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WEXFORD COUNTY COUNCIL

MONTHLY MEETING, MONDAY, 9th OCTOBER, 1939

MINUTES

County Hall,
WEXFORD.

N. J. FRIZELLE,
Secretary Wexford County Council.

The monthly meeting of Wexford County Council was held in County Council Chamber, County Hall, Wexford, on 9th October 1939.

Present:- Mr. D. Allen, T.D. (Chairman), presiding, also, Messrs. Moses Bolger, J. J. Bowe, Patrick Colfer, Richard Corish, W. P. Keegan, John P. Kelly, James Lawler, Sean O'Byrne, Miss N. O'Ryan, Col. R. P. Wemyss Quin, Michael Redmond, Thomas Redmond, Patrick Ronan, Myles Smyth and Malachi Sweetman.

The Secretary, County Surveyor, County Solicitor, and the five Assistant Surveyors of the Council were in attendance.

The Minutes of last meeting were read and confirmed.

PAYMENTS

Treasurer's Advice Notes for the following were examined and signed:- £38936. 10. 0 transfers to Public Bodies; £24,796. 14. 7d transfers to Public Bodies and General Payments, and £317 (Ordinary Salaries).

APPOINTMENT OF COUNTY MEDICAL OFFICER OF HEALTH

The following under date 25th September 1939 (L.A.2.1. 39) was read from Local Appointments Commission:-

"In compliance with the Statutory Request received on the 27th February 1939 from the Wexford County Council I am directed by the Local Appointments Commissioners to state that they recommend Dr. Michael Francis Daly, The Villa, Killasolan, Mountbellew, Ballinasloe, Co. Galway for appointment as County Medical Officer of Health, Co. Wexford.

A brief statement of the recommended candidate's qualifications and experience is given hereunder, and a copy of the Regulations and Terms of Appointment is attached for

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your information. The enclosed form (L.A.40) should be filled in, in your presence, by the candidate immediately on taking up duty and the form then returned to this Office.

Date and

Place of Birth: 26th April, 1908: Co. Galway.

Qualifications and Experience: M.B., B.Ch., B.A.O., 1930; D.P.H. (2nd Hons) and B.Sc. (P.H.) 1932; L.M., 1933.

Registered in the Medical Register.

D.P.H. registered, 1935;

Post-graduate course (one month 1930),

Rotunda Hospital, Dublin:

House Surgeon and House Physician, St. Vincent's Hospital, Dublin (6 months) 1930 - 1931;

Assistant Medical Officer, Crooksling Sanatorium, April-June 1932;

Acting Resident Medical Superintendent, Cork County Sanatorium, Buttevant, July-August 1932;

Post-graduate Course, National Maternity Hospital and Childrens Hospital, Temple St., Dublin, March - May, 1933;

Temporary Resident Medical Superintendent, Seaham Hall Sanatorium, Durham, July 1933;

Locum Assistant Medical Officer, Portrane Mental Hospital, Dublin, October - November 1933;

Resident Medical Officer, Cork Street Fever Hospital, Dublin, November 1933 - October 1934;

Post-graduate course, Brompton Sanatorium, Frimley, November - December 1934;

Assistant County Medical Officer of Health &c., Co. Galway, 1935 - 1938;

County Medical Officer of Health, &c., Co. Mayo since June 1938.

Knowledge of Irish: Good.

The following resolution was adopted on the motion of Miss O'Ryan, seconded by Mr. Bowe:-

"That, as recommended by Local Appointments Commission, Dr. Michael Francis Daly, Imperial Hotel, Castlebar, be appointed County Medical Officer of Health for County Wexford in accordance with Terms of Appointment issued

by the Appointments Commission as follows:-

1. The office is whole-time, permanent and pensionable.
The person appointed will be regarded as being on probation for a period of 12 months from the date of taking up duty and in the event of unsatisfactory service the appointment may be terminated with the consent of the Minister for Local Government and Public Health at any time during that period.
2. Salary: £800 a year with vouched travelling expenses not exceeding £200 a year.
3. Duties: The duties are as set out in the County Medical Officers of Health Order, 1926 and in the Public Health (Medical Treatment of Children)(Ireland) Order, 1920.
The person appointed shall when required by the Board of Health and Public Assistance with the consent of the Minister for Local Government and Public Health carry out the duties of Tuberculosis Officer and also such other duties as may be assigned under the Registration of Maternity Homes Act, 1934.
4. That in addition to specific duties as set out at No. 3 the County Medical Officer of Health is expected to attend all meetings of County Board of Health and other meetings of Local Authorities as directed by the County Council. Also meetings of the Council when required.

Mr. T. Redmond asked if the recommendation could be regarded as an ultimatum or had the County Council any power in the matter.

The Secretary said that the Council were bound to accept the recommendation of the Local Appointments Commissioners. The Minister, himself, was bound by it.

Mr. T. Redmond - They don't tell us anything about the other candidates or their qualifications.

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The Chairman said that according to report, 25 candidates had applied for the position. The recommendation of the Commission was mandatory on the Council to accept.

Mr. Ronan - We asked the Local Appointment Commissioners to recommend to us a County Medical Officer of Health and they have done so.

The Chairman said the powers of the Local Appointment Commissioners were questioned in the Supreme Court and it was decided that the Local Authorities were bound to accept the recommendations of the Commission. It would be admitted the Council were getting a good man with high qualifications and fine experience behind him.

The matter dropped.

CONFIRMATION OF MINUTES OF FINANCE COMMITTEE
MEETING, 15th SEPTEMBER 1939: The Minutes of this meeting were submitted as follows:-

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The fortnightly meeting of Finance Committee was held in County Council Chamber, County Hall, Wexford, on 15th September 1939.

Present:- Mr. D. Allen, T.D., (Chairman) presiding; also, Messrs. P. Colfer, R. Corish, W. P. Keegan, J. P. Kelly, Thomas McCarthy, Sean O'Byrne and Miss O'Ryan.

The County Secretary, Assistant Secretary, County Surveyor, County Solicitor and Rates Inspector were also in attendance.

Minutes of last meeting were confirmed.

PAYMENTS

Treasurer's Advice Note for £7367. 19. 9d was examined and signed.

RATE COLLECTION

STATE OF: Rate Collection to date was submitted as follows:-

<u>No.</u>	<u>Name of Collector</u>	<u>Percentage of Warrant Collected.</u>
1.	S. Gannon	19.8
2.	J. Quirke	17.2
3.	P. Carty	16.4
4.	A. Dunne	16.1
5.	J. J. O'Reilly	15.9
6.	J. Cummins	15.3
7.	D. Kenny	14.7
8.	E. J. Murphy	14.5
9.	J. Deegan	14.3
10.	J. Curtis	13.9
11.	P. Nolan	13.6
12.	M. McCarthy	13.3
13.	J. J. Sinnott	13.3
14.	P. Doyle	13.1
15.	W. Cummins	12.9
16.	W. Doyle	11.8
17.	J. Flood	11.1
18.	M. Kehoe	<u>9.6</u>

Average 14.3.

The Secretary stated that the collection showed 1% of an improvement over corresponding period last year.

The Chairman said that the Finance Committee could not

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be satisfied with this improvement as last year was one of the worst they had on record and it was confidently anticipated that a very substantial improvement would have been made by September.

The following resolution was adopted on the motion of the Chairman seconded by Miss O'Ryan:-

"That Rate Collectors be informed that first moiety of rates must in every case be collected, at latest by December. In cases in which this moiety is not collected by the 1st December Rate Collectors must take legal proceedings and any other special steps necessary to secure payment before the end of December."

TRAVELLING EXPENSES OF RATE COLLECTORS: The following letter under date 5th September 1939 was read from Mr. J. M. Curtis, Hon. Secretary to County Rate Collectors:-

"I am instructed by the following Collectors, J. Flood, J. Quirke, S. Gannon, W. Cummins, M. McCarthy, William Doyle, Art Dunne and J. J. Sinnott, to make application to your Council for travelling expenses incurred by them for attendance at County Council offices on the 12th July to meet Mr. Murphy, Local Government Department Inspector, as it cost most of them 15/- for car hire, otherwise they could not attend."

Mr. Corish proposed the following resolution, which was seconded by Mr. O'Byrne and adopted:-

"That, subject to sanction of Minister for Local Government and Public Health Rate Collectors be paid at the same rate as last year, viz., their actual rail or bus fares, in connection with their attendance for interview by Mr. Seamus Murphy, Inspector Department of Local Government and Public Health, on 18th July 1939 at County Council Offices. That,

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in the case of Collector Walter Cummins similar mileage allowance to that granted last year be paid, viz., 16 miles at 4d - 5s. 4d."

