



CHAPTER xx.

An Act to authorise the Corporation of Morecambe to provide and work motor omnibuses and for other purposes. A.D. 1918.
[30th July 1918.]

WHEREAS the borough of Morecambe in the county palatine of Lancaster is under the management and control of the mayor aldermen and burgesses thereof (hereinafter called "the Corporation"):

And whereas it is expedient to empower the Corporation to provide and work as part of their tramway undertaking authorised by the Morecambe Urban District Council Tramways Order 1897 confirmed by the Tramways Orders Confirmation (No. 2) Act 1897 and the Morecambe Corporation Tramways Order 1909 confirmed by the Tramways Orders Confirmation Act 1909 motor omnibuses within the borough and that such powers in connexion therewith should be conferred upon the Corporation as by this Act provided:

And whereas an estimate has been prepared by the Corporation in relation to the provision of such motor omnibuses and purposes incidental thereto and such estimate amounts to the sum of twenty-eight thousand pounds:

And whereas the works included in such estimate are permanent works and it is expedient that the cost thereof should be spread over a term of years:

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

And whereas in relation to the promotion of the Bill for this Act the requirements of the Borough Funds Acts 1872 and 1903 have been observed and the approval of the Local Government Board has been obtained:

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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):—

Short title.

1. This Act may be cited as the Morecambe Corporation Act 1918.

Incorporation of Acts.

2. The Lands Clauses Acts (except the provisions thereof with respect to the purchase and taking of lands otherwise than by agreement and section 127 of the Lands Clauses Consolidation Act 1845) so far as the same are applicable for the purposes and are not inconsistent with the provisions of this Act are hereby incorporated with this Act.

Interpretation.

3. In this Act unless the subject or context otherwise requires the several words and expressions to which by the Acts wholly or partially incorporated with this Act meanings are assigned shall have the same respective meanings And—

“The borough” means the municipal borough of Morecambe;

“The Corporation” means the mayor aldermen and burgesses of the borough;

“The town clerk” means the town clerk of the borough;

“The Act of 1900” means the Morecambe Urban District Council (Gas) Act 1900;

“Motor omnibus” means any stage carriage moved by mechanical power including in that expression steam electrical and every other motive power not being animal power;

“The tramway undertaking” means the tramways undertaking of the Corporation for the time being authorised;

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

“Revenues of the Corporation” includes the revenues of the Corporation from time to time arising from any land undertakings or other property for the time being of the Corporation and the rates or contributions

leviable by or on the order or precept of the Corporation; A.D. 1918.

“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 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;

“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 rentcharges or securities of the Corporation.

4.—(1) The Corporation as part of the tramway undertaking may provide (but shall not manufacture) motor omnibuses and may run the same within the borough but shall not run the same outside the borough and may demand and take tolls fares and charges for the conveyance therein of passengers passengers’ luggage and parcels (not exceeding fifty-six pounds in weight) as they are for the time being able to demand and take for passengers travelling on and parcels conveyed by the tramways of the Corporation. Power to provide and work motor omnibuses.

(2) The Corporation may purchase by agreement take on lease and hold lands and buildings within the borough and may erect on any lands for the time being belonging to them within the borough in connexion with the tramway undertaking omnibus carriage and motor houses depôts buildings and sheds and may provide such plant appliances and conveniences as may

A.D. 1918. — be requisite or expedient for the establishment running and equipment of such motor omnibuses but the Corporation shall not create or permit any nuisance on such lands.

(3) The Corporation may make byelaws for regulating the travelling and for the prevention of nuisances in their motor omnibuses Provided that the provisions of the Tramways Act 1870 with respect to byelaws shall so far as applicable apply to any byelaws made under this subsection.

(4) Every motor omnibus moved by electrical power shall be so equipped and worked as to prevent any interference with telegraphic communication by means of any telegraphs of the Postmaster-General and with the telegraphic and signalling apparatus on the railways of any railway company.

(5) If any widening or improving of the roads to be used by the motor omnibuses so as to make such roads suitable for such user shall involve any alteration of any telegraphic line (as defined by the Telegraph Act 1878) of the Postmaster-General the enactments contained in section 7 of the said Act shall apply to such alteration as if the road authority were "undertakers" within the meaning of the said Act.

(6) The Corporation shall perform in respect of the motor omnibuses provided under this Act all the services in regard to the conveyance of mails which are prescribed by the Conveyance of Mails Act 1893 in the case of a tramway as defined by that Act and authorised as in that Act stated.

Motor omnibuses to be part of tramway undertaking.

