934	Ballinabola.
Murphy Arthur	3430	Ballycullane.
Dempsey, Richard	4161	Ballywilliam.
Scanlan, M.	3262	Campile.
Dunleavy, T.D.	2299	Carrick-on-Bannow.
Littleton, Jas.	538	Duncannon.
Gorman, M.J.H.	1831	Fethard.
<u>(Gorey District).</u>		
Glynn, Ml.J.	4999	Camolin.
Leddy, Thos.	4102	Clonevan.
Walsh, Wm.	283	Coolgreany.
Cavanagh, Jno.	1768	Courtown Harbour.
Walsh, M.S.	3325	Hollyfort.
<u>Enniscorthy District).</u>		
Cahill, Denis	2824	Blackwater.
Kenny Austin	312	Buncloody.
Brunner, H.J.	2854	Clomroche.
O'Sullivan Chas.	2154	Ferns.
Hayes John	1943	Killanne.
Quinn James	3086	Oulart.
Troy, T.J.	1774	Oylegate.

COUNTY LIBRARY.

Under date, 2nd November 1926, the following letter, (G50189/1926 Wexford County) was read from the Department of Local Government:-

"With reference to your letter of the 27th ultimo, I am directed by the Minister for Local Government and Public Health to state that he sanctions the appointment of Miss E.M. Doyle as Assistant to the Librarian for a probationary period of six months. Reports as to her suitability should be furnished this Department from the County Council and County Librarian at the end of above period."

The following resolution was received from the County Library Committee:-

"That our resolutions of the 30th August and 9th October last be again brought before the County Council and the powers of the Library Committee defined. The appointment, in the meantime, to be held in abeyance."

The Chairman stated that no resolution had been received from the Committee in respect of the 30th August. There was a series of resolutions forwarded by the Librarian under date 18th of August. Referring, however, to the list of attendances given by the Librarian in respect of meetings during the last year, no meeting appeared to have been held on the 18th of August as a quorum was not in attendance.

On the motion of the Chairman seconded by Col Quin, it was decided to ask the Finance Committee to draw up duties, powers, etc of the County Library Committee and submit same to the County Council for adoption.

COUNTY TUBERCULOSIS SCHEME.

Under date, 29th October 1926, the Department of Local Government wrote (PH49834/1926/Wexford Bd of Hth & P.A.) forwarding copy of a letter addressed to the County Board of Health as to the inspection of Workhouse Buildings at New Ross. The old Fever Hospital was the only portion of the

premises considered suitable by Mr Strahan, Architect and Dr Boyd Barrett, but it had been ascertained that these premises were not available as they were required for Hospital purposes. Attention was drawn to the Minister's letter of 29th July 1926 regarding the suitability of the Wexford Fever Hospital for the treatment of advanced cases of Tuberculosis.

Order- Referred to County Board of Health.

Under date 13th October 1926, the Department of Local Government wrote (PH45530/1926/Wexford Bd of Hth & PA) forwarding copy of letter addressed by them to the County Board of Health relative to the performance of the clerical work arising in connection with the administration of the County Tuberculosis Scheme. This communication stated that the Minister had provisionally approved for the period ending 31st March next of the payment of remuneration at the rate of £52 per annum to the Secretary of the County Board of Health for this work.

S. The following resolution was adopted on the motion of Mr O'Byrne seconded by the Chairman:- "That the Wexford Co. Council approve of the proposal of the Department of Local Government agreeing to remuneration at the rate of £52 per annum to the Secretary, County Board of Health for clerical work under County Tuberculosis Scheme."

TREATMENT OF VENEREAL DISEASE.

Under date 28th October 1926, the Local Government Department wrote (PH49522/1926/Wexford Bd of Hth & PA.) enclosing copy of letter they had addressed to the County Board of Health relating to the treatment of Venereal Disease which was read.

It was decided to adjourn consideration of this letter pending appointment of County Medical Officer of Health.

CONVEYANCE OF LUNATICS.

