



CHAPTER ccxxxvii.

An Act to confirm certain Provisional Orders of the A.D. 1890.
Local Government Board relating to the Boroughs of
Leamington and Tamworth. [18th August 1890.]

WHEREAS the Local Government Board have made the
Provisional Orders set forth in the schedule hereto, under
the provisions of the Local Government Act, 1888 :

51 & 52 Vict.
c. 41.

And whereas it is requisite that the said Orders should be
confirmed by Parliament :

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 as altered and set out in the schedule hereto shall
be and the same are hereby confirmed, and all the provisions
thereof shall have full validity and force. Orders in
schedule
confirmed.

2. This Act may be cited as the Local Government Board's
Provisional Orders Confirmation (No. 11) Act, 1890. Short title.

A.D. 1890.

SCHEDULE.

*Leamington
Order.*

BOROUGH OF ROYAL LEAMINGTON SPA.

*Provisional Order made in pursuance of Sections 54 and 59 of the
Local Government Act, 1888.*

- To the Mayor, Aldermen, and Burgesses of the Borough of Royal Leamington Spa, in the County of Warwick ; —
- To the Justices of the Peace for the said Borough ; —
- To the School Board for the said Borough ; —
- To the Justices of the Peace for the County of Warwick, in Quarter Sessions assembled ; —
- To the County Council of Warwick ; —
- To the Guardians of the Poor of the Warwick Union, in the same County, being the Sanitary Authority for the Rural Sanitary District of that Union ; —
- To the Lillington Local Board, being the Sanitary Authority for the Urban Sanitary District of Lillington, in the same County ; —
- To the Milverton Local Board, being the Sanitary Authority for the Urban Sanitary District of Milverton, in the same County ; —
- To the School Board for the Parish of Milverton, in the same County ; —
- And to all others whom it may concern.

51 & 52 Vict.
c. 41.

WHEREAS by Section 54 of the Local Government Act, 1888 (which Act is herein-after referred to as "the Act"), the Local Government Board are empowered to make a Provisional Order for altering the boundary of any Borough, and by such Order to divide or alter any electoral division ;

And whereas the Borough of Royal Leamington Spa, in the County of Warwick, is a Borough within the meaning of the Act, and the inhabitants of the Borough are a body corporate, by the name of the Mayor, Aldermen, and Burgesses of the Borough of Royal Leamington Spa, and act by the Council of the Borough, which now consists of the Mayor (who is also a Councillor), six Aldermen, and seventeen other Councillors ;

And whereas the area of the Borough of Royal Leamington Spa (herein-after referred to as "the existing Borough") is coloured pink on the two maps, each marked "Map of the Borough of Royal Leamington Spa, as extended, 1890," and sealed with the official seal of the Local Government Board, which maps as altered in accordance with the decision of the Committee of the House of Lords to whom the Bill for the Act to confirm this Order was referred have been signed by the Right Honourable the Earl of Morley the Chairman of the said Committee and which maps so sealed and signed are herein-after referred to as "the maps" ;

[53 & 54 VICT.] *Local Government Board's* [Ch. ccxxxvii.]
Provisional Orders Confirmation (No. 11) Act, 1890.

And whereas the existing Borough is an Urban District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Authority; A.D. 1890.
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Order.

And whereas the existing Borough has a separate commission of the peace, and a separate police force, and is, for the purposes of the election of town councillors, divided into three wards, termed the North-East Ward, the South-East Ward, and the West Ward respectively;

And whereas under a Local Act passed in the sixth year of the reign of His late Majesty King George the Fourth, chapter one hundred and thirty-three (herein-after referred to as "the Act of 1825"), and of another Local Act passed in the sixth and seventh years of the reign of Her present Majesty, chapter fifty-nine (herein-after referred to as "the Act of 1843"), certain Commissioners were appointed for carrying those Acts into execution within the Parish of Leamington Priors; 6 Geo. IV.
c. cxxxiii.
6 & 7 Vict.
c. lix.

And whereas by a Provisional Order of the General Board of Health dated the Fifteenth day of June, One thousand eight hundred and fifty-two, and duly confirmed by the Public Health Supplemental Act, 1852 (No. 2) (which Order and Act are herein-after respectively referred to as "the Order of 1852" and "the Confirming Act of 1852"), the Public Health Act, 1848, was put in force within the Parish of Leamington Priors, and that Parish became a District for the purposes of that Act by the name of the District of Leamington; and by the same Order certain sections of the Act of 1825 and of the Act of 1843 were repealed, and the unrepealed parts of those Acts were directed to be executed by the Local Board of Health for the District of Leamington; 15 & 16 Vict.
c. 69.

And whereas by a Provisional Order of one of Her Majesty's Principal Secretaries of State dated the First day of April, One thousand eight hundred and fifty-nine, and duly confirmed by the Local Government Supplemental Act, 1859 (No. 2) (which Order and Act are herein-after respectively referred to as "the Order of 1859" and "the Confirming Act of 1859"), the boundaries of the District of Leamington were altered; 22 & 23 Vict.
c. xi.

And whereas upon the incorporation of the existing Borough in the year One thousand eight hundred and seventy-five, all the powers, rights, duties, capacities, liabilities, and obligations exercisable by, or attaching to, the Local Board of Health for the District of Leamington were transferred and attached to the Corporation as the Urban Authority;

And whereas the Leamington Priors Local Board (Extension of Powers) Act, 1868 (herein-after referred to as "the Act of 1868"), and the Leamington Corporation Act, 1886 (herein-after referred to as "the Act of 1886"), are in force in the Borough; 31 Vict.
c. xxvii.
49 Vict.
c. xxvii.

And whereas the Local Government District of Lillington (herein-after referred to as "the Lillington District") and the Local Government District of Milverton (herein-after referred to as "the Milverton District") are both situate in the County of Warwick and adjoin the existing Borough;

And whereas the Milverton Local Board have provided a cemetery in pursuance of the Public Health (Interments) Act, 1879, and for that purpose have borrowed moneys upon the security of rates, in the nature of general district rates, levied

[Ch. ccxxxvii.] *Local Government Board's* [53 & 54 VICT.]
Provisional Orders Confirmation (No. 11) Act, 1890.

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upon the part of their District known as the Ecclesiastical District of Saint Mark's ;

And whereas the Burial Board for the Parish of Leamington Priors (herein-after referred to as "the Leamington Burial Board") have, in pursuance of the Burial Acts, 1852 to 1871, provided a burial ground for the Parish, and have borrowed moneys for that purpose ;

And whereas the Local Government Board by an Order dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, and made in pursuance of the Act, determined that the number of County Councillors for the County of Warwick should be fifty-four, and that four of such Councillors should be apportioned to the existing Borough ;

And whereas the Lillington District and the Milverton District are both comprised in the Milverton Electoral Division of the County of Warwick and the existing Borough is divided into four Electoral Divisions ;

47 & 48 Vict.
c. ccx.