5. All expenditure in respect to motor omnibuses shall be defrayed and all receipts shall be applied as if the motor omnibuses were part of the tramway undertaking but such expenditure and receipts shall (so far as is reasonably practicable) be distinguished from the receipts and expenditure upon or in connexion with the remainder of such undertaking.

Provision of shelters and waiting-rooms.

6. The Corporation may within the borough erect and maintain shelters and waiting-rooms for the accommodation of passengers using their motor omnibuses and may use for that purpose portions of the public streets or roads:

Provided that no shelters or waiting-rooms shall be erected or maintained in any street or road so as to cause interference with or render less convenient the access to or exit from any railway station.

7. The following provisions for the protection of the London and North Western Railway Company and the Midland Railway Company (each of which companies is in this section referred to as "the railway company") shall except so far as may be otherwise agreed between the Corporation and the railway company apply and have effect (that is to say):—

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For protection of certain railway bridges and roads.

- (1) The Corporation shall not under the powers of this Act run any motor omnibuses into any station yard of the railway company or the approach road thereto without the previous consent in writing of the railway company:
- (2) (a) If under this Act the Corporation shall run omnibuses over any bridge belonging to or maintainable in whole or in part at the expense of the railway company and in consequence thereof such bridge shall require to be specially strengthened altered or repaired the railway company may at the expense of and after notice in writing to the Corporation execute all such works as may be requisite for that purpose:
(b) If any difference shall arise under this subsection between the Corporation and the railway company as to the necessity for strengthening altering or repairing any bridge in consequence of the running of such omnibuses over it or as to the reasonableness of the requirements of the railway company or as to the execution of any works provided for by this subsection the same shall be referred to arbitration:
- (3) (a) The Corporation shall pay to the railway company an annual sum equal to three-eighths of a penny per car mile run by the omnibuses under the powers of this Act over any road wholly or in part repairable by the railway company towards the cost of the maintenance by the railway company of such road:
(b) The Corporation shall keep statements for the purposes of this subsection showing in proper detail the mileage run by each omnibus on the said roads and shall furnish copies of such statements annually to the railway company and the Corporation shall allow any person duly authorised by the railway company in that behalf at all reasonable times to

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inspect and take copies of all such statements and any accounts kept by the Corporation relating to the running of such omnibuses:

(c) In consideration of the payments to be made by the Corporation to the railway company under this subsection the railway company shall not under section 23 of the Highways and Locomotives (Amendment) Act 1878 as amended by section 12 of the Locomotives Act 1898 or otherwise make any claim against the Corporation in respect of extraordinary traffic by reason of the user of any such road by the omnibuses of the Corporation:

(d) Any difference at any time arising between the railway company and the Corporation as to the sum from time to time payable under the provisions of this subsection shall be settled by arbitration:

(4) Any question which under this section is to be settled by arbitration shall be referred to an arbitrator to be agreed upon between the railway company and the Corporation or failing such agreement to be appointed on the application of either party by the President of the Institution of Civil Engineers.

Incorporation of certain provisions of Act of 1900.

8. The following provisions of the Act of 1900 shall subject to the provisions of this Act apply in respect of moneys borrowed by the Corporation under this Act as if they were herein with any necessary modifications re-enacted (that is to say):—

Section 42 (Certain regulations of Public Health Act as to borrowing not to apply);

Section 43 (Mode of raising money);

Section 44 (Provisions of Public Health Act as to mortgages to apply);

Section 45 (Protection of lenders from inquiry);

Section 51 (Council not to regard trusts);

Section 52 (Application of borrowed moneys);

Section 57 (Inquiries by Local Government Board).

Power to borrow and repayment of borrowed moneys.

9.—(1) The Corporation may in addition to any moneys they are now authorised to borrow or which they may be authorised to borrow under the provisions of the Public Health Acts or any public general Act borrow at interest for the

purposes set forth in the first column of the following table on the respective securities set forth in the second column thereof any sums not exceeding the respective sums set forth in the third column thereof and all moneys borrowed under the powers of this subsection shall be repaid within the respective periods set forth in the fourth column of the said table (that is to say) :—

Purpose.	Security.	Amount.	Period for Repayment.
(1) For paying the costs charges and expenses of this Act as hereinafter defined.	The district fund and general district rate and borough fund and borough rate.	The sum requisite.	5 years from the passing of this Act.
(2) For the provision of motor omnibuses.	The revenues of the tramways undertaking and the borough fund and borough rate.	9,000 <i>l.</i>	6 years from the date or dates of borrowing.
(3) For the erection of depôts shelters and other buildings.	The revenues of the tramways undertaking and the borough fund and borough rate.	2,000 <i>l.</i>	30 years from the date or dates of borrowing.