BANTRY AND BLACKSTAIRS COMMONS: In connection with rates on Bantry Commons letter was read from Mr. James T. Forrestal, Newtown, Grange, Killanne, relative to rates on above commons.

The Secretary stated it had been explained to Mr. Forrestal that Mr. Elgee, County Solicitor, was in communication with Valuation Office in the matter.

Mr. Elgee submitted the following letter No. S.R.7598 received by him from Valuation Department under date 12th September:-

"In reply to your letter of the 23rd ultimo relative to the difficulty in collecting Rates on the Lands of Bantry Commons, I am directed by the Commissioner of Valuation to state that the questions which you put appear to concern rating law rather than valuation law and accordingly, do not fall directly within his Province.

In so far, however, as you may consider his views on the matter of any value, the Commissioner has no objection to expressing them. He thinks a distinction must be drawn between the question as to whether any person rated for rights of Common is legally entitled to rights of common and the question as to whether he actually exercises the rights to which he is legally entitled.

It seems to the Commissioner that if any person sued for Rates in respect of rights of common in the Townland asserts that he is not legally entitled to any rights of common in the Townland, and the District Justice finds that that is so in fact, then your Council could scarcely succeed in its suit against him. But if the person admits that he is legally

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entitled to rights of Common, and merely disputes the quantum of Valuation, the Commissioner thinks your Council could urge that disputes as to quantum should be settled by way of the appeal machinery of the Valuation Acts, and that the District Justice should not usurp upon question of quantum, a Jurisdiction which by the Valuation Statutes is reserved to the Commissioner of Valuation and to the Circuit Court Judge.

If the person asserts that while he is legally entitled to rights of common he does not in fact exercise those rights, and claims immunity from Rates upon the mere score of such non-user, the Commissioner thinks a distinction could be drawn between that state of facts and the facts in the Sligo case to which you refer. In the Sligo case the non-user was not voluntary whereas in these cases it would seem to be. There seems to be no more reason why a person legally entitled to exercise rights of common, but who does not choose to exercise them, should be immune from Rates upon them than there is why a Farmer who chooses to allow one of his fields to lie fallow should be immune from Rates upon it."

The following resolution was adopted on the motion of Miss O'Ryan seconded by Mr. O'Byrne:-

"That the County Solicitor be instructed to take suitable action on letter from Valuation Department, S.R.7598."

RATES ON ESTATE - LATE PATRICK MERNAGH, BALLYHOGUE: The following under date 7th September 1939 was read from Mr. Sean Gannon, Rate Collector:-

"I received the enclosed letter and cheque amounting to £85. 16. 8d from Messrs. P. J. O'Flaherty & Son, Solicitors, which they received from Attorney General in respect of Rates on the estate of the late Patrick Mernagh, Ballyhogue, and which represents a composition of approximately 5s. 8d in the £ on £300. 10. 7d.

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Also enclosed is their bill of costs amounting to £21, which they say is reasonable and would amount to a much greater figure if made out item by item.

I don't know if the Council will be fully satisfied with the final payment but Messrs. O'Flaherty did everything possible, employing counsel etc. in order to recover the full amount and having succeeded in getting £85. 16. 8d I trust your Council will pay them their fees in due course."

Mr. Gannon also submitted the following letter under date 6th September 1939 from Messrs. P. J. O'Flaherty & Son, Solicitors, Enniscorthy:-

"We enclose the Attorney General's Warrant for £85.16.8 representing first a final composition of approximately 5s.8d in the £ on £300. 10. 7d the rates due in this matter. We also enclose a note of our costs. We are satisfied to accept the bulk sum of 20 guineas for our costs. You will understand if they were drawn item by item they would amount to a considerably greater figure but in the circumstances we are prepared to accept the sum mentioned."

The following resolution was adopted on the motion of Mr. Corish seconded by Miss O'Ryan:-

"That, as regards costs incurred by Mr. Sean Gannon, Rate Collector, relative to arrears of Rates due on estate of late Patrick Mernagh, Ballyhogue, the Finance Committee request Mr. Gannon to state if he authorised Messrs. O'Flaherty & Son, Solicitors, to employ Counsel on his behalf."

SMALL DWELLINGS ACQUISITION ACTS

THOMAS MURRAY, BOG WEST, MAYGLASS: The following under date 6th September 1939 (H.9207/3/39 Loch Garman) was read from the Department of Local Government and Public Health:-

"I am directed by the Minister for Local Government and

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Public Health to refer to your letter of the 16th ultimo and previous correspondence relative to the proposal of the Wexford County Council to make an increased advance under the Small Dwellings Acquisition Acts to Thomas Murray in respect of a house at Bog West, Mayglass, and to state that he is not prepared to approve of any further increase in the advance of £120."

APPLICATION FOR LOAN: Thomas Mullaly, Effernogue, Ferns, Labourer, applied for loan of £155 on house, the estimated value of which is £250.

It was decided to inform Mr. Mullaly that all the money obtained by the County Council through loan under Small Dwellings Acquisition Acts had been distributed and the Finance Committee recommend him to apply to the County Board of Health for labourer's cottage.

STONE DEPOT AT BALLYCONNIGAR, BLACKWATER

Under date 6th September 1939 John Keating, Ballyconnigar, Blackwater, wrote:-

"Just a few lines. I have made up my mind to accept £5 for surface damage to field."

The Secretary stated that the Finance Committee had already agreed to pay this sum to Mr. Keating, but up to the present he had refused to accept it.

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

"That the County Council be recommended to pay £5 to John Keating, Ballyconnigar, Blackwater, in full settlement of all claims he may have against Wexford County Council in respect of the use of portion of his land at Ballyconnigar, Blackwater, as stone depot."

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RATIONING OF PETROL

Mr. Colfer proposed and Mr. O'Byrne seconded the following:-

"That the County Secretary and County Surveyor be empowered to make application for supplies of petrol for all officers of the County Council."

Passed.

SECONDARY AND VOCATIONAL SCHOLARSHIP SCHEME

In connection with correspondence with John O'Brien, Tagoat, as to the transfer of his son's Scholarship to Christian Brothers College, Cork, from St. Peter's College, Wexford, the following under date 14th September 1939, was read from Mr. O'Brien:-

"With reference to my son's scholarship, I have decided to send him back to St. Peter's College in view of the decision of your Finance Committee. I think this is the best thing to do."

The following under date 12th September 1939 from John K. O'Leary, Ballyboro, Clonroche, was read:-

"I wish to renew my application for an extension to my Primary Scholarship. Since I did not obtain a University Scholarship or obtain any other position, I hope you will reconsider your decision of the 4th of August. I feel sure that next year after another year's study I should obtain either the University Scholarship or some other examination which would qualify me for a position in life."

It was decided to inform Mr. O'Leary that the Finance Committee are not prepared to recommend the County Council to agree to his application.

SHEEP DIPPING ORDER

Reports of lay Sheep Dipping Inspectors setting out the number of owners of premises called on and the numbers of sheep dipped since their previous reports were submitted.

The meeting considered the reports satisfactory.

INCREASE IN PRICE OF COAL

Under date 6th September 1939, the following letter was read from Messrs. J. J. Stafford & Sons, Contractors, for supply of coal to County Council:-

"We beg to advise you that owing to circumstances outside our control the prices of Coal have advanced due to the increase in freights caused by War Risk on shipping and War Risk on cargoes.

We are prepared to keep you supplied to the best of our ability, but the prices will be governed by the costing, and so far as we can see at the moment the increase is 4/- (four shillings) per ton, this increase comes into operation this morning. We shall be glad to know if we are to continue supplies, and we shall keep you advised as to prices."

It was decided that the County Surveyor point out to Messrs. Stafford that the Government had fixed the increased price for coal at 2/- per ton and the Finance Committee were recommending the County Council to pay this amount.

ROAD NO. 789

Under date 9th September 1939, the following was read from Mr. John McGrath, Dunbrody, Campile:-

"I am writing with reference to Public Road No. 789 Main Road with turn at Campile Bridge and branch to river. It is in a dangerous state at one point and for any damage to life or property in course of my business passing over this road I hold the County Council liable and as this is the only way that threshing set can be got to my place I will hold County

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Council liable for any damage or delay caused to threshing set passing over this road."

The following report under date 14th September 1939 was read from Mr. P. O'Neill, Assistant Surveyor for the district:

"The road mentioned by Mr. McGrath is a short section running from Campile Bridge to an old landing stage on the south bank of the river. A local man, Mr. Kenny, claims this lane as private property and has prevented a road worker from doing some repairs. There seems to be some doubt about whether it is a public road or not. It is little used except in the threshing season. I will call to Mr. Kenny when in Campile and I will report to you."

