



### CHAPTER lxxiii.

An Act to confer further powers upon the Pontypridd Urban District Council in regard to the appropriation and use of lands to make further provision in regard to their gas undertaking and for other purposes. A.D. 1907.

[26th July 1907.]

**W**HEREAS the district of Pontypridd in the county of Glamorgan is an urban district and is under the management of the Pontypridd Urban District Council (in this Act called "the Council"):

And whereas in addition to their powers under the Public Health Acts and other general Acts in force within the district powers have been conferred upon the Council by (amongst others) the following Acts and Orders:—

The Pontypridd Local Board (Gas) Act 1893;

The Pontypridd Electric Lighting Order 1901 confirmed by the Electric Lighting Orders Confirmation (No. 6) Act 1901;

The Pontypridd Urban District Council Tramways Order 1901 confirmed by the Tramways Orders Confirmation (No. 1) Act 1901;

The Pontypridd Urban District Council Tramways Order 1902 confirmed by the Tramways Orders Confirmation (No. 2) Act 1902;

The Pontypridd Urban District Council Act 1903:

And whereas it is expedient to confer further powers upon the Council with reference to the appropriation of lands:

[Price 1s. 3d.]

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And whereas it is expedient to make further provision in regard to the gas undertaking of the Council :

And whereas it is expedient that the other provisions contained in this Act be enacted :

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

And whereas an absolute majority of the whole number of the Council at a meeting held on the fourth day of December nineteen hundred and six after ten clear days notice by public advertisement of such meeting and of the purpose thereof in the Glamorgan County Times a local newspaper circulating in the district such notice being in addition to the ordinary notices required for summoning such meeting resolved that the expense in relation to promoting the Bill for this Act should be charged on the district fund and general district rate :

And whereas such resolution was published twice in the said newspaper and has received the approval of the Local Government Board :

And whereas the propriety of the promotion of the Bill for this Act was confirmed by an absolute majority of the whole number of the Council at a further special meeting held in pursuance of a similar notice on the eighth day of January nineteen hundred and seven being not less than fourteen days after the deposit of the Bill in Parliament :

And whereas in relation to the promotion of the Bill for this Act the requirements contained in the First Schedule to the Borough Funds Act 1903 have been observed :

May it therefore please Your Majesty that it may be enacted and be it enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows (that is to say) :—

## PART I.

### PRELIMINARY.

Short title.

1. This Act may be cited as the Pontypridd Urban District Council Act 1907.

2. This Act is divided into Parts as follows:—

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Part I.—Preliminary.

Division of  
Act into  
Parts.

Part II.—Appropriation of Lands.

Part III.—Gas.

Part IV.—Finance and Rating.

Part V.—Miscellaneous.

3. In this Act the several words and expressions to which meanings are assigned by the Public Health Acts have the same respective meanings unless there be something in the subject or context repugnant to such construction And in this Act unless the subject or context otherwise requires—

Interpreta-  
ti on.

“The Council” means the Pontypridd Urban District Council;

“The district” means the urban district of Pontypridd;

“The clerk” means the clerk of the Council;

“The district fund” and “the general district rate” mean respectively the district fund and the general district rate of the district;

“Statutory security” means any security in which trustees are for the time being by or under any Act of Parliament passed or to be passed authorised to invest trust money and any mortgage bond debenture debenture stock stock or other security authorised by or under any Act of Parliament passed or to be passed of any county council or municipal corporation or other local authority as defined by section 34 of the Local Loans Act 1875 but does not include annuities rent-charges or securities transferable by delivery or any securities of the Council;

“Statutory borrowing power” means any power whether or not coupled with a duty of borrowing or continuing on loan or re-borrowing money or of redeeming or paying off or creating or continuing payment of or in respect of any annuity rentcharge rent or other security representing or granted in lieu of consideration money for the time being existing under any Act of Parliament public or local passed or to be passed or under any provisional order confirmed by Act of Parliament

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passed or to be passed or under any order or sanction of any Government department made or given or to be made or given by authority of any Act of Parliament passed or to be passed;

“Revenues of the Council” includes the revenues of the Council from time to time arising from any land undertakings or other property for the time being of the Council and rates or contributions leviable by or on the order or precept of the Council;

“The Act of 1893” and “the Act of 1903” mean respectively the Pontypridd Local Board (Gas) Act 1893 and the Pontypridd Urban District Council Act 1903.

