



ANNO TRICESIMO PRIMO

VICTORIÆ REGINÆ.

Cap. xvi.

An Act for enabling the Local Board of Health for the District of *Loughborough* in the County of *Leicester* to construct and maintain Waterworks and supply Water within the District; to hold and regulate Fairs and Markets; and for other Purposes. [29th *May* 1868.]

WHEREAS in the Year One thousand eight hundred and fifty the Provisions of the "Public Health Act, 1848," were applied to the Parish of *Loughborough* in the County of *Leicester*, and such Parish was formed into a District, and in compliance with such Act a Local Board of Health was appointed and has since been continued and now exists under the Name or Title of "the Local Board of Health for the District of *Loughborough* in the County of *Leicester*:" And whereas there are no existing Waterworks for the Supply of Water to the Inhabitants of the District, and it is expedient that such Local Board of Health, herein-after called "the Local Board," should be authorized to construct and maintain Works for the Supply of Water to their District as by this Act provided: And whereas the Cattle Markets and Cattle Fairs in the Town of *Loughborough* are now held partly in the public Streets of that Town, and it would be of public Advantage if

11 & 12 Vict.
c. 63. (*Pub.*)

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such Cattle Markets and Cattle Fairs were removed from the public Streets, and if a suitable Place were provided for holding the same: And whereas the Lord of the Manor of *Loughborough* demands and levies certain Tolls, Stallages, and Rents in respect of various Articles sold, and exposed for Sale at the Markets and Fairs held within the Town of *Loughborough*, and it is expedient that the Local Board be authorized to purchase the same, subject to such Provisions as are in this Act expressed: And whereas it is expedient that the Local Board should be authorized to hold and regulate Markets and Fairs within the District, and to provide better and more extensive Accommodation for Market and Fair Purposes than now exist, and to remove the same to a more convenient Site to be provided by the Local Board: And whereas it is expedient that the Local Board be authorized to raise Monies for the Purposes of this Act: And whereas it is expedient that other Provisions for the better Regulation of the Affairs of the Local Board be made: And whereas Plans and Sections showing the Lines and Levels of the Waterworks by this Act authorized, the Plans showing also the Lands to be taken compulsorily for the Purposes of this Act, and Books of Reference to the Plans containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of the Lands, have been deposited with the Clerk of the Peace for the County of *Leicester*, and those Plans, Sections, and Books of Reference are in this Act referred to as the deposited Plans, Sections, and Books of Reference: And whereas the Objects of this Act cannot be attained without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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:

Short Title. 1. This Act may be cited for any Purpose whatever as "*The Loughborough Local Board Act, 1868.*"

8 & 9 Vict. c. 18.,
10 & 11 Vict. cc. 14. & 17.,
23 & 24 Vict. c. 106., and
26 & 27 Vict. c. 93. incorporated.
2. The following Enactments (as far as the Provisions thereof are applicable for the Purposes and are not inconsistent with the Provisions of this Act) are hereby incorporated with this Act; that is to say,

"The Waterworks Clauses Acts, 1847 and 1863," "The Markets and Fairs Clauses Act, 1847," "The Lands Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Acts Amendment Act, 1860:" Provided always, that the Local Board shall not be authorized to purchase any Lands under the Powers of this Act other than for the Purposes of the Waterworks by this Act authorized, except by Agreement.

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3. The several Words and Expressions to which by the Acts incorporated with this Act Meanings are assigned have in this Act the same respective Meanings, unless excluded by the Subject or Context; and the Expression "Superior Courts" or "Court of competent Jurisdiction," or any other like Expression in this Act or any Act incorporated with this Act, shall for the Purposes of this Act be read and have Effect as if the Debt or Demand with respect to which the Expression is used were a Simple Contract Debt, and not a Debt or Demand created by Statute; and the Words and Expressions following have the Meanings following; (that is to say,)

Same Meanings to Words in incorporated Acts as in this Act.

Interpretation of Terms.

The Term "Water Rent" or "Water Rate" shall be taken to include every Sum of Money payable to the Local Board for a Supply of Water :

The Term "Slaughter-house" shall be taken to include a Knacker's Yard, and every Building or Place used for slaughtering Animals for Sale :

The Term "Cattle" shall be taken to include Horses, Sheep, Goats, Asses, and Swine :

The Term "Local Board" shall be taken to mean the Local Board of Health for the District of *Loughborough* in the County of *Leicester* :

The Term "the District" shall be taken to mean the District of the Local Board (which is coterminous with the Parish of *Loughborough*) :

The Term "the Public Health Acts" means and includes "The Public Health Act, 1848," "The Local Government Act, 1858," "The Local Government Act (1858) Amendment Act, 1861," and all Acts amending or extending those Acts respectively, and from Time to Time in force in *Loughborough* and applicable to the Local Board.