It was decided to refer Mr. McGrath's communication to the County Surveyor and County Solicitor.

CLAIM BY WORKMAN

Under date 6th September 1939, the following was read from Mr. Elgee, County Solicitor, as to claim of O. J. Murray, Wexford Street, Gorey, on behalf of himself and other workmen:

"I have now had an opportunity of discussing the Claim made by Mr. Murray, Wexford, St., Gorey, in respect of the payment made to him for work done under an Employment Scheme - Roads Rural - at Gorey.

I find that under the Scheme as sanctioned by the Department, the hours for the work were to be an 8 2/3rd hour day or 8 hours and 40 minutes per day, and these are the hours which Mr. Murray worked.

Workers under these Schemes are employed by the day at the above mentioned daily rate.

The hours for day work are provided for by Sec.38 of the Conditions of Employment Act, 1936, and Sub-Sec. (b)(111) permits an Employer to allow a day worker to work up to 9 hours in the day, not 8 hours as stated by Mr. Murray.

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This being so, and having regard to the fact that Mr. Murray had worked for the Council on similar Schemes and was fully aware of the Conditions attached to the Schemes, I am of opinion that he has no Claim against the Council in respect of the overtime payment which he makes."

The County Surveyor said that in the forms submitted to the Department of Local Government and Public Health in respect of relief work on rural roads the number of hours set out was 8 $\frac{2}{3}$ hours. As regards holiday pay the ordinary worker on County Council staff worked on the first Monday in August 1939 which would normally be the public Holiday. But the Church Holyday, viz., 15th August, had been substituted for this as the County Council were empowered to do. The men on whose behalf Mr. Murray wrote worked on the first Monday in August and were paid for it but they were not paid for the substituted public holiday which was also the Church holiday as they did not work on that day. He (County Surveyor) held that this was in accordance with the Conditions of Employment Act.

Mr. Corish said it appeared that the permanent staff of County Council workers worked 8 $\frac{2}{3}$ hours per day to enable them to have the benefit of the half holiday on Saturday. He believed that the men represented by Mr. Murray were entitled to an 8 hour day and if they were not paid for the Catholic Holyday they should be paid double for the Bank holiday.

It was decided to refer the question back to Mr. Elgee on the question of the allowance for the half-holiday as some of the men, according to Mr. Corish, claimed they were entitled to be paid for the Catholic holiday of the 15th August or paid double for the Bank holiday of the first Monday in August.

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WEXFORD BRIDGE

The County Surveyor submitted report from Simon Quirke, Watchman on Wexford B ridge, that on the 12th September 1939 at 6.10 p.m. a lorry, M.I.4061, the property of Mrs. Lizzie Meyler, Selskar Street, Wexford, passed over Wexford Bridge against regulations.

It was decided to refer report to Mr. Elgee, County Solicitor, for appropriate action to be taken.

In reply to Mr. Corish the County Surveyor said that as regards the boring for foundation at site opposite the old Courthouse he believed they were definitely on the rock at about 60 feet. The question was how far they should proceed with any future work.

The Finance Committee decided that six borings should be carried out, viz., three at the old Courthouse site and three at site adjoining the existing bridge.

PALLAS BRIDGE - REBUILDING

The following under date 14th September 1939 was read from Mr. William Lee (Lee Bros.), Arklow:-

"I beg to confirm conversation with Mr. Treanor, Assistant County Surveyor, when I offered to rebuild Bridge at Pallas, that collapsed during the Storm last December:-

On the following Terms:-

That I supply all material and Labour necessary for the work, without Profit, the County Council paying on Vouchers for Labour and Material.

I will supply all the Plant necessary free of cost to the Council. In the case of Machinery the Council pay for Fuel and Lubricating Oils.

The Bridge to be constructed to Plans and Specification of the County Surveyor.

This offer is without prejudice.

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In the event of the offer being accepted, an Agreement to be drawn up on these lines."

The following resolution was adopted on the motion of Mr. O'Byrne, seconded by Mr. Colfer:-

"That letter from Mr. William Lee (Lee Bros.) under date 14th September 1939 as to proposed rebuilding of Pallas Bridge (Gorey District) be referred to County Surveyor for report."

INDUSTRIAL SCHOOL APPLICATIONS

Application from Mr. Corish, District Court Clerk, New Ross, under date 5th September, to Ballycullane District Court of 18th September 1939, for the committal of three children, viz., Mary Josephine Whitty, Ellen Josephine Whitty and Elizabeth Whitty, to St. Aidan's Industrial School, New Ross, was referred to County Solicitor. James Whitty, the father, of Monachee, Campile, is a Postman. The mother is dead and he stated he had no one to look after them.

ILLNESS OF LOCAL TAXATION OFFICER

The following certificate from Dr. J. O'Driscoll, M.B., B.A.O., County Hospital, Wexford, under date 7th September, 1939, was submitted:-

"Mr. Claude Richards is suffering from Haemorrhoids and acute Proctitis and will be unable to resume duty for at least eight days."

The following resolution was adopted on the motion of Mr. Kelly seconded by Mr. Colfer:-

"That sick leave, in accordance with medical certificate of Dr. J. O'Driscoll, County Hospital, under date 7th September, be granted Mr. Richards, Local Taxation Officer."

TEMPORARY CLERICAL ASSISTANCE

The following resolution was adopted on the motion of the Chairman seconded by Mr. Kelly:-

"That the County Secretary be empowered to employ Miss Teresa Roche, John St., Wexford, for three days - remuneration 12s. 6d for the period - to assist at clerical work in County Council Office."

The following resolution was adopted on the motion of Mr. O'Byrne, seconded by Mr. Kelly:-

"That the Minutes of Finance Committee in respect of meeting held on 15th September 1939 be received and considered."

BANTRY AND BLACKSTAIRS COMMONS: The Secretary stated he was still in correspondence with Mr. Bolger, Solicitor, Enniscorthy, acting for Mr. Flood, Rate Collector. The result of this would be brought before the Finance Committee in due course.

The Finance Committee were also endeavouring to secure the help of the General Valuation Department to clear up the matter.

SMALL DWELLINGS ACQUISITION ACTS: In the case of John Byrne, Pearse Street, Gorey, who applied for an additional £115 loan, the Secretary stated that the original amount applied for, £185, had been paid to him. This additional amount was to bring the loan up to £300. Mr. Byrne was unable to secure Government Grant. The County Council were prepared to advance the additional £115 and so were the Department, but the latter stipulated (for the first time in these cases) that until 40% of the total advance had been repaid Mr. Byrne must give collateral security in the sum of £55.. Mr. Elgee has not yet been able to arrange with Mr. Warren, Solicitor for Mr. Byrne, as to this matter.

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

"That, as in the opinion of Wexford County Council, the building erected under Small Dwellings Acquisition Acts by John Byrne, Pearse Street, Gorey, is ample security for

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Loan of £300 we request the Department of Local Government and Public Health to waive the condition of requiring collateral security to the amount of £55 in this instance, particularly as the mortgage will be for £300."

PETROL SUPPLIES: The Secretary stated that in accordance with the Finance Committee's recommendations he made application for extra supplies of petrol and had got it so far as the Assistant Surveyors were concerned, and also in connection with machinery plant. Supplies were also allowed for the agricultural instructors and the library van.

Miss O'Ryan suggested that representations be made for extra supplies of petrol to members of the County Council in rural areas. They had got out of the way, she said, of riding bicycles, and members of the County Council should be given something extra for attending meetings.

Chairman - I think we should be put on the same basis as professional people.

Col. Quin - You would be going too far in that. After all, we do not attend that many meetings.

Miss O'Ryan said that ten extra gallons would be enough.

The Chairman said the amount would be in accordance with the horse power of the car. He proposed the following resolution which was seconded by Mr. O'Byrne and adopted:-

"That application be made to the Minister for Supplies for three times the minimum amount of petrol allowed to the professional classes under Petrol Order according to Horse Power."

On the motion of Mr. Kelly, seconded by Mr. Colfer, the following resolution was adopted:-

"That Minutes of Finance Committee of 15th September

1939 as submitted to this meeting be, and the same are, hereby confirmed and approved except in so far as same may have been altered or amended by resolution adopted at this meeting."

MEETING, 29th SEPTEMBER 1939: The Minutes of this meeting were submitted as follows:-

[The following section of the document is crossed out with a large diagonal line.]

The fortnightly meeting of above Committee was held in County Council Chamber, County Hall, Wexford, on 29th September 1939.

