



CHAPTER lxxxiv.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Local Government District of Abergele and Pensarn, the District of Bilston, the Boroughs of Bradford (Yorks.) and Evesham, the Improvement Act District of Leek, the Local Government Districts of Leyton and Wanstead, and the Borough of Ramsgate. A.D. 1887.

[5th July 1887.]

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereto, under the provisions of the Public Health Act, 1875:

38 & 39 Vict.
c. 55.

And whereas it is requisite that the said Orders should be confirmed by Parliament, and that the provisions herein contained should be enacted with reference to one of such Orders:

Be it therefore 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:

1. The Orders set out in the schedule hereto shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the dates therein respectively mentioned, have full validity and force. The Orders in schedule confirmed.

2. The Leek Improvement Commissioners shall not under the powers of this Act or of the Order relating to the Improvement Act District of Leek, without the consent of the Local Government Board, purchase or acquire in any city, borough, or other urban sanitary district, or in any parish or part of a parish not being within an urban sanitary district, ten or more houses which, after the passing of this Act have been, or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers

Special provision as to houses of labouring class.

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A.D. 1887. — For the purposes of this section, the expression "labouring class" includes mechanics, artizans, labourers, and others working for wages, hawkers, costermongers, persons not working for wages, but working at some trade or handicraft without employing others except members of their own family, and persons other than domestic servants, whose income does not exceed an average of thirty shillings a week, and the families of any of such persons who may be residing with them.

Short title. **3.** This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 2) Act, 1887.

SCHEDULE.

A.D. 1887.

LOCAL GOVERNMENT DISTRICT OF ABERGELE
AND PENSARN.

*Abergele
and Pensarn
Order.*

Provisional Order for altering a Confirming Act.

To the Abergele and Pensarn Local Board, being the Sanitary Authority for the Urban Sanitary District of Abergele and Pensarn, in the County of Denbigh ; —

And to all others whom it may concern.

WHEREAS on or about the Second day of February, One thousand eight hundred and sixty-seven, the Local Government Act, 1858, was duly adopted by the District of Pensarn, in the County of Denbigh, and the said Act came into force within such District on or about the Second day of April, One thousand eight hundred and sixty-seven, and thereupon the said District became subject to the jurisdiction of the Pensarn Local Board ;

And whereas one of Her Majesty's Principal Secretaries of State, by two Sanctions dated respectively the Twenty-second day of June, One thousand eight hundred and sixty-seven, and the Twenty-fifth day of September, One thousand eight hundred and sixty-nine, authorised the borrowing by the Pensarn Local Board of the sums of two thousand and fifty-five pounds and three hundred and forty-five pounds, making together the sum of two thousand four hundred pounds, to defray the cost of constructing certain works of sewerage in their district ;

And whereas by an Order dated the Eleventh day of December, One thousand eight hundred and seventy-four, the Local Government Board consented to the constitution by the Guardians of the Poor of the Saint Asaph Union, as the Sanitary Authority for the Rural Sanitary District of that Union (herein-after referred to as "the Rural Sanitary Authority"), of a Special Drainage District, to be called the Abergele Special Drainage District, comprising part of the Parish of Abergele, in the said Rural Sanitary District ;

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*Abergele
and Pensarn
Order.*

And whereas the Local Government Board, by a Sanction dated the Third day of August, One thousand eight hundred and seventy-five, authorised the borrowing by the Rural Sanitary Authority of the sum of one thousand nine hundred pounds to defray the cost of works of sewerage in the said Special Drainage District, and the Rural Sanitary Authority, on or about the Sixteenth day of March, One thousand eight hundred and seventy-six, borrowed the said sum of one thousand nine hundred pounds ;

And whereas by a Provisional Order of the Local Government Board dated the Eighteenth day of May, One thousand eight hundred and seventy-six, and duly confirmed by the Local Government Board's Provisional Orders Confirmation (Aberavon, &c.) Act, 1876 (which Order and Act are herein-after respectively referred to as "the Order" and "the Confirming Act"), the Abergele Special Drainage District was included in the said Local Government District of Pensarn, and it was ordered that that Local Government District, as thereby extended, should be termed the Abergele and Pensarn Local Government District (herein-after referred to as "the District"), and that the Pensarn Local Board should be termed the Abergele and Pensarn Local Board (herein-after referred to as "the Local Board") ;

And whereas on the Twenty-ninth day of September, One thousand eight hundred and seventy-six, the date when the Order came into operation, there was owing by the Pensarn Local Board in respect of the sum of two thousand four hundred pounds authorised to be borrowed by the above-recited Sanctions of the Twenty-second day of June, One thousand eight hundred and sixty-seven, and the Twenty-fifth day of September, One thousand eight hundred and sixty-nine, the sum of one thousand eight hundred and ninety-five pounds or thereabouts, and by the Order the said sum of one thousand eight hundred and ninety-five pounds and the sum of one thousand nine hundred pounds borrowed by the Rural Sanitary Authority as aforesaid, together with the interest from time to time to accrue upon those sums respectively, were charged equally and uniformly upon the District Fund and General District Rate of the district ;

