



CHAPTER xl.

An Act to confirm certain Provisional Orders of the Minister of Health relating to Derby Ellesmere Port and Whitby Newark Oldham and the Rhymney Valley Sewerage Board. A.D. 1922.

[20th July 1922.]

WHEREAS the Minister of Health has 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 :

Be it therefore enacted by the King'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 have full validity and force. Orders in schedule confirmed.

2. This Act may be cited as the Ministry of Health Provisional Orders Confirmation (No. 3) Act 1922. Short title

A.D. 1922.

SCHEDULE.

BOROUGH OF DERBY.

Derby Order.

Provisional Order for altering or amending the Derby Corporation Act 1913.

WHEREAS the Borough of Derby (hereinafter referred to as "the Borough") is an urban sanitary district of which the Mayor Aldermen and Burgesses acting by the Council (hereinafter referred to as "the Corporation") are the local authority and the unrepealed provisions of the Derby Corporation Act 1913 (hereinafter referred to as "the Local Act") are in force in the Borough;

And whereas by Section 101 of the Local Act provision is made empowering the Corporation to make charges for the use of portions of their recreation grounds set apart for the purposes of games or recreations and for the admission of the public thereto while set apart;

And whereas the Corporation have under the provisions of Section 95 of the Public Health Acts Amendment Act 1907 appropriated for the purposes of public walks and pleasure grounds the land described in the Schedule hereto (which land is hereinafter referred to as "the Recreation Ground");

And whereas the Corporation have made application to the Minister of Health for the issue of a Provisional Order to alter or amend the Local Act in the manner hereinafter set forth:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 303 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Local Act shall be altered and amended so that the following provisions shall take effect that is to say:—

Power to
set apart
part of
recreation
ground &c.

1. Subject to any covenant or condition in any lease conveyance or agreement relating to the Recreation Ground the Corporation may—

- (a) at any time set apart any part or parts of the Recreation Ground and may adapt the same for the purpose of any game recreation contest match or pastime;
- (b) for any such purpose let the same on lease or otherwise to any club or person;

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Provisional Orders Confirmation (No. 3) Act, 1922.

- (c) make or authorise any such club or person to make reasonable charges for the use of or access to any part so set apart; A.D. 1922.
Derby Order
- (d) provide erect manage maintain remove or let to any club or person or agree with any club or person for the provision erection management maintenance or removal of any pavilions buildings works and conveniences on the Recreation Ground or in connection therewith and charge or authorise any club or person to charge for admission thereto or in respect of the use thereof; and
- (e) exclude the public from the parts of the Recreation Ground so set apart and from such pavilions buildings works and conveniences.

2. Subject to the provisions of this Order the Recreation Ground shall be deemed to be a pleasure ground purchased by the Corporation under the provisions of Section 164 of the Public Health Act 1875. Application of Section 164 of Public Health Act 1875.

3. This Order may be cited as the Derby Order 1922. Short title.

The SCHEDULE.

All that piece of land situate in the Parish of Sinfen Moor in the County of Derby and containing 44.5 acres or thereabouts which is bounded on the north-east by a line parallel with and 40 yards distant from the south-west side of Osmaston Park Road on the north-west by the Osmaston Park Road Recreation Ground on the south-west partly by the north-eastern boundaries of enclosures numbered 5 and 12 on the $\frac{1}{2500}$ th Ordnance Map (1914 Edition) of the Parish of Sinfen Moor partly by Moor Lane partly by the northern boundary of enclosure numbered 20 on the said Ordnance Map and partly by a line drawn in continuation of the said boundary across enclosure numbered 22 on the said map and on the south-east by the boundary between the Urban District of Alvaston and Boulton and the Parish of Sinfen Moor except the site of a proposed new road 52 feet in width from Osmaston Park Road across enclosure numbered 8 on the said map and a building depth of 50 yards on the south-east side of such proposed new road.

Given under the Official Seal of the Minister of Health
this Fifth day of April One thousand nine hundred
and twenty-two.

(L.S.)

F. L. TURNER
Assistant Secretary Ministry of Health.

A.D. 1922.

URBAN DISTRICT OF ELLESMERE PORT
AND WHITBY.