Present: Mr. D. Allen, T.D., Chairman (presiding), also Messrs. P. Colfer, R. Corish, W. P. Keegan, John P. Kelly, Thomas McCarthy, Sean O'Byrne and Miss O'Ryan.

The Secretary, Assistant Secretary, County Surveyor, County Solicitor and Rates Inspector were in attendance.

The Minutes of last meeting were confirmed.

PAYMENTS

Treasurer's Advice Notes for the following were examined and signed :- £6728. 10. 9d (Ordinary payments); £50. 12. 9d Members' Travelling Expenses; Small Dwellings Acquisition Acts Loan £1795; Clonard Road Loan £1062. 6. 4d; Rosslare Strand and Carne Pier Road Loan £616. 18. 9d.

RATE COLLECTION

STATE OF: The following is the state of the Rate Collection to date:-

<u>Name of Collector</u>	<u>Percentage of Warrant Collected</u>
1. P. Nolan	26.9
2. S. Gannon	25.8
3. A. Dunne	22.8
4. J. J. O'Reilly	21.8
5. J. Cummins	21.1
6. J. Quirke	21.1
7. J. Deegan	20.9
8. D. Kenny	19.8
9. P. Carty	19.5
10. J. J. Sinnott	19.1
11. E. J. Murphy	18.8
12. W. Doyle	18.2
13. M. McCarthy	17.8
14. W. Cummins	17.4
15. J. Curtis	16.8
16. P. Doyle	16.5
17. J. Flood	14.6
18. M. Kehoe	<u>14.3</u>

Average 20.0%

Compared with the corresponding period last year the collection was behind.

ESTATE OF THE LATE PATRICK MERNAGH: The following under date 25th September 1939, was read from Mr. Sean Gannon, Rate Collector:-

"In reply to your Finance Committee's resolution of 15th instant requesting me to state if I authorised Messrs. O'Flaherty, Solicitors, to employ Counsel on my behalf in the case of arrears of poor rate on the estate of the late Patrick Mernagh, Ballyhogue, I authorised Mr. O'Flaherty to retain Counsel as he advised me it was necessary.

When the matter was before the Court in Chambers, the Examiner indicated that he was inclined to accept Mr. O'Flaherty's argument that the rates should be allowed in full. The Bank of Ireland Solicitor pressed the Examiner to disallow the rates and after the matter had been before him several times the Examiner finally decided to refer the question to the Judge. Mr. O'Flaherty then advised me it was necessary to retain Counsel."

It was decided on the motion of the Chairman seconded by Mr. O'Byrne that Mr. Elgee, County Solicitor, obtain details of their Bill of Costs from Messrs. O'Flaherty, Solicitors, Enniscorthy, in connection with the payment of arrears of Poor Rates in the estate of the late Patrick Mernagh, Ballyhogue and that he report in this matter to next meeting of the Finance Committee.

RATES ON BANTRY COMMONS: Under date 21st September 1939, the following was read from Mr. Elgee, County Solicitor:-

"I am in receipt of your letter of yesterday with instructions as to proceeding for the recovery of Rates herein.

In order to succeed in a Summons for the recovery of Rates from any one of the Rated Occupiers, I will have to be in a position to prove

- (1) That the person proceeded against is a Rated Occupier.
- (2) That he is legally entitled to use the Common for Grazing.
- (3) That he did, in fact, use the Common for grazing, giving the dates on which his Stock were found there.
- (4) The amount of Rates due
- (5) That the Demand Notes and the usual Six Days' Notice had been served.

It seems to me that the great difficulty in these Cases will be to prove the Items mentioned at (1) and (2) above, and unless I am in a position to do this, I am of opinion, that it would be useless taking proceedings, as the Summons would, without doubt, be dismissed.

Perhaps the Rate Collector would have some information as to this - Entries in the former Landlords' Rentals or Account Books dealing with the Title of persons whom, it was alleged, were entitled to the grazing rights, would not, in my opinion, be evidence against the persons at present rated."

The Secretary stated he was in correspondence with Mr. J. Bolger, Solicitor, for Mr. Flood, Rate Collector, in this matter.

ILLNESS OF J. O'KENNEDY - COUNTY SURVEYOR'S OFFICE

Under date 29th September 1939, the following was read from the County Surveyor:-

"I beg to report that Mr. O'Kennedy, Assistant Clerk in my Office, has been absent from duty since 21st instant owing to serious illhealth. He is at present in the County Hospital, and, I understand, will not be able to return for duty for some weeks.

I beg to ask for authority to appoint a temporary clerk in Mr. O'Kennedy's absence."

Mr. Colfer proposed and Mr. Kelly seconded the following resolution which was adopted:-

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"That the County Surveyor be empowered to employ a substitute for Mr. John O'Kennedy, during the illness of the latter. Remuneration £2. 10. 0d per week.

That leave of absence be granted Mr. O'Kennedy on the terms of medical certificate to be submitted."

WEXFORD BRIDGE

Under date 21st September 1939, the following was read from Captain B. B. Harvey, Resident Engineer, Wexford Bridge:-

"A Ford Van bearing the registration number Z.C.5498 passed over Wexford Bridge in contravention of above notice at 5.20 p.m., on 20th instant, and was stopped at the Wexford Bridge head by Simon Quirke, Watchman.

The driver gave his name as Joseph White, and address, 68 Kincora Road, Clontarf, and stated he was the owner of the vehicle.

The Watchman - William J. Duggan - stationed at the N.E. Bridge head followed the vehicle across the bridge and stated that the driver ignored his signal to stop and having driven on to the bridge and been called upon to stop accelerated the Van!

The County Surveyor stated he had instructed Mr. Elgee, County Solicitor, to proceed against Joseph White, Owner and Driver of the lorry, Z.C.5498.

The following resolution was adopted on the motion of Mr. O'Byrne, seconded by Mr. Colfer:-

"That we approve of the action of the County Surveyor and County Solicitor as regards prosecution of Joseph White, 68 Kincora Road, Clontarf, Dublin, who, contrary to regulations, crossed Wexford Bridge with lorry."

In reply to Mr. Corish, the County Surveyor stated that at the Boat Club site, borings for proposed new bridge had reached 156 feet, without coming on to the "hard". He proposed that if reliable foundation was not found at 180 feet borings should

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be discontinued.

X Mr. Corish proposed and Mr. Colfer seconded the following resolution which was adopted:-

"That proposal of the County Surveyor to discontinue borings at Boat Club side for new bridge at Wexford be approved provided solid foundation be not found at 180 feet." X

REBUILDING PALLAS BRIDGE - RIVER BANN

Mr. Elgee submitted preliminary opinion of Mr. Diarmaid Fawsitt, B.L., as regards rebuilding of Pallas Bridge.

Further consideration of this opinion was adjourned in view of the fact that Mr. Fawsitt required from the County Surveyor further particulars relative to the circumstances concerning the manner in which the bridge was carried away by flood.

ROAD MATTERS

ROAD 789: The County Surveyor submitted the following report from Mr. O'Neill, Assistant Surveyor for the district:-

"I had an interview with Mr. Martin Kenny, Campile, in connection with the obstruction on the section of the above road between Campile Bridge and the limestone landing stage.

I understand from Mr. Kenny that the road runs through a plot of land that he purchased from the Templemore Estate. He intends to use it for building purposes and if it is intersected by a public road it will be useless for building. He believes that it was never a public road, and he does not recollect that it was ever in contract.

He has no objection to people who live on or adjacent to the road using it and he has never prevented them. His object in placing the chain at the Campile Bridge end of the road was to prevent trespass on the plot. I think it would be well to look up the old records and see if ever the road were in contract."

The County Surveyor stated that in the old Grand Jury Abstracts - included in the description of the road at this place was the following:- "With branch from the Bridge to the old limestone landing".

The County Surveyor, continuing, said that some people in the district wanted to make out that this branch was the landing on the other side of the river, but he held the contrary. The description he had given was, he understood, also set out in County Council records of 1914.

It was decided that the County Surveyor furnish the information which he had given to the meeting regarding Road 789 to Mr. Martin Kenny, Campile.

WALL AT KILANERIN: The following under date 29th September 1939 was read from County Surveyor:-

"As directed by the County Council I visited Kilanerin on 26th instant, and made an inspection of the wall which has been built on the side of the road. The County Council has recently carried out road improvements at Kilanerin, having surface dressed road at this place, and also laid channel and concrete kerb at each side. This kerb (on each side of the road) is in line with the adjoining fences, and leaves a width of roadway of twenty-six feet six inches. On each side there are houses set back some distance from the road, and the space in front of same has been treated with tarred chips. Beyond the kerb and between the recently built wall (enclosing plot in front of one of the houses) there is a space of six feet forming a path, and alongside this there is a laneway, giving access to back of premises and lands. I consider that the enclosed plot, if treated as an ornamental garden, will be a decided improvement, and, will, in no way, interfere with the usage of the public road. The six foot path is entirely behind line of adjoining road fence."