And whereas the Local Government Board, by two Sanctions dated the Ninth day of November, One thousand eight hundred and eighty-six, authorised the borrowing by the Local Board of the sums of two hundred and seven pounds and ninety-three pounds for the purpose of paying off part of the said sum of one thousand eight hundred and ninety-five pounds ;

And whereas the sums now remaining unpaid, and for the repayment whereof the Local Board are liable, are as follows :—

One thousand four hundred and eleven pounds and twelve shillings,	}	in respect of the said sum of one thousand nine hundred pounds ;
Eight hundred and fifty-three pounds two shillings and ten-pence,		
Two hundred and seven pounds,	}	in respect of the said sum of one thousand eight hundred and ninety-five pounds ;
Ninety-three pounds,		

And whereas the district is an Urban Sanitary District, of which the Local Board are the Urban Sanitary Authority :

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Provisional Orders Confirmation (No. 2) Act, 1887.

Now, therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 297 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the Confirming Act, so far as it relates to the Order, shall be altered and amended so as to provide as follows :—

A.D. 1887.

*Abergele
and Pensarn
Order.*

- (1.) The clerk to the Local Board shall, within twenty-one days after the expiration of each year ending on the Twenty-fifth day of March in which any sum is required to be paid as an instalment or to be set apart for a sinking fund in respect of the said sums of one thousand four hundred and eleven pounds and twelve shillings, eight hundred and fifty-three pounds two shillings and tenpence, two hundred and seven pounds, and ninety-three pounds, or of moneys re-borrowed for the purpose of discharging any of those sums, transmit to the Local Government Board a return, in such form as may be prescribed by that Board, and verified by statutory declaration, if so required by them, showing, for the year next preceding the making of such return, the amounts which have been paid as instalments, and the amounts which have been invested or applied for the purpose of such 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 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 any wilful default in making such return, such clerk shall be liable to a penalty not exceeding twenty pounds, which shall be paid to the Local Government Board, and shall be recoverable by that Board in the same manner as penalties recoverable under the Public Health Act, 1875, in a summary manner, may be recovered by parties aggrieved within the meaning of that Act.
- (2.) If it appears to the Local Government Board by that return, or otherwise, that the Local Board have failed to pay any instalment required to be paid, or to set apart any sum required for any sinking fund, or have applied any portion of the moneys set apart for any sinking fund, or of the sums accumulated by way of interest, 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 by way of instalment, or be set apart and invested or applied as part of the sinking fund, and any such Order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of Her Majesty's High Court of Justice.

Given under the Seal of Office of the Local Government Board, this
Sixth day of May, One thousand eight hundred and eighty-
seven.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

A.D. 1887.

DISTRICT OF BILSTON.

Bilston
Order.

Provisional Order for altering the Bilston Improvement Act, 1850.

To the Bilston Township Commissioners and Local Board of Health, being the Sanitary Authority for the Urban Sanitary District of Bilston, in the County of Stafford;—

And to all others whom it may concern.

WHEREAS the Township of Bilston, in the County of Stafford, is an Urban Sanitary District (herein-after referred to as "the District"), of which the Bilston Township Commissioners and Local Board of Health (herein-after referred to as "the Commissioners") are the Urban Sanitary Authority, and the Bilston Improvement Act, 1850 (herein-after referred to as "the Local Act"), is in force in the District;

And whereas by Section 1 of the Local Act it is, inter alia, provided that the Commissioners Clauses Act, 1847, and the Towns Improvement Clauses Act, 1847, except so much of the latter Act as respects the prevention of smoke, shall be incorporated with and form part of the Local Act;

And whereas by Section 13 of the Local Act it is enacted that it shall be lawful for any person qualified to vote at any election of Commissioners under that Act, at any time not more than ten or less than seven days before such election, by a written notice signed by him and delivered to the Returning Officer, to nominate for election thereat any duly qualified person or persons (not exceeding in number the Commissioners to be elected at such election), and that such Returning Officer shall, within two days after the receipt of any such notice, give notice thereof to the person or persons thereby nominated; but it is provided that no election of a Commissioner under the Local Act shall be void on the ground that such Commissioner was not previously nominated under the section now in recital;

And whereas by Section 17 of the Local Act it is, inter alia, enacted that the word "owner" shall mean the person for the time being receiving the rackrent of the lands or premises in connexion with which the said word is used, whether on account of, or as agent or trustee for, any other person, or who would so receive the same if such lands or premises were let at rackrent;

And whereas by Section 59 of the Local Act the Commissioners are empowered to demand from any persons occupying or using any stand, stall, shed, pen, or place in their market place, or buildings or ground connected therewith, or bringing into such market place or buildings or ground any marketable commodities specified in the Schedule (B.) to the Local Act annexed, such stallages, rents, and tolls as the Commissioners shall from time to time appoint, not exceeding the stallages, rents, and tolls specified in the said Schedule (B.);

And whereas by Section 86 of the Local Act it is enacted that nothing in the Waterworks Clauses Act, 1847, or the Gasworks Clauses Act, 1847, shall oblige the Commissioners under the Local Act to make up or send to the Clerk of the

[50 & 51 VICT.] *Local Government Board's* [Ch. lxxxiv.]
Provisional Orders Confirmation (No. 2) Act, 1887.

