



CHAPTER xxx.

An Act to confirm a Provisional Order of the Minister of Health relating to the county borough of Northampton.
[30th July 1948.]

WHEREAS under the provisions of the Public Health Act 38 & 39 Vict. 1875 the Minister of Health has made a Provisional Order c. 55. which needs confirmation by Parliament:

Be it therefore 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:—

1. The Order of the Minister of Health which is set out in the Order in schedule to this Act is hereby confirmed and shall have full schedule confirmed. validity and force.

2. This Act may be cited as the Ministry of Health Provisional Short title. Order Confirmation (Northampton) Act 1948.

SCHEDULE.

COUNTY BOROUGH OF NORTHAMPTON.

Provisional Order altering and partially repealing a local Act.

WHEREAS the mayor aldermen and burgesses of the county borough of Northampton acting by the council (in this Order called "the Corporation") are the local authority for the purposes of the Public Health Act 1875:

And whereas the corporation maintain a cattle market in the said county borough under the Northampton Corporation Markets and Fairs Act 1870 (in this Order called "the local Act")

And whereas by sections 12 and 14 of the local Act the Corporation are empowered from time to time to demand and take with respect to the purposes specified in the said sections relating to any market or fair provided under the local Act any tolls and charges not exceeding the several tolls and charges specified in the second and fourth schedules to the local Act and the Corporation are desirous of substituting new tolls and charges for the tolls and charges specified as aforesaid:

And whereas the Corporation have applied to the Minister of Health (in this Order called "the Minister") for the issue of a Provisional Order to alter and partially repeal the local Act for the purposes aforesaid:

Now therefore the Minister in pursuance of the powers given to him by section 303 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders as follows:—

1.—(1) This Order may be cited as the Northampton Order 1948 and shall come into operation on the date of the Act of Parliament confirming it.

(2) The local Act and this Order may be cited together as the Northampton Markets Act and Order 1870 and 1948.

2. In this Order unless the context otherwise requires the expression "the markets undertaking" means the markets undertaking of the Corporation.

3. For the second and fourth schedules to the local Act there shall be substituted respectively Schedules A and B to this Order and sections 12 and 14 of the local Act shall be read and have effect accordingly.

4. The Corporation may with the sanction of the Secretary of State from time to time alter or add to the tolls and charges mentioned in the schedules to the local Act as amended by this Order and any

33 & 34 Vict.
c. xlv.

Short title and
commencement.

Interpretation.

Market tolls.

Alteration of
tolls.

such altered tolls and charges shall as from the date on which they come into operation be substituted for the corresponding tolls and charges payable under the said schedules respectively.

5. The Corporation without prejudice to any other powers conferred upon them by the local Act or by any other enactment may from time to time—

Further powers as to markets.

- (1) alter the places at which the markets of the corporation respectively are or may be held;
- (2) establish and hold new markets and discontinue the whole or any part of any existing or new markets;
- (3) enlarge or improve any market provided under the local Act as amended by this Order;
- (4) erect or provide offices shops catering establishments stores warehouses and other tenements or buildings for the purposes of or in connection with any of their markets and the markets undertaking.

6. The Corporation may grant leases (with the right if they think fit of assigning the same with their consent) of the market market houses market places places for fairs weighing houses weighing places and weighing machines from time to time provided by the Corporation or any of them and the tolls or any of them and any of the stalls standing places benches grounds spaces and other conveniences in their markets or in any market house or market place for the time being provided by them to any person for any period not exceeding seven years and may grant leases (with a similar right) of any office shop catering establishment store warehouse tenement cellar or building situate in any of their markets or forming part of or acquired or erected in connection with the markets undertaking including any premises not used for the time being in connection with the markets undertaking to any person for such period as the Corporation may think fit.

Power to grant leases.

7. The undermentioned sections of the local Act are hereby repealed:—

Partial repeal of local Act.

Section 8 (Notice to be given of taking houses of the labouring classes);

Section 27 (Power to let shops stalls &c.);

Section 28 (Power to let tolls of markets &c.);

Section 30 (Evidence of byelaws).