4. Except so far as any of the Provisions of the Public Health Acts are excepted, varied, or otherwise provided for by this Act, and so far as the Provisions of the Public Health Acts are applicable to the Purposes of this Act, the Public Health Acts and this Act shall be read and have Effect together as if the Provisions and Purposes of this Act were Provisions and Purposes of the Public Health Acts.

Public Health Acts and this Act to have Effect together.

5. This Act shall be carried into execution by the Local Board, and (subject to the Provisions of this Act) in accordance with such of the Powers and Provisions of the several Statutes, whether general or local, and Laws from Time to Time in force within the District

Act to be carried into execution by Local Board.

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Limit of
Supply.

District as are applicable to the Local Board, or for the Purposes of this Act; and the Limits of this Act for the Supply of Water shall be "the District," and the Local Board may therein (subject to the Provisions of this Act) supply, sell, and dispose of Water as they think fit.

Power to
make Water-
works.

6. Subject to the Provisions of this Act, the Local Board may make and maintain in the Lines and according to the Levels shown on the deposited Plans and Sections the Waterworks herein-after described, with all proper Works and Conveniences connected therewith, and may enter upon, take, and use such of the Lands delineated on the said Plans and described in the deposited Book of Reference as may be required for that Purpose. The Waterworks herein-before referred to and authorized by this Act, and which will be wholly situate in the County of *Leicester*, are,—

- (a.) A Reservoir commencing in the Parish of *Loughborough* and in the Township of *Woodhouse* in the Parish of *Barrow-upon-Soar* in the County of *Leicester*, or one of them, at or near to *Buckhill Bridge*, and terminating in the Parish of *Loughborough*, Two hundred and seventy-five Yards or thereabouts North-east from the said Bridge, and at such Reservoir to take, divert, and impound the Waters of the Stream called *Beacon Brook* otherwise *Wood Brook* flowing North-eastward from *Buckhill Bridge*, and of its Tributaries, and of *Buckhill Spring*, and *Alderman Haw Spring* :
- (b.) A Filter Bed or Filter Beds, with all necessary Tanks, Works, and Conveniences, on Lands in the said Parish of *Loughborough*, belonging or reputed to belong to the Representatives of the late *James Sutton* Esquire, and in the Occupation of *William Henry Moseley*, and situate, adjacent, or near to the North-east End of the said intended Reservoir on or near to the Stream called *Beacon Brook* otherwise *Wood Brook* :
- (c.) An Aqueduct or Pipe wholly situate in the Parish of *Loughborough*, and commencing from and out of the North-east End of the intended Reservoir, and terminating at the intended Filter Beds :
- (d.) A Bye Wash or Waste-water Channel to be wholly situate in the Parish of *Loughborough*, commencing from and out of the Northern Side of the intended Reservoir about Two hundred Yards from *Buckhill Bridge* measured in a Northerly Direction, and terminating in the *Beacon Brook* otherwise *Wood Brook* at a Point Four hundred Yards or thereabouts North-east of *Buckhill Bridge* :

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(e.) An Aqueduct, Conduit, or Main Pipe to be wholly situate in the Parish of *Loughborough*, commencing from and out of the Filter Bed or Filter Beds or Tanks in connexion with the same at the North-east Side thereof, and terminating at or near the Town Hall in the Town of *Loughborough*:

All necessary Weirs, Culverts, Conduits, Tanks, Sluices, Approaches, and other Works.

7. In constructing the Waterworks the Local Board may, notwithstanding any Provisions in "The Waterworks Clauses Acts," deviate to any Extent not exceeding the Limits of Deviation shown on the deposited Plans, and may also deviate from the Levels shown on the deposited Sections to any Extent not exceeding Three Feet in respect of the Reservoir, and in respect of the Aqueducts not exceeding Five Feet. Power to deviate.

8. The Local Board may take, use, and appropriate for the Purposes of the Waterworks all such Springs as may be found in, upon, or under any Lands to be acquired or held by the Local Board for the Purposes of the Waterworks under the Powers of this Act. Power to appropriate Streams.