(2) The Corporation may also with the sanction of the Local Government Board borrow on the said security or such other security as that Board may prescribe such further moneys as the Corporation may require for the purposes of this Act and all moneys borrowed under the powers of this subsection shall be repaid within such periods as that Board may sanction.

10. Notwithstanding anything in this Act the Corporation shall not under the powers of this Act borrow any money (other than money required to pay the costs charges and expenses of this Act as hereinafter defined) during the continuance of the present war and twelve months thereafter unless the consent of the Treasury has been previously obtained.

Restriction on borrowing.

11.—(1) Any mortgagee of the Corporation by virtue of this Act may enforce the payment of arrears of interest or of principal or of principal and interest by the appointment of a receiver The amount of arrears of principal due to such mortgagee or in the case of a joint application by two or more mortgagees to such mortgagees collectively to authorise the appointment of a receiver shall not be less than one thousand pounds in the whole.

Appointment of receiver.

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(2) The application for the appointment of a receiver shall be made to the High Court.

Mode of pay-
ment off of
money
borrowed.

12. The Corporation shall pay off all moneys borrowed by them on mortgage under the powers of this Act either by equal yearly or half-yearly instalments of principal or of principal and interest combined or by means of a sinking fund or partly by one of those methods and partly by another or others of them and the payment of the first instalment or the first payment to the sinking fund shall be made within twelve months if by yearly instalments or within six months if by half-yearly instalments from the time of borrowing the sum in respect of which the payment is made.

Sinking
fund.

13.—(1) If the Corporation determine to repay by means of a sinking fund any moneys borrowed by virtue of this Act such fund shall be formed and maintained either—

(a) By payment to the fund throughout the prescribed period of such equal yearly or half-yearly sums as will together amount to the moneys for the repayment of which the sinking fund is formed. A sinking fund so formed is hereinafter called a “non-accumulating sinking fund”; or

(b) By payment to the fund throughout the prescribed period of such equal yearly or half-yearly sums as with accumulations at a rate not exceeding three pounds per centum per annum will be sufficient to pay off within the prescribed period the moneys for the repayment of which such sinking fund is formed. A sinking fund so formed is hereinafter called an “accumulating sinking fund.”

(2) Every sum paid to a sinking fund and in the case of an accumulating sinking fund the interest on the investments of the sinking fund shall unless applied in repayment of the loan in respect of which the sinking fund is formed or in accordance with the provisions of the section of this Act of which the marginal note is “Power to use sinking fund instead of borrowing” be immediately invested in statutory securities the Corporation being at liberty from time to time to vary and transpose such investments.

(3) In the case of a non-accumulating sinking fund the interest on the investments of the fund may be applied by the Corporation towards the equal yearly or half-yearly payments to the fund.

(4) The Corporation may at any time apply the whole or any part of the sinking fund in or towards the discharge of the money for the repayment of which the fund is formed. Provided that in the case of an accumulating sinking fund the Corporation shall pay into the fund each year or half-year (as the case may be) and accumulate during the residue of the prescribed period a sum equal to the interest which would have been produced by such sinking fund or part thereof so applied if invested at the rate per centum per annum on which the yearly or half-yearly payments to the sinking fund are based.

(5) (a) If and so often as the income of an accumulating sinking fund is not equal to the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the yearly or half-yearly payments to the fund are based any deficiency shall be made good by the Corporation :

(b) If and so often as the income of an accumulating sinking fund is in excess of the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the yearly or half-yearly payments to the fund are based any such excess may be applied towards such payments.

(6) Any expenses connected with the formation maintenance investment application management or otherwise of any sinking fund under this Act shall be paid by the Corporation in addition to the payments provided for by this Act.

(7) If it appear to the Corporation at any time that the amount in the sinking fund with the future payments thereto in accordance with the provisions of this Act together with the probable accumulations thereon (in the case of an accumulating sinking fund) will not be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed it shall be the duty of the Corporation to make such increased payments to the sinking fund as will cause the sinking fund to be sufficient for that purpose. Provided that if it appear to the Local Government Board that any such increase is necessary the Corporation shall increase the payments to such extent as the Board may direct.

(8) If the Corporation desire to accelerate the repayment of any loan they may increase the amounts payable to any sinking fund.

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(9) If the amount in any sinking fund with the future payments thereto in accordance with the provisions of this Act together with the probable accumulations thereon (in the case of an accumulating sinking fund) will in the opinion of the Local Government Board be more than sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed the Corporation may reduce the payments to the sinking fund either temporarily or permanently to such amounts as will in the opinion of the Local Government Board be sufficient to repay within the prescribed period the money for the repayment of which the sinking fund is formed.