## PART II.

### APPROPRIATION OF LANDS.

Appropriation of lands for refuse destructor and electricity purposes.

**4.**—(1) The Council may appropriate and use for the purposes of the disposal of refuse and for other purposes of the Public Health Acts so much as they may consider necessary of the southerly part of the piece of land which is now being used or partly used by the Council for the purposes of their electricity undertaking and which abuts upon Gasworks Road Treforest in the district.

(2) The Council may appropriate and use for the purposes of their electricity undertaking so much as they may consider necessary of the lands situate at Gwernygerwn Treforest in the district and now held by the Council for the purposes of their gas undertaking.

(3) If in pursuance of this section the Council shall appropriate and use any lands for a purpose for which they were not acquired they shall charge the account for which such lands are appropriated with a reasonable sum by way of purchase money or rent and shall carry that sum to the credit of the fund out of which the lands were acquired.

For protection of trustees of Llanover Estate.

**5.** The following provision for the protection and benefit of Abel John Ram Ivor John Caradoc Herbert and Elidyr John Bernard Herbert who are the trustees under the will of the late Augusta Baroness Llanover and from whom the lands referred to in subsection (1) of the last preceding section of

this Act were acquired by the Council shall apply and have effect (that is to say):-- A.D. 1907.

Within two months after the date of the passing of this Act the Council shall pay to the said trustees the sum of five hundred and sixty-eight pounds as additional purchase money in consideration of the user by the Council of the said lands for the purposes mentioned in the said subsection.

6. In addition to and without prejudice to any other powers for the time being vested in the Council they may retain and use for any purpose for which the Council are for the time being empowered to hold lands any lands for the time being belonging to them whether acquired in pursuance of a local or general Act of Parliament or otherwise and not required for the purpose for which they were acquired but the powers given by this section shall not be exercised except with the consent of the Local Government Board (or in the case of land acquired for the purposes of the Education Acts 1870 to 1903 of the Board of Education) and subject to such conditions as the Local Government Board or the Board of Education as the case may be may impose.

General power to appropriate lands with consent of Local Government Board or Board of Education.

### PART III.

#### GAS.

7. The price to be charged by the Council for gas supplied by them to persons who shall burn the same by meter shall not at any time exceed four shillings per thousand cubic feet. Limit of price.

8. The prescribed number of candles shall be fourteen. Quality of gas.

9.—(1) The quality of the gas supplied by the Council shall with respect to its illuminating power be such as to produce at the testing place provided in pursuance of section 54 (Testing place) of the Act of 1893 when burned at the rate of five cubic feet per hour a light equal in intensity to the light produced by fourteen sperm candles of six to the pound each consuming one hundred and twenty grains of sperm per hour and shall be in all respects in accordance with the provisions of the Gasworks Clauses Act 1871. Testing for quality.

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(2) For testing the illuminating power of the gas the burner to be used shall be that known as the Metropolitan Argand No. 2 the photometer shall be the bar photometer or the table photometer the standard light shall be that supplied by Harcourt's ten-candle pentane lamp and in making the test the burner shall be so used as to obtain from the gas when burned at the rate aforesaid the greatest amount of light Provided that the Board of Trade may on the application of the Council or of any five consumers approve the use of any other burner photometer or standard light which may appear to the Board to be equally or more suitable for the testing.

(3) The Council shall within three months after the passing of this Act provide in so far as they have not already provided all the apparatus required by this Act for the testing of gas and shall at all times keep the same in proper order and repair.

