

Half yearly meeting - 4th May 1910.

The Half-yearly meeting of the County Council was held in the Co. Council Chamber, Courthouse, Wexford, on 4th May 1910.

Present:- Mr. E. Hore, (Chairman) presiding.

Other members:- Messrs Thomas Asple, Brown, John Bolger, J. Bolger, J. Cummins, Mark Codd, James Codd, Michael Doyle, J. A. Doyle, Mr. A. Ennis, Patrick Fortune, W. Forrestal, P. J. Fanning, J. S. Hearn, Michael Hickey, A. Kinsella, J. J. Kehoe, P. O'Neill, G. H. Peacocke, J. J. Stafford, and G. Walsh.

The Secretary, the County Surveyor, and Mr. R. W. Elger, Solicitor to the Council, were in attendance.

— Confirmation of minutes —

The minutes of last meeting were read and confirmed.

— Road Locomotive —

Proposed by Mr. Stafford, seconded by Mr. Hearn and passed:- "That our County Surveyor be requested to communicate with makers or vendors of Road Waggon with a view to procuring same and that he be empowered to purchase a waggon if he deem it necessary. The cost to be defrayed out of the amount of the proposal passed for purchase of Road Locomotive and waggon."

Proposed by Mr. Peacocke, seconded by Mr. Stafford and passed:-

"That in the event of our County Surveyor having to go to England in connection with the purchase of a Road Waggon, to Co. Council defray his expenses."

— Rate collector John Walsh —

The following motion of which he had given previous notice was moved by Mr. John Bolger:-

"That the resolution regarding the resignation of Mr. John Walsh, Rate Collector be rescinded. That Mr. Walsh be given his warrant for the incoming collection on the distinct understanding that if there is any complaint against him in the future in neglecting to carry out the terms of his bond the Co. Council will call for his immediate resignation."

Mr. A. Kinsella seconded.

Passed.

Direction Posts.

Mr. Ennis proposed, Mr. Peacock seconded and it was passed. :-

"That we call the attention of the Local Government Board for Ireland to the fact that the limited expenditure under the act is totally insufficient to erect anything in the nature of efficient or permanent direction posts or depots. That we suggest that a provision be inserted in any amending measure to the Local Government act giving Co. Councils power to exercise their discretion in these matters."

Rate Collector Poole.

The following notice of motion standing in the name of Mr. P. O'Neill, was moved by him :-

"That in consequence of the resignation of Mr. H. J. Poole, Poor Rate collector for No. 13 Collection District owing to old age and infirmity of body I give notice of my intention to move at the meeting of the County Council on 4th May that the question of granting a superannuation allowance to Mr. Poole be considered at said meeting, and if the Council agree to same that the amount of superannuation be fixed."

The Secretary stated that at last meeting of the Council a resolution was adopted giving the Finance Committee power to deal with the question

of advertising for a new collector for appointment at the present meeting. As, however, he did not hear from Mr. Brighton till the 25th April that Mr. Poole had satisfactorily closed his collection the Finance Committee were not summoned as one publication only of the advertisement for a new collector could then have been given in the newspapers and the Council would not have considered this adequate."

Mr. Asple seconded notice of motion, which was passed.

On the motion of Mr. O'Neill, seconded by Mr. Asple, it was decided that Mr. Poole be allowed a superannuation allowance of £20. per annum, as from 31st March 1910.

Mr. Peacocke proposed, Mr. Kinsella seconded and it was adopted:-

"That the vacant appointment for Rate Collector be filled at the annual meeting of the Council at a salary of 7th poundage fees, and the statutory fees under Voters & Jurors Acts. Security to be in the sum of £900 by a Guarantee Society, approved of by the Council, and Local Government Board."

Sheep Dipping - Autumn Order.

The following resolution from special meeting of the Council held on 31st August 1909, came up for consideration:-

"That we agree to carry out the autumn Sheep Dipping Order for this year, but recommend to the Co. Council meeting which considers the matter next year to steadfastly refuse to put the Order for a second dipping in force in future."