(10) If the amount in any sinking fund at any time together with the probable accumulations thereon (in the case of an accumulating sinking fund) will in the opinion of the Local Government Board be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed the Corporation may with the consent of that Board discontinue the payments to such sinking fund until the Board shall otherwise direct.

(11) Any surplus of any sinking fund remaining after the discharge of the whole of the moneys for the repayment of which it was formed shall be applied to such purpose or purposes as the Corporation with the consent of the Local Government Board may determine.

As to temporary borrowing.

14.---(1) For the purpose of providing temporarily during any financial year for their current expenses as a municipal education or sanitary authority (whether under the provisions of public general or local Acts) or for the current expenses of their tramway undertaking and after the commencement of such year it shall be lawful for the Corporation to borrow by way of temporary loan or overdraft from any bank such sums as they may from time to time resolve not exceeding in each case an amount equal to one-third of the amount of the before-mentioned expenses for the immediately preceding financial year for any such purpose as aforesaid and any amount so borrowed shall form a charge upon the rates or revenue of the undertaking in respect of which it is borrowed as the same may be specified in the resolution of the Corporation authorising such borrowing *pari passu* with any corporation stock bond or mortgage affecting the same and it shall further be lawful for the Corporation to utilise for providing temporarily for any such expenses any sinking funds which they may have in hand

crediting the said sinking funds with such fair rate of interest not being less than three pounds per centum per annum as they may resolve Provided that—

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(a) Any sum so borrowed together with the interest thereon shall in the case of any sum borrowed on the credit of a rate be repaid out of such rate within the financial year during which the same was borrowed and in any other case the same shall be repaid out of the income on the credit of which the sum was borrowed within three months after the expiration of such financial year :

(b) The town clerk shall within forty-two days after the end of each financial year furnish to the Local Government Board a special report showing precisely the operation of the powers of this section during such year and such report shall be in such form and shall contain such information as that Board shall approve or require :

(c) The Local Government Board may make such investigation as may be necessary to satisfy themselves that the requirements of this section as to repayment have been complied with and if it appear to the Local Government Board by the said report or by such investigation the Corporation have failed to comply with the requirements of this section as to repayment that Board may by order suspend the operation of the powers of this section for such period as they may think fit.

(2) The provisions of this section shall cease to be in force at the expiration of five years from the thirty-first day of March one thousand nine hundred and nineteen unless they shall have been continued by Act of Parliament or Provisional Order made by the Local Government Board and confirmed by Parliament which order the Local Government Board are hereby empowered to make in accordance with the provisions of the Public Health Act 1875 and in the event of that Board making any such order they are hereby empowered to make such modifications or amendments in the provisions of this section as may appear to them to be necessary.

15.—(1) Where the Corporation have for the time being any statutory borrowing power they may for the purpose of

Power to
use one form
of mortgage

A.D. 1918. exercising such power grant mortgages in pursuance of the provisions of this section.
for all purposes.

(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 Corporation 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 all other securities granted by the Corporation at any time after the date of a first grant of a mortgage under this section.

(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 Corporation.

(5) Nothing in this section contained shall alter or affect the obligations of the Corporation 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.

(6) Nothing in this section contained shall alter or affect the obligations of the Corporation to provide for the payment of interest upon the sums secured by mortgages granted under this section and the interest upon such sums shall be paid out of the funds rates or revenues out of which such interest would have been payable respectively if this section had not been enacted.

(7) There shall be kept at the office of the Corporation 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 town clerk or other the person having the custody of the

same refusing to allow such inspection shall be liable to a penalty not exceeding five pounds. A.D. 1918.

(8) 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.

(9) There shall be kept at the office of the Corporation 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 within the United Kingdom if executed elsewhere the same shall be produced to the town 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 Corporation shall not be in any manner responsible to the transferee.

(10) 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.

(11) If the town 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.

16.—(1) Where the Corporation 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—

Power to use sinking fund instead of borrowing.

(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

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—

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" and not shown by the deed to be raised in exercise of a particular borrowing power specified therein.

(2) The Corporation 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 use of money 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 money 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.

(3) The provisions of this section shall not apply to any sinking fund formed under the Local Loans Act 1875.

(4) The Corporation shall furnish all such information (if any) to the Local Government Board with regard to the exercise of the powers contained in this section as that Board shall require.

17.—(1) The Corporation shall have power—

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- (a) To borrow for the purpose of paying off any moneys previously borrowed under any statutory borrowing power which are intended to be forthwith repaid ; or
- (b) To borrow in order to replace moneys which during the previous twelve months have been temporarily applied from other funds of the Corporation in repaying moneys previously borrowed under any statutory borrowing power and which at the time of such repayment it was intended to replace by borrowed moneys.