Peace any account of any receipt or expenditure of rates or moneys levied under the powers of the Local Act :

A.D. 1887.

Bilston
Order.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order (herein-after referred to as "the commencement of this Order"), the following provisions shall take effect; namely,—

Art. I. Section 1 of the Local Act shall be altered so as to provide as follows; viz.,—

- (1.) Sections 21 and 22 of the Commissioners Clauses Act, 1847, shall cease to be incorporated with the Local Act.
- (2.) Sections 90 to 95 (both inclusive) of the Commissioners Clauses Act, 1847, except so much of Section 90 as relates to the preparation and printing of the statement and account, shall be deemed to have ceased to be incorporated with the Local Act as from the Twenty-sixth day of March, One thousand eight hundred and eighty-six, and Sections 245, 247 (except so much thereof as has been repealed by the District Auditors Act, 1879), 249, and 250 of the Public Health Act, 1875, relating to accounts and their audit, and the provisions of the District Auditors Act, 1879, so far as the same are applicable, shall be deemed to have applied to all the accounts of the Commissioners, and of any committee of the Commissioners, and of all officers of the Commissioners or of such committees, as from the said Twenty-sixth day of March, One thousand eight hundred and eighty-six.
- (3.) Sections 22 to 34, 35 and 43, 47 to 56, and 156 to 166, all inclusive, 179, 181, 184, and the words "other than the sewer rate" throughout Section 180, of the Towns Improvement Clauses Act, 1847, shall cease to be incorporated with the Local Act, save as to any act done or omitted, or any right or remedy existing for or in respect of any act done or omitted, or any rate made under them or the Local Act prior to the commencement of this Order.

Art. II. The proviso to Section 13 of the Local Act shall be repealed.

Art. III. The Local Act shall be further altered so as to provide as follows:—

- (1.) The Fifteenth day of April in every year shall be deemed to be the "prescribed time" within the meaning of Section 17 of the Commissioners Clauses Act, 1847, for the retirement of Commissioners by rotation; and the Commissioners who, but for this Order, would have retired on the first Thursday in the month of September, in the year One thousand eight hundred and eighty-seven, shall, if not otherwise disqualified, remain in office until the Fifteenth day of April, in the year One thousand eight hundred and eighty-eight; the Commissioners who, but for this Order, would have retired on the first Thursday in the month of September, in the year One thousand eight hundred and eighty-eight, shall, if not otherwise disqualified, remain in office until the Fifteenth day of April, in the year One thousand eight hundred and eighty-nine; and the Commissioners who, but for this Order, would have retired on the first Thursday in the month of September, in the year One thousand eight hundred and eighty-nine, shall, if not otherwise disqualified, remain in office until the Fifteenth day of April, in the year One thousand eight hundred and ninety.

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A.D. 1887.

Bilston
Order.

(2.) The election of Commissioners in the place of those who retire by rotation, in pursuance of the Commissioners Clauses Act, 1847, shall be held on the first Thursday in the month of April in every year (herein-after referred to as "the day of election").

(3.) The Returning Officer, for the purposes of the election of Commissioners, shall be the chairman of the Commissioners, and all powers and duties requisite to be performed by the Returning Officer in relation to such election shall be exercised and performed by him :

Provided that if the office of chairman is vacant at the time when any such power or duty must be exercised or performed, or if the chairman, from illness or other sufficient cause, is unable to exercise or perform such powers or duties, or is absent, or refuses to act, some other person willing to act shall be appointed by the Commissioners to exercise or perform such powers or duties.

(4.) The Returning Officer shall, not less than fourteen days before the day of election, publish in some newspaper circulating in the District a notice signed by him, and specifying the number and qualification of the persons to be elected as Commissioners, and the dates between which, and the place where, the nominations of persons for election mentioned in Section 13 of the Local Act are, in accordance with that section, to be delivered to him ; he shall also cause copies of such notice to be affixed at the places where parochial notices are usually affixed.

(5.) Any person nominated may withdraw from his candidature by giving notice in writing to that effect, signed by him, to the Returning Officer four clear days before the day of election.

(6.) If the number of persons nominated, and not withdrawn, is the same as, or less than, the number of Commissioners to be elected, such persons (if duly qualified) shall be deemed to be elected, and shall be so certified by the Returning Officer under his hand on the day of election.

(7.) If the number of persons nominated, and not withdrawn, exceeds the number of Commissioners to be elected, the Returning Officer shall include in the public notice of the election required to be given by him under Section 23 of the Commissioners Clauses Act, 1847, a complete list of the persons nominated, and not withdrawn, in the alphabetical order of the surnames of such persons ; but it shall not be necessary to insert more than once the name of any person nominated.

(8.) The Commissioners elected shall come into office on the Fifteenth day of April next following the day of election, and until the said Fifteenth day of April the Commissioners in whose places they are elected shall continue to hold office.