In connection with this matter the following resolution was read from North Wexford Farmers Society:-

"That we beg to thank the Wexford Co. Council

for their opposition to the enforcement of the autumn Dipping of sheep Order of 1909, and we trust they will use their influence with the Department of Agriculture to have compulsory dipping in autumn discontinued as useless and inconvenient to sheep owners."

under date 29th April, the following letter was read from the County Inspector, R. J. C.:-

"With reference to the resolutions passed by your Council on the 9th Feb. '10, relative to the Co. Inspector of R. J. C., to obtain the sanction of the Co. Council before taking proceedings against persons for breaches of the sheep dipping Orders, etc., I wish to point out that having regard to sec 43 of the Diseases of animals acts 1894, the police can institute proceedings in their own names, without directions from the Co. Council."

The Secretary said that the section referred to was as follows:-

"The police force of each police area shall execute and enforce this act and every Order of the Board of Agriculture."

The Sheep Dipping Order, clause 18, stated:-
"The provisions of this Order shall be executed and enforced by the local authority who shall also provide all forms necessary in connection with such execution and enforcement."

It would appear from this that the constabulary had equal power with the Co. Council to enforce and execute the Order, or they were bound as respects this particular Order to get instructions from the Council. It was purely a legal question.

Mr. Browne proposed:- "That we refuse to put the autumn Sheep Dipping Order in force for the future, except in District Electoral Divisions

where sheep scab is found to exist."

Mr. Kinsella seconded.

Passed.

Sub-letting Road Contracts.

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

"That the application of the County Surveyor to break the contracts of the following owing to their having sub-let their contracts be acceded to:- Aidan Cahill no 5 and 116 (Gorey District) Bernard Maguire no 26. (Enniscorthy District) Joseph Bullen no 307. (Enniscorthy District)."

Waterford Bridge.

Under date 22nd April 1910, the following letter No. 6749 from the Under Secretary, Dublin Castle, was read:-

"With reference to your letter of the 16th instant on the subject of the proposed new Waterford Bridge, I am directed by the Lord Lieutenant to inform you that His Excellency is advised that under section 15 of the act 30 and 31 Vict., cap 50 it appears to rest with the contributory bodies collectively to determine whether the work shall be carried out by a committee.

The Lord Lieutenant does not appear to possess any functions in regard to that committee.

I am to suggest that you should communicate with the Town Clerk, Waterford, in the matter."

marked "Read."

Dredging Kilmore

Under date 27th April 1910, the following letter No. 3097-10, F.B., was received from the Fisheries Branch of the Department of Agriculture and Technical Instruction:-

"Adverting to previous correspondence on the subject of the improvement of Kilmore Harbour,

I have to state, for the information of the Wexford Co. Council, that the Department, having satisfied themselves that it would be impracticable to carry out the necessary work by means of a suction dredger, have further considered the question of the best method of dealing with the existing state of affairs. It has been stated that some attempts which were unsuccessful, have already been made with a grab dredger, but that the use of the Wexford Harbour Board's ladder dredger gave good results.

While it is not impossible that a suitable grab dredger worked under proper supervision would deal effectively with the Harbour, the Department are of opinion that, in view of the statement above referred to, the work should be undertaken in the first instance with a ladder dredger; and it is obvious that, from the point of view of propinquity, the employment of the engine belonging to the Wexford Harbour Board would prove economical. The draught of the ladder dredger in question is somewhat excessive for Kilmore Harbour; but it is estimated that she could execute a reasonable amount of work on long days - as she can at neap tides remain almost constantly afloat - while the fact that she must stop for five or six hours at some spring tides would not be sufficient to prevent her from giving a full day's work on such occasions.