Exemption  
of fittings  
from distress  
&c.

**10.**—(1) Any meters fittings tubes pipes stoves appliances articles or things (all of which are in this section called "fittings") let for hire under the provisions of section 43 (Power to maintain gasworks and deal in residual products &c.) of the Act of 1893 shall not be subject to distress or to the landlord's remedy for rent or be liable to be taken in execution under any process of any court or any proceedings in bankruptcy against the persons in whose possession the same may be and shall notwithstanding that they be fixed or fastened to any part of any premises in which they may be situate or to the soil under such premises at all times continue to be the property of and removable by the Council Provided that such fittings have upon them respectively a distinguishing metal plate affixed to a conspicuous part thereof or a distinguishing brand or other mark conspicuously impressed or made thereon sufficiently indicating the Council as the actual owners thereof.

(2) Nothing in this section shall affect the amount of the assessment for rating of any premises upon which any such fittings are or shall be fixed.

Anti-fluctua-  
tors for gas  
engines.

**11.**—(1) Every consumer of gas supplied by the Council who uses a gas engine shall use an effective anti-fluctuator and shall at all times at his own expense keep such anti-fluctuator in proper order and if any consumer shall make default in

complying with the provisions of this section the Council may cease to supply him with gas. A.D. 1907.

(2) The Council shall have access to and be at liberty to take off remove test inspect and replace any such anti-fluctuator at all reasonable times such taking off removal testing inspecting and replacing to be done at the expense of the Council if the anti-fluctuator be found in proper order but otherwise at the expense of such consumer.

**12.** A notice to the Council from a consumer for the discontinuance of a supply of gas shall not be of any effect unless it be in writing signed by or on behalf of the consumer and be left at or sent by post to the office of the Council. Notice of discontinuance.

**13.** If a person requiring a supply of gas for any premises occupies or has occupied other premises at which gas is being or has been supplied to him by the Council and has not paid all money due from him to the Council for the supply of gas or for the rent of a meter they may refuse to furnish to him a supply of gas until he pays the same. Power to refuse supply to persons in debt for other premises.

**14.—(1)** In the event of any meter used by a consumer of gas being tested in manner provided by the Sale of Gas Act 1859 and being proved to register erroneously within the meaning of the said Act such erroneous registration shall be deemed to have first arisen during the then last preceding quarter of the year unless it be proved to have first arisen during the then current quarter. Period of error in defective meters.

(2) The amount of the allowance to be made to or of the surcharge to be made upon the consumer by the Council shall be paid by or to the Council to or by the consumer as the case may be and shall be recoverable in the like manner as gas rents are recoverable by the Council.

**15.** No penalty shall be incurred by the Council for neglect or refusal to give a supply of gas in accordance with the provisions of this Act or for insufficiency of pressure defect of illuminating power or excess of impurity in the gas supplied by them in any case in respect of which the court having cognisance of the case are of opinion that such neglect refusal insufficiency defect or excess was caused by circumstances beyond the control of the Council or was of so slight or unimportant a character as not materially to affect the value of the supply. No penalty in case of unavoidable cause.

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Partial re-  
peal of Act  
of 1893.

**16.** Section 50 (Price of gas) and section 52 (Quality of gas) of the Act of 1893 and so much of section 54 (Testing place) of that Act as prescribes the burner to be used for testing the gas are hereby repealed.

#### PART IV.

##### FINANCE AND RATING.

Power to  
borrow.

**17.**—(1) The Council may independently of any other borrowing power borrow at interest money for the following purposes (that is to say):—

(A) For paying the sum payable by the Council under the section of this Act whereof the marginal note is “For protection of trustees of Llanover Estate” the sum mentioned in that section ;

(B) For paying the costs charges and expenses of this Act as herein-after provided the sum requisite for that purpose ;

and with the consent of the Local Government Board such further money as may be necessary for any of the purposes of this Act.