The following resolution was adopted on the motion of Mr. Kelly seconded by Mr. Keegan:-

"That, as regards erection of wall in Kilanerin village, the County Council be recommended, in view of report of County Surveyor, to take no action."

HOLIDAY PAY FOR WORKERS: The following under date 19th September 1939 was read from Mr. J. Elgee, County Solicitor:-

"Referring to my letter to you of the 6th instant, I have now looked further into Mr. J. Murray's (Wexford Street, Gorey) employment, and I find, that he only worked 19 days altogether for the Council, and this being so, he is not entitled under Section 24 of the Conditions of Employment Act 1936, to any payment for Holidays. To entitle him to such payment he would have to work at least one month."

In reply to Mr. Keegan the County Surveyor stated that the regulations under the Conditions of Employment Act for Relief Workers were settled by the Department of Local Government and Public Health and not by the County Council.

It was decided to instruct the County Surveyor to inform Mr. Murray, Gorey, that as regards hours worked by men on Relief Schemes the regulations drawn up by the Department of Local Government and Public Health as regards Relief Work did not admit of the County Council agreeing to his application for payment of overtime but the County Surveyor would submit a scheme to the Department for approval in order to meet the grievance complained of by men on relief Grant work.

The County Surveyor was also directed to inform Mr. Murray that the County Solicitor has advised the Council that he is not entitled to Holiday Pay.

SOLSBOROUGH - CLONHASTEN ROAD: The following under date 18th September 1939 was read from Mr. J. L. N. Richards, Solsborough House, Enniscorthy:-

"I am sure it is unnecessary to refer to the extremely bad condition of the road from Solsborough to Clonhaston where the tar commences.

The road referred to has not received any treatment for a long time and the holes are liable to cause the breaking of car springs, also the filling of the holes with tar composition does not last as when heavy lorries pass over the road the filling gets scattered about.

Hoping something may be done to remedy this state of affairs and make a better surface on the road."

The County Surveyor said a section of this road had been repaired under a Relief Grant and now the Council were asked to extend this. The road was not bad; as a matter of fact compared with hundreds of ~~other~~ roads, it was good.

Referred to County Surveyor for report.

REDMOND ROAD, WEXFORD: Under date 22nd September 1939, Mr. Thomas J. O'Brien, Redmond Road, Wexford, wrote as follows:-

"I have lived at Redmond Road, Wexford, for some six years, and I have from time to time drawn the attention of the Borough Surveyor and the County Surveyor to the condition of the footpath and shore extending for some hundreds of yards, from my door towards Redmond Monument. In addition to this, I wrote to the Corporation on the 14th August, but they informed me that this Main Road is under the jurisdiction of the County Council, although the work is carried out by the Corporation in accordance with an allowance made by the County Council. I have spoken to the County Surveyor and he told me that it was the Corporation's duty to repair the Road. I also wrote to Mr. Barry on the 14th August asking him to do something about

the flooding, but up to date I have not had the favour of his reply, or even his acknowledgment.

As a ratepayer I believe, that my family and I are entitled to be able to walk along the public road without having our feet drenched. I might also mention that as this road is extensively used by hundreds, I might say thousands of people, every day it is a source of great inconvenience to them when it rains. Would it be too much to ask that after six years something might be done to alleviate the condition of this foot-path and shore which is on the main trunk road entering Wexford?

The County Surveyor said he interviewed the Town Surveyor on two or three occasions about this matter and understood the improvements which Mr. O'Brien referred to in his letter would be dealt with through a Grant from the Department of Local Government and Public Health when it came to hand.

It was decided that the County Surveyor convey this information to Mr. O'Brien.

COMPENSATION EASEMENT CORNERS: Under date 28th September 1939 the following was read from Mr. P. O'Neill, Assistant Surveyor for the district:-

"I had a further interview with Mr. Murphy, the owner of the land at the three corners at St. Leonards, Ballycullane. He has now agreed to accept the sum of two pounds as compensation for land acquired, removal of hedge and trees and trespass at the three corners. I think that this is reasonable and I ask the sanction of the Finance Committee to the payment of the amount agreed."

Mr. Kelly proposed and Mr. Keegan seconded the following resolution which was adopted:-

"That, in accordance with recommendation from Mr. O'Neill, Assistant Surveyor, under date 28th September 1939, the County

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Council be recommended to pay £2 to Mr. Murphy, St. Leonard's, Ballycullane, in connection with acquirement of land etc. relative to easement of three corners at St. Leonard's."

APPLICATION NEW FOOTPATH ENNISCORTHY URBAN COUNCIL: The following under date 18th September 1939 was received from the Clerk, Enniscorthy Urban Council:-

"I am directed to transmit the following resolution passed by Enniscorthy Urban District Council, at its last monthly meeting:

That the attention of the County Surveyor be invited to the need for a new footpath at the Fair Green (Duffry Gate), Enniscorthy, leading to Bellefield and the Council's 92 recently-erected houses at St. Aidan's Villas."

Referred to County Surveyor for report.

RECONSTRUCTION CLONARD-WEXFORD ROAD NO. 774: Under date 29th September 1939, the following was read from Mr. Birthistle, Assistant Surveyor for the district:-

"The completion of the specified length of above work viz., 450 pers. will necessitate the expenditure of a further sum of at least £400.

The balance available out of £1200 already voted is £137 approx.

There remain 240 pers. approx. to be surfaced and sprayed.

The widening, strengthening and shaping of the road proved very expensive due to collapse of side trenches under roller, and this work had to be extended from fence to fence practically throughout, taking 1108 cubic yards rubble against an estimated amount of 600 cubic yards.

I would like to suggest to you to ask the Council to agree to finish this road right up to Clonard Little Cross roads - an additional 60 perches, and believe that the work

could be so completed by giving us £550 instead of the £400 which I am asking to complete the present specified length."

It was decided to report to the County Council that in the special circumstances mentioned in the report of Mr. Birthistle, the Finance Committee were prepared to recommend the necessary loan of £550 to complete this work.

Mr. Corish intimated his intention of serving notice of motion to obtain permission of the County Council to borrow the £550 referred to in report.

SECONDARY AND VOCATIONAL SCHOLARSHIP SCHEME

The following, under date 20th September 1939, was read from the Department of Education (Secondary Education Branch):-

"With reference to your letter of the 19th instant, I am to inform you that it is regretted that it was stated in error in the Department's communication of the 14th instant that Maire O'Brien, St. Louis Convent, Monaghan, did not obtain Honours in the Intermediate Certificate Examination, 1939. As this pupil did obtain Honours in that examination, the Department is willing to sanction the renewal of her scholarship in respect of the school year 1939-40.

In connection with the renewal of the bursary awarded to Patrick McGarrigle, I am to inform you that the Department approves of the transfer of his bursary from Christian Brothers' Schools, Enniscorthy, to Christian Brothers' Schools, Fermoy.

With regard to the pupil Edward Garty, Colaiste Sheosaimh N., Baldoyle, who was awarded a bursary of £15 in 1935 and who obtained Honours in the Intermediate Certificate in 1936 and 1937, I am to request you to be good enough to state if that pupil intends to present himself for the Leaving Certificate Examination in 1940."

Miss O'Ryan proposed and Mr. O'Byrne seconded the following resolution which was adopted:-

"That County Council be recommended to renew Scholarship under Secondary & Vocational Scholarship Scheme to Maire O'Brien Ballymoney, Gorey, in view of letter from Department of Education (Secondary Education Branch) under date 20th September 1939."

In connection with Scholarship of Edward A. Carty, the following under date 27th September 1939 was read from Mr. Carty from Christian Brothers Novitiate, St. Mary's, Marino, Dublin:-

"In reply to your letter of the 21st instant enquiring if I intended to present for the Leaving Certificate Examination in 1940 I wish to say that it is not my intention to present for this examination, but I am still pursuing my Secondary Education and am preparing for the King's Scholarship examination which is of equivalent standard to the Leaving Certificate Examination.

If I should secure this Scholarship it would entitle me to train as a primary teacher for Northern Ireland."

It was decided to inform Mr. Carty that the Finance Committee cannot see their way to recommend continuance of his Scholarship if his intention is to utilise it for the purpose of obtaining a King's Scholarship for the Six Northern Counties.