*Ellesmere
Port and
Whitby
Order.*

*Provisional Order for altering the Ellesmere Port and
Whitby Urban District Council Act 1914.*

WHEREAS the Urban District Council of Ellesmere Port and Whitby (hereinafter referred to as "the Council") are the local authority within the meaning of the Public Health Act 1875 for the Urban District of Ellesmere Port and Whitby (hereinafter referred to as "the District") and the unrepealed provisions of the Ellesmere Port and Whitby Urban District Council Act 1914 (hereinafter referred to as "the Local Act") are in force in the District;

And whereas by Section 83 of the Local Act provision was made with regard to any sinking fund which might be formed and maintained by the Council for the repayment of any moneys borrowed by virtue of that Act;

And whereas the Council have made application to the Minister of Health for the issue of a Provisional Order to alter or amend the Local Act in the manner hereinafter set forth:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 303 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Local Act shall be altered so that the following provisions shall take effect that is to say:—

Rate of accumulation of annual payments to sinking fund.

1. Section 83 of the Local Act shall have effect and shall be deemed always to have had effect as if the words "or at such other rate as the Minister of Health may from time to time approve" were inserted immediately after the words "at a rate not exceeding three per centum per annum" in paragraph (B) of subsection (1) of that Section.

Short title.

2. This Order may be cited as the Ellesmere Port and Whitby Order 1922.

Given under the Official Seal of the Minister of Health
this Fifth day of April One thousand nine hundred and
twenty-two.

(L.S.)

F. L. TURNER
Assistant Secretary Ministry of Health.

BOROUGH OF NEWARK.

A.D. 1922.

Provisional Order for altering a Confirming Act.

*Newark
Order.*

WHEREAS the Borough of Newark (hereinafter referred to as "the Borough") is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council (hereinafter referred to as "the Corporation") are the local authority for the purposes of the Public Health Act 1875 and there are in force in the Borough the unrepealed provisions of the Newark Corporation Act 1891 and of the Newark Corporation Waterworks Act 1897 (hereinafter together referred to as "the Local Acts") as altered by the Newark Order 1901 (hereinafter referred to as "the Order of 1901") which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 5) Act 1901 (hereinafter referred to as "the Confirming Act of 1901") and by another Provisional Order duly confirmed by Parliament which does not affect the subject-matter of this Order;

And whereas by the Order of 1901 the Corporation are empowered to borrow a sum or sums not exceeding in the whole twenty thousand pounds for the purposes of the water undertaking carried on by them under the Local Acts and the said Orders;

And whereas the Corporation have made application to the Minister of Health for the issue of a Provisional Order to alter or amend the Confirming Act of 1901:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 297 of the Public Health Act 1875 and of any other powers in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Confirming Act of 1901 shall be altered or amended so that the following provisions shall take effect that is to say:—

1. Article I. of the Order of 1901 shall have effect as if the words "not exceeding in the whole the sum of twenty thousand pounds" were omitted therefrom. Borrowing powers.

2. Paragraph (b) of subdivision (2) of Article IV. of the Order of 1901 shall have effect as if the words "or such other rate as the Minister of Health may from time to time approve" Payments to sinking fund.

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A.D. 1922.

*Newark
Order.*
Short title.

were inserted therein immediately after the words "per annum."

3. This Order may be cited as the Newark Order 1922.

Given under the Official Seal of the Minister of Health
this Twenty-first day of March One thousand nine
hundred and twenty-two.

(L.S.)

F. L. TURNER

Assistant Secretary Ministry of Health.

BOROUGH OF OLDHAM.