(2) In order to secure the repayment of the money borrowed under this section and the payment of the interest thereon the Council may mortgage or charge the district fund and the general district rate Provided that the provisions of this subsection shall not limit the powers conferred upon the Council by the section of this Act whereof the marginal note is “Power to use one form of mortgage for all purposes.”

(3) The Council shall pay off all money borrowed by them under this Act within the respective periods (which shall be “the prescribed periods” for the purposes of this Act and of the sections of the Act of 1903 applied by this Act) following (that is to say):—

As to money borrowed for the purpose (A) within twenty-five years from the date or dates of borrowing the same ;

As to money borrowed for the purpose (B) within five years from the passing of this Act ;

As to money borrowed with the consent of the Local Government Board within such period as that board may sanction.



**18.** The Council may raise all or any moneys which they are authorised to borrow under the Act of 1903 or this Act by mortgage or by the issue of debentures or annuity certificates under and subject to the provisions of the Local Loans Act 1875 or partly in one way and partly in another or others Provided that the provisions of the Act of 1903 relating to sinking funds shall apply to sinking funds formed for the repayment of moneys borrowed under the Local Loans Act 1875 instead of the provisions of section 15 of that Act.

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Mode of raising money.

**19.—(1)** In calculating the amount which the Council may borrow under the Public Health Act 1875 the sums to be borrowed by the Council under the powers of this Act and the sums borrowed or to be borrowed by the Council for the purposes of the Electric Lighting Act 1882 or of the Pontypridd Electric Lighting Order 1901 shall not be reckoned.

Exclusion of certain loans from calculation under Public Health Act 1875.

(2) The provisions of section 48 (Return respecting sinking fund to Local Government Board) of the Act of 1903 shall extend and apply to all sums borrowed or to be borrowed by the Council for the purposes mentioned in subsection (1) of this section.

**20.—(1)** The Council shall except as herein-after provided have power to re-borrow for the purpose of paying off any moneys borrowed or re-borrowed under the Act of 1893 or the Act of 1903 or this Act which have not been repaid and are intended to be forthwith repaid or in respect of any moneys which have been repaid by the temporary application of funds at the disposal of the Council within twelve months before the re-borrowing and which at the time of the repayment it was intended to re-borrow:

Power to re-borrow.

(2) Provided that the Council shall not have power to re-borrow for the purpose of paying off any moneys repaid by instalments or annual payments or by means of a sinking fund or out of moneys derived from the sale of land or out of any capital moneys properly applicable for the purpose of such repayment other than moneys borrowed for that purpose:

(3) Provided also that any moneys re-borrowed shall be deemed to form the same loan as the moneys for the repayment of which the re-borrowing has been made and shall be repaid within the prescribed period:

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(4) Section 26 (Power to re-borrow) of the Act of 1893 and section 47 (Power to re-borrow) of the Act of 1903 are hereby repealed.

Increase of  
reserve fund  
for gas under-  
taking.

**21.** Section 30 (Application of revenue) of the Act of 1893 shall be read and have effect as if the maximum amount which the Council are authorised by that section to set aside for a reserve fund were a sum not exceeding one-fifth of the aggregate capital expenditure for the time being of the Council upon their gas undertaking instead of the sum of three thousand pounds mentioned in that section.

Application  
of tramway  
revenue and  
deficiency of  
receipts.