9. All Persons empowered by "The Lands Clauses Consolidation Act, 1845," and "The Lands Clauses Consolidation Act Amendment Act, 1860," respectively to sell and convey or release Lands, shall have full Power, if they think fit, to grant to the Local Board, subject to the Provisions of those Acts respectively, in fee, and in consideration of any yearly or other Rent or otherwise, any Easement, Right, or Privilege, not being an Easement or Right of Water in, over, or affecting any Lands by this Act authorized to be taken or held by the Local Board, and which are requisite for the Purposes of the Undertaking. Owners may grant Easements.

10. For the Purposes of this Act the several Provisions of "The Lands Clauses Consolidation Act, 1845," and of "The Lands Clauses Consolidation Acts Amendment Act, 1860," with respect to Lands and Rentcharges, so far as the same respectively are applicable in that Behalf, shall extend to and apply to Easements and Rentcharges reserved by Grants and Leases of Easements respectively. Application of 8 & 9 Vict. c. 18. and 23 & 24 Vict. c. 106. to Easements

11. The Local Board may purchase by Agreement and hold any Quantity of Land not exceeding Three Acres which they may require, in addition to the Lands herein-before authorized to be taken for the Purposes of the Waterworks authorized by this Act. Lands for additional Purposes.

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Powers for compulsory Purchases limited.

12. The Powers of the Local Board for the compulsory Purchase of Lands for the Purposes of the Waterworks by this Act authorized shall not be exercised after the Expiration of Three Years from the passing of this Act.

Period for Completion of Works.

13. The Waterworks shall be completed within Five Years from the passing of this Act, and on the Expiration of that Period the Powers by this Act granted to the Local Board for constructing the Waterworks, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as shall then be completed.

Rates at which Water is to be supplied for domestic Purposes.

14. The Local Board shall, at the Request of the Owner or Occupier of any private Dwelling House or Part of a private Dwelling House in any Street in which any Water Pipe of the Local Board shall be laid, or on Application of any Person who, under the Provisions of this Act or any Act incorporated herewith shall be entitled to demand a Supply of Water for domestic Purposes (which Term "domestic Purposes" shall include a Supply of Water to One Watercloset but not to a Bath), furnish to such Owner or Occupier or other Person a sufficient Supply of Water for domestic Uses at yearly Rates not exceeding Seven Pounds Ten Shillings *per Centum* upon the annual Rackrent or Value of such Dwelling House or Part of a Dwelling House; provided always, that the Local Board shall not be obliged to furnish any such Supply for any less Sum than Twopence *per Week* :

For any Watercloset beyond the first, and for any private Bath in any private Dwelling House or appurtenant thereto, there shall be paid, in addition to the before-mentioned Rates (but subject nevertheless to the Proviso next herein-after contained), the following Rates; that is to say,

For every Watercloset beyond the first, any Sum not exceeding Eight Shillings *per Annum* :

For every Bath, any Sum not exceeding Ten Shillings *per Annum*.

Incoming Tenant not liable for Arrears of Water Rate.

15. If any Consumer leaves the Premises where Water was supplied to him without paying to the Local Board the Water Rate due from him, the Local Board shall not be entitled to require from the next Tenant of the Premises Payment of the Arrears left unpaid by the former Tenant, unless the incoming Tenant had agreed with the defaulting Consumer to pay the Arrears.

Regulations as to Water-closets and private Baths.

16. The Local Board shall not be compellable to supply with Water any Watercloset or private Bath, or the Pipes or Apparatus connected therewith respectively, unless the same shall be so constructed and used as to prevent the Waste, Misuse, or undue Consumption

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Consumption of Water of the Local Board, and the Flow or Return of foul Air or other noisome or impure Matter into the Mains or Pipes of the Local Board, or into any Pipes connected or communicating therewith, nor any private Bath which shall be so constructed as to contain, when filled for Use, more than Fifty Gallons of Water.

17. The Local Board may from Time to Time make such Regulations as shall be necessary or expedient for the Purpose of preventing the Waste or Misuse of Water, and therein amongst other things may prescribe the Size, Nature, and Strength of the Pipes, Cocks, Cisterns, and other Apparatus whatsoever to be used, and may interdict any Arrangements, and the Use of any Pipes, Cocks, Cisterns, or other Apparatus, which may tend to such Waste or Misuse as aforesaid.

Regulations to be made for preventing Waste of Water.

18. The Water to be supplied by the Local Board need not be constantly laid on under Pressure.

Water not necessarily under Pressure.

19. The Local Board may supply any Person with Water for any Purpose in respect of which no special Rates are by this Act granted for such Remuneration and upon such Terms and Conditions as shall be agreed upon between the Local Board and the Person desiring such Supply.