If the Wexford Co. Council are prepared to contribute a sum of £125 towards the scheme, the Department would make an offer for the hire of this vessel. They would propose to dredge the area bordered in red colour on the accompanying map to a depth of four feet at low water of spring tides. This would involve the removal of about 12,000 tons of material. A good deal of sand in

the upper part of the Harbour will, it is assumed, run into the cutting thus made, and it is possible that the flattening of the slopes will entail some additional work. It may, therefore, be taken that the total quantity of material to be removed will be about 18,000 tons. Calculated at three loads per day the work would thus occupy 24 days. In fine weather the output would probably be greater than that estimated, so that the entire undertaking could be effected within, say, one month.

The cost of the dredger, for that period would probably be about £300, which sum would be reduced if it were found possible to secure a favourable insurance, and if no breakages should occur.

The presence of a resident Engineer while the work is in progress would be necessary. This would involve an additional outlay of £15.

Any further clearing required in the upper part of the harbour may have to be effected by other methods, but this part of the case had better be postponed until the effect of the work done by the dredger shall have been seen. It is to be clearly understood however, that no part of this further work could be proceeded with by the Department unless additional funds were provided.

The area indicated on the map as lying between the dotted red line and the quay would appear to be that next requiring attention.

"In a further letter (no. 3409-10 J. B.) the Department wrote stating that they would hold themselves responsible for the payment of the £15 for Resident Engineer."

Mr. Ennis proposed, Mr. Browne seconded, and it was passed: - "That we accept the offer of the

Department of agriculture, to have the dredging at Kilmore Harbour carried out, and we agree to contribute the sum of £125 towards the cost of same."

— audit of accounts. —

The Local Government Board wrote forwarding copy of report of their auditor in respect to his audit of the accounts of Gorey union for half year ended 30th September 1909, with attested abstracts for same; and Co. Committee of agriculture & Technical Instruction, with respect to period ended 31st March 1910."

marked "Read."

— Superannuation of Prison Official. —

Under date 20th April 1910, the Secretary to the Prisons Board wrote that the Treasury had awarded Mr. N. E. Walsh, late Assistant Clerk and Schoolmaster, as from 1st April 1910, a superannuation allowance amounting to £91 : 4 : 8, of which £3 : 18 : 10 was payable by the Co. Council, as successors to the late Prison authority.

An extract of a Treasury letter showed that if the Co. Council desired to commute their portion of the superannuation they could do so by payment of £48 : 14 : 3."

Mr. Ennis proposed :- "That we refuse to commute the portion of the pension payable by this Co. Council viz :- £3 : 18 : 10."

Mr. Kehoe seconded.

Passed.

— Poisons & Pharmacy Act —

Applications for renewals of licenses under the Poisons & Pharmacy Act 1908 were received from the following :-

Patrick J. Doran, 26 Main St. Gorey.

Joseph J. Haughton, Ferns.

John Bullen, Wellingtonbridge
 Kate Colfer, Ballymitty.

John Lambert, main st & new st Enniscorthy.

On the motion of Mr. Cummins, seconded by Mr. Kehoe, the following resolution was adopted:-

"That the applications for Renewals of Licences under the Poisons & Pharmacy Act, as submitted by the Secretary, be granted."

Alleged Damage to Roads.

Under date 14th April 1910 the following letter was read from Mr. N. Kehoe, Clerk Rural District Council of Wexford:-

"I am directed by my Council to draw the attention of your Council to the great havoc caused the roads in the Inghinon, Glynn, and Killurin districts by the engines of Messrs Davis, Enniscorthy; with the result that much increased prices - in one case up to 50% more - have had to be allowed to keep these roads in decent order.

I am to suggest to your Council that, if there is legal provision made for it, Messrs Davis and any other parties placing unusual and detrimental traffic on roads should be compelled to contribute towards the expense of repairing the damage done to them by such exceptional and heavy traffic, in the same manner as the Railway Company was required to pay under similar circumstances in the past. By bringing this matter under the notice of your next meeting, you will oblige."

Mr. Ennis proposed, Mr. Kinella seconded and it was passed:- "That no action be taken on the letter received from the Wexford District Council."

Brogan Lane.