And whereas by a Provisional Order of the Local Government Board dated the Fifteenth day of May, One thousand eight hundred and eighty-four, and duly confirmed by the Local Government Board's Provisional Orders Confirmation (No. 4) Act, 1884 (which Order and Act are herein-after respectively referred to as "the Order of 1884" and "the Confirming Act of 1884,") certain Urban Districts (including the existing Borough, the Lillington District, and the Milverton District,) and the Rural District of the Warwick Union (herein-after referred to as "the Rural District") were formed into a United District, termed the Warwick Joint Hospital District, for the purposes of the provision, maintenance, and management, for the use of the inhabitants of the said Districts, of a hospital or hospitals for the reception of cases of infectious diseases ;

And whereas by virtue of the Order of 1884 the Warwick Joint Hospital Board (herein-after referred to as "the Hospital Board") consists of six ex-officio and sixteen elective members, the chairmen of the Lillington and Milverton Local Boards being two of such ex-officio members, and of the elective members one is elected by the Lillington Local Board, and two by the Milverton Local Board ;

And whereas by virtue of the Elementary Education Acts, 1870 to 1880, the existing Borough and the Parish of Milverton are school districts, for which School Boards have been formed :

51 & 52 Vict.
c. 41.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Sections 54 and 59 of the Act, and by any other enactments 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:—

Commence-
ment of Order.

Art. I. This Order shall, except so far as is otherwise herein expressly provided, and so far as there may be anything in the subject-matter or context inconsistent therewith, come into operation on the Ninth day of November, One thousand eight hundred and ninety ;

Date of
operation of
Order for
parish burgess
lists, &c.

Provided that for the purposes of the parish burgess lists, and burgess roll, and other lists to be made under the Municipal Corporations Act, 1882, and the Acts amending the same, and of the lists of county electors and the county register

[53 & 54 VICT.] *Local Government Board's* [Ch. ccxxxvii.]
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to be made in pursuance of the County Electors Act, 1888, and of all proceedings preliminary or relating to the municipal elections, this Order shall operate from the date of the Act of Parliament confirming the same.

Leamington
Order.
51 Vict. c. 10.

Art. II. In this Order—

Definitions.

(1.) The expression "the Borough" means the Borough as extended by this Order;

(2.) The expression "the added areas" means the portions of the Lillington District and the Milverton District added to the existing Borough by this Order.

Art. III. The boundary of the existing Borough shall be altered and extended so as to include, in addition to the area of the existing Borough, the portion of the Lillington District which is coloured yellow and the portion of the Milverton District which is coloured purple on the maps, and the altered boundary shall be that shown by the red line on the maps, and the whole of the area included within such altered boundary shall for the purposes of the Municipal Corporations Act, 1882, and for all other purposes, be the Borough.

Extension of
Borough.

45 & 46 Vict.
c. 50.

Art. IV.—(1.) One of the maps shall be deposited in the office of the Local Government Board, and the other shall be deposited by the town clerk of the Borough at his office within ten days after the date of this Order. Copies of the said map deposited with the town clerk, certified by him, shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council of Warwick, to the clerk to the Rural Authority of the Warwick Union, and to the Director-General of Her Majesty's Ordnance Survey at Southampton.

Deposit of
maps.

(2.) Copies of or extracts from the map deposited with the town clerk, certified by him to be true, shall be received in all courts of justice and elsewhere as *prima facie* evidence of the contents of such map so far as relates to the boundaries of the Borough; and such map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough, and any such person shall be entitled to a copy of or extract from such map, certified by the town clerk, on payment of a reasonable fee for every such copy or extract. All sums received under this Article shall be carried to the credit of the Borough Fund.

Copies of map
to be evidence.

Art. V. The portion of the Lillington District and the portion of the Milverton District which are not by this Order added to the Borough shall, on the Ninth day of November, One thousand eight hundred and ninety, be merged in the Rural District.

Merger of
parts of Local
Government
Districts in
Rural District.

Art. VI.—(1.) The powers and duties of the justices of the peace appointed for the existing Borough, and of the clerk to such justices, and the powers and duties of the police constables and other peace officers of the existing Borough, shall extend to and apply throughout the Borough.

Jurisdiction of
justices, &c.
extended.

(2.) Every person committing an offence in the added areas prior to the Ninth day of November, One thousand eight hundred and ninety, shall be tried, adjudicated on, and dealt with as if this Order had not been made.

Art. VII. For the purposes of the parish burgess lists and burgess roll, and other lists to be made under the Municipal Corporations Act, 1882, and the Acts

Parish burgess
lists, &c.

[Ch. ccxxxvii.] *Local Government Board's* [53 & 54 VICT.]
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amending the same, and of all matters in relation thereto, the added areas shall be deemed to have always been part of the Borough, and the town clerk of the existing Borough shall be the town clerk of the Borough, and anything required to be done in connexion with the purposes aforesaid before the date of the Act of Parliament confirming this Order may, in so far as the same relates to the added areas, be done as soon as practicable after such date, and if so done shall have full force and effect; and if any difficulty arise in making out, revising, or otherwise dealing with such lists and roll, the Local Government Board may make such order as shall appear to them to be necessary to give effect to the provisions of this Order, and may vary, so far as shall be necessary, the provisions in force with regard to such lists and roll.

Number of
 Councillors
 and Aldermen.

Art. VIII. The number of Councillors of the Borough shall be increased from eighteen to twenty-four, and the number of Aldermen of the Borough shall be increased from six to eight.

Wards.

Art. IX. Subject to the provisions of the Municipal Corporations Act, 1882, as to the alteration of wards, the following provisions shall have effect; viz,—

- (1.) For the purposes of the election of Town Councillors, the Borough shall be divided into four wards.
- (2.) The North-East Ward, the South-East Ward, and the West Ward, and the number of Town Councillors apportioned to those wards shall remain unaltered.
- (3.) The added areas shall form the fourth ward, to be termed the Lillington and Milverton Ward, and six Town Councillors shall be apportioned to and be elected for that ward.

First election
 of Councillors
 for new ward.

Art. X.—(1.) The first election of the six Town Councillors for the Lillington and Milverton Ward shall be held on the First day of November, One thousand eight hundred and ninety, and the Mayor of the existing Borough, or such other person as he shall appoint, shall be the returning officer at the election for such ward.