Water may be supplied by Agreement.

20. If and whenever any House, Building, or Premises which shall have been supplied with Water by the Local Board shall be unoccupied, the Local Board, their Agents, Servants, or Workmen, after giving Twenty-four Hours previous Notice to the Owner, by serving the Notice on him or leaving the same at his usual Place of Abode, or, if the Owner or his usual Place of Abode be after due Inquiry not known, by affixing the same for Three Days on some conspicuous Part of such Houses, Building, or Premises, may enter into such House, Building, or Premises between the Hours of Nine o'Clock in the Forenoon and Four o'Clock in the Afternoon, and remove and carry away any Pipe, Meter, Fittings, or other Works, the Property of the Local Board.

Power to Local Board to remove Pipes from unoccupied Premises on giving Notice to the Owners.

21. The Local Board may treat and agree with the Lord of the Manor of *Loughborough* and any other Person or Persons for the absolute Purchase by the Local Board of the present Tolls which can be levied by the Lord of the Manor of *Loughborough*, or any other Person or Persons, in respect of the Markets and Fairs from Time to Time holden within the District, and the Land on which such Markets and Fairs are holden and the Buildings thereon; and upon the Execution by the Lord of the Manor, or such other Person or Persons, of a Deed of Conveyance, under Seal and duly stamped

Power to Local Board to purchase Rights in Markets and Fairs.

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stamped (in which Deed the Consideration for the same shall be fully and truly stated and set forth), the Rights, Powers, and Privileges of the said Lord of the Manor, and of any other Person or Persons with reference thereto, and to the Markets and Fairs, shall vest in and belong to the Local Board.

Power to Local Board to continue existing Markets and Fairs, and to levy Tolls as in First Schedule.

22. After such Purchase is completed the Local Board may continue the existing Markets and Fairs, and may maintain the Buildings and Erections on the Site of such Markets and Fairs, and may levy, demand, and take from any Person occupying or using any Stall, Shed, Pen, or Stand, or bringing into the Market, or offering or exposing for Sale in the Market, any Cattle, Vegetables, Merchandise, or Goods, such Tolls as the Local Board may from Time to Time appoint, not exceeding the several Tolls specified in the First Schedule to this Act annexed.

Lands for Markets and Fairs.

23. After the Completion of the Purchase from the Lord of the Manor or other Person or Persons, the Local Board may, for the Purposes of Markets and Fairs, by Agreement, purchase any Lands within the District, and may appropriate and use the same or any other Lands for the Time being belonging to them or being in their Possession as a Place for the holding of Markets or Fairs for Cattle, Vegetables, Merchandise, and Goods of every kind, and may set out such Parts thereof as they think necessary or proper for the Purposes of such Markets and Fairs, and may thereon erect and maintain a Market House, with all necessary Conveniences, and may make, erect, and maintain such Places for Markets or Fairs, and such Stalls, Sheds, and Pens, and such other Buildings or Conveniences for the Use of Persons frequenting such Markets and Fairs, as they think necessary, and may from Time to Time thereon make and maintain all such Roads and Approaches as they think necessary for the convenient Use of Persons resorting to the Markets and Fairs, provided that the Quantity of Land which the Local Board may hold at One Time for the Purposes of Markets and Fairs shall not exceed Ten Acres.

Markets and Fairs to be there held.

24. As soon as any such Places for the holding of Markets or Fairs are provided by the Local Board under the Powers of this Act, and are ready for public Use, the Local Board shall hold thereon the Markets or Fairs for Cattle, Vegetables, Merchandise, and Goods of every kind for the District, and may demand, levy, recover, and receive from the Persons using the Markets such Tolls, Stallages, Rents, and Rates, not exceeding the Sums set forth in the First Schedule to this Act annexed, but before any such Places are opened for public Use the Local Board shall give not less than Twenty-eight Days Notice of the Time when the same will be so
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opened by Advertisement in a Newspaper circulating in the District, and by printed Bills posted on some conspicuous Places in the District.

25. As soon as any such Places for the holding of Markets or Fairs as aforesaid are opened for public Use all Markets and Fairs now held on the public Highways or Streets or elsewhere in the District shall cease to be so held, and if any Person at any Time thereafter publicly sells or exposes for Sale any Cattle, Vegetables, Merchandise, or Goods in any such Highway or Street or elsewhere in the District, or places any Stand, Pen, or Stall or Articles for Sale or Exhibition in any such Highway or Street or elsewhere in the District, he shall for every such Offence be liable to a Penalty not exceeding Five Pounds; provided that this Provision shall not apply to any Person selling or exposing for Sale any Corn, Cattle, Vegetables, Merchandise, or Goods in any Shop, Dwelling House, Building, or Land, of which he is the Owner or Occupier.