Under date 13th April 1910, the following was

read from Mr. S. Wilson, Chief Inspector, Estates Commissioners Office:-

"I enclose an Order for £150 being the Estates Commissioners contribution towards the construction of a road in the townland of Broghan middle and Barrackcroghan on the above estate."

marked "Read"

— Forestry- Report of Departmental Committee. —

Under date 30th April 1910, the Department of Agriculture & Technical Instruction wrote, (letter no. 8058-10) calling the attention of the Co. Council to the portion of the report of their Committee on Irish Forestry, which referred to the action that might be taken by County Councils in promoting afforestation.

The Department pointed out that in addition to the rate under the Agriculture & Technical Instruction Act 1899, the Co. Council could strike an additional rate not exceeding one penny in the £ under the Technical Instruction Acts of 1889 and 1891, and in accordance with the provisions of Section 19 (2) of the 1899 Act, applying the proceeds to forestry work.

The Department recommended the Council to assign the produce of a special rate of one half penny in the £ for one year to this purpose.

On the motion of Mr. Ennis, seconded by Mr. Keacocke, the letter of the Department and Report were referred to the County Committee of Agriculture & Technical Instruction.

— Slievebawn Quarry. —

Mr. Elger reported that Thomas Cullen, Slievebawn who had sold a quarry at Slievebawn to the Co. Council for £30 would not conclude his agreement to hand over the quarry, unless the Council

agree to pay the necessary expenses.

"It was decided that the matter be postponed to the annual meeting of the Council."

— Half-yearly abstracts of Proposals etc. —

The following resolution from Gorey Rural District Council relative to Abstract of Proposals and Resolutions, was read :-

"That a copy of the abstract of Proposals and Resolutions considered and passed each half year by the County Council be supplied to each District Councillor; and that a copy of this resolution be sent to the County Council and to every District Council in the County Wexford."

This resolution was considered at the meeting of the Finance Committee on 23rd April, when the following recommendation was adopted :-

"That the Gorey District Council be informed that the Proposal Committee had approved of an application that 72 copies be supplied each half-year for the use of County Councillors, County and Assistant Surveyors; and Clerks of District Councils, and that tenders have been invited accordingly. That the functions of a County Council in considering proposals of a Proposal Committee were limited to the approval or rejection of a proposal, but in order to meet the views of the District Council, a clause will be inserted in the specification that the contractor will be bound to supply the public with copies of the abstract at a reasonable cost."

"On the motion of Mr. Kehoe, seconded by Mr. Keacocke, the recommendation of the Finance Committee was confirmed."

Proposals for Works.

Proposed by Mr. Kehoe, seconded by Mr. Aspley and passed:-

"That we hereby approve of the several contracts as appearing on Forms 20 for the Rural Districts of the County, and Proposal Committee of the County at Large, subject to the modifications and other orders noted thereon and initialled by the Chairman."

Proposals for Payments.

Proposed by Mr. Kehoe, seconded by Mr. Aspley and passed:-

"That we approve of payments as recommended by the County Surveyor to the Rural District Councils of the County, and to the Proposal Committee for the half-year ended 31st March 1910, and as appearing on forms 22; also the transfers to Public Bodies and payments for matters other than public works, and recommended by the Proposal Committee and Finance Committee, subject to the modifications and other orders noted thereon and initialled by the Chairman."

Kerlogue Quarry.

On the motion of Mr. Kehoe, seconded by Mr. Fanning the following resolution was adopted:-

"That the expenses in connection with Kerlogue Quarry, be a County at Large charge from which Urban Districts are exempt."

Courtown Harbour Boats.

The following tenders for supplying two boats for Courtown Harbour were received:-

Simon Lambert, Wexford.	£ 110.
Andrew Byrne, Courtown	75
Lockyard & Co., Wexford	110
John Tyrrell & Son, Arklow.	95.

Mr. Peacocke proposed, Mr. Tanning seconded :-
 "That the tender of Mr. Andrew Byrne, for supplying two boats for use of Courtown Harbour Committee at £75 be accepted."