The following letter under date 3rd November 1926, (A47947/Wexford B.H. & PA.) was read:-

"The Minister for Local Government and Public Health has had before him the Resolution adopted by the Wexford Co. Council at their meeting on the 11th ultimo, in regard to the alleged anomaly in the matter of the conveyance of dangerous

and harmless lunatics to Public Institutions, and the Minister desires to state that the only lunatics conveyed to the Mental Hospital at the public expense are those apprehended by the Garda Síochána and committed under Section 10 of the Lunacy Act, 1867, as dangerous. The particular case referred to in the Resolution appears to have been one that could have been dealt with under that Section.

Lunatics can also be admitted to a Mental Hospital on an application of relatives or friends in the prescribed form supported by a medical certificate. In such cases the relatives or friends are expected to bring the patient to the Mental Hospital, and, for over a century, they have done so without any claim being made against public funds. Cases of hardship may occasionally arise where people are so poor that they cannot afford to bring the patients if the distances are long.

The Minister would see no objection to an arrangement by which the Home Assistance Officer could, on being satisfied that the circumstances would warrant it, requisition for such poor people one of the County ambulances and provide any necessary help for the conveyance of the patient."

ROAD SIGNS AND TRAFFIC SIGNALS.

Under date 21st October 1926, Circular letter (IR/39) was read from the Department of Local Government re above.

Order - Referred to Co. Surveyor who is directed to proceed with the work of obtaining and erecting Road Signs and Traffic Signals with as little delay as possible.

FOOD AND DRUGS ACTS.

Under date, 14th October 1926, the Department of Agriculture wrote (L2669/1926) stating that one of their officers had procured a sample of butter at Gorey and four samples at Enniscorthy which were found on analysis to be genuine. In addition a sample of butter purchased at Gorey was found to contain 16.07% of water.

Under date, 5th November 1926, the Department of Agriculture wrote (L2669/1926) that four samples of butter taken up for analysis in New Ross were found to be genuine.

VACANCY ON OLD AGE PENSION SUB-COMMITTEE, NO 5.

The following resolution was adopted on the motion of Col Quin seconded by Mr Hall:-

"That Rev Thomas Cloney C.C. Ballindaggin be appointed to fill the vacancy on No 5 Old Age Pension Sub-Committee vice Rev. Aidan McCormack P.P. who has left the district."

APPLICATION FOR COMPENSATION -
OFFICERS SCHOOL ATTENDANCE COMMITTEES.

Applications for compensation were received(owing to the abolition of their office), from the officers of Gorey and New Ross Rural School Attendance Committees.

It was pointed out that in a circular letter issued from the Education Office on the 31st July 1926, it was stated that officers were to receive compensation in accordance with a scale to be fixed by the Minister for Local Government and Public Health after consultation with the Minister for Education.

This scale was not yet to hand.

It was decided that no action be taken until the scale in question had been received.

TEMPORARY CLOSING OF ROADS.

Under date 23rd October 1926, the Department of Local Government forwarded Sealed Order(IR 107/1/1926) agreeing to the closing of the road from Gorey to Carnew between Craanford and Knock Brandon from 25th October 1926 to 30th Oct. 1926.

APPOINTMENT OF MEDICAL OFFICER OF HEALTH.

The following letter(PH 39176/1926 Mis.) under date 21st October 1926 was read from the Local Government Department re appointment of Medical Officer of Health:-

"With reference to his Circular letter of the 22nd October 1925, relative to the procedure in connection with the appointment of a County Medical Officer of Health, I am directed by the Minister for Local Government and Public Health to state that the Executive Council of Saorstát Éireann have appointed Local Appointments Commissioners in pursuance

of Section 3(1) of the Local Authorities (Officers and Employees) Act, 1926.

The Minister has decided for the reasons set forth in the above mentioned Circular not to consent to any appointment of a County Medical Officer of Health proposed to be made under Section 5(1) of the Act of 1926. It now devolves on the County Council in conformity with the terms of Section 6(1) of that Act to request the Local Appointments Commissioners to recommend to them a person for appointment as County Medical Officer of Health.