Removal of
Markets and
Fairs from
Streets.

26. It shall be lawful for the Local Board to let any of the Stalls, Standing Places, Pens, or other Conveniences in the Market or Fair, or any Room, Offices, Shops, Buildings, or Grounds belonging thereto, to any Person or Persons for any Term not exceeding Two Years.

Power to
lease Stalls,
&c. in Mar-
ket.

27. It shall not be lawful for the Lessee of any such Stall, Pen, Standing Place, Rooms, Offices, Shops, or Building or other Convenience, his Executors or Administrators, to assign the same without the Consent of the Local Board first had and obtained.

Lessee not to
assign Lease
without
Consent.

28. The several Tolls in the Market or Fair payable with respect to the Occupation of any House, Shop, Stall, Pen, Bench, Compartment, or Space of Ground shall be paid not only by the original Taker or Occupier thereof for the Part of a Day or other Time, but also by any subsequent Taker or Occupier thereof for any other Part of the same Day or Time.

Tolls to be
payable by
successive
Occupiers of
Shops.

29. It shall be lawful for the Local Board from Time to Time to demand and take from any Person occupying or using any Stall, Pen, Shed, or Stand for the Sale of Cattle, Vegetables, Merchandise, or Goods in any Fair to be held in the Market, or bringing therein any Cattle, Vegetables, Merchandise, or Goods for Sale, such Tolls as the Local Board shall from Time to Time appoint, not exceeding the several Tolls specified in the Second Schedule to this Act annexed.

Tolls in Fair
as in Second
Schedule.

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Tolls for weighing Carts, &c. as in Third Schedule.

30. It shall be lawful for the Person for the Time being appointed to attend the Machines and Measures belonging to the Local Board for weighing or measuring Waggon, Carts, or other Articles to demand from the Person requiring the same to be weighed or measured such Tolls as the Local Board may from Time to Time appoint, not exceeding in any Case the Amount set forth in the Third Schedule to this Act annexed: Provided always, that it shall not be obligatory upon the Local Board to provide Weighing Machines or Measures for weighing or measuring Waggon, Carts, or other Articles unless and until they shall think fit.

Power to Local Board to erect Slaughter-houses; Continuance of existing ones prohibited.

31. The Local Board may on any Lands within the District belonging to them erect and maintain a Slaughter-house or Slaughter-houses, with all necessary Conveniences, and after their Completion and the opening for public Use of such Slaughter-house or Slaughter-houses it shall not be lawful for any Person or Persons to maintain or continue the Use of any Slaughter-house within the District; provided that the Local Board shall give not less than Twenty-eight Days Notice of the Time when the same will be so opened by Advertisement in a Newspaper circulating in the District, and by printed Bills posted in some conspicuous Places in the District.

Tolls for Slaughter-houses as in Fourth Schedule.

32. The Local Board may demand and receive from the Persons using the said Slaughter-houses Rates and Tolls not exceeding the Sums specified in the Fourth Schedule to this Act, and such Rates and Tolls shall be paid before using the said Slaughter-houses.

Tolls to include Dues purchased of Lord of the Manor.

33. The Tolls hereby authorized to be demanded and received by the Local Board shall include and discharge the Tolls for the like Animals or Articles which the Lord of the Manor, or any other Person whose Right or Interest shall have been purchased under the Provisions herein contained, may for the Time being be entitled to demand or receive by Prescription, Charter, or otherwise within the District.

Amount to be borrowed.

34. The Local Board may from Time to Time, under the Authority of this Act, in addition to any Monies they have borrowed or are authorized to borrow under the Public Health Acts, borrow at Interest on Mortgage of the Rates and Income of the Local Board under this Act, and of the General District Rates, and any other Charges and Rates authorized to be made or collected under the Public Health Acts, or of any such Securities, either together or separately, all such Sums as they may from Time to Time think requisite for all or any of the Purposes of this Act not exceeding the following; that is to say,

For Waterworks, Twenty thousand Pounds:

For Markets and Fairs, Three thousand five hundred Pounds:

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And the Provisions of the Public Health Acts with regard to the Form, Register, and Transfer of Mortgages, and Register of Transfers, shall extend to the Mortgages to be made under this Act, and the Local Board may include in any of such Mortgages, if they think fit, the Waterworks and the Tolls and Revenues arising from the said Markets and Fairs; provided that all Mortgages granted by the Local Board prior to the passing of this Act on the same Securities, or any of them, on the Credit of which they are by this Act authorized to borrow, and which shall then be in force, shall during their Continuance have Priority over all Mortgages granted on the like Securities, or any of them, under the Authority of this Act.