8.—(1) In section 12 (Tolls for cattle and horse markets and fairs second schedule) of the local Act for the words "cattle or horses" where they first occur there shall be substituted the words "any animal bird vehicle implement or other article".

Amendment of local Act.

(2) In section 14 (Weighing and measuring tolls fourth schedule) of the local Act for the word "article" wherever it occurs there shall be substituted the words "animal vehicle or article".

9. The Corporation shall have power from time to time to borrow such sums as may be necessary for the purposes of this Order.

Power to borrow.

10. The Minister may hold any inquiry which he may deem necessary for the purposes of this Order and section 290 of the Local Government Act 1933 shall apply accordingly.

Inquiries and expenses.
 23 & 24 Geo. 5.
 c. 51.

SCHEDULE A.

CATTLE MARKET TOLLS.

For animals birds vehicles implements or other articles placed in the market whether sold or not for each day:—

| | s. | d. |
|---|----|----|
| For each stallion | 2 | 0 |
| For each mare or gelding | 1 | 0 |
| For each foal mule or ass | | 6 |
| For each bull steer cow or heifer | | 6 |
| For each calf | | 3 |
| For each ram | | 4 |
| For each sheep lamb or goat | | 2 |
| For each lamb with ewe sold between 25th December and 1st June | | 1 |
| For each swine or hog | | 2 |
| For each sucking pig | | 2 |
| For each fowl goose turkey guinea fowl rabbit duck or chicken except a day-old chicken | | 1 |
| For every dozen day-old chickens | | 1 |
| For each two-wheeled cart | 1 | 0 |
| For each four-wheeled wagon | 2 | 0 |
| For each motor car | 2 | 6 |
| For each motor cycle | 1 | 0 |
| For each agricultural implement or other article not particularly specified in this schedule | | |
| less than £1 in value | | 3 |
| not less than £1 in value but less than £10 | | 6 |
| not less than £10 in value but less than £100 | 1 | 0 |
| £100 or more in value | 2 | 6 |

CHARGES FOR PENS AND LAIRS IN THE CATTLE MARKET.

For the use of a pen for bulls steers cows or heifers per day:—

| | s. | d. |
|--|----|----|
| For one animal | | 1 |
| For two three or four animals | | 3 |
| For from five to ten animals | | 6 |
| For each additional ten animals | | 6 |
| For the use of a pen for calves rams sheep lambs goats swine or hogs per day:— | | |
| For one animal | | 1 |
| For two three or four animals | | 2 |
| For from five to ten animals | | 3 |
| For each additional ten animals | | 3 |
| For the use of each open lair per night | | 3 |
| For the use of each covered lair per night | | 6 |
| For the use of each loose box for horses per night | 1 | 0 |

SCHEDULE B

WEIGHING AND MEASURING TOLLS.

| | |
|--|----|
| | d. |
| For weighing every four-wheeled wagon or motor vehicle with its load | 6 |
| For weighing every two-wheeled cart with its load ... | 4 |
| For weighing every head of cattle | 6 |
| For weighing every five (or less number) of sheep or swine | 3 |
| For weighing every other article matter or thing of whatever description— | |
| (a) weighing not more than twenty pounds avoirdupois | 1 |
| (b) weighing more than twenty pounds and not more than two hundred and forty pounds avoirdupois | 2 |
| (c) weighing more than two hundred and forty pounds avoirdupois | 4 |

Ch. xxx.

Ministry of Health
Provisional Order Confirmation
(Northampton) Act, 1948.

11 & 12 GEO. 6.

To be purchased directly from H.M. STATIONERY OFFICE at the following addresses:
York House, Kingsway, London, W.C.2 ; 13a Castle Street, Edinburgh, 2 ;
39-41 King Street, Manchester, 2 ; 1 St. Andrew's Crescent, Cardiff ;
Tower Lane, Bristol 1 ; 80 Chichester Street, Belfast
OR THROUGH ANY BOOKSELLER

Price 4d. net

72486