**22.—(1)** The Council shall apply all money received by them on account of revenue in respect of their tramway undertaking in the manner and in the order following (that is to say):—

Firstly In payment of the working and establishment expenses and cost of maintenance of the undertaking (including the maintenance and repair of so much of the roads in which the tramways of the Council are laid as is required to be maintained and kept in good condition and repair by the promoters of tramways by section 28 of the Tramways Act 1870 and including all costs expenses penalties and damages incurred or payable by the Council consequent upon any proceedings by or against the Council their officers or servants in relation to the undertaking);

Secondly In payment of the interest on money borrowed by the Council for the purposes of the undertaking;

Thirdly In providing the requisite appropriations instalments or sinking fund payments in respect of money borrowed by the Council for the purposes of the undertaking;

Fourthly In extending and improving (if the Council think fit) any works for the purposes of the undertaking;

Fifthly In providing a reserve fund (if the Council think fit) by setting aside such money as they think reasonable and investing the same and the resulting income thereof in statutory securities and accumulating the same at compound interest until the fund so formed amounts to the maximum reserve fund for the time being prescribed by the Council not exceeding a sum equal to one-fifth of the aggregate capital expenditure for the time being by

the Council upon the undertaking which fund shall be applicable to answer any deficiency at any time happening in the income of the Council from the undertaking or to meet any extraordinary claim or demand at any time arising against the Council in respect of the undertaking or for payment of the cost of renewing improving or extending any part of the undertaking and so that if that fund be at any time reduced it may thereafter be again restored to the prescribed maximum and so from time to time as often as such reduction happens :

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And the Council shall carry to the district fund so much of any balance remaining in any year of the income of the undertaking (including the interest on the reserve fund when such fund amounts to the prescribed maximum) as may in the opinion of the Council not be required for carrying on the undertaking and paying the current expenses connected therewith.

(2) Any deficiency in the revenue of the undertaking shall be made good and any expenses incurred by the Council in the execution of the Acts relating to their tramway undertaking (other than expenses defrayed out of such revenue or out of borrowed money) shall be defrayed out of the district fund and general district rate.

**23.** The following provisions of the Act of 1903 shall extend and apply to the exercise of the powers of this Act as if the same were with any necessary modifications re-enacted herein (namely) :—

Application  
of provisions  
of Act of  
1903.

Section 40 (Provision of Public Health Act 1875 as to mortgages);

Section 42 (Mode of payment off of money borrowed);

Section 43 (Sinking fund);

Section 44 (Protection of lender from inquiry);

Section 45 (Council not to regard trusts);

Section 46 (Appointment of receiver);

Section 48 (Return respecting sinking fund to Local Government Board);

Section 49 (Application of money borrowed);

Section 50 (Expenses of execution of Act); and

Section 53 (Inquiries by Local Government Board);

A.D. 1907. Provided that the provisions of the said section 40 of the Act of 1903 shall not apply to mortgages granted in pursuance of the section of this Act whereof the marginal note is "Power to use one form of mortgage for all purposes."

Power to invest all sinking funds in statutory securities.

**24.** When under the provisions of any Act of Parliament or of any order confirmed by or having the effect of an Act of Parliament whether passed confirmed or made before or after the passing of this Act the Council are empowered or required to form a sinking fund for the payment off of money borrowed or payable by them they may (in addition to any other powers for the time being vested in them) invest such sinking fund and the interest on the investments of such sinking fund in statutory securities.

Power to use one form of mortgage for all purposes.

**25.**—(1) Where the Council have for the time being any statutory borrowing power they may for the purpose of exercising such power grant mortgages in pursuance of the provisions of this section.

(2) Every mortgage granted under this section shall be by deed truly stating the consideration and the time or the mode of ascertaining the time and the place of payment and shall be sealed with the common seal of the Council and may be made in the form contained in the schedule to this Act or to the like effect.

(3) All mortgages granted under this section shall rank equally without any priority or preference by reason of any precedence in the date of any statutory borrowing power or in the date of the mortgages or on any other ground whatsoever and shall also rank equally with stock issued by the Council and with all other securities granted by the Council at any time after the date of the first creation of such stock.

(4) The repayment of all principal sums and the payment of interest thereon secured by mortgages granted under this section shall be and the same are by virtue of this Act charged indifferently upon all the revenues of the Council.