(9.) Any vacancy occurring by failure duly to elect a sufficient number of Commissioners may, if the Commissioners think fit, be filled up by them out of qualified persons at a meeting of the Commissioners to be held within one month from the day of election, and any Commissioner so chosen shall continue in office so long only as he would have done if he had been elected at the then previous annual election.

Art. IV. Section 17 of the Local Act shall be altered by the insertion therein of the words " on his own account " in lieu of the words " on account of."

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Provisional Orders Confirmation (No. 2) Act, 1887.

A.D. 1887.

Bilston
Order.

Art. V. Section 82 of the Local Act shall be altered as follows:—

- (1.) By the insertion of the words "ten pounds" in lieu of the words "six pounds ten shillings"; and
- (2.) By the insertion of the words "the Commissioners may at their option, and notwithstanding the last proviso to Section 180 of the Towns Improvement Clauses Act, 1847, rate," in lieu of the words "the Commissioners may from time to time, if they shall think fit, compound with;" and
- (3.) By the omission of all the words after the words "shall think reasonable," and by the insertion of the words "Provided that where such reduced estimate is in respect of tenements, whether occupied or unoccupied, then such assessment shall be made on one half of the amount at which such tenements would be liable to be rated if the same were occupied and the rate were levied on the occupiers."

Art. VI. Section 59 of the Local Act shall be altered so as to provide that the Commissioners may, in addition to the stallages, rents, and tolls mentioned in Schedule (B.), demand from any person occupying or using any portion of the market place, or buildings or ground connected therewith, belonging to the Commissioners, for any show, booth, caravan, stall, or other purpose for which no toll is provided to be taken under the Local Act, a stallage rent or toll not exceeding one shilling for every ten feet of superficial area so occupied or used.

Art. VII. Section 86 of the Local Act shall be altered by the insertion therein of the words "the Commissioners Clauses Act, 1847," after the words "nothing in."

Given under the Seal of Office of the Local Government Board, this
Twenty-sixth day of April, One thousand eight hundred and
eighty-seven.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

BOROUGH OF BRADFORD (YORKS).

*Provisional Order for altering the Bradford Corporation
Act, 1866.*

Bradford
(Yorks.)
Order.

To the Mayor, Aldermen, and Burgesses of the Borough of Bradford, in
the West Riding of the County of York, being the Urban Sanitary
Authority for that Borough;—

And to all others whom it may concern.

WHEREAS the Borough of Bradford, in the West Riding of the County of
York (herein-after referred to as "the Borough"), is an Urban Sanitary District,
of which the Mayor, Aldermen, and Burgesses, acting by the Council (herein-
after referred to as "the Corporation"), are the Urban Sanitary Authority
and the Bradford Corporation Act, 1866 (herein-after referred to as "the Local
Act"), is in force in the Borough;

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Provisional Orders Confirmation (No. 2) Act, 1887.

A.D. 1887.

—
Bradford
(Yorks.)
Order.
—

And whereas by Section 57 of the Local Act the Corporation were empowered, in addition to the moneys which they were then by the Acts therein referred to authorised to borrow on mortgage, from time to time to borrow on mortgage any sums not exceeding in the whole one hundred and fifty thousand pounds, to be applied in making and providing the market places and market houses, and the buildings, works, and conveniences connected therewith, by the Local Act authorised to be made and provided, and for other the purposes of that Act :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the Local Act shall be altered so as to provide as follows :—

Art. I. Notwithstanding anything in the Local Act contained, the Corporation may, with the sanction of the Local Government Board, and subject to the provisions of this Order, borrow, upon the security of the market fund, and of the borough fund and borough rate, or upon either of such securities, and for enlarging and extending their markets and slaughter-houses, any sum or sums not exceeding in the whole the sum of thirty thousand pounds.

Art. II. For the purpose of raising money under this Order the provisions of the Local Loans Act, 1875 (including the power of creating debenture stock), shall be available to the Corporation, and Sections 236 to 239, both inclusive, of the Public Health Act, 1875, shall apply to all money raised and borrowed under this Article, other than money borrowed under the provisions of the Local Loans Act, 1875.

Art. III. The moneys borrowed under the powers conferred by this Order shall be repaid within such period, not exceeding fifty years from the date of borrowing thereof, as the Corporation, with the sanction of the Local Government Board, shall determine, which period shall be deemed to be the "prescribed period" within the meaning of the Local Loans Act, 1875, and is herein-after referred to as "the prescribed period."

Art. IV. The Corporation shall repay the moneys borrowed under the powers conferred by this Order, other than money borrowed under the provisions of the Local Loans Act, 1875, either by equal annual instalments of principal, or of principal and interest, or by setting apart in every year as a sinking fund such a sum or sums as will, according to a reasonable calculation for the time being, with accumulations in the way of compound interest, be sufficient, after payment of all expenses, to pay off the money so borrowed within the prescribed period, and shall invest the same in the purchase of Exchequer bills or other Government securities, or in securities in which trustees are by law for the time being authorised to invest, or in mortgages, debentures, debenture stock, or other securities issued by any Local Authority, as defined by Section 34 of the Local Loans Act, 1875, other than the Corporation, the Corporation being at liberty from time to time to vary and transpose such investments.

