



CHAPTER xiii.

An Act to confirm a Provisional Order of the Minister of Health relating to Luton. A.D. 1928.
[10th May 1928.]

WHEREAS the Minister of Health has made the Provisional Order 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 Order 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 Order set out in the schedule hereto shall be and the same is hereby confirmed : and all the provisions thereof shall have full validity and force. Order in schedule confirmed.

2. This Act may be cited as the Ministry of Health Provisional Order Confirmation (Luton Extension) Act 1928. Short title.

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SCHEDULE.

BOROUGH OF LUTON.

Luton Order.

*Provisional Order made in pursuance of the Local
Government Act 1888 for extending a Borough.*

WHEREAS by virtue of section 54 of the Local Government Act 1888 the Minister of Health is empowered to make a Provisional Order for altering the boundary of any borough;

And whereas the existing Borough of Luton in the Administrative County of Bedford is a borough within the meaning of the Local Government Act 1888 and the inhabitants are a body corporate by the name of the mayor aldermen and burgesses of the Borough of Luton and act by the council of the Borough which now consists of the mayor (who is also an alderman) five other aldermen and eighteen councillors and the Borough is for the purpose of the election of councillors divided into six wards;

And whereas the Borough has a separate commission of the peace and police force;

And whereas in pursuance of the Education Act 1921 the Council of the Borough are the local education authority for the purposes of elementary education;

And whereas the Borough is coextensive with the Parish of Luton and is an urban district under the jurisdiction of the Mayor Aldermen and Burgesses acting by the Council;

And whereas the Parishes of Caddington Hyde Leagrave Limbury and Stopsley in the Administrative County of Bedford immediately adjoin the Borough and are contributory places in the Rural District of Luton and are subject to the jurisdiction of the Rural District Council of Luton and are entitled to elect Parish Councils:

Now therefore the Minister of Health in pursuance of the powers given to him by sections 54 and 59 of the Local Government Act 1888 and of all other powers enabling him in that behalf hereby orders as follows:—

PART I.

INTERPRETATION AND COMMENCEMENT.

Definitions.

1. In this Order unless the context otherwise requires—

“Existing” in relation to any area altered by this Order means existing immediately before the appointed day;

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- “The Act of 1888” and “the Act of 1894” mean respectively the Local Government Act 1888 and the Local Government Act 1894; A.D. 1928.
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- “The added areas” means the added part of Caddington the added part of Hyde the added part of Leagrave the added part of Limbury and the added part of Stopsley;
- “The added part of Caddington” means that part of the existing Parish of Caddington which is coloured light blue on the borough maps;
- “The added part of Hyde” means that part of the existing Parish of Hyde which is coloured light brown on the borough maps;
- “The added part of Leagrave” means that part of the existing Parish of Leagrave which is coloured yellow on the borough maps;
- “The added part of Limbury” means that part of the existing Parish of Limbury which is coloured light green on