(2.) The first election of the two additional Aldermen shall take place on the ordinary day of election in the year One thousand eight hundred and ninety.

Retirement of
 additional
 Councillors
 and Aldermen.

Art. XI.—(1.) The six Town Councillors elected for the Lillington and Milverton Ward in the year One thousand eight hundred and ninety shall retire as follows :—

- (a.) The two Councillors who are elected by the smallest number of votes on the First day of November, One thousand eight hundred and ninety-one.
- (b.) The two Councillors who are elected by the largest number of votes on the First day of November, One thousand eight hundred and ninety-three.
- (c.) The other two Councillors on the First day of November, One thousand eight hundred and ninety-two.

(2.) Of the two additional Aldermen elected in the year One thousand eight hundred and ninety, the one who was elected by the smallest number of votes shall go out of office on the Ninth day of November, One thousand eight hundred and ninety-three, and the other on the Ninth day of November, One thousand eight hundred and ninety-six :

Provided that, if for any reason it is doubtful which of the Councillors or Aldermen, as the case may be, ought to retire on the dates above specified, the

[53 & 54 VICT.] *Local Government Board's* [Ch. ccxxxvii.]
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Council of the Borough shall, on the Tenth day of November, One thousand eight hundred and ninety, or at the next following quarterly meeting, and not later, by a majority of votes, or in case of an equality of votes, by the casting vote of the Chairman, determine which of the Councillors or Aldermen, as the case may be, shall go out of office on the dates above specified respectively.

A.D. 1890.
 —
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Art. XII. All byelaws and regulations made by the Lillington Local Board and by the Milverton Local Board shall, on and after the Ninth day of November, One thousand eight hundred and ninety, cease to have effect, and all byelaws and regulations made by the Corporation as an Urban Authority or as a Municipal Authority, and all byelaws, rules, orders, and regulations made by the Corporation under any Local Act, which on the Ninth day of November, One thousand eight hundred and ninety, are in force in the existing Borough shall thenceforth apply to the Borough, until or except in so far as any of such byelaws, rules, orders, or regulations may be altered or repealed.

Byelaws, &c.

Art. XIII.—(1.) The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office on the Ninth day of November, One thousand eight hundred and ninety, shall continue to be the town clerk and officers and servants of the Corporation of the Borough, and shall hold their offices by the same tenure as at that date.

Town clerk and other officers continued.

(2.) The auditors who shall be in office on the Ninth day of November, One thousand eight hundred and ninety, shall continue in office, and shall be the Borough Auditors, until the ordinary day of election of Borough Auditors.

Borough auditors.

Art. XIV. The provisions of sub-section (13) of Section 118 and of Sections 119 and 120 of the Act shall apply to the persons who on the Ninth day of November, One thousand eight hundred and ninety, hold office as officers or servants of the Lillington Local Board and the Milverton Local Board, with the substitution of "district fund and general district rate" in sub-section (8) of Section 120 for "county fund as a payment for general county purposes," and with such other modifications as are necessary to make those provisions applicable to the said officers and servants and to the Corporation; and the provisions of Section 120 of the Act shall apply to any other officer who by virtue of this Order, or of anything done in pursuance or in consequence thereof, or of any alteration in the union of districts for the appointment of a medical officer of health, and including the added areas occasioned by the separation of those areas from such union, shall suffer any such direct pecuniary loss as is in that section mentioned, with the substitution of "borough fund and borough rate" in sub-section (8) of Section 120 for "county fund as a payment for general county purposes," and with such other modifications as are necessary to make those provisions applicable to any such officer and to the Corporation.

Compensation to existing officers.
 51 & 52 Vict.
 c. 41.

Art. XV. The Corporation and the Lillington Local Board and the Milverton Local Board shall liquidate, so far as practicable, before the Ninth day of November, One thousand eight hundred and ninety, all current debts and liabilities incurred by them respectively.

Liquidation of current debts.

Art. XVI.—(1.) If on the Ninth day of November, One thousand eight hundred and ninety, any action or proceeding, or any cause of action or proceeding, is pending or existing by or against the Lillington Local Board, or by or against the Milverton Local Board, in relation exclusively to any part of the

Actions, &c. not to abate.

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Saving for
contracts, &c.

added areas, the same shall not be in anywise prejudicially affected by reason of the making of this Order, but may be continued, prosecuted, and enforced by or against the Corporation of the Borough.

(2.) Anything duly done or suffered, and all contracts, deeds, bonds, agreements, and other instruments (subsisting on the Ninth day of November, One thousand eight hundred and ninety) entered into or made, by the Lillington Local Board, or by the Milverton Local Board, in relation exclusively to any part of the added areas, shall be of as full force and effect against or in favour of the Corporation of the Borough, and may be continued and enforced as fully and effectually as if, instead of the Lillington Local Board or the Milverton Local Board, as the case may be, the Corporation had done or suffered the same or been a party thereto.

Corporation
property and
liabilities.

Art. XVII. All property vested in the Corporation on the Ninth day of November, One thousand eight hundred and ninety, for the benefit of the existing Borough, shall be held by the Corporation for the benefit of the Borough, and the Corporation shall hold, enjoy, and exercise, for the benefit of the Borough, all the powers which at the date aforesaid are exerciseable by or vested in the Corporation for the benefit of the existing Borough, and all liabilities which, on the date aforesaid, attached to the Corporation in respect of the existing Borough shall, from and after that date, attach to them in respect of the Borough.

Property, &c.
of Local
Boards.

Art. XVIII.—(1.) All property and liabilities which immediately before the Ninth day of November, One thousand eight hundred and ninety, are vested in or attached to the Lillington Local Board and the Milverton Local Board respectively shall, subject as herein-after mentioned, be transferred to, vested in, and attach to the Corporation as Urban Authority.

Abolition of
Local Boards.

(2.) The Milverton Local Board and the Lillington Local Board, both as Urban Authority and as Burial Board, shall, on the Ninth day of November, One thousand eight hundred and ninety, be abolished and cease to exist, and all agreements between those Local Boards, or either of them, and the Corporation shall, as from that date, cease and be determined, but all arrears of rates and other payments which at that date are due or owing to either of those Local Boards in respect of any hereditaments in the added areas may be collected and recovered by the Corporation; and all arrears of rates which at the said date are due or owing to either of the said Local Boards in respect of any hereditaments in the parts of the Milverton District and the Lillington District which will be merged in the Rural District may be collected and recovered by the Overseers of the Poor of the Parishes of Milverton and Lillington respectively as if they were arrears of rates for special expenses made by them, and when collected and recovered shall be applied by the Overseers towards the discharge of the next precept of the Rural Authority for contributions for special expenses.