COUNTY COUNCIL DEMANDS ON URBAN COUNCILS

The Secretary reported that up to 30th September 1939, the following amounts were due from the three Urban Councils on foot of demands:-

<u>Enniscorthy:</u>	Part year 1937/38	£723. 18. 0	
	Year 1938/9	3802. 16. 6	
	Part current year		
	1939/40 - due to 30th September 1939	757. 9. 4	£5284. 3. 10
<u>New Ross:</u>	Quarter to 30th September 1939		882.15. 4
<u>Wexford:</u>	Half year to 30th September 1939	4059. 14. 9	
	For period to 31st		
			5020. 7. 10

Mr. Corish stated that Wexford Corporation would forward a further instalment on 2nd October.

The Secretary reported that Enniscorthy Urban Council had paid £1200 on foot of Demand since last County Council meeting.

SHEEP DIPPING ORDER

Reports from Lay Inspectors under above Order were submitted and considered satisfactory.

OVERDRAFT ACCOMMODATION

Under date 22nd September 1939 the Department of Local Government and Public Health wrote (G.5246/4/39) that the Minister had consented to overdraft accommodation to a maximum of £30,000 from 1st October 1939 to 31st December 1939.

TEMPORARY CLERICAL ASSISTANT

The following under date 28th September 1939 (G.18265/2/39) was read from Department of Local Government and Public Health:-

"I am directed by the Minister for Local Government and Public Health to acknowledge receipt of your letter of the 21st instant and I am to state that he has sanctioned the employment of Miss Teresa Roche, John Street, Wexford, as temporary assistant for a period of 3 days from the 13th instant at remuneration of 12/6d. during the absence on annual leave of the telephone attendant."

INDUSTRIAL SCHOOL CASES

Under date 22nd September 1939 letter was read from F. Glennon, Inspector of the Westmeath, Offaly and District Branch of the National Society for the Prevention of Cruelty to Children, relative to proposed committal of Bernard Leahy, born in New Ross, to Industrial School:-

"The above named boy was found wandering while under the

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care of his mother who was not exercising proper guardianship over him. An application was made at Moate District Justices Court on 21st instant but the case has been adjourned for hearing at Athlone District Justices court to be held on Thursday, 28th instant, as the Solicitor for the County Council objected to the County Council for Westmeath having to bear the cost of the boy's maintenance in an Industrial School. The case was adjourned so that you could be informed. The boy was found in Athlone on 20th instant."

Mr. Elgee said he had made arrangements for the Council to be represented at the hearing of the application at Athlone on the 28th September. He had received report that the case was adjourned by the District Justice for further consideration at next court day.

Under date 18th September 1939 the following report as to application to commit three Whitty children to Industrial School, was read from Mr. Elgee, County Solicitor:-

"I attended at Ballycullane District Court today when the application to commit the three children of James Whitty to St. Aidan's Industrial School, New Ross. The facts deposed to were as follows:-

The father is a Postman having a salary of 32/6 a week. In the month of August last a Decree was obtained against him in respect of the House in which he and his seven Children were living, and he had removed to another House where there were already 12 people living, and the Garda Officials considered that this was not proper as there was no one there belonging to the children to look after them while Whitty himself was on his rounds. Accordingly, the District Justice made an Order committing Mary Josephine, Ellen Josephine and Elizabeth Whitty to St. Aidan's Industrial School until they are 16 years of

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age. He ordered Whitty to pay 12/- a week, that is, 4/- for each child, the payments to commence on the 30th September inst.

I understand that the eldest Girl, who is 18, is not a very steady character, and the Sergeant did not consider her a fit person to be left in charge of the children."

WEIGHTS AND MEASURES ACTS - EQUIPMENT

Under date 22nd September 1939, the following letter No. 61086, was read from the Department of Industry and Commerce (Gas and Weights and Measures Section), 6 Upper Castle Yard, Dublin:-

"I am directed to refer to the last paragraph of this Department's letter of the 11th July 1938 (48376), and to say that the examination, repairs and stamping of balances used by Inspectors of Weights and Measures for County Wexford have now been completed.

The charges payable by your Council in respect of same are as follows:-

	£.	s.	d.
(a) Stamping fees and expenses	12.	12.	6
(b) Charges for repairs to balances as per account of Messrs. H. Evans & Sons, attached.	112.	18.	0

A Paying Order in respect of (a) for the sum of £12. 12.6 drawn in favour of the Accountant, Department of Industry and Commerce, should be forwarded to this Office.

A Paying Order in respect of (b) for the sum of £112. 18s. drawn in favour of the Contractors - H. Evans & Sons, 152, Capel Street, Dublin - should be forwarded direct to that Firm"

Mr. Kelly proposed and Mr. O'Byrne seconded the following resolution which was adopted:-

"That, in accordance with letter from Department of Industry and Commerce, under date 22nd September 1939, No. 61086, Pay Order for £12. 12. 6d be issued to the Department of

Industry and Commerce for stamping fees and expenses relative to County weights and measures standards, and Pay Order for £112. 18. 0 to Messrs. H. Evans & Sons, 152 Capel Street, Dublin, for overhaul of these standards."

A.R.P.

The following skeleton scheme was submitted by the Secretary:-

(a) It is desirable that the necessary instructions relative to Air Raid Precautions should be imparted in the towns of Enniscorthy, New Ross and Gorey. Arrangements might be made by the Urban District Councils and Town Commissioners for lectures by a qualified official, who has obtained the necessary certificate from the appropriate Government Department. As regards Rosslare Harbour it would very likely be possible to arrange that one of the lecturers employed by Wexford Corporation or a member of the Gardai should give lectures at Rosslare Harbour on a date to be fixed.

(B) As regards arrangements for dealing with casualties landed at Ports in the County the Board of Health have the matter in hands and suitable arrangements in accordance with the instructions of the Department of Local Government and Public Health have been made.

(C) Arrangements have been made as to restriction in public lighting. At Rosslare Harbour there was a complete "black-out" for a short period but, it is doubtful if more than 25% of the black out is now effective. It has been pointed out that a light operates at the end of the pier.

(D) Transfer of civilian population. Scheme in this connection can be prepared when a specified area from which transfer of civilian population may be required is notified to the Council by the Minister for Defence.

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(E) Organisation of Emergency Fire Fighting Service. The County Council have applied for fire engines to be located at the Towns of Enniscorthy, New Ross and Gorey. It is proposed to ask the Urban Councils and the Town Commissioners to arrange for the manning of fire equipment by volunteer officers and to appoint as Chief Officer of the brigade a paid official who has had experience as an officer of a fire brigade or in a somewhat similar capacity. The County Council consider that the fire engine located at Wexford Town should be available if required, for Rosslare Harbour.

(F) Arrangements for making use of natural water supplies for fire fighting. It is considered that this will present no difficulty at Rosslare Harbour. As regards other areas of the County reports might be obtained from the Engineers of the County Board of Health.

(G) Recruiting and training of firemen. This could be most suitably arranged by the Urban Councils. As Wexford Corporation have a trained staff, application might be made to Wexford Corporation for the assistance of their staff in training volunteers who will man the engines at Enniscorthy, New Ross and Gorey.

(H) Use of vehicles. Advertisement might be inserted asking owners of vehicles who are prepared to lend them for the purposes of the scheme, to notify their nearest Garda Station, giving particulars of car, lorry etc., which they are prepared to make available.

(I) Provision of appliances, supply of gas masks etc. might in the first instance, be stored at the Garda Barracks, Rosslare Harbour. Some of these masks would of course be brought by lecturer for demonstration purposes when lecture on A.R.P. is being given at Rosslare Harbour. The question of erection of air raid shelters at Rosslare Harbour should receive full

consideration. Inspection might be carried out by the County Surveyor who could meet officials of the Railway Companies on the spot and have scheme for erection of shelters prepared.

(K) Detection of poison gas and

(L) Decontamination of Highways. Special leaflets on this should be supplied to local authorities by the Department of Defence.

Letters under date 26th August 1939 (2/52675) and 2nd September 1939 (2/52675) from the Department of Defence were read.

Under date 18th September 1939, the following letter (P.H.26461/39-Loch Garman) was read from the Department of Local Government and Public Health:-

"With reference to your letter of the 14th instant in regard to the question of the provision of trailer pumps and lorries for dealing with any fires, I am directed by the Minister for Local Government and Public Health to inform you that a copy of your communication has been forwarded to the Department of Defence for such action as may be deemed desirable."

Mr. Corish said that the Department of Defence had a formula under which they worked out the fire fighting equipment for each district and it was quite possible that Wexford County would be allocated more than the three they had requisitioned.

