



CHAPTER i

An Act to confirm a Provisional Order under the Private Legislation Procedure (Scotland) Act 1936 relating to Dunoon Burgh (Pavilion Expenditure).

[22nd December 1954.]

WHEREAS the Provisional Order set forth in the schedule hereunto annexed has been made by the Secretary of State under the provisions of the Private Legislation Procedure (Scotland) Act 1936 and it is requisite that the said Order 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 Provisional Order contained in the schedule hereunto annexed is hereby confirmed.

Confirmation
of Order in
schedule.

2. This Act may be cited as the Dunoon Burgh (Pavilion Expenditure) Order Confirmation Act 1954.

Short title.

SCHEDULE

DUNOON BURGH (PAVILION EXPENDITURE)

Provisional Order to provide for the removal of the restriction on the amount which may be defrayed out of the burgh rate for and in connection with the provision of halls and other buildings for public meetings and assemblies, a theatre concert hall dance hall or other premises suitable for the giving of entertainments or the holding of dances.

WHEREAS the provost magistrates and councillors of the burgh of Dunoon (hereinafter referred to as "the town council" and "the burgh" respectively) are the municipal and local authority for the burgh of Dunoon in the county of Argyll and are charged with the administration and management thereof:

And whereas in the year one thousand nine hundred and forty-nine the pavilion and concert hall belonging to the town council known as Dunoon Pavilion which was situated in the Castle Gardens Dunoon was destroyed by fire:

And whereas the pavilion constituted the civic centre of the burgh and was used for all indoor activities including public meetings assemblies concerts dances and entertainments of all kinds throughout the year:

And whereas the town council are desirous of rebuilding the pavilion and concert hall which is of great importance and essential to the well-being and prosperity of the burgh and plans have been prepared and approved for this purpose:

And whereas the amount of expenditure incurred or payable by the town council on the provision and maintenance of halls and other buildings for public meetings and assemblies which may be defrayed in any year out of the burgh rate levied by the town council in the burgh is in accordance with section 191 of the Local Government (Scotland) Act 1947 limited to the produce of threepence per pound calculated in the manner provided by the said section:

And whereas the amount of expenditure (excluding capital expenditure but including loan charges) which the town council may incur for or in connection with the provision of a theatre concert hall dance hall or other premises suitable for the giving of entertainments or the holding of dances is in accordance with section 132 of the Local Government Act 1948 limited in any year to the product of a rate of four and four-fifths pence in the pound:

And whereas the amount of money which may in pursuance of the said Acts be expended by the town council on the rebuilding of the said pavilion and concert hall is insufficient in general to make adequate contribution towards the expenses thereof and in particular to meet the loan charges in connection therewith and it is expedient that provision may be made as provided in this Order for the exclusion of expenditure in connection with rebuilding the pavilion and concert hall from the limitation aforesaid:

And whereas the purposes aforesaid cannot be effected without an Order confirmed by Parliament under the provisions of the Private Legislation Procedure (Scotland) Act 1936:

Now therefore in pursuance of the powers contained in the last-mentioned Act the Secretary of State orders as follows:—

1. This Order may be cited as the Dunoon Burgh (Pavilion Expenditure) Order 1954. Short title and citation.

2. In this Order— Interpretation.

“ Act of 1947 ” means the Local Government (Scotland) Act 1947;

“ Act of 1948 ” means the Local Government Act 1948;

“ burgh ” means the burgh of Dunoon;

“ town council ” means the provost magistrates and councillors of the burgh.

3.—(1) The limitation of expenditure imposed by section 191 of the Act of 1947 and section 132 of the Act of 1948 shall not apply to the burgh in connection with the rebuilding by the town council of the pavilion and concert hall and the expenditure incurred in connection with such rebuilding shall be additional to the sum allowed to be raised under the powers contained in the said two Acts and the Act of 1947 and the Act of 1948 shall in their application to the burgh be read and construed accordingly. Exclusion of expenditure in connection with rebuilding pavilion and concert hall from limitation imposed by Public General Acts.

(2) This section shall be deemed to have come into operation on the sixteenth day of May one thousand nine hundred and fifty-four.

4. The town council shall not in the pavilion and concert hall referred to in the last preceding section of this Order except with the consent in writing of the Cinematograph Exhibitors' Association of Great Britain and Ireland— For protection of Cinematograph Exhibitors' Association of Great Britain and Ireland.

(a) exhibit any cinematograph film except for or in connection with the advancement of art education drama science music or literature; or

(b) exhibit or permit to be exhibited within a period of eighteen months after it is first generally released in Great Britain any cinematograph film which commonly forms the main item of a cinematograph entertainment; or

(c) charge for admission to any exhibition of a cinematograph film which commonly forms the main item of a cinematograph entertainment prices less than the average prices then current for admission to cinematograph theatres in the burgh for ordinary showings; or

(d) grant or let the use of the said pavilion or concert hall or any part thereof for the purposes of a cinematograph entertainment except on the best terms that can be obtained except when such premises are let to any person or organisation for a charitable educational cultural social or public purpose.

Costs of Order. 5. The costs charges and expenses preliminary to and of and incidental to the preparing for obtaining and confirming of this Order or otherwise in relation thereto shall be paid by the town council out of any funds (not being in the nature of capital) rates or revenues belonging to them or under their control or out of moneys to be borrowed for that purpose.

Table of Statutes referred to in this Act

Short title	Session and chapter
Private Legislation Procedure (Scotland) Act 1936	26 Geo. 5 & 1 Edw. 8 c. 52.
Local Government (Scotland) Act 1947 ...	10 & 11 Geo. 6 c. 43.
Local Government Act 1948... ..	11 & 12 Geo. 6 c. 26.

PRINTED BY JOHN ROUGHTON SIMPSON, C.B.

Controller of Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament

LONDON : PUBLISHED BY HER MAJESTY'S STATIONERY OFFICE

Price 4d. net

PRINTED IN GREAT BRITAIN

(37850)