Audit of
accounts.

Art. XIX. The accounts of the Lillington Local Board and the Milverton Local Board and their officers, and of the said School Boards and their officers, up to the Ninth day of November, One thousand eight hundred and ninety, shall be audited by the proper officer of the Local Government Board in like manner and subject to the like incidents and consequences as if this Order had not been made :

[53 & 54 VICT.] *Local Government Board's* [Ch. ccxxxvii.]
Provisional Orders Confirmation (No. 11) Act, 1890.

Provided that such audit may be held as soon as practicable after that date, any statutory provision or regulation as to the time of holding the audit of the accounts of such Authorities to the contrary notwithstanding.

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Art. XX.—(1.) The liability for repayment of so much of any sums borrowed by the Lillington Local Board and the Milverton Local Board on the security of the rates of those Districts respectively, except the sums borrowed by the Milverton Local Board for the provision of a cemetery as aforesaid, as shall be owing on the Ninth day of November, One thousand eight hundred and ninety, and for the payment of the interest thereon, shall be transferred and attach to the Corporation, and the said sums, together with so much of any sums borrowed by the Corporation before the Ninth day of November, One thousand eight hundred and ninety, and charged upon the district fund and general district rates of the existing Borough, as will remain unpaid at that date shall be charged upon the district fund and general district rate of the Borough.

Mortgage
debts of Local
Boards and
Corporation.

(2.) The liabilities incurred by the Milverton Local Board with respect to the cemetery provided as aforesaid (including the liability for repayment of the sums borrowed for the purposes of such cemetery, or so much thereof as shall be owing on the Ninth day of November, One thousand eight hundred and ninety, and for the payment of interest thereon), and the liabilities of the Leamington Burial Board (including the liability for the repayment of the sums borrowed, or so much thereof as shall be owing on the Ninth day of November, One thousand eight hundred and ninety, and for the payment of interest thereon) shall be transferred and attach to the Corporation, and the said sums, together with so much of any sums borrowed by the Corporation before the said date and charged on the borough fund and borough rate of the existing Borough as will remain unpaid at that date, shall be charged on the borough fund and borough rate of the Borough.

(3.) The several sums referred to in subdivisions (1) and (2) of this Article shall, together with the interest to accrue due thereon, be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned, or within which the same are otherwise required to be repaid or are made repayable.

(4.) Nothing in this Order contained shall injuriously affect any mortgage or other security which may have been given by any or either of the authorities affected by this Order, or the rights and powers of persons entitled under any such mortgage or other security to enforce the same, as if this Order had not been made.

Art. XXI. Subject to the provisions of this Order, the Council of the Borough shall hold, exercise, enjoy, and be subject to the powers, rights, duties, and liabilities of a Burial Board as if they had become a Burial Board for the Borough in pursuance of Section 2 of the Burial Act, 1854.

Council of the
Borough to be
Burial Board.

Art. XXII.—(1.) The cemetery and other property connected therewith acquired under the Public Health (Interments) Act, 1879, which, immediately before the Ninth day of November, One thousand eight hundred and ninety, are vested in the Milverton Local Board shall be transferred to and vested in the Corporation as if such cemetery and other property had been acquired by such Corporation under the Burial Acts 1852 to 1871, and the inhabitants of the part

Transfer to
Corporation of
cemetery of
Milverton
Local Board.

[Ch. ccxxxvii.] *Local Government Board's* [53 & 54 VICT.]
Provisional Orders Confirmation (No. 11) Act, 1890.

A.D. 1890.
—
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of the said Ecclesiastical District of Saint Marks, which will not be in the Borough shall cease to have any rights of burial in such cemetery: Provided that nothing in this Article contained shall prejudice or affect any exclusive right of burial, or any right of one or more burials, or any right of placing any monument, tablet, or gravestone, or any similar right which any such inhabitant may have acquired prior to the Ninth day of November, One thousand eight hundred and ninety.

(2.) The Local Government Board may, by Order, make such adjustment as shall appear to them to be equitable as between the Corporation and the Rural Authority, or between the Rural Authority and any other authority or person, in respect of any payments made before the Ninth day of November, One thousand eight hundred and ninety, by the ratepayers of the part of the said Ecclesiastical District which will not be in the Borough towards the cost of purchasing or providing the cemetery or other property transferred to the Corporation by subdivision (1) of this Article; and may in any such Order deal with any matter which may be dealt with by an Order or Provisional Order made under Section 304 of the Public Health Act, 1875.

Transfer to
Corporation of
property, &c.
of Leamington
Burial Board.

Art. XXIII.—(1.) The burial ground and other property which, immediately before the Ninth day of November, One thousand eight hundred and ninety, are vested in or attached to the Leamington Burial Board shall be transferred to and vested in the Corporation as if such ground and property had been acquired by such Corporation under the Burial Acts 1852 to 1871, and the Leamington Burial Board shall be abolished and cease to exist.

Compensation
to officers of
Leamington
Burial Board.

(2.) The provisions of sub-section 13 of Section 118 and of Sections 119 and 120 of the Act shall apply to the persons who on the Ninth day of November, One thousand eight hundred and ninety, hold office as officers or servants of the Leamington Burial Board with the substitution of "borough fund and borough rate" in sub-section (8) of Section 120 for "county fund as a payment for county purposes," and with such other modifications as are necessary to make those provisions applicable to the said officers and servants and to the Council of the Borough, as a Burial Board.

Art. XXIV.—(1.) For a period of five years from the Ninth day of November, One thousand eight hundred and ninety, and no longer, the borough rate levied in that portion of the added areas which now forms part of the Milverton District shall be threepence in the pound less, and the borough rate levied in that portion of the added areas which now forms part of the Lillington District shall be one shilling in the pound less, than the borough rate levied in that portion of the Borough which now forms the existing Borough.

(2.) For a period of five years from the Ninth day of November, One thousand eight hundred and ninety-five, the borough rate levied in that portion of the added area which now forms part of the Lillington District, shall be sixpence in the pound less than the borough rate levied in the remainder of the Borough: Provided that if in any year the aggregate rates levied as borough rates shall be insufficient to allow of the full reductions herein-before provided for, a reduction corresponding in amount to the difference between the full amount of the borough rates and the amounts of the said reductions shall be made in the amount of the general district rates of the Borough levied in the said respective areas.

[53 & 54 VICT.] *Local Government Board's* [Ch. ccxxxvii.]
Provisional Orders Confirmation (No. 11) Act, 1890.