Art. V. The Corporation may at any time apply the whole or any part of such sinking fund in or towards the discharge of the money for the repayment of which the fund is established : Provided that the Corporation pay into the fund each year, and accumulate until the whole of the money borrowed is discharged, a sum equivalent to the interest which would have been produced by the sinking fund or the part of the sinking fund so applied.

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Provisional Orders Confirmation (No. 2) Act, 1887.

Art. VI. The Corporation may re-borrow moneys borrowed under the powers conferred by this Order and paid off otherwise than by instalments or by means of a sinking fund, upon either or both of the securities mentioned in Article I. of this Order, for the purpose of discharging any loans contracted under that Article, other than loans contracted under the Local Loans Act, 1875: Provided that the money borrowed for such purpose shall be repaid in the manner provided by Articles III. and IV. of this Order, and the time for repayment of the money so borrowed shall not extend beyond the unexpired portion of the prescribed period.

Art. VII. The town clerk of the Borough shall, within twenty-one days after the expiration of each year ending on the Twenty-fifth day of March in which any sum is required to be paid as an instalment or to be set apart for a sinking fund in respect of the moneys borrowed under the powers conferred by this Order, transmit to the Local Government Board a return, in such form as may be prescribed by that Board, and verified by statutory declaration, if so required by them, showing, for the year next preceding the making of such return, the amounts which have been paid as instalments, and the amounts which have been invested or applied for the purpose of such 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 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 any wilful default in making such return, such clerk shall be liable to a penalty not exceeding twenty pounds, which shall be paid to the Local Government Board, and shall be recoverable by that Board in the same manner as penalties recoverable under the Public Health Act, 1875, in a summary manner, may be recovered by parties aggrieved within the meaning of that Act.

Art. VIII. If it appears to the Local Government Board by that return, or otherwise, that the Corporation have failed to pay any instalment required to be paid, or to set apart any sum required for any sinking fund, or have applied any portion of the moneys set apart for any sinking fund, or of the sums accumulated by way of interest, 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 by way of instalment or be set apart and invested or applied as part of the sinking fund, and any such Order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of Her Majesty's High Court of Justice.

Given under the Seal of Office of the Local Government Board, this
Sixth day of May, One thousand eight hundred and eighty-
seven.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

A.D. 1887.

—
Bradford
(Yorks.)
Order.
—

A.D. 1887.

*Evesham
Order.*

BOROUGH OF EVESHAM.

Provisional Order for altering a Local Act.

To the Mayor, Aldermen, and Burgesses of the Borough of Evesham, in the County of Worcester, being the Urban Sanitary Authority for that Borough ;—

And to all others whom it may concern.

WHEREAS by Section 21 of a Local Act of Parliament passed in the fifth year of the reign of His late Majesty King George the Fourth, intituled " An Act for paving, cleansing, lighting, watching, regulating, and improving the Borough of Evesham, in the County of Worcester ; for repairing, improving, and maintaining the bridge over the River Avon within the said Borough, and for selling certain waste lands within the said Borough, and for appropriating the moneys arising from such sales towards the purposes therein mentioned," (herein-after referred to as " the Local Act.") the Commissioners therein mentioned were empowered to cause the streets, lanes, passages, and other public places within the Borough of Evesham, in the County of Worcester (herein-after referred to as " the Borough"), to be well and effectually lighted either with gas, oil, or otherwise, and for that purpose the said Commissioners were empowered to purchase or rent any buildings, erections, or lands within the limits of the Local Act, not exceeding two statute acres, for the purpose of erecting and making suitable buildings and apparatus therein and thereon for the manufacturing of gas ;

And whereas by Section 25 of the Local Act it was enacted that in case the said Commissioners should deem it expedient to erect such gas apparatus and to light the said streets, lanes, entries, and other public passages and places, or any of them, with gas or inflammable air without contracting for the same in accordance with the provisions of Section 24 of the Local Act, it should be lawful for the said Commissioners, after sufficiently lighting such streets, lanes, entries, and other public passages and places, to let out or grant to any person or persons whomsoever, who should be willing to take the same, any light or lights, or argand, cockspur, batwing, or any other kind of burner or burners, and to supply the same with gas or inflammable air, upon such terms and conditions, and at such annual rents for the same, and in such manner as they, the said Commissioners, should from time to time think proper : provided nevertheless, that all money to proceed therefrom or arise thereby be, in the first instance, applied to defray the expenses of the gas apparatus and other things connected therewith, and if there should be any overplus, then that the same should be applied generally for the purposes of the Local Act ;

And whereas on the Twelfth day of July, One thousand eight hundred and thirty-nine, the said Commissioners, at a meeting called for the purpose, did transfer, in writing under their hands and seals, all the powers vested in them as such Commissioners by the Local Act to the Mayor, Aldermen, and Burgesses of the Borough in accordance with the provisions of an Act of Parliament passed in the fifth and sixth years of the reign of His late Majesty King William the Fourth, intituled " An Act to provide for the regulation of Municipal Corporations in England and Wales " ;

[50 & 51 VICT.] *Local Government Board's* [Ch. lxxxiv.]
Provisional Orders Confirmation (No. 2) Act, 1887.