35. The Local Board may from Time to Time reborrow any Amount from Time to Time repaid by them respectively, unless it be repaid by means of a Sinking Fund under this Act, in which Case, and to the Extent of the Amount paid off by means of the Sinking Fund, their Power of borrowing and reborrowing shall cease. Power to re-borrow.

36. The Mortgagees of the Local Board under this Act may enforce the Payment of the Arrears of Principal and Interest due to them by the Appointment of a Receiver in the Manner directed by the Public Health Acts, and the Amount in arrear to authorize a Requisition for a Receiver shall be Five hundred Pounds. Arrears may be enforced by Appointment of a Receiver.

37. The Sanction of any or either of Her Majesty's Principal Secretaries of State shall not be required for the Exercise by the Local Board of the Powers of borrowing herein-before conferred on them. Sanction of Secretary of State not required to Board borrowing.

38. All the Monies from Time to Time borrowed by the Local Board under this Act, and all Monies from Time to Time received by the Local Board under this Act, shall from Time to Time forthwith after the Receipt thereof be paid to the Treasurer of the Local Board, or to such other Officer of the Local Board as the Local Board shall from Time to Time appoint, and be carried by him to the Credit of the proper Account. Income of Local Board.

39. After any Money shall have been borrowed under the Powers of this Act, the Amount of the General District Rates, and of the Estimates to be prepared of the Amount required in the Judgment of the Local Board for the Purposes of the General District Rates, shall respectively include such Sums (if any), in addition to the Income to be derived under this Act, as in the Judgment of the Local Board are necessary to be provided for the General District Rate and Estimates to include Sums payable on Mortgage under this Act.
Payment

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Payment of any Monies from Time to Time due or accruing due as Interest upon or in respect of such Mortgages, and the Sinking Fund to be set apart in accordance with the Provisions of this Act, and all other the Expenses and Liabilities of the Local Board under and with respect to this Act, and the Purposes and Execution thereof.

Application
of Monies
borrowed.

40. All Monies from Time to Time borrowed under this Act shall be applied by the Local Board only as follows :

First, in Payment of such Part as the Local Board think fit of the Costs, Charges, and Expenses of and incident and preparatory to the obtaining and passing of this Act, or otherwise in relation thereto :

Secondly, in the Acquisition of Lands by this Act authorized to be acquired in the Construction of Waterworks by this Act authorized to be constructed, in the Purchase of the Markets, Tolls, and Fairs aforesaid, and in the Establishment of new Markets and Fairs :

Thirdly, in the Exercise of the Powers of this Act with respect to the paying off of Monies borrowed, and of reborrowing.

Application
of Revenue.

41. The Local Board shall apply all Monies (except Money borrowed on Mortgage) from Time to Time received by them under the Powers of this Act as follows :

First, in paying such Part of the Costs, Charges, and Expenses preparatory and incident to the obtaining and passing of this Act, and the Expenses of and incidental to the raising, levying, and recovering the Rates or Rents, and of the borrowing of Monies under this Act, as the Local Board think fit :

Secondly, in paying the Interest on all Monies from Time to Time borrowed by the Local Board under the Powers of this Act :

Thirdly, in Payment of the Expenses of managing and maintaining the Waterworks, and carrying the several Powers and Provisions of this Act into execution :

Fourthly, in setting apart from Time to Time, from and after the First Day of *January* One thousand eight hundred and seventy, by way of Sinking Fund, such Sums as, with the Interest to accrue thereon, will in the Period of Forty Years from that Day be sufficient to pay off the Monies from Time to Time borrowed by the Local Board for the Purposes of this Act, and the Local Board shall from Time to Time invest such Sums in the Purchase of Exchequer Bills or other Government Securities until they are sufficient to pay off the Monies borrowed, or a Part thereof, as the Local Board may determine :

Fifthly,

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Fifthly, in improving and extending the Waterworks and Mains, and in Payment of any Charges or Expenses for the Time being payable out of the General District Rate, or otherwise for the public Benefit of the Inhabitants of the District and the Improvement thereof, as the Local Board from Time to Time think proper.