Art. XXV. The Confirming Act of 1884, so far as it relates to the Order of 1884, shall be altered so as to provide as follows :—

A.D. 1890.
 —
Leamington Order.
 Alterations in constitution of Warwick Joint Hospital Board.

(1.) The ex-officio and elective members of the Hospital Board representing the Lillington and Milverton Local Boards shall go out of office on the Ninth day of November, One thousand eight hundred and ninety, and from and after that date the number of ex-officio members of the Hospital Board shall be reduced from six to four.

(2.) The Corporation shall, at their meeting on the Tenth day of November, One thousand eight hundred and ninety, choose two persons from among the members of their own body to be their representatives on the Hospital Board, in addition to the five elective members whom they are entitled to choose under the Order of 1884, and such two persons shall forthwith come into office as members of the Hospital Board, and thenceforth the number of elective members of the Hospital Board representing the Corporation shall be increased from five to seven.

(3.) The Rural Authority shall, at their meeting held next before the Ninth day of November, One thousand eight hundred and ninety, choose a person from among the members of their own body to be their representative on the Hospital Board, in addition to the three elective members whom they are entitled to choose under the Order of 1884, and such person shall come into office as a member of the Hospital Board on the Ninth day of November, One thousand eight hundred and ninety, and thenceforth the number of elective members of the Hospital Board representing the Rural Authority shall be increased from three to four.

(4.) The Local Government Board may, by Order, provide for the settlement of any doubt or difference arising between the Hospital Board and any of the constituent authorities of that Board, or between any of such constituent authorities as to, or consequent upon the operation of this Order, and may make an equitable adjustment as between the constituent authorities and as between the constituent authorities and the Hospital Board, and may in such Order deal with any matter which may be dealt with by an Order or Provisional Order made under Section 304 of the Public Health Act, 1875.

Art. XXVI. The following provisions of the Act of 1825 and the Act of 1843 shall be wholly repealed, except so far as the same may have been acted upon ; viz,—

Repeal of Local Acts.

Of the Act of 1825,

Sections 28, 48, 49, 51, 53, and 98 ; and

Sections 82 to 91 (both inclusive), except so far as such sections relate to porters, basket-men and basket-women, barrow-men and barrow-women.

Of the Act of 1843,—

Sections 72, 123, 124, 132 to 143 (both inclusive), and

Section 163.

Art. XXVII.—(1.) The unrepealed provisions of the Act of 1825 and of the Act of 1843 shall be in force throughout the Borough, and the Corporation shall be substituted for the Commissioners throughout those provisions, and any document executed in pursuance or by virtue of those provisions.

Unrepealed provisions of Local Acts.

[Ch. ccxxxvii.] *Local Government Board's* [53 & 54 VICT.]
Provisional Orders Confirmation (No. 11) Act, 1890.

A.D. 1890.

*Leamington
Order.*

(2.) The Corporation of the Borough shall be substituted for the Local Board throughout the Act of 1868, and any document executed in pursuance or by virtue of that Act, and in that Act the expression "the District" shall mean the Borough.

(3.) The Act of 1886 shall be altered so as to operate as if the Borough and the Corporation of the Borough were referred to therein instead of the existing Borough and the Corporation as then existing.

*Repeal of
Confirming
Acts.*

Art. XXVIII. Sections 6 and 7 of the Confirming Act of 1852, and so much of that Act as relates to the Order of 1852, and Sections 2 and 3 of the Confirming Act of 1859, and so much of that Act as relates to the Order of 1859, shall be wholly repealed, except so far as the same may have been acted upon.

*Electoral
Divisions.*

Art. XXIX. Subject to Section 54 of the Act the following provisions shall take effect :

(1.) Notwithstanding that the added areas will, on the Ninth day of November, One thousand eight hundred and ninety, be included in the Borough, the existing Milverton Electoral Division shall remain unaltered until the election of Councillors in the month of November, One thousand eight hundred and ninety-one, or until the occurrence, prior to the First day of June, One thousand eight hundred and ninety-one, of a casual vacancy in the office of the County Councillor representing that Division, whichever shall first happen.

(2.) For the purposes of the said election in November, One thousand eight hundred and ninety-one, and of all subsequent elections, or upon the occurrence of such casual vacancy as aforesaid, as the case may be,—

(a.) The above-recited Order of the Local Government Board dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, shall be altered as follows :—

The number of County Councillors for the County of Warwick shall be increased from fifty-four to fifty-five.

The number of County Councillors apportioned to the Borough shall be increased from four to five.

(b.) The added areas shall cease to form part of the Milverton Electoral Division, and shall constitute an additional electoral division of the Borough, which shall be termed the North Electoral Division.

(c.) Two County Councillors shall be elected, one to represent the Milverton Electoral Division as so diminished, and one to represent the said North Electoral Division of the Borough ; and if such elections are held in consequence of a casual vacancy in the existing Milverton Electoral Division, both such elections shall take place as if they were elections to fill casual vacancies, and the County Councillors then elected shall continue in office until the ordinary day of election of County Councillors in the year One thousand eight hundred and ninety-one.

(3.) While the existing Milverton Electoral Division remains unaltered, the added areas and the remainder of the said Division shall, for the purposes of the lists of county electors and the county register to be made in pursuance of the County Electors Act, 1888, be deemed to be separate Electoral

[53 & 54 VICT.] *Local Government Board's* [Ch. ccxxxvii.]
Provisional Orders Confirmation (No. 11) Act, 1890.

Divisions, and the lists and register shall be made out, revised, and otherwise dealt with accordingly, and if any difficulty arise in making out, revising, or otherwise dealing with such lists and register, the Local Government Board may make such order as shall appear to them to be necessary to give effect to the provisions of this Order.

A.D. 1890.

Leamington
Order.

Art. XXX.—(1.) For the purposes of the Elementary Education Acts, 1870 to 1880,—

Alteration of
school
districts, &c.

(a.) The Borough shall be a school district, and the members of the School Board for the existing Borough who shall be in office on the Ninth day of November, One thousand eight hundred and ninety, shall be deemed to have been elected, and shall be the School Board for the Borough ;

(b.) Any byelaws in force in the existing Borough on the Ninth day of November, One thousand eight hundred and ninety, shall thenceforth apply to the Borough until revoked or altered ;

(c.) From and after the Ninth day of November, One thousand eight hundred and ninety, the School Board for the Parish of Milverton shall cease to have jurisdiction in any part of the added areas ; and any byelaws made by that School Board or by the School Attendance Committee of the Warwick Union shall cease to operate in those areas.