(5) Nothing in this section contained shall alter or affect the obligations of the Council to provide for the repayment of the sums secured by mortgages granted under this section and all such sums shall be repaid within the periods by the means and out of the funds rates or revenues within by and out of

which they would have been repayable respectively if this section had not been enacted. A.D. 1907.

(6) There shall be kept at the office of the Council a register of the mortgages granted under this section and within fourteen days after the date of any such mortgage an entry shall be made in the register of the number and date thereof and of the names and descriptions of the parties thereto as stated in the deed. Every such register shall be open to public inspection during office hours at the said office without fee or reward and the clerk or other person having the custody of the same refusing to allow such inspection shall be liable to a penalty not exceeding five pounds.

(7) Any mortgagee or other person entitled to any mortgage granted under this section may transfer his estate and interest therein to any other person by deed duly stamped truly stating the consideration and such transfer may be according to the form contained in the schedule to this Act or to the like effect.

(8) There shall be kept at the office of the Council a register of the transfers of mortgages granted under this section and within thirty days after the date of every deed of transfer if executed within the United Kingdom or within thirty days after its arrival in the United Kingdom if executed elsewhere the same shall be produced to the clerk who shall on payment of a sum not exceeding five shillings cause an entry to be made in such register of its date and of the names and descriptions of the parties thereto as stated in the deed of transfer and until such entry is made the Council shall not be in any manner responsible to the transferee.

(9) On the registration of any transfer the transferee his executors or administrators shall be entitled to the full benefit of the original mortgage and the principal and interest secured thereby and any transferee may in like manner transfer his estate and interest in any such mortgage and no person except the last transferee his executors or administrators shall be entitled to release or discharge any such mortgage or any money secured thereby.

(10) If the clerk wilfully neglects or refuses to make in the register any entry by this section required to be made he shall be liable to a penalty not exceeding twenty pounds.

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Power to use  
sinking fund  
instead of  
borrowing.

**26.**—(1) Where the Council are authorised by any statutory borrowing power to raise money for any purpose they may instead of exercising such borrowing power by the issue of any fresh security in respect thereof exercise the said power and raise the said money either wholly or partially by using for such purpose so much of any money for the time being forming part of a sinking fund as shall be available for the repayment of—

- (A) A loan which is secured by a charge on the same rate fund or revenue as would be specifically chargeable as the security for the repayment of a loan under the statutory borrowing power if the same were raised by the issue of a fresh security and which is not shown by the deed to be raised in exercise of a particular borrowing power specified therein; or
- (B) Moneys borrowed and charged upon all the revenues of the Corporation in manner provided by the section of this Act whereof the marginal note is “Power to use one form of mortgage for all purposes.”

(2) The Council when exercising the powers conferred on them by this section shall—

- (A) Withdraw from the sinking fund a sum equal to the amount of the statutory borrowing power proposed to be exercised by the user of moneys from such sinking fund;
- (B) Credit such sinking fund with the repayment of an amount of the principal moneys for the repayment of which the fund is established equal to the sum withdrawn from the sinking fund and thereupon the amount so credited shall be deemed to be principal moneys discharged by application of the sinking fund;
- (C) Debit the account of the statutory borrowing power proposed to be exercised with an amount of the principal moneys equal to the sum withdrawn from such sinking fund and thereupon the statutory borrowing power shall be deemed to have been

exercised as fully as if the said amount had been raised by the issue of a fresh security and the provisions of any enactment as to the repayment and re-borrowing of sums raised under the statutory borrowing power shall apply thereto accordingly. A.D. 1907.

**27.**—(1) The Council may at any time hereafter and from time to time make a scheme for prescribing one or more uniform periods within which all or any loans contracted by them under statutory borrowing powers shall be discharged and such scheme may extend or vary the periods within which such loans shall be discharged and may make provision in regard to all matters incidental thereto. Scheme for fixing equated period.