———— Polling Districts. ————

Mr. Peacocke proposed, Mr. Kehoe seconded, and it was passed :-

"That Scheme for alteration of polling districts and Registration of voters (Ireland) Act 1908 be received and adjourned to next half-yearly meeting. That in the meantime our Secretary consult with the Clerk of Crown & Peace as regards the details."

———— Confirmation of minutes. ————

On the motion of Mr. Kehoe, seconded by Mr. Ennis, the recommendations of the various committees of the Council since last meeting were confirmed. These included a recommendation from the Finance Committee that the salary of the accountant (Mr. P. Donohoe) be fixed at £3 per week as from Saturday 7th inst."

———— Roads. ————

The following under date 25th April was read from Mr. A. A. Connolly, Clerk District Council of Enniscorthy :-

"At the last meeting of the Council your communication relative to the recommendation from your County Council to the Co. Surveyor as to the method to be adopted in striking off was considered; and the following resolution was adopted :-

"That Contractors, who, at the time of measurement, have not the whole quantity out, get twenty one days notice, at the expiration of which time the recommendation of the County Council

if necessary, to be applied.

Proposed by Mr Fanning, seconded by Mr. James Codd, and passed:-

"That the Enniscorthy R.D. Council be informed that as their proposal would involve a second measurement the Co. Council do not consider it feasible."

Mr Wm McCormick, Gollough, Kilmore; wrote as follows under date 20th April:-

"Would you kindly bring under the notice of the Co. Council how unfairly I was treated by not giving me the contract of the road from Ballyhealy cross to the cross near Whitty's forge, No. 159-999 perches. The tender against me was what I consider informal and unfairly filled, with two amounts in the one tender one higher and the other lower than mine. The same thing occurred a few moments later and the Council considered it informal, therefore I consider myself wronged with regard to that tender."

Mr. Brennan, Solicitor for Mr. McCormick, having heard, read a letter from Mr. Batterton, Post Office, Bridgetown; who filled Keeling's tender, with a few opposition.

A letter was read from Mr. John Dempsey, Ballygilliestown, Davidstown; that with regard to his roads in Enniscorthy District he was to spread 50 cubic yards on one and 76 on the other. He claims according to the Return he spread 60 and 98, or 24 more than was required, and that he had did this, on account of sudden damage which occurred in December last owing to floods. He wants to be paid for this extra tonnage.

No Order.

The following under date 13th April, was read from Mr. Joseph Cullen, Glenbrien, Enniscorthy:-
 "I would be very thankful if you would instruct the Roads Committee to inspect my roads."
 No. Order."

Foreman Tara Hill Quarry.

"Mr. John Lannon, Foreman Tara Hill Quarry, wrote informing the Council of the death of one of his sureties. Mr. Philip Kelly, Camblin, - and submitting instead the name of Mr. John Stafford Assegart, Foulksmills. Mr. Lannon wrote that he thought it would be rather hard on him to bear the expense of the preparation of a second bond, and he hoped the Council would not ask him to do so."

Proposed by Mr. Ennis, seconded by Mr. Kehoe, and passed :-

"That the Co. Council accept the name of Mr. John Stafford, Assegart, Foulksmills; vice Philip Kelly, Camblin; deceased, as one of Mr. Lannon's sureties, and decide that the cost of preparation of new bond be borne by the Council."

Approval of appointment - Assistant Co. Surveyor.

Under date 2nd May 1910, letter No. 33,549-1910, was read from the Local Government Board, approving of the appointment of Mr. Michael Howlin, as Assistant County Surveyor.

marked "Read".

Checkers of Rate Collectors Accounts.

On the motion of Mr. Kehoe, seconded by Mr. Asple, the following resolution was adopted :-

"That we appoint Messrs N. Kehoe, M. J. Finn; R. Brighton; and D. McDonald; as checkers of the accounts of the Rate Collectors for the districts of Wexford, New Ross, Gorey, and Enniscorthy, at

a salary to be calculated at the rate of 5/- per 100 ratings in each of the districts."