(2.) From and after the Ninth day of November, One thousand eight hundred and ninety, all buildings with their fittings belonging to the School Board for the Parish of Milverton, and situate within the part of the Milverton District added to the Borough, shall be transferred to and vest in the School Board for the Borough, for all the estate and interest of the School Board for the Parish of Milverton, and all contracts, debts, liabilities, and engagements which at that date are existing or are owing by or attach to the last-mentioned School Board in respect of any such buildings or fittings within the added part of the Borough, or with respect to the officers of the school within the said part, shall enure to and be discharged and satisfied by the School Board for the Borough.

Any doubt or difference arising under this subdivision of this Article shall, on the application of either of the School Boards interested, or of their mortgagees, stand referred to, and be determined by, the Education Department.

Art. XXXI. This Order may be cited as the Borough of Leamington Order, 1890. Short title.

Given under the Seal of Office of the Local Government Board, this
Third day of June, One thousand eight hundred and ninety.

(L.S.)

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

A.D. 1890.

BOROUGH OF TAMWORTH.

*Tamworth
Order.*

*Provisional Order made in pursuance of Sections 54 and 59 of
the Local Government Act, 1888.*

To the Mayor, Aldermen, and Burgesses of the Borough of Tamworth, in the Administrative County of Stafford ; —

To the Justices of the Peace for the Borough of Tamworth ; —

To the School Board for the said Borough ; —

To the Justices of the Peace for the County of Stafford, in Quarter Sessions assembled ; —

To the Justices of the Peace for the County of Warwick, in Quarter Sessions assembled ; —

To the County Council of Stafford ; —

To the County Council of Warwick ; —

To the Guardians of the Poor of the Tamworth Union, in the Counties of Stafford and Warwick, being the Sanitary Authority for the Rural Sanitary District of that Union ; —

To the Surveyors of the Highways of the several Highway Parishes of Bolehall and Glascote and Tamworth Castle ; —

To the School Board for the Township of Bolehall and Glascote, in the County of Warwick ; —

To the School Board for the United District of Wilnecote, in the County of Warwick ; —

And to all others whom it may concern.

51 & 52 Vict.
c. 41.

WHEREAS by Section 54 of the Local Government Act, 1888 (which Act is herein-after referred to as "the Act"), the Local Government Board are empowered to make a Provisional Order for altering the boundary of any County or Borough, and by such Order to divide or alter any electoral division ;

And whereas the Borough of Tamworth, in the administrative County of Stafford, is a Borough within the meaning of the Act, and the inhabitants of the Borough are a body corporate, by the name of the Mayor, Aldermen, and Burgesses of the Borough of Tamworth, and act by the Council of the Borough, which now consists of the Mayor (who is also a Councillor), four Aldermen, and eleven other Councillors ;

And whereas the area of the Borough of Tamworth (herein-after referred to as "the existing Borough") is coloured pink on the two maps (herein-after referred to as "the maps"), each marked "Map of the Borough of Tamworth, as extended, 1890," and sealed with the official seal of the Local Government Board ;

And whereas the existing Borough is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Sanitary Authority ;

And whereas the existing Borough has a separate commission of the peace ;

And whereas the Corporation have borrowed moneys, of which a sum of twelve thousand four hundred and thirteen pounds remained unpaid on the Sixth

day of May, One thousand eight hundred and ninety, of which the sum of four thousand four hundred and nine pounds was due on the security of the borough fund and borough rate of the existing Borough, and the sum of eight thousand and four pounds was due on the security of the district fund and general district rate of the existing Borough ;

A.D. 1890.
—
*Tamworth
Order.*

And whereas the Township of Bolehall and Glascote and the Liberty of Tamworth Castle are contributory places in the Rural District of the Tamworth Union (herein-after referred to as "the Rural District"), and the Guardians of the Poor of that Union are the Rural Authority (herein-after referred to as "the Rural Authority") for the Rural District ;

And whereas the Corporation and the Rural Authority have jointly constructed works for the supply of water to the Borough and to the contributory places of Bolehall and Glascote, Amington and Stoney Delph, Wilnecote, Fazeley, Tamworth Castle, and Wigginton, in the Rural District ;

And whereas the Rural Authority in respect of the said works have borrowed—

(a) For works of water supply for the contributory place of Bolehall and Glascote sums amounting in the whole to the sum of seven thousand nine hundred and seventy-six pounds (of which the sum of six thousand three hundred and fourteen pounds remained unpaid on the Sixth day of May, One thousand eight hundred and ninety) ; and

(b) For works of water supply for the contributory place of Tamworth Castle sums amounting in the whole to the sum of seven hundred and ninety-three pounds (of which the sum of six hundred and sixteen pounds remained unpaid on the Sixth day of May, One thousand eight hundred and ninety),

and the sums so borrowed are now charged upon the rates for special expenses leviable in the said contributory places ;

And whereas by virtue of the Elementary Education Acts, 1870 to 1880, the existing Borough and the Township of Bolehall and Glascote are school districts, and the Liberty of Tamworth Castle is included in the Wilnecote United School District, for all which school districts School Boards have been formed ;

And whereas the existing Borough is included in the Tamworth Electoral Division of the administrative County of Stafford :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Sections 54 and 59 of the Act, and by any other enactments 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 :—

51 & 52 Vict.
c. 41.

Art. I. This Order shall, except so far as is otherwise herein expressly provided, and so far as there may be anything in the subject-matter or context inconsistent therewith, come into operation on the Ninth day of November, One thousand eight hundred and ninety :

Commence-
ment of Order.

Provided that for the purposes of the parish burgess lists and burgess roll, and other lists to be made under the Municipal Corporations Act, 1882, and the Acts amending the same, and of the lists of county electors and the county registers to be made for the administrative Counties of Stafford and Warwick in pursuance of the County Electors Act, 1888, and of all proceedings preliminary or relating

Date of
operation of
Order for
parish burgess
lists, &c.
51 Vict. c. 10.

[Ch. ccxxxvii.] *Local Government Board's* [53 & 54 VICT.]
Provisional Orders Confirmation (No. 11) Act, 1890.

A.D. 1890.

*Tamworth
Order.*

Date of operation of Order for certain sections of the Act.

Definitions.

to the municipal elections, this Order shall operate from the date of the Act of Parliament confirming the same:

Provided also that for the purposes of Sections 20, 22, 23, 24, and 26 of the Act, the alteration of the boundary between the Counties of Stafford and Warwick shall be deemed not to have been made until after the Thirty-first day of March, One thousand eight hundred and ninety-one.

Art. II. In this Order—

(1.) The expression "the Borough" means the Borough as extended by this Order;

(2.) The expression "the added areas" means the portions of the Rural District added to the existing Borough by this Order.