Having regard to the urgent necessity for making these appointments, the County Council should at the earliest possible moment take the whole question into consideration as recommended in the Circular Letter above mentioned and should fix a suitable salary for the position. An application should at the same time be addressed by them to the Local Appointments Commissioners to recommend a person for appointment as County Medical Officer of Health.

I am to request that you will give this Department at least one week's notice of the date of the County Council meeting at which the matter is to be considered so that a Medical Inspector may attend at the meeting and advise the County Council on any points on which they may require information."

The following resolution was adopted on the motion of Mr Corish seconded by Mr Gaul:-

"That the communication from the Local Government Department as to appointment of County Medical Officer of Health be considered at the December meeting of the County Council and that in the meantime, the observations of the County Board of Health relative to this matter be requested."

WEEDS AND SEEDS ACT.

The following resolution of the County Wexford Committee of Agriculture and Technical Instruction and which was endorsed by Roads Committee was submitted:-

"That we recommend the County Council to take the necessary steps to have the provisions of the Weeds and Seeds Act applied to the County Wexford."

The following letter (L4536/1926) under date 26th October 1926, was read from the Department of Agriculture:-

"With reference to your letter of the 16th inst, I have to transmit for the information ~~for~~ of your Council copy of a Memorandum outlining the operation of Part I of the Weeds and Agricultural Seeds(Ireland) Act, 1909 and copy of a draft resolution rendering this part of the Act operative.

I have to add that the Act has worked smoothly in the Counties in which it has been in operation, particularly during recent years. Every allowance is made in the case of farmers who are engaged in harvest work; and except in occasional instances land holders comply readily with the requirements of notices. In Counties in which the Act has been continuously operated, it is rarely necessary to institute a prosecution, and the improved appearance of the land is evident to the ordinary observer.

If so desired, arrangements would be made for one of the Department's officers to attend before the Council to afford any additional information on the subject that might be required."

The following is copy of Memo referred to in the letter of the Department:-

"In order that Part I of the Weeds and Agricultural Seeds(Ireland) Act, 1909, which deals with the destruction of noxious weeds may become operative in any County, the County Councils must pass a resolution declaring any or all of the plants specified, (Ragwort, Charlock, Coltsfoot, Thistle and Dock) to be noxious weeds for the purposes of the Act. A copy of a draft resolution to this effect is appended. The Local Authority have no further responsibility (ity) though they may at any time rescind or modify or suspend this resolution. Upon receipt of a copy of the resolution bearing the Seal of the County Council, the Department make an Order under the Act which is duly published.

The Department at the beginning of Summer each year enforce Part I of the Act in the Counties in which it is operative.

"For this purpose one or more Inspectors are stationed in the county. They are engaged during the months of July and August in districts which are assigned to them. Their work consists chiefly in (a) endeavouring to induce occupiers particularly those with small holdings or holdings which are not badly infested, to destroy weeds and to give an undertaking to do this, (b) preparing and serving notices on occupiers whose lands are badly infested or who have large areas weed-grown, or in cases where it is considered unlikely that the weeds will be destroyed except under compulsion and (c) in visiting a second time the places already inspected, and reporting as to compliance or otherwise.

When the inspections have concluded and Inspectors' reports are available, cases of non-compliance are considered and proceedings are instituted in cases which appear to call for prosecution. The Inspectors appear as witnesses in these cases. The penalty for non-compliance with a notice served under the Act is a fine not exceeding £5 for each offence.

The salaries and expenses of the Inspectors are paid out of the Department's vote provided for that purpose. No expense devolves on the County Council."

Mr Sean O'Byrne proposed and Col Quin seconded the following resolution:-

"That the recommendation of County Committee of Agriculture and Technical Instruction to have the Weeds and Seeds Act become operative in the county be confirmed, and this Council hereby consents to an Order being made by the Department for Agriculture for Ireland declaring that throughout the County of Wexford all plants of the following species (Ragwort, Charlock, Coltsfoot, Thistle and Dock) are noxious weeds for the purposes of the Weeds and Agricultural Seeds (Ireland) Act, 1909."