*Oldham
Order.*

*Provisional Order for altering the Oldham Borough
Improvement Act 1865.*

WHEREAS the Borough of Oldham (hereinafter referred to as "the Borough") is an urban sanitary district of which the Mayor Aldermen and Burgesses acting by the Council (hereinafter referred to as "the Corporation") are the local authority for the purposes of the Public Health Act 1875 and there are in force in the Borough the unrepealed provisions of the Oldham Borough Improvement Act 1865 (hereinafter referred to as "the Act of 1865") and the Oldham Corporation Act 1900 as altered by certain Provisional Orders duly confirmed by Parliament which do not affect the subject-matter of this Order;

And whereas under the provisions of Part VIII. of the Act of 1865 and of Part II. of the Oldham Corporation Act 1900 the Corporation are authorised to carry on a market undertaking and to demand and receive in connection therewith tolls stallages and rents not exceeding the tolls stallages and rents specified in the Sixth Schedule to the Act of 1865;

And whereas the Corporation have made application to the Minister of Health for the issue of a Provisional Order to alter the Act of 1865 in manner hereinafter set forth:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 303 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Act of 1865 shall be altered in manner following that is to say:—

Increase of
market tolls

1. The Sixth Schedule to the Act of 1865 shall be altered—

(a) in the part headed "Covered Provision and Vegetable Market and Carcase Market Tolls" by the substitution

therein opposite to the items headed "Shops" and "Butchers Stalls" respectively of "3d." for "1½d."; and

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Oldham
Order.

- (b) in the part headed "Open Markets" by the substitution therein opposite to the second paragraph of the item headed "Tolls at Fairs" of "2s. 6d." for "6d."

2. This Order may be cited as the Oldham Order 1922. Short title.

Given under the Official Seal of the Minister of Health
this Eighteenth day of April One thousand nine
hundred and twenty-two.

(L.S.)

F. L. TURNER
Assistant Secretary Ministry of Health.

DISTRICT OF THE RHYMNEY VALLEY SEWERAGE BOARD.

*Provisional Order altering the Rhymney Valley
Sewerage Board Act 1912 and the Ministry of Health
Provisional Orders Confirmation (No. 1) Act 1919.*

Rhymney
Valley
Sewerage
Board Order.

WHEREAS in pursuance of the Rhymney Valley Sewerage Board Act 1912 (hereinafter referred to as "the Local Act") and for the purpose of carrying that Act into execution there was constituted and incorporated a Joint Board (hereinafter referred to as "the Sewerage Board") under the name of the Rhymney Valley Sewerage Board;

And whereas by the Local Act the Sewerage Board were authorised to construct certain sewerage and sewage outfall works and by Section 43 of the Local Act as altered by Article I. of the Rhymney Valley Sewerage Board Order 1919 which was confirmed by the Ministry of Health Provisional Orders Confirmation (No. 1) Act 1919 (which Order and Act are hereinafter respectively referred to as "the Order of 1919" and "the Confirming Act") it was enacted that if the works authorised by the Local Act and delineated on the deposited plans and sections were not completed within eleven years from the passing of the Local Act then on the expiration of that period the powers by that Act granted to the Sewerage Board should cease except as therein mentioned;

And whereas by Section 88 of the Local Act as altered by Article II. of the Order of 1919 confirmed as aforesaid the Sewerage Board were authorised to borrow for the purchase of

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A.D. 1922. lands and easements for and for the construction of the intercepting and outfall sewers and other works by that Act authorised the sum of five hundred and sixty thousand pounds ;

*Rhymney
Valley
Sewerage
Board Order.*

And whereas the Sewerage Board have made application to the Minister of Health for the issue of a Provisional Order to alter or amend the Local Act as altered by the Confirming Act in the manner hereinafter set forth :

Now therefore the Minister of Health in the exercise of the powers given to him by Sections 297 and 303 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Local Act and the Confirming Act so far as it relates to the Order of 1919 shall be altered so that the following provisions shall take effect that is to say :—

Extension of
time for
completion
of works.

1. Section 43 of the Local Act shall have effect and shall be deemed always to have had effect as if the words “twelve years” had been inserted in the said Section instead of the words “seven years.”

Increase of
borrowing
powers for
works.

2. Section 88 of the Local Act shall have effect as if the words “seven hundred and twenty thousand pounds” were inserted in paragraph (A) of subsection (1) of that Section instead of the words “two hundred and twenty-two thousand pounds.”

Short title.

3. This Order may be cited as the Rhymney Valley Sewerage Board Order 1922.

Given under the Official Seal of the Minister of Health
this Seventh day of March One thousand nine hundred
and twenty-two.

(L.S.)

F. L. TURNER
Assistant Secretary Ministry of Health.

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