Extension of Borough.

Art. III. The boundary of the existing Borough shall be altered and extended so as to include, in addition to the area of the existing Borough, the portions of the Rural District which are coloured blue on the maps, and the altered boundary shall be that shown by the red line on the maps, and the whole of the area included within such altered boundary shall for the purposes of the Municipal Corporations Act, 1882, and for all other purposes, be the Borough.

45 & 46 Vict.
c. 50.

Deposit of maps.

Art. IV.—(1.) One of the maps shall be deposited in the office of the Local Government Board, and the other shall be deposited by the town clerk of the Borough at his office within ten days after the date of this Order. Copies of the said map deposited with the town clerk, certified by him, shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerks of the County Councils of Stafford and Warwick, to the clerk to the Rural Authority, and to the Director-General of Her Majesty's Ordnance Survey at Southampton.

Copies of map to be evidence.

(2.) Copies of or extracts from the map deposited with the town clerk, certified by him to be true, shall be received in all courts of justice and elsewhere as *primâ facie* evidence of the contents of such map so far as relates to the boundaries of the Borough; and such map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough, and any such person shall be entitled to a copy of or extract from such map, certified by the town clerk, on payment of a reasonable fee for every such copy or extract. All sums received under this Article shall be carried to the credit of the borough fund.

Alteration of county boundary.

Art. V. The boundary between the Counties of Stafford and Warwick shall be altered so that the added areas shall cease to be within the County of Warwick, and shall form part of the County of Stafford.

Transfer of lists of prisoners, writs, &c.

Art. VI. Lists of prisoners, writs, process, and particulars, and all records and documents relating to, or to be executed in connexion with, any action or proceeding pending or existing on the Ninth day of November, One thousand eight hundred and ninety, and appertaining to the parts of the County of Warwick which are hereby added to the County of Stafford, shall be delivered, turned over, or transferred, and signed in like manner in all respects, so nearly as circumstances admit, as is required to be done upon a new sheriff coming into office in like manner as if the sheriff of the County of Stafford were, as respects the added areas, the new sheriff in succession to the sheriff of the County of Warwick.

[53 & 54 VICT.] *Local Government Board's* [Ch. ccxxxvii.]
Provisional Orders Confirmation (No. 11) Act, 1890.

A.D. 1890.

Tamworth
Order.
Jurisdiction
of justice^s
extended.

Art. VII.—(1.) The powers and duties of the justices of the peace appointed for the existing Borough, and of the clerk to such justices, shall extend to and apply throughout the Borough.

(2.) Every person committing an offence in the added areas prior to the Ninth day of November, One thousand eight hundred and ninety, shall be tried, adjudicated on, and dealt with as if this Order had not been made.

Art. VIII. For the purposes of the parish burgess lists and burgess roll, and other lists to be made under the Municipal Corporations Act, 1882, and the Acts amending the same, and all matters in relation thereto, the added areas shall be deemed to have always been part of the Borough, the town clerk of the existing Borough shall be the town clerk of the Borough, and anything required to be done in connexion with the purposes aforesaid before the date of the Act of Parliament confirming this Order may, in so far as the same relates to the added areas, be done as soon as practicable after such date, and if so done shall have full force and effect; and if any difficulty arise in making out, revising, or otherwise dealing with such lists and roll, or the lists of county electors and the county registers for the administrative Counties of Stafford and Warwick, the Local Government Board may make such order as shall appear to them to be necessary to give effect to the provisions of this Order, and may vary, so far as shall be necessary, the provisions in force with regard to such lists, roll, and register.

Parish burgess
lists, &c.

Art. IX. All byelaws and regulations made by the Rural Authority which, on the Ninth day of November, One thousand eight hundred and ninety, are in force within the added areas, and all byelaws and regulations made by the Corporation as a Sanitary Authority which, on the Ninth day of November, One thousand eight hundred and ninety, are in force in the area of the existing Borough, shall continue in force within and apply to such areas respectively for the period of one year from that date, and all byelaws and regulations made by the Corporation as a Municipal Authority which, on the Ninth day of November, One thousand eight hundred and ninety, are in force in the existing Borough shall apply to the Borough for the like period, except in so far as any of such byelaws or regulations may, before the expiration of that period, be altered or repealed, and save that the Corporation shall be substituted for the Rural Authority throughout the byelaws of the Rural Authority so far as they relate to the added areas.

Byelaws.

Art. X.—(1.) The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office on the Ninth day of November, One thousand eight hundred and ninety, shall continue to be the town clerk and officers and servants of the Corporation of the Borough, and shall hold their offices by the same tenure as at that date.

Town clerk
and other
officers
continued.

(2.) The auditors who shall be in office on the Ninth day of November, One thousand eight hundred and ninety, shall continue in office, and shall be the Borough Auditors, until the ordinary day of election of Borough Auditors.

Borough
auditors.

Art. XI. The provisions of Section 120 of the Act shall apply to every officer who by virtue of this Order, or of anything done in pursuance or in consequence thereof, shall suffer any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary with the substitution, in the case of any such officer

Compensation
to existing
officers.
51 & 52 Vict.
c. 41.

[Ch. ccxxxvii.] *Local Government Board's* [53 & 54 VICT.]
Provisional Orders Confirmation (No. 11) Act, 1890.

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Order.

the nature of whose office or employment relates wholly or partly to sanitary purposes, as defined by the Public Health Act, 1875, of "district fund and general district rate," and, in the case of any other such officer, of "borough fund and borough rate," in sub-section (8) for "county fund as a payment for general county purposes," and with such other modifications as are necessary to make those provisions applicable to such officer and to the Corporation.

Actions, &c.
not to abate.

Art. XII.—(1.) If on the Ninth day of November, One thousand eight hundred and ninety, any action or proceeding, or any cause of action or proceeding, is pending or existing by or against the Rural Authority or by or against the Surveyor of the Highways of either of the said Highway Parishes in relation exclusively to any part of the added areas the same shall not be in anywise prejudicially affected by reason of the making of this Order, but may be continued, prosecuted, and enforced by or against the Corporation of the Borough.

Saving for
contracts, &c.

(2.) Anything duly done or suffered, and all contracts, deeds, bonds, agreements, and other instruments (subsisting on the Ninth day of November, One thousand eight hundred and ninety,) entered into or made, by the Rural Authority or by the Surveyor of the Highways of either of the said Highway Parishes in relation exclusively to any part of the added areas, shall be of as full force and effect against or in favour of the Corporation of the Borough, and may be continued and enforced as fully and effectually as if, instead of the Rural Authority or the Surveyor of Highways, as the case may be, the Corporation had done or suffered the same or been a party thereto.