Mr Duke, of the Department of Agriculture, who was in attendance explained ~~that~~ the scope of the Act. It was in operation in Counties, Dublin, Kildare, Kilkenny, Tipperary, Limerick, Meath, Louth, Carlow, Roscommon, Monaghan, Donegal, Mayo and Galway. Last year there were about fourteen or fifteen prosecutions in all. This year in the South there was only one. Every possible latitude

was given to farmers and the Council could any time rescind the resolution putting the Act into operation.

A vote was taken with the following result:-

For the resolution:-Messrs P.Byrne,Clince,Colfer,Connors,Cooney, Corish,Gaul,Hayes,Mernagh,Sean O'Byrne,Shannon,and Col Quin -12.

Against:-Messrs Boggan,Cloney,Doyle,Col Gibbon,Hall,Jordan,Thorpe, Kavanagh,Murphy, O'Donoghue,Pender,Walsh and Whyte - 13.

The Chairman who did not vote declared the resolution lost.

FINANCIAL ALLOCATION - COUNTY WEXFORD

COMMITTEE OF AGRICULTURE AND TECHNICAL INSTRUCTION.

The following resolution was adopted on the motion of Mr Corish seconded by Mr Hall:-

"That of the produce of one penny rate (£1490) for financial year 1926-27, Live Stock and Agricultural Schemes and Technical Instruction Schemes, ^{£1310} ~~£1100~~ be allocated to Live Stock and Agricultural Schemes and £180 to Technical Instruction Schemes."

DRAINAGE SCHEMES.

Geat Island and Camblin Embankment.- The following under date 7th September 1926(17857/26) was read from Office of Public Works:-

"We beg to inform you that we cannot proceed with the consideration of the above named Schemes until your Council has passed a resolution, in accordance with Section 3 of the Arterial Drainage Act, 1925, referring the proposals to us for further investigation, and undertaking, if the lands referred to in the petitions or any part thereof, together with or without other lands in the neighbourhood thereof, are constituted separate drainage districts, to maintain the drainage works constructed in such drainage districts as far as the same are situate in their county, and to collect and pay the terminable annuities, drainage rates, and other monies collectable or payable by them in respect of the construction or maintenance of such works."

Under date 26th October 1926, the following letter, (2783/26) was read from the Office of Public Works:-

"The proposal contained in the resolution of your County Council passed on the 11th inst is contrary to the provisions of

the Arterial Drainage Act, 1925, and we suggest that it is also in itself an inexpedient procedure.

The Arterial Drainage Act lays down that a Scheme shall be initiated by a petition from the persons concerned who are naturally unaware both of the extent of the works required and of their cost. That petition is to be examined by an officer on behalf of the County Council to ascertain whether the Scheme is *prima facie* worth any further investigation. The Scheme if found worthy of further investigation is transmitted by the County Council to us with an undertaking to maintain the Scheme and to collect and to pay annuities if the Scheme shall ultimately be carried out. The Scheme is examined by us, estimates and plans are made, and it is then, and not till then, referred to the vote of the persons concerned to decide whether they think it worth while ~~to~~ to have it carried out. It is of no use for our Engineer to consult with them nor for them to attempt to form an opinion on the finance of the Scheme until the Scheme is drawn out in detail. It is not worth while for us, nor is it permissible for us, to deal with the Scheme in detail until the Co. Council has passed the resolution referred to.

This is the procedure of the Act; and we submit that it is a sensible and wise procedure. If your County Council decide not to conform with it, they will be preventing the carrying out of the Arterial Drainage Act in their county."

Kilmannock Scheme. - Under date 28th October 1926, the Secretary Irish Land Commission wrote that if the names of landlords on townlands of Kilmannock whose tenants are referred to, and also those in the other townlands, ^{were furnished} they would endeavour to have the matter identified and considered as far as it referred to their Department.