And whereas the Borough is an Urban Sanitary District, of which the said Mayor, Aldermen, and Burgesses, acting by the Council (herein-after referred to as "the Corporation"), are the Urban Sanitary Authority, and the Local Act as partially repealed and altered by a Provisional Order of the Local Government Board dated the Thirtieth day of May, One thousand eight hundred and seventy-seven, and confirmed by the Local Government Board's Provisional Orders Confirmation (Atherton, &c.) Act, 1877, and by another Provisional Order of the Local Government Board dated the Fourth day of June, One thousand eight hundred and eighty-five, and confirmed by the Local Government Board's Provisional Orders Confirmation (No. 7) Act, 1885, is in force in the Borough ;

A.D. 1887.

*Evesham
Order.*

And whereas the Corporation have acquired, under the provisions of the Local Act, the gasworks, mains, pipes, and other apparatus for the manufacture and supply of gas within the Borough for public and private purposes (herein-after referred to as "the gas undertaking") of the Evesham Gaslight and Coke Company :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect ; namely,—

Art. I. The Local Act may be cited as "The Evesham Improvement Act, 1824."

Art. II. The proviso to Section 25 of the Local Act shall be repealed.

Art. III. The Local Act shall be further altered so as to provide as follows :—

(1.) The Corporation shall keep separate gas capital and revenue accounts distinct from the other accounts of the Corporation ; and shall cause to be entered in the gas revenue account all moneys from time to time received by them by way of revenue from the gas undertaking, and all payments made thereout.

(2.) The Corporation shall keep separate records of the quantities of gas supplied to private consumers and for public lighting respectively. The Corporation shall, out of the district fund of the Borough, pay to the gas revenue account the cost of gas supplied for public lighting, and, in calculating such cost, the price charged shall be the minimum price charged to private consumers, with an abatement of twenty per centum.

(3.) All moneys from time to time received by the Corporation by way of revenue from the gas undertaking (including the sums to be paid by them for gas supplied for public lighting), and not applied in or reasonably required to provide for payment of the gas establishment charges (that is to say), of the expenses properly chargeable to revenue, of establishing, conducting, managing, and maintaining the gasworks and works connected therewith, shall be applied for the following purposes :

In payment of the interest on the moneys borrowed or re-borrowed for the purposes of the gas undertaking ;

In providing for the annual payments (including payments to sinking funds) required to be made for the discharge of any moneys borrowed or re-borrowed for the purposes of the gas undertaking ;

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Provisional Orders Confirmation (No. 2) Act, 1887.

A.D. 1887.

Evesham
Order.

In setting apart, if the Corporation think fit, a yearly sum, not exceeding ten pounds per centum of such revenue, for the purpose of forming a reserve fund to provide for the expenses attendant upon or occasioned by any sudden accident to the said gasworks and works connected therewith, or any other extraordinary expenditure authorised by the Local Act: Provided that such reserve fund shall be accumulated by way of compound interest by investing the same in the purchase of Exchequer bills or other Government securities, or in securities in which trustees are by law for the time being authorised to invest, or in mortgages, debentures, debenture stock, or other securities issued by any local authority as defined by Section 34 of the Local Loans Act, 1875, other than the Corporation (the Corporation being at liberty from time to time to vary and transpose such investments), until it amounts, according to the market price of such investments, to the sum of two thousand pounds, and that whenever the reserve fund amounts, according to the market price of such investments, to the sum of two thousand pounds the income therefrom shall be applied in the same manner as money received by the Corporation by way of revenue from the gas undertaking;

In payment, if the Corporation think fit, of the expenses of executing any permanent works in connexion with the gas undertaking authorised by the Local Act;

The residue (if any) to be carried to the credit of the district fund of the Borough, but no part of such revenue shall be carried to the credit of the district fund when the price of gas to private consumers exceeds four shillings and twopence per one thousand cubic feet.

- (4.) Any deficiency in the gas revenue account shall be made good out of the district fund and general district rate of the Borough: Provided that the Corporation shall not defray, out of the district fund or general district rate, any deficiency in the gas revenue account (after payment thereto of the cost of gas supplied for public lighting), other than payments required to be made in respect of money borrowed for the purposes of the gas undertaking, on mortgage of the district fund and general district rate, when the price of gas to private consumers is less than five shillings and sixpence per one thousand cubic feet.

Given under the Seal of Office, of the Local Government Board, this
Thirteenth day of April, One thousand eight hundred and eighty-
seven.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

IMPROVEMENT ACT DISTRICT OF LEEK.

A.D. 1887.

Provisional Order for altering the Leek Improvement Act, 1855. Leek Order.

To the Leek Improvement Commissioners, being the Sanitary Authority
for the Urban Sanitary District of Leek, in the County of Stafford;—

And to all others whom it may concern.