On the suggestion of Mr. Corish it was decided that the County Surveyor would get in touch with Mr. Collins, A.R.P. Officer at Kilmainham and obtain information from him as regards a full Scheme for Air Raid Precautions. On behalf of the Corporation he (Mr. Corish) and the Town Clerk had interviewed Mr. Collins and obtained a great deal of useful information from him for the scheme to be applied to the Borough of Wexford.

THE IRISH RED CROSS SOCIETY

Under date 21st September 1939, the Chairman submitted the following letter from Mr. David L. Robinson, Organising Secretary The Irish Red Cross Society, 20 Merrion Square North, Dublin:-

"As no doubt you are aware an Irish Red Cross Society has been formed, as per enclosed statement, and I am requested by the Executive Committee to approach you with a view to securing your help in the organisation of a branch in your county.

What we would ask you to do is to call a Public Meeting as soon as possible, on the platform of which should appear with you representatives of every shade of opinion. A representative from headquarters would attend the meeting and assist in the formation of a county administration following the Public Meeting. The immediate activities of the branch when it is established are set forth in the statement.

I enclose copy of the Rules of the Irish Red Cross Society and shall be glad to hear from you at your convenience when it would be possible for you to call a Meeting.

I hope we may rely on your kind co-operation in the organisation and carrying through of this very important work."

It was decided that the Chairman convene public meeting to be held at 3 p.m. (Official time) on Monday, 9th October 1939 in County Council Chamber. That advertisement be issued inviting all interested to attend and that special invitations be forwarded to Most Rev. Dr. Staunton, Lord Bishop of Ferns.

Right Rev. Monsignor Cleary, P.P., New Ross.

Very Rev. Canon Harpur, P.P., V.F., Gorey.

Rev. John Sinnott, Adm., Wexford.

Rev. John Codd, Adm., Enniscorthy.

Rev. J. E. Hazley, Rector, Wexford.

Venerable J. R. Willis, Archdeacon, Gorey.

Protestant Clergy of New Ross and Enniscorthy.

Methodist Minister, Gleng Terrace, Wexford.

Miss Hadden as representative of Society for Prevention
of Cruelty to Children.

Lady M. Fitzgerald, Johnstown Castle.

Dr. McDonald, Assistant County M. O.H.

Members of County Council.

Members of County Board of Health.

Representatives of County Branch of Medical Association.

Members of Nursing Associations in the County.

Other subsidiary bodies of the County Council.

Wexford Corporation, The Urban Councils of Enniscorthy,

New Ross and the Town Commissioners of Gorey.

The following resolution was adopted on the motion of Mr. Colfer seconded by Mr. Kelly:-

"That the Minutes of Finance Committee in respect of meeting held on 29th September 1939 be received and considered."

RATE COLLECTION: The Secretary stated that the amount of rate - current warrant in full and the previous three years arrears, - represented 25% of the total. This was 1.5% better than the corresponding period last year.

ILLNESS OF MR. O'KENNEDY: The following certificate was read from Dr. M. O'Brien, County Hospital, Wexford:-

"I certify that John Kennedy is a patient of County Hospital since 20th September 1939. He is suffering from acute Thrombosis of his R. leg.

In my opinion, he will not be fit for duty for at least six to eight weeks from this date."

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

"That sick leave in accordance with certificate of Dr. O'Brien, County Hospital, be granted. Mr. John O'Kennedy, County Surveyor's Office."

Mr. Colfer proposed and Mr. Kelly seconded the following resolution:-

"That substitute for Mr. O'Kennedy be paid at the rate of £3 per week."

The Chairman took a show of hands as between £2. 10. 0 and £3.

The last mentioned figure was supported by Messrs. Colfer, Corish and Kelly, and the £2. 10. 0d by the other members present.

Committee adopted.

WEXFORD BRIDGE: Mr. Corish asked what the position was since the Finance Committee met last.

The County Surveyor said that the lining tubes had to be altered where they were boring at the present bridge, and they had gone down again to the first depth mentioned. At the old courthouse, rock had been reached at 48 feet and on the opposite side stone had been reached at 26 feet, but they did not know whether it was rock or boulder. He came to the conclusion it was only a spur of rock.

Col. Quin - How did the present bridge ever stand without any foundations?

The County Surveyor said that the skin friction of the piles kept the old bridge there, but that would not happen with new piles, particularly if the full load had to be carried on it. Of course, the traffic for which the bridge was built to carry was very light compared to present day conditions.

PALLAS BRIDGE: The County Surveyor said he had instructed Mr. Treanor, Assistant Surveyor for the district, to have a further interview with Mr. Lee and to have all possible information for the Finance Committee meeting on 13th inst.

WALL AT KILANERIN: Col. Quin asked if the County Council had repaired the place and treated it with tar and chips.

The County Surveyor said the chips were spread outside the wall; everyone seemed to consider the work of which Col. Quin now complained as a great improvement.

Mr. Corish asked if the ground enclosed belonged to the public.

The County Surveyor said he believed it belonged to the

man who had erected the wall.

Col. Quin said that the money of the County Council had been expended at the place.

The County Surveyor said that when carrying out an improvement job they never stuck to the strict line of the road; they eased it off and made local improvements where possible.

The Chairman said he was very familiar with the place and he held that the erection of the wall was a great improvement to the village and that was also the opinion of the residents.

Mr. Keegan, who stated the people of Kilanerin were his next door neighbours, never heard any complaint. On the contrary, everyone said great credit was due to the County Council and Mr. Treanor, Assistant Surveyor, for the great improvement carried out at small cost. He thought it would be a great benefit if people could be encouraged to put these small ornamental gardens in front of their houses.

The Chairman agreed with Mr. Keegan. If all the people in the village followed the example of the man in this case they would bring about a great improvement.

The County Surveyor had no hesitation in stating that this work made for a great improvement.

FOOTPATH IN ENNISCORTHY: Mr. Lawlor said the proposal had nothing to do with the new Housing Scheme of the Urban Council.

The County Surveyor said the footpath would be on the main road for which the County Council were responsible.

Mr. O'Byrne asked if the County Surveyor could do the work out of what he had allocated for the main road.

The County Surveyor said if this work was carried out

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as main road maintenance the Council would receive a recoupment of 40%.

The Chairman considered that the cost of the footpath should be met by the amount allocated for the main road.

The recommendation of the Finance Committee was approved

DEMANDS URBAN DISTRICTS: The Secretary stated that since the meeting of the Finance Committee Wexford Urban District had paid £960. 13. 1d, the amount due up to 31st March 1939.

A.R.P.: The skeleton scheme as outlined by Finance Committee was adopted on the motion of Miss O'Ryan, seconded by Mr. Kelly.

It was decided, on the motion of the Chairman, seconded by Miss O'Ryan, that the County Surveyor arrange for interview with Mr. Collins, A.R.P. Officer, Kilmainham, Dublin, with a view to obtaining all possible information in regard to details for a full scheme.

Mr. Corish mentioned that the Corporation had been advised to proceed with classes of instruction pending the issue of a General Scheme and had been supplied with a list of articles which the Government would supply free.

Mr. Kelly remarked that everything connected with it seemed to be voluntary so far.

The Secretary said the rates would bear a portion of the cost.

Mr. Corish - In Wexford, the Corporation expect that £14,000 will be spent. The Government are giving £9,000 and they may give 75 per cent of the remainder.

Chairman - The contribution from local rates will be small.

On the motion of Miss O'Ryan, seconded by Mr. Kelly, the following resolution was adopted:-

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"That Minutes of Finance Committee of 29th September 1939 as submitted to this meeting be, and the same are, hereby confirmed and approved except in so far as same may have been altered or amended by resolution adopted at this meeting."

NOTICES OF MOTION

LOAN £4000 FOR ROAD IMPROVEMENT: The following motion stood in the name of Mr. Corish:-

"I hereby give notice of my intention to move at the meeting of Wexford County Council to be held on Monday, 9th day of October 1939, that the Council agree to borrow £4000 (Four thousand pounds) for the reconstruction of Road from Ballycullane to Fethard between Duncannon Main Line at Curraghamore via Saltmills to end of improved road at Dungulph, length, approximately $3\frac{1}{2}$ miles. Roads 817, 843 and 845 (parts of)."

The Secretary stated that the motion was circulated to County Councillors on 16th August 1939.

Mr. Corish asked permission of the meeting to have the motion adjourned to meeting at which Road Works Scheme for next financial year would be considered, and this was agreed to.

PROPOSED NEW ROAD: The following motion stood in the name of Mr. Kelly:-

"That Wexford County Council take over as a new road the thoroughfare from Main Road No. L.30 No. 40 Enniscorthy to Oulart from Tinnock Cross through Ballincash Upper to County Road No. 411 - approximate length 1370 lineal yards - estimated cost of reconstruction £429."