Corporation
property.

Art. XIII.—(1.) All the property vested in the Corporation on the Ninth day of November, One thousand eight hundred and ninety, for the benefit of the existing Borough, shall be held by the Corporation for the benefit of the Borough, and the Corporation shall hold, enjoy, and exercise, for the benefit of the Borough, all the powers which at the date aforesaid are exerciseable by or vested in the Corporation for the benefit of the existing Borough.

Corporation
liabilities.

(2.) All liabilities which, on the Ninth day of November, One thousand eight hundred and ninety, attached to the Corporation in respect of the existing Borough shall, from and after that date, attach to them in respect of the Borough, and the said sum of eight thousand and four pounds, or so much thereof as will be outstanding on the Ninth day of November, One thousand eight hundred and ninety, shall be charged upon the district fund and general district rate of the Borough, and the said sum of four thousand four hundred and nine pounds, or so much thereof as will be outstanding on the Ninth day of November, One thousand eight hundred and ninety, shall be charged upon the borough fund and borough rate of the Borough, and shall, together with the interest to accrue due thereon, be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned.

Property, &c
of Rural
Authority and
Surveyors.

Art. XIV. All property and liabilities which immediately before the Ninth day of November, One thousand eight hundred and ninety, are vested in or attached to the Rural Authority, or the Surveyors of the Highways of the said

[53 & 54 VICT.] *Local Government Board's* [Ch. CCXXXVII.]
Provisional Orders Confirmation (No. 11) Act, 1890.

Highway Parishes in relation exclusively to any part of the added areas, shall be transferred to, vested in, and attach to the Corporation as Urban Authority, and the Rural Authority and the Surveyors of Highways shall cease to exercise any powers or duties within any part of the added areas : A.D. 1890.
*Tamworth
Order.*

Provided that any arrears of rates made by the Overseers before the Ninth day of November, One thousand eight hundred and ninety, in respect of contributions for general or special expenses under the Public Health Act, 1875, and any arrears of highway rates made by the Highway Surveyors before that date, and which remain due in respect of hereditaments in any part of the added areas, may be recovered by the Overseers or the Surveyors, as the case may be, after that date.

Art. XV.—(1.) The Corporation shall pay in each year to the Rural Authority out of the district fund or general district rates of the Borough— Joint water
undertaking of
Corporation
and Rural
Authority.

(a) An amount equal to five-sixteenths of the interest and instalments of principal payable by the Rural Authority after the Ninth day of November, One thousand eight hundred and ninety, in respect of the said sum of six thousand three hundred and fourteen pounds during the year ; and

(b) An amount equal to one-third of the interest and instalments of principal payable by the Rural Authority after the Ninth day of November, One thousand eight hundred and ninety, in respect of the said sum of six hundred and sixteen pounds during the year.

(2.) The sums so paid by the Corporation shall be carried by the Rural Authority to the credit of the special expenses account of the contributory place in respect of which the payments are made.

(3.) Nothing in this Order contained shall prejudice or affect any mortgage or security which may have been given by the Rural Authority in respect of the said sums of six thousand three hundred and fourteen pounds and six hundred and sixteen pounds, or the rights and powers of the persons entitled under such mortgage or other security to enforce the same in the portions of the contributory places respectively which will be included in the Borough as well as in the remainder of those contributory places.

(4.) For the purpose of determining the proportions in which the expenses of the said joint water undertaking, other than capital expenditure, shall, after the Ninth day of November, One thousand eight hundred and ninety, be provided by the Rural Authority and the Corporation, the capital expenditure provided by the Corporation shall be deemed to be increased by five-sixteenths of the sum provided by the Rural Authority in respect of the Township of Bolehall and Glascote, and by one-third of the sum provided by the Rural Authority in respect of the Liberty of Tamworth Castle, and the capital expenditure provided by the Rural Authority shall be deemed to be diminished by the like amounts, and the profits (if any) arising from the said joint water undertaking shall, from and after the Ninth day of November, One thousand eight hundred and ninety, be apportioned between the Corporation and the Rural Authority in the like proportions as those in which they are bound to contribute to the expenses of the said undertaking as aforesaid.

(5.) Any combination now subsisting with reference to the management and control of the said joint water undertaking shall be deemed to have been

[Ch. ccxxxvii.] *Local Government Board's* [53 & 54 VICT.]
Provisional Orders Confirmation (No. 11) Act, 1890.

A.D. 1890
Tamworth
Order.

made subject to the provisions of this Article, or to have been modified so as to give effect to such provisions, and if the Corporation and the Rural Authority shall not agree as to any terms or conditions, or any modification of such combination as affected by this Article, the matter in dispute shall be determined by some person to be nominated by the Local Government Board, and the decision of such person shall be conclusive and binding upon the Corporation and the Rural Authority.

Audit of
accounts.

Art. XVI. The accounts of the Rural Authority and their officers and of the Surveyors of Highways up to the Ninth day of November, One thousand eight hundred and ninety, shall be audited by the proper officer of the Local Government Board in like manner and with the like incidents and consequences as if this Order had not been made.

Electoral
Division.

Art. XVII. Subject to the provisions of Section 54 of the Act, the added areas shall be included in the Tamworth Electoral Division of the Administrative County of Stafford, and the person who, immediately prior to the Ninth day of November, One thousand eight hundred and ninety, is the County Councillor of that County representing that Division, shall be deemed to represent the Division, as so altered, as if he had been originally elected to represent the altered Division.

Alteration of
school
districts, &c.

Art. XVIII. For the purposes of the Elementary Education Acts, 1870 to 1880,—

- (a.) The Borough shall be a school district, and the members of the School Board for the existing Borough who shall be in office on the Ninth day of November, One thousand eight hundred and ninety, shall be deemed to have been elected, and shall be the School Board for the Borough ;
- (b.) Any byelaws in force in the existing Borough on the Ninth day of November, One thousand eight hundred and ninety, shall thenceforth apply to the Borough until revoked or altered ;
- (c.) From and after the Ninth day of November, One thousand eight hundred and ninety, the School Board for the Township of Bolehall and Glascote and the School Board for the Wilnecote United District shall cease to have jurisdiction in any part of the added areas ; and any byelaws made by those School Boards shall cease to operate in those areas.

Short title.

Art. XIX. This Order may be cited as the Borough of Tamworth Order, 1890.

Given under the Seal of Office of the Local Government Board, this
Third day of June, One thousand eight hundred and ninety.

(L.S.)

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

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