WHEREAS under the provisions of "The Leek Improvement Act, 1855" (herein-after referred to as "the Local Act"), certain Commissioners and their successors were incorporated, under the name of the Leek Improvement Commissioners (herein-after referred to as "the Commissioners"), to carry the Local Act into execution ;

And whereas the Local Act has been partially repealed or altered by—

- (1.) A Provisional Order of the Local Government Board dated the Sixth day of May, One thousand eight hundred and seventy-eight, and confirmed by the Local Government Board's Provisional Orders Confirmation (Aber-gavenny Union, &c.) Act, 1878 ;
- (2.) A Provisional Order of the Local Government Board dated the Twenty-fifth day of April, One thousand eight hundred and eighty-five, and confirmed by the Local Government Board's Provisional Orders Confirmation (No. 2) Act, 1885 ; and
- (3.) A Provisional Order of the Local Government Board dated the Fourth day of February, One thousand eight hundred and eighty-six, and confirmed by the Local Government Board's Provisional Orders Confirmation Act, 1886 ;

And whereas by Section 39 of the Local Act the Commissioners were empowered, for the purposes (inter alia) of the cemetery thereby authorised, to enter upon, take, and use the lands therein mentioned ;

And whereas by Section 43 of the Local Act the Commissioners were empowered from time to time, by agreement, to purchase or take on a perpetual lease, for any of the purposes of that Act, other than the purposes of the cemetery, any lands within the limits of the Local Act, and for the purposes of the manufacture of gas any lands immediately adjoining the site of the then existing gasworks ; but it was thereby provided that the quantity of land at any time held by the Commissioners for the purposes of the gasworks should not exceed two acres, or for the purposes of the cemetery seven acres ;

And whereas by Section 61 of the Local Act the Commissioners were empowered, subject to the provisions of that Act, to maintain the gasworks situate at or near the North Staffordshire Railway Station, in the Township of Leek and Lowe, upon lands abutting on the turnpike road from Leek to Newcastle-under-Lyme ; but it was thereby provided that the Commissioners should not erect any works for the manufacture of gas on any lands except those contracted for or acquired previous to the commencement of the Local Act for that purpose, or which immediately adjoined the then existing gasworks, and not exceeding in the whole the quantity of two acres therein-before allowed ;

And whereas the District within the limits of the Local Act is an Urban Sanitary District, of which the Commissioners are the Urban Sanitary Authority :

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Provisional Orders Confirmation (No. 2) Act, 1887.

A.D. 1887.

Leek Order.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect; viz.,—

Art. I. Section 43 of the Local Act shall be altered as follows:—

- (1.) By the omission of the words "other than the purposes of the cemetery."
- (2.) By the insertion of the words "for the purposes of the gasworks shall not exceed four acres" in lieu of the words "for the purposes of the gasworks shall not exceed two acres."
- (3.) By the insertion of the words "for the purposes of the cemetery twelve acres" in lieu of the words "for the purposes of the cemetery seven acres."

Art. II. Section 61 of the Local Act shall be altered by the insertion of the words "four acres" in lieu of the words "two acres" in the proviso to that section.

Given under the Seal of Office of the Local Government Board, this
Third day of May, One thousand eight hundred and eighty-seven.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

*Leyton and
Wanstead
Order.*

LOCAL GOVERNMENT DISTRICTS OF LEYTON AND
WANSTEAD.

*Provisional Order for extending the Local Government Districts
of Leyton and Wanstead.*

To the Leyton Local Board, being the Sanitary Authority for the Urban Sanitary District of Leyton, in the County of Essex;—

To the Wanstead Local Board of Health, being the Sanitary Authority for the Urban Sanitary District of Wanstead, in the same County;—

And to all others whom it may concern.

WHEREAS the Local Government District of Leyton, in the County of Essex (herein-after called "the Leyton District"), is an Urban Sanitary District, of which the Leyton Local Board are the Urban Sanitary Authority;

And whereas the Local Government District of Wanstead, in the same County (herein-after called "the Wanstead District"), is an Urban Sanitary District, of which the Wanstead Local Board of Health are the Urban Sanitary Authority;

And whereas application has been made to the Local Government Board to issue a Provisional Order to declare the part of the Leyton District, described in Schedule A. to this Order, to be included in the Wanstead District, and the part of the Wanstead District, described in Schedule B. to this Order, to be included in the Leyton District:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 270 of the Public Health Act, 1875, and by any other

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Statutes in that behalf, do hereby Declare that, from and after the date when this Order shall come into operation, all that part of the Leyton District which is described in the said Schedule A. shall be included in, and form part of, the Wanstead District, and all that part of the Wanstead District which is described in the said Schedule B. shall be included in, and form part of, the Leyton District.

A.D. 1887.

*Leyton and
Wanstead
Order.*

And We hereby Order as follows ; viz. :—

Art. I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and eighty-seven.

Art. II. The number of members to be elected for the Leyton District and the Wanstead District respectively, as hereby altered, shall, subject to the provisions of Rule 2 of Schedule II. to the Public Health Act, 1875, be the same as before the date of this Order.

The SCHEDULES above referred to.

SCHEDULE A.