(This motion was advertised in compliance with Section 25(2) of Local Government Act 1925).

Mr. Kelly agreed to postpone consideration of this

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motion to the meeting at which Road Works Scheme of financial year 1940-41 will be brought forward.

ROAD IMPROVEMENT GRANT 1939-40

The following under date 5th October 1939 (SGT/201/39) was read from Department of Local Government and Public Health, re above:-

"I am directed by the Minister for Local Government and Public Health to state, for the information of the Wexford County Council, that a sum of £13500 has been provisionally allocated to the Council out of the above-mentioned Grant for Main Road Improvement as follows:-

- | | | |
|----|---|-------------|
| 1. | T.8 Enniscorthy-Wexford Road; Wexford U.D. Boundary to Redmond Place. Widen carriageway, surface in reinforced concrete and construct footpaths. | £.
1,500 |
| 2. | T.8. Wexford-Rosslare Road; Ashfield to Tagoat. Widen, sidefill, strengthen and surface in tar bitumen macadam | 3,200 |
| 3. | L.29. Gorey-Wexford Road; ^S Arkasilla to Whitty's Cross and Ballyfarnoge to Garrylough. Widen, sidefill, strengthen and surface in tar bitumen grouted macadam | 3,000 |
| 4. | L.30. Enniscorthy-Kiltealy Road; Doran's Bridge to Kiltealy. Widen, drain, sidefill, strengthen and surface in tar bitumen grouted macadam | 2,800 |
| 5. | L.159. New Ross-Duncannon Road; Horeswood Church to Grange Cross Roads. Ease bends, widen, sidefill, strengthen and surface in tar-bitumen macadam | 3,000 |

Total £13,500."

Mr. Keegan said that no allocation was made for Gorey District. He wished to know what was to be done about the unemployed in Gorey.

The Chairman said they would come under Relief Grants.

The County Surveyor said that two of the works were selected by the Department of Local Government and Public Health, the Redmond Road, Wexford and the New Ross - Duncannon Line - Horeswood Church to Grange Cross Roads.

Mr. Keegan said something should be done for the road leading from Gorey to Hollyfort.

The Secretary said that road could be brought under a relief grant, but the present allocation was for main roads.

Mr. M. Redmond referred to the road leading from Templeshelin to New Ross, which ran through the centre of an agricultural district as being in a bad condition.

The Secretary said it was not a ~~main~~ road and the only way they could do it was under a relief grant.

Mr. Keegan said he was not satisfied with the allocation.

The County Surveyor said the roads selected by the Department had been approved by the Council but others sent forward were not. He believed the grant was about £1000 less than last year.

In reply to Mr. Ronan the County Surveyor said the Road from Ferns to Bunclody had been sent forward by the Council but apparently not approved by the Department.

Mr. Smyth asked if the work was to be proceeded with on the road leading from Courtown to Ballygarrett.

Chairman - The money will be spent in the winter time on that.

County Surveyor - That is provisionally accepted, but we have not got authority to go ahead yet.

Mr. Colfer asked if the road between Ross and Fethard was not more important than the Duncannon-Horeswood road for which the grant is available.

County Surveyor - That is the road between Balliniry and Burkestown - I wrote to the Department about that and my recommendation was turned down.

Chairman - I think we should back up the County Surveyor in this.

The County Surveyor said he had explained to the

Department why the Road New Ross - Fethard (Balliniry to Burkestown) should be done in preference to the New Ross-Duncannon Road (Horeswood to Grange) but his suggestion was not accepted.

The following resolution was adopted on the motion of Mr. Sweetman, seconded by Mr. Colfer:-

"That the Department of Local Government and Public Health be requested to transfer the Road Improvement Grant of £3000 for reconstruction of Road L.159 - New Ross - Duncannon Road (Horeswood Church to Grange Cross) to the Road from Balliniry to Rathimney No. 704 - L.159."

COUNTY COUNCILLORS AND SPECIAL WORKS

The County Surveyor called attention to the circular which he had issued to Councillors asking them to forward a list of any special works which they considered should come before the Road Works meeting and so far, he had not received any reply.

Mr. Lawlor believed that the Enniscorthy footpath at Bellefield should be included in next Road Works Scheme.

The Chairman said they had already decided this matter but if the County Surveyor wished he could include it for consideration in the Road Works Scheme.

The Chairman said they would leave it to the County Surveyor to put up minor recommendations. If Councillors desired to bring forward any works they had notice from the County Surveyor to forward these to him.

TOWN AND REGIONAL PLANNING (AMENDMENT) ACT

Circular letter from Department of Local Government and Public Health (Cir.S.82/39) under date 13th July 1939 relative to the Town and Regional Planning (Amendment) Act 1939 with Summary of the provisions of the measure were

submitted. These had been adjourned from last meeting to enable the Councillors to be supplied with the above mentioned Circular Letter and the Summary of the Provisions of the Measure.

The Secretary stated that the documents in question had been issued with the agenda for the present meeting.

The Chairman proposed the further adjournment of the matter as he considered Councillors should make themselves fully acquainted with the provisions of the Act, and it would be recognised this would take some little time. It could be brought forward at some future meeting.

Miss O'Ryan seconded the proposal which was adopted nem. con.

CAMOLIN SEWERAGE SCHEME

Under date 22nd September 1939 the Department of Local Government and Public Health wrote (P.H.17897/2/39):-

"I am directed by the Minister for Local Government and Public Health to transmit for the information of the Wexford County Council the accompanying copy of an Order made by him on the 9th instant fixing, among others, the area of charge for the special expenses of providing and maintaining a sewerage system at Camolin."

The Secretary, in reply to query, said that the Area of Charge in question was the County Health District of Wexford.

SECONDARY AND VOCATIONAL SCHOLARSHIP SCHEME 1939

The following under date 14th September 1939 (Trg. 2/51575) was read from the Department of Education:-

"I am directed to acknowledge receipt of your recent communication, with which you enclosed a list giving the names of the candidates to whom your Council desires to award scholarships under the above-mentioned scheme. In

reply, I am to convey the Department's approval of the awards, subject to the terms of the scheme being observed."

SEALING REQUESTS RE LAND BONDS

The following resolution was adopted on the motion of Mr. Corish, seconded by Mr. Kelly:-

"That the Seal of the County Council be affixed to the Form of Request to the National City Bank Ltd. to forward to the Secretary of the Council Certificate for £75, 4% Land Bonds, representing arrears of Poor Rates due by Estate of J. J. Hillis and another, out of the Lands of Aughermon, and that when the Certificate for the Bonds is received, that same be sold, and that the seal of the Council be affixed to the Transfer of the Bonds to the Purchaser of same."

The following resolution was adopted on the motion of Mr. Corish, seconded by Mr. Kelly:-

"That the Seal of the County Council be affixed to the Form of Request to the National City Bank Ltd., to forward to the Secretary of the Council, Certificate for £16 4% Land Bonds representing arrears of Poor Rates due by Reps. Elizabeth F. Murphy out of the Lands of Ballindaggin and Kilcullen, and that when the Certificates for the Bonds is received, that same be sold, and that the Seal of the Council be affixed to the Transfer of the Bonds to the Purchaser of same."

The following resolution was adopted on the motion of Mr. Corish, seconded by Mr. Kelly:-

"That the Seal of the County Council be affixed to the Form of Request to the National City Bank Ltd., to forward the Certificate for £13, 4% Land Bonds representing arrears of Poor Rates due by Daniel Cagney out of the Lands of Ballycorboys &c., and that when the Certificate for the Bonds is received that same be sold, and that the Seal of

the Council be affixed to the Transfer of the Bonds to the Purchaser."

The following resolution was adopted on the Motion of Mr. Corish, seconded by Mr. Kelly:-

"That the Seal of the County Council be affixed to the Form of Request to the National City Bank Ltd. to forward to the Secretary of the Council, the Certificate for £41, 4% Land Bonds, the Redemption Price of a Drainage Charge payable out of the Lands of Ballinastraw, in the Sow Drainage Area, by the Estate of Mary T. Sweetman, and that when the Certificate for the Bonds is received, that same be sold, and that the Seal of the County Council be affixed to the Transfer of the Bonds to the Purchaser."

REPLY TO VOTE OF CONDOLENCE

The following reply to vote of condolence in the death of his mother was received from Rate Collector William Doyle:

"I wish to acknowledge the vote of condolence passed by your Council with me in the death of my mother, R.I.P.

I also wish to thank you for your personal sympathy."

John M. C.

13/4/39