

SCHEDULES.

SIXTH SCHEDULE

Section 113.

ADJUSTMENTS AND APPORTIONMENTS OF POOR LAW PROPERTY AND LIABILITIES.

Adjustment in respect of Institutional Property and Liabilities.

- 1 Except where the councils of the counties and county boroughs into which a poor law area extends agree that no adjustment in respect of institutional property and liabilities is necessary, such adjustment shall, be made between the councils as they may agree or in default of agreement as the Minister may by order determine :

Provided that for the purposes of any agreement or order made under this paragraph the certificate of an officer of the Commissioners of Inland Revenue of the value of any institutional property shall be conclusive, and the costs of the valuation upon a scale to be prescribed by the Treasury shall be payable to the Commissioners by the councils concerned and shall be treated as an institutional liability attaching to the property valued.

Apportionment of or Adjustment in respect of Non-Institutional Property and Liabilities.

- 2 (1) As soon as practicable after the appointed day the prescribed officer shall prepare in respect of each poor law area which was not wholly comprised within one county or county borough, and the district auditor for the audit district in which the poor law area was comprised shall certify to the councils of the counties or county boroughs into which the area extended, statement showing the value as at the appointed day of the non-institutional property and liabilities of the poor law authority, other than any right of recovery from any person of payments made or expenses incurred by the poor law authority by way of poor relief.

- (2) The certificate of the district auditor shall be final and conclusive:

Provided that any such auditor may, if he thinks fit, give an interim or provisional certificate and may amend any final certificate given by him so far as appears to him necessary for the purpose of correcting any errors.

- 3 The property and liabilities of the poor law authority included in the said statement shall be apportioned on the basis of their values as at the appointed day between the several counties and county boroughs concerned in proportion to the reduced rateable values of the parts of the poor law area comprised in the several counties or county boroughs, or an adjustment in respect thereof on the like basis shall be made.

General.

- 4 (1) Any sum required to be paid from one council to another for the purpose of effecting an adjustment under this Schedule may be paid either by way of annual payments or by way of a single payment.

Status: This is the original version (as it was originally enacted).

- (2) Any capital money paid to a council by way of apportionment or adjustment shall be treated as capital, and applied, with the sanction of the Minister, either in the repayment of debt or for any other purpose for which capital money may be applied, and any other money so paid shall be credited to the county fund or general rate fund of the borough.
- 5 For the purpose of this Schedule—
- (a) " the prescribed officer " in relation to any poor law authority means the person who was immediately before the appointed day clerk to the authority or such other officer as may be designated for the purpose by the councils of the counties or county boroughs into which the poor law area extended, or failing agreement between those councils by the Minister; and
 - (b) references to a poor law area shall in relation to any time after the appointed day be construed as references to the area which immediately before the appointed day constituted the poor law area.