42. Nothing in this Act contained shall prejudice or affect the Powers of the Local Board under the Provisions of "the Public Health Acts," and any Supplemental Act, of making General District and other Rates for the Purposes of such Acts or any of them.

Not to affect Powers of Local Board under Public Health Acts.

43. In case any Person who shall have been supplied with Water by the Local Board, or who shall be liable to pay any Water Rent in respect of a Supply of Water under or by virtue of the Provisions of this Act, shall neglect or refuse to pay the Amount due in respect of such Supply for the Space of Fourteen Days after Demand thereof by the Local Board, their Agent or Collector, it shall be lawful for any Justice having Jurisdiction where such Person or where such Water shall have been supplied to issue his Summons to such Person requiring him to appear before Two Justices, having Jurisdiction as aforesaid, at a Time and Place named, then and there to show Cause why the Sums so demanded should not be paid; and if on the Appearance of such Person, or, in default of his Appearance, after Proof of the Service of the Summons, either personally or at the last known Place of Abode or of Business of such Person, no sufficient Cause shall be shown to the contrary, it shall be lawful for such Two Justices to issue their Warrant of Distress for the Seizure and Sale of the Goods and Chattels of such Person for the Recovery of the Amount which may be proved before such Justices to be due from such Person, together with such Costs as to such Justices shall seem just and reasonable.

Recovery of Charges for the Supply of Water.

44. Where any Person fails to pay any Water Rent or other Sum due to the Local Board under this Act, the Local Board may recover the same, with full Costs of Suit, in any Court of competent Jurisdiction, and the Remedies of the Local Board under this Enactment shall be in addition to their other Remedies in that Behalf.

Recovery of Sums by Action.

45. Any Summons or Warrant issued for any of the Purposes of this Act may contain in the Body thereof, or in a Schedule thereto, several Names and several Sums.

Several Sums in One Summons.

46. Any Justice who issues any Warrant of Distress for any of the Purposes of this Act may order that the Costs of the Local
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Cost of Distress.

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Board of and incident to the Recovery of the Money to be levied shall be paid by the Person liable to pay the Money, and the Costs shall be ascertained by the Justices, and shall be included in their Warrant of Distress for the Recovery of the Money.

Penalties on the Local Board not cumulative.

47. Penalties imposed on the Local Board for one and the same Offence by several Acts of Parliament shall not be cumulative, and for this Purpose this Act and the Acts incorporated herewith shall be deemed separate Acts.

Expenses of Act.

48. All the Costs, Charges, and Expenses of and preparatory and incident to the obtaining and passing of this Act, and otherwise in relation thereto, shall be paid by the Local Board out of any Monies which they have received or may receive under this Act or the Public Health Acts.

The FIRST SCHEDULE to which the foregoing Act refers.

GENERAL MARKET TOLLS.

Butchers' Stalls.

s. d.

To be paid by the Occupier of every Butcher's Stall and Block, according to Size and Dimensions of the Stall, namely, for every Lineal Foot of the Frontage thereof, and so in proportion for less than a Foot:

For a Stall, if let or occupied, for every Market Day or other lawful Day, any daily Sum not exceeding	-	-	-	-	0	1½
For a Butcher's Block	-	-	-	-	0	2

Vegetable and other Stalls.

To be paid by the Occupier of every Stall raised above the Ground for the Sale of Vegetables, Fruit, Fish, Game, Poultry, China, Glass, Earthenware, Baskets, Hardware, or other marketable Commodities, according to the Size and Dimensions of the Stall, namely, for every Lineal Foot of Frontage thereof, and so in proportion for less than a Foot:

If let or occupied, for every Market Day or other lawful Day, any daily Sum not exceeding	-	-	-	-	0	1½
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Poultry.

For every Turkey or Goose	-	-	-	-	0	0½
For every Duck or Fowl of any other kind	-	-	-	-	0	0¼

Butter and Eggs.

For every Basket or Box, not exceeding 2 Feet by 18 Inches, per Day	-	-	-	-	0	2
For every Basket exceeding that Size	-	-	-	-	0	4

The Loughborough Local Board Act, 1868.