All that part of the Leyton District which is within the boundaries edged dark green on the map marked A., sealed with the official seal of the Local Government Board, and deposited in their office, copies whereof, sealed in like manner, are deposited in the offices of the Leyton Local Board and of the Wanstead Local Board of Health, respectively.

SCHEDULE B.

All that part of the Wanstead District which is within the boundaries edged dark red on the map marked B., sealed with the official seal of the Local Government Board, and deposited in their office, copies whereof, sealed in like manner, are deposited in the offices of the Leyton Local Board and of the Wanstead Local Board of Health, respectively.

Given under the Seal of Office of the Local Government Board, this
Twenty-fifth day of April, One thousand eight hundred and
eighty-seven.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

A.D. 1887.

BOROUGH OF RAMSGATE.

*Ramsgate
Order.*

Provisional Order for altering a Local Act and a Confirming Act.

To the Mayor, Aldermen, and Burgesses of the Borough of Ramsgate, in the County of Kent, being the Urban Sanitary Authority for that Borough ; —

And to all others whom it may concern.

WHEREAS under the provisions of the Ramsgate Local Board Act, 1877 (herein-after referred to as "the Local Act"), the Local Board for the District of Ramsgate in the County of Kent, were authorised to purchase the water undertaking of the Company of Proprietors of the Ramsgate Waterworks, and, by Section 58 of that Act, were authorised to borrow to an amount not exceeding in the aggregate, in respect of the water undertaking by that Act authorised, ninety thousand pounds ;

And whereas by a Provisional Order of the Local Government Board dated the Twenty-fourth day of May, One thousand eight hundred and eighty, and duly confirmed by the Local Government Board's Provisional Orders Confirmation (Eastbourne, &c.) Act, 1880 (which Order and Act are herein-after respectively referred to as "the Order" and "the Confirming Act"), the Local Board for the District of Ramsgate was dissolved, the Town of Ramsgate was declared to be an Urban Sanitary District within the meaning of the Public Health Act, 1875, and the Ramsgate Improvement Commissioners (herein-after referred to as "the Commissioners") were incorporated, and the Commissioners were constituted the Urban Sanitary Authority for the Town of Ramsgate, to exercise and execute, to the exclusion of any other sanitary, highway, or police authority all the powers and provisions of (inter alia) the Order and the Local Act, as well as all the powers, authorities, and duties of an Urban Sanitary Authority under the Public Health Act, 1875, or otherwise ;

And whereas by Art. XVIII. of the Order, Section 58 of the Local Act was altered so as to enable the Commissioners to borrow the sum of one hundred thousand pounds in respect of their water undertaking, in lieu of the sum of ninety thousand pounds in that section mentioned ;

And whereas by a Royal Charter of Incorporation dated the Twenty-first day of March, One thousand eight hundred and eighty-four, the Town of Ramsgate was created a Municipal Borough by the name of the "Borough of Ramsgate" (herein-after referred to as "the Borough"), and the inhabitants of the Borough and their successors were declared to be one body politic and corporate by the name of the "Mayor, Aldermen, and Burgesses of the Borough of Ramsgate" (herein-after referred to as "the Corporation") ; and by virtue of Section 310 of the Public Health Act, 1875, all the powers, rights, duties, capacities, liabilities, obligations, and property exerciseable by, attaching to, or vested in the Commissioners under the Public Health Act, 1875, or under the Local Act as altered by the Order, for purposes the same as or similar to those of the Public Health Act, 1875, passed to and became exerciseable by, and vested in, the Corporation ; and by a deed of transfer dated the Twenty-seventh day of June, One thousand eight hundred and eighty-four, and duly made and executed

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Provisional Orders Confirmation (No. 2) Act, 1887.

pursuant to the provisions of Section 136 of the Municipal Corporations Act, 1882, all other the rights, powers, estate, property, and liabilities vested in or imposed on the Commissioners under the Order and the Local Act were transferred to the Corporation ;

A.D. 1887.

*Ramsgate
Order.*

And whereas the Borough is an Urban Sanitary District, of which the Corporation are the Urban Sanitary Authority :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Sections 297 and 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, Section 58 of the Local Act, as altered by the Confirming Act, shall be and is hereby further altered so as to enable the Corporation to borrow thereunder and in respect of the water undertaking authorised by the Local Act any sum or sums not exceeding in the whole the sum of seven thousand seven hundred and fifty pounds in addition to the above mentioned sum of one hundred thousand pounds ;

Provided that no part of the said sum of seven thousand seven hundred and fifty pounds shall be borrowed by the Corporation without the sanction of the Local Government Board, and that all moneys borrowed by the Corporation in respect of the said sum of seven thousand seven hundred and fifty pounds shall be repaid by instalments, or by means of sinking funds within such periods, not exceeding those authorised by the Local Act, as the Corporation, with the sanction of the Local Government Board, may in each case determine ; and that the Corporation shall commence the repayment of such moneys within a year from the date of the borrowing thereof.

Given under the Seal of Office of the Local Government Board, this
Twentieth day of April, One thousand eight hundred and eighty-
seven.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

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