(2) No scheme made by the Council under this section shall have any force or effect until confirmed by the Local Government Board who may by order confirm the same with or without modifications and when so confirmed the scheme shall notwithstanding any enactment order or sanction to the contrary have full force and effect and such scheme shall be deemed to be within the powers of this Act Provided that nothing in any scheme made under this section shall prejudice or affect the security rights and remedies of any mortgagee under any mortgage existing at the time of the confirmation of the scheme or of the holder of any stock existing at that time except with the consent of such mortgagee or holder.

(3) The Council may with the sanction of the Local Government Board and on the security of the revenues funds or rates respectively on the security of which the moneys included in the scheme were respectively authorised to be borrowed borrow such sums as may be necessary for the purpose of giving effect to such scheme and for compensating the holders of securities of the Council for their consent thereto.

(4) Any scheme confirmed under this Act may be altered extended amended or annulled by any other scheme prepared and confirmed in like manner as the original scheme.

**28.** Notwithstanding anything to the contrary in any Act contained the Council may appoint such number of overseers not exceeding seven for the parish of Pontypridd as they think fit. Number of overseers.

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PART V.

MISCELLANEOUS.

Power to  
manufacture  
slabs from  
refuse.

**29.**—(1) The Council may convert any clinkers or other refuse or surplus material or product arising in connexion with the disposal of the refuse of the district into slabs of artificial stone bricks concrete mortar and other materials and for that purpose may construct such buildings and works and provide and erect such machinery plant and appliances as may be required.

(2) Any such slabs bricks concrete mortar or other materials may be utilised by the Council for repairing streets or for any other purposes connected with the work of the Council for which they may be suitable or may be sold by the Council who shall carry the proceeds arising from any sales thereof to the credit of the district fund.

Evidence of  
appoint-  
ments autho-  
rity &c.

**30.** Where in any legal proceedings taken by or on behalf of the Council under this Act or under any general or local Act for the time being in force in the district it becomes necessary to prove the appointment or authority of any officer servant solicitor or agent of the Council or of any committee of the Council or to prove any resolution of the Council or of any committee of the Council a certificate of such appointment authority or resolution purporting to be authenticated by the signature of the chairman of the Council or of the clerk shall be primâ facie evidence of such appointment authority or resolution without further proof of the holding of any meeting or the production of any minute book or other record or document.

As to breach  
of conditions  
of consent of  
Council.

**31.** Where under this Act or under any general or local Act for the time being in force in the district the Council give their consent to the execution of any work or the doing of any act or thing subject to any terms or conditions which they are authorised to impose any breach of any such terms or conditions shall be deemed as regards liability to a penalty and other consequences equivalent to the execution of the work or the doing of the act or thing without the required consent.

Authentica-  
tion and  
service of  
notices.

**32.**—(1) Where any notice or demand under this Act or under any local Act provisional order or byelaw for the time being in force within the district requires authentication by the



Council the signature of the clerk or other duly authorised officer of the Council shall be sufficient authentication. A.D. 1907.

(2) Notices demands orders and other documents required or authorised to be served under this Act or under any local Act provisional order or byelaws for the time being in force within the district may be served in the same manner as notices under the Public Health Act 1875 are by section 267 (Service of notices) of that Act authorised to be served Provided that in the case of any company any such notice demand order or document shall be delivered or sent by post addressed to the secretary of the company at their registered office or at their principal office or place of business.

**33.** All powers rights and remedies given to the Council by this Act shall (except where otherwise expressly provided) be deemed to be in addition to and not in derogation of any other powers rights or remedies conferred on them or on any committee appointed by them by Act of Parliament charter law or custom and the Council or such committee as the case may be may exercise such other powers and be entitled to such other rights and remedies as if this Act had not been passed Provided that no person shall incur more than one penalty (other than a daily penalty for a continuing offence) for the commission of the same offence. Powers of Act cumulative.

**34.** All the costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act as taxed by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Council out of the district fund and general district rate or out of money borrowed under the authority of this Act for that purpose. Costs of Act.