<i>Potatoes.</i>		<i>s.</i>	<i>d.</i>
For every Sack, Pannier, Hamper, or Cask of Potatoes, not exceeding 3 Strikes in each, per Day	- - - - -	0	1
For every Cart with Potatoes, per Day	- - - - -	0	6
For every Waggon with Potatoes, per Day	- - - - -	1	0

<i>Fruit, Vegetables, &c.</i>		<i>s.</i>	<i>d.</i>
For every Fruit or Vegetable Basket or Bag, per Day	- - - - -	0	1
For every Hamper, Pannier, Cask, or Box, not exceeding 3 Strikes each, per Day	- - - - -	0	2
For every Cart, per Day	- - - - -	0	6
For every Waggon, per Day	- - - - -	1	0

<i>Stands or Benches.</i>		<i>s.</i>	<i>d.</i>
To be paid by the Occupier of every Stand or Bench, according to the Size or Dimensions of the same, namely, for every Superficial Square Foot or Fraction of a Superficial Square Foot thereof: If let or occupied, for every Market Day or other lawful Day, any daily Sum not exceeding	- - - - -	0	1½

<i>Ground Space.</i>		<i>s.</i>	<i>d.</i>
To be paid by the Occupier of every Compartment or Space on the Surface of the Ground, according to the Size and Dimensions of the same, namely, for every Superficial Square Yard or Fraction of a Superficial Square Yard thereof: If let or occupied, for every Market Day or other lawful Day, any daily Sum not exceeding	- - - - -	0	2

<i>Wholesale Market Tolls.</i>		<i>s.</i>	<i>d.</i>
For every Waggon used by any Person for exposing or in which shall be exposed to Sale any marketable Commodity, for every Market Day or other lawful Day	- - - - -	1	0
For every Cart used by any Person for the like Purpose, for any Market Day or other lawful Day	- - - - -	0	6
For every Compartment or Space on the Surface of the Ground used by any Person for the like Purpose, according to the Size or Dimensions of the same, namely, for every Superficial Square Yard thereof, or Fraction of a Superficial Square Foot thereof, any daily Sum not exceeding	- - - - -	0	3

The SECOND SCHEDULE to which the foregoing Act refers.

FAIR TOLLS.

For every Bull, Ox, Bullock, Cow, or Heifer brought in the Fair for Sale	- - - - -	0	3
For every Calf	- - - - -	0	2
For every Horse, Mare, Gelding, or Mule	- - - - -	0	4
For every Ass	- - - - -	0	3
For every Sheep, Lamb, or Goat	- - - - -	0	0½
For every Hog or Pig	- - - - -	0	1

The Loughborough Local Board Act, 1868.

	<i>s.</i>	<i>d.</i>
For the Use of a Pen for Sheep, whether sold or not - - - - -	0	6
For Space for Stands, Cars, Drays, Show Boxes for Sale of Articles, Space not exceeding Three Square Feet - - - - -	0	3
Any extra Space, per Foot - - - - -	0	1
For every Booth, for every Superficial Square Yard - - - - -	0	3
For every Waggon or Dray in which anything is sold or offered for Sale, per Day - - - - -	2	0
For every Cart - - - - -	1	0
For every Truck, Barrow, or other small Vehicle, per Day - - - - -	0	3
For the Use of any Booth or Stall that may be erected in the Fair, not exceeding Six Feet Frontage, per Day or Part of a Day - - - - -	1	0
For every Hawker or Pedlar, or other Person, selling or offering or exposing for Sale any Article whatever within the Fair, by Hand or otherwise, per Day or Fraction of a Day - - - - -	0	6

The THIRD SCHEDULE to which the foregoing Act refers.

WEIGHING AND MEASURING TOLLS.

For all Articles and Things.

If weighing not more than 28 lbs. Avoirdupois - - - - -	0	0½
If weighing more than 28 lbs. and not less than 2 Hundredweight - - - - -	0	1
And for every entire Hundredweight, or Fraction of a Hundredweight not less than a Half Hundredweight, beyond 2 Hundredweight - - - - -	0	0½

For measuring every Quantity of Things sold by Measure.

If not exceeding One Bushel - - - - -	0	0½
If exceeding One Bushel, and not exceeding 2 Bushels - - - - -	0	1
And for every Bushel beyond 2 Bushels - - - - -	0	0½

Cart Weighing Tolls.

For weighing every Waggon, whether loaded or unloaded - - - - -	0	6
For weighing every Cart, whether loaded or unloaded - - - - -	0	3

The FOURTH SCHEDULE to which the foregoing Act refers.

SLAUGHTER-HOUSE TOLLS.

For every Bull, Ox, Cow, or Bullock - - - - -	2	0
For every Ass - - - - -	1	-
For every Calf - - - - -	1	0
For every Sheep or Lamb - - - - -	0	6
For every Hog or Pig - - - - -	0	8
For every other Beast - - - - -	2	0

LONDON :

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1868.