— Dates of meetings. —

On the motion of Mr. Stafford, seconded by Mr. Kinsella, the following dates of meetings were fixed :-

New Ross Rural District Council	Wednesday 2 nd Nov.	11 am.
Wexford " " "	Saturday 5 th	" 10.30. "
Enniscorthy " " "	Tuesday 8 th	" 11 "
Gorey. " " "	Thursday 10 th	" 11.30 "
Proposal Committee	Friday 11 th	" 10.30 "
County Council	Wednesday 7 th Dec.	10.30 "

— Ferryarrig Bridge —

Under date 27th April 1910, the following letter was read from Mr. S. Gaffney, Co. Surveyor:-

"I cannot say yet that I will have the Drawings and Specification for Ferryarrig Bridge ready for the meeting on the 4th prox.

In view, however, of the fact that in all works of this size alterations are bound to be made, I think it very desirable that the Council should appoint a committee with which I could confer, and which should have power to authorise such alterations.

I shall be glad if you will bring this before the Council."

"On the motion of Mr. Ennis, seconded by Mr. Kehoe, the following resolution was adopted:-

That tenders for the erection of new bridge at Ferryarrig be invited for annual meeting and that immediately the plans and specification are ready, advertisement be inserted in 'Engineering'

— Coals for Arthurstown Courthouse. —

Mr. J. B. Wallis, Clerk Arthurstown Petty Sessions district wrote asking for a grant of usual coal supply viz:- one ton.

Proposed by Mr. Asple, seconded by Mr. Kehoe, and passed: "That the clerk of Athurstown Petty Sessions be empowered to procure one ton of coal for use of Petty Sessions House."

— Entomological Society of London. —

The Chairman of the Entomological Society of London, wrote asking the County Council to appoint a delegate to the first International Congress which is open at Brussels on August 1st.

No Order.

— Essential Irish in National University —

The following resolution was received from the Gaelic League, Dublin:—

"The Boirde Gnotha of the Gaelic League wish it to be clearly understood that the recommendations of the Board of Studies regarding Irish in the University as reported are unsatisfactory, and will not at all meet the demands of the country, which can only be satisfied by making Irish an essential subject for matriculation, and during that part of the undergraduate course which precedes specialisation."

On the same subject the following resolution was read from Waterford Co. Council:—

"That in view of the lukewarm attitude of the Board of Studies towards the National Demand, that a knowledge of the Irish language be made essential for matriculation in the New University, this Council desires to again most emphatically endorse their unanimous resolution dated 25th January 1909, and to add that they will decline to consider the levying of any rate as provided by the Act towards supporting the New University unless and until the Senate gives effect to the will of the Irish people."

A resolution framed on similar lines, and passed at a public meeting held in Lippinry on

Sunday 20th March 1910, was also received.

On the motion of Mr. Ennis, seconded by Mr. Browne, the following resolution was adopted:-

"That the minimum concession with regard to the status of Irish in the National University which in our opinion would justify this Council in striking a rate in aid of education therein is that the Irish language should be made an essential subject for matriculation and that this provision should come into operation during the lifetime of the present Senate, exemption from the regulation to be granted to non-Irish born students domiciled outside Ireland during a period of three years preceding matriculation.

And in the event of the Senate of the University agreeing to make this concession we undertake to strike a rate of one half-penny in the £ at the next February meeting of the Council to be applied to the provision of scholarships or such other purpose in connection with University education as the Council may later determine, the funds provided by such levy of one halfpenny in the £ to be placed in a suspense account until one year prior to the date fixed by the Senate after which Irish becomes an essential subject for matriculation."

— Resignation. Very Rev Canon Sheil P. P. —

The following letter under date 28th April 1910, was read from Very Rev Canon Sheil P. P. Bru:-

"On account of my duties I have to resign my position on the Asylum Board. Will you kindly when notifying same to your Council convey to them my sincere thanks for my appointment."

Mr. Piacocks proposed, Mr. Ennis seconded

and it was passed :-

"That our Secretary communicate with Canon
Sheil, P. P., Bree; and request him to reconsider
his resignation as member of the District
Asylum Board."

Edmund Gore