Power to re-borrow.

(2) Any moneys borrowed under this section shall for the purposes of repayment be deemed to form part of the original loan and shall be repaid within that portion of the period prescribed for the repayment of that loan which remains unexpired and the provisions which are for the time being applicable to the original loan shall apply to the moneys borrowed under this section.

(3) The Corporation shall not have power to borrow for the purpose of making any payment to a sinking fund or of paying any instalment or making any annual payment which has or may become due in respect of borrowed moneys.

(4) The Corporation shall not have power to borrow in order to replace any moneys previously borrowed which have been repaid—

- (a) By instalments or annual payments ; or
- (b) By means of a sinking fund ; or
- (c) Out of moneys derived from the sale of land ; or
- (d) Out of any capital moneys properly applicable to the purpose of the repayment other than moneys borrowed for that purpose.

18.—(1) The town clerk shall within forty-two days after the thirty-first day of March in each year if during the twelve months next preceding the said thirty-first day of March any sum is required to be paid as an instalment or annual payment or to be appropriated or to be paid to a sinking fund in respect of the moneys raised by the Corporation in pursuance of any statutory borrowing power and at any other time when the Local Government Board may require such a return to be made transmit to the Local Government Board a return in such form

Return to Local Government Board as to repayment of debt.

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as may be prescribed by that Board and if required by that Board verified by a statutory declaration of the town clerk showing for the year next preceding the making of such return or for such other period as the Board may prescribe the amounts which have been paid as instalments or annual payments and the amounts which have been appropriated and the amounts which have been paid to or invested or applied for the purpose of the sinking fund and the description of the securities upon which any investment has been made and the purposes to which any portion of the sinking fund or investment or of the sums accumulated by way of compound interest has been applied during the same period and the total amount (if any) remaining invested at the end of the year and in the event of his failing to make such return the town clerk shall for each offence be liable to a penalty not exceeding twenty pounds to be recovered by action on behalf of the Crown in the High Court and notwithstanding the recovery of such penalty the making of the return shall be enforceable by writ of Mandamus to be obtained by the Board out of the High Court.

(2) If it appears to the Local Government Board by that return or otherwise that the Corporation have failed to pay any instalment or annual payment required to be paid or to appropriate any sum required to be appropriated or to set apart any sum required for any sinking fund (whether such instalment or annual payment or sum is required by the Act in pursuance of which the moneys are raised or by the Local Government Board in virtue thereof to be paid appropriated or set apart) or have applied any portion of any sinking fund to any purposes other than those authorised the Local Government Board may by order direct that the sum in such order mentioned not exceeding double the amount in respect of which default has been made shall be paid or applied as in such order mentioned and any such order shall be enforceable by writ of Mandamus to be obtained by the Local Government Board out of the High Court.

Power to invest sinking fund in statutory securities.

19. 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 Corporation are empowered or required to form a sinking fund for the payment off of moneys 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. A.D. 1918.

20. All expenses incurred by the Corporation in carrying into execution the provisions of this Act with respect to which no other provision is made may be defrayed out of the revenue of the tramway undertaking or out of the district fund and general district rate or the borough fund and borough rate as the Corporation may in their discretion having regard to the object of the expenditure deem just. Expenses of execution of Act.

21. 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 Corporation out of moneys borrowed under the authority of this Act and out of the revenue of the tramway undertaking and out of the district fund and general district rate and out of the borough fund and borough rate or in any one or more of such ways as the Corporation may by resolution determine. Costs of Act.

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The SCHEDULE referred to in Section 15 of
the foregoing Act.

FORM OF MORTGAGE.

By virtue of the Morecambe Corporation Act 1918 and of other their powers in that behalf them enabling the mayor aldermen and burgesses of the borough of Morecambe (hereinafter called "the Corporation") in consideration of the sum of _____ pounds paid to the treasurer of the Corporation by _____ (hereinafter called "the mortgagee") do hereby grant and assign unto the mortgagee [his] executors administrators and assigns such proportion of the revenues of the Corporation 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 hereinafter 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 [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 borough treasurer [(subject as hereinafter 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 mayor and town clerk 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 Corporation have caused their common seal to be hereunto affixed this _____ day of _____ one thousand nine hundred and _____ .

THE ENDORSEMENT WITHIN REFERRED TO.

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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 _____ (hereinafter 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 Morecambe Corporation 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 _____ and _____ .

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FOR

ULICK FITZGERALD WINTOUR, Esq., C.B., C.M.G., the King's Printer of Acts of Parliament.

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