Ford of Lyng. - Under date 1st October 1926, the following was read from the Office of Public Works:-

"With reference to previous correspondence, it is observed that all the requirements of Section 3 of the Act have not been complied with by the County Council, in that the resolution

required by Section 3(3)(b) of the Act has not been forwarded.

We shall be obliged if a copy of the resolution in accordance with that Section can be furnished at your earliest convenience."

Letter of 26th August 1926(17050/1926)from Office of Public Works relative to Ford of Lyng Scheme was also read. This appears on Minutes of September meeting of the Co. Council:-

The following resolution was adopted on the motion of Mr Doyle seconded by Mr Sean O'Byrne:- "That as regards Drainage Schemes, Great Island and Camblin Embankment, Kilmarmock and Ford of Lyng, this Council hereby undertakes if the lands referred to in the petitions dealing with these several Schemes or any parts thereof, either together with or without other lands in the neighbourhood thereof be constituted separate drainage districts, ~~this Co. Council~~ ^{that they} will maintain the drainage works constructed in such drainage districts so far as same are situate in their county and will collect and pay the terminable annuities, drainage rates, and other monies collectable or payable by them in respect of the construction or maintenance of such works."

ANALYST'S REPORT.

County Analyst's report for quarter ended September 30th 1926 was read. Total number of samples taken during the quarter:- Foods 23: Drugs 72: Waters 1: Total 96. Number adulterated drugs 2: New Milks 1.

CARETAKER OLD JAIL.

Mr Corish raised the question that as the caretaker of the Old Jail was obliged to light fires for the Court, he should receive remuneration for this work."

The Co. Surveyor stated that the fire was lit only once in the week. Mrs McNally who was Courtkeeper had not carried out any work at the Old Jail and at present dealt only with ~~the office~~ the offices of the County Registrar in the old Courthouse.

Mr Boggan proposed, Mr Hall seconded and it was passed "That County Registrar be interviewed with reference to readjusting the duties of Mrs McNally as Courtkeeper.

RESOLUTIONS.Gaeltacht Commission.

The following resolution from Tirconnail Co. Council was adopted on the motion of Mr Sean O'Byrne seconded by Mr Hall:-

(1) "That this Council welcomes the report of the Gaeltacht Commission and urges the Government to take prompt steps to give legislative effect to its recommendations.

(2) That as the economic question in the Gaeltacht is one of pressing urgency we are convinced that the appointment of an Advisory Committee as suggested will not meet the situation. This Council with an intimate knowledge of the conditions existing calls on the Government to set up instead a sufficiently endowed Board or Commission to take action when and where required in the Gaeltacht.

(3) That we direct the Secretary to forward copies of these resolutions to the Executive Council and the T. D's and County Councils for the Gaeltacht."

Replanting Lands.

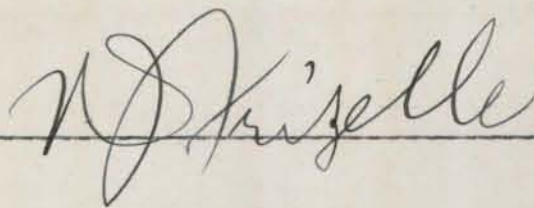
The following resolution from Killarney Urban District Council was adopted on the motion of Mr Hall seconded by Mr Murphy:- "That we call on the Government to introduce legislation to compel landowners to replant any lands on which woods or plantations have been cut down for purposes of sale during the last twelve years, that this work as well as repairing the large material damage to the country by the wholesale denudation of the wooded areas during that period and restoring the beauty of the landscape, would also afford very necessary employment during the winter months and that we call on all Public Bodies to make representation to the Government on the matter.

Thomas M. Carter
Dec 13 1926

CERTIFICATE OF SECRETARY.
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I certify the foregoing to be a correct
record of the Minutes of Proceedings of my County
Council in respect of meeting held on 8th November,
1926.

(Signed)



Secretary Wexford County Council.

Dated this 11th day of November, 1926.

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