A.D. 1907. The SCHEDULE referred to in the foregoing Act.

FORM OF MORTGAGE.

By virtue of the Pontypridd Urban District Council Act 1907 and of other their powers in that behalf them enabling the Pontypridd Urban District Council (herein-after called "the Council") in consideration of the sum of \_\_\_\_\_ pounds paid to the treasurer of the Council by

(herein-after called "the mortgagee") do hereby grant and assign unto the mortgagee [his] executors administrators and assigns such proportion of the revenues of the Council in the said Act defined as the said sum so paid doth or shall bear to the whole sum which is or shall be charged on the said revenues To hold unto the mortgagee [his] executors administrators and assigns from the day of the date of these presents until the said sum of

\_\_\_\_\_ pounds shall be fully paid and satisfied with interest for the same (subject as herein-after provided) at the rate of \_\_\_\_\_ per centum per annum from the \_\_\_\_\_ day of \_\_\_\_\_ one thousand nine hundred and \_\_\_\_\_ until payment of the said principal sum such interest to be paid half-yearly [to the bearer of the coupons or interest warrants hereunto annexed or to be hereafter annexed hereto on the days and at the place therein mentioned] [on the \_\_\_\_\_ day of \_\_\_\_\_ and the \_\_\_\_\_ day of \_\_\_\_\_ in each year] And it is hereby agreed that the said principal sum of \_\_\_\_\_ pounds shall be repaid at the office of the Council in the said district [(subject as herein-after provided) on the \_\_\_\_\_ day of \_\_\_\_\_ one thousand nine hundred and \_\_\_\_\_ ] [by \_\_\_\_\_ ]:

Provided always and it is hereby agreed and declared that the before-mentioned time for repayment may be extended to such subsequent day or days and upon any such extension the before-mentioned rate of interest may be altered to such other rate or rates of interest as shall from time to time be mentioned and specified in an endorsement to be made hereon under the hands of the chairman and clerk of the Council for the time being respectively and that upon any such endorsement being made whether relating to extension of time only or to extension of time with alteration of rate of interest the provisions thereof shall be incorporated herewith and shall operate and take effect as though they had been originally inserted herein.

In witness whereof the Council have caused their common seal to be hereunto affixed this \_\_\_\_\_ day of \_\_\_\_\_ one thousand nine hundred and \_\_\_\_\_

THE ENDORSEMENT WITHIN REFERRED TO.

A.D. 1907.

The within-named \_\_\_\_\_ consenting the  
within-mentioned time for repayment of the within-mentioned principal sum  
of \_\_\_\_\_ is hereby  
extended to the \_\_\_\_\_ day of \_\_\_\_\_ one thousand nine  
hundred and \_\_\_\_\_ [and the interest to be paid thereon on and from  
the \_\_\_\_\_ day of \_\_\_\_\_ one thousand nine hundred  
and \_\_\_\_\_ is hereby declared to be at the rate of \_\_\_\_\_ per centum  
per annum].

Dated this \_\_\_\_\_ day of \_\_\_\_\_ one thousand nine  
hundred and \_\_\_\_\_

FORM OF TRANSFER OF MORTGAGE.

I [the within-named] \_\_\_\_\_  
[of \_\_\_\_\_] in consideration of the  
sum of \_\_\_\_\_ pounds paid to  
me by \_\_\_\_\_ of \_\_\_\_\_  
(herein-after called "the transferee") do hereby transfer to the transferee  
[his] executors administrators and assigns [the within-written security]  
[the mortgage number \_\_\_\_\_ of the revenues of the Pontypridd  
Urban District Council bearing date the \_\_\_\_\_ day of \_\_\_\_\_]  
and all my right and interest under the same subject to the several  
conditions on which I hold the same at the time of the execution hereof  
and I the transferee for myself my executors administrators and assigns  
do hereby agree to take the said mortgage security subject to the same  
conditions.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ one thousand nine  
hundred and \_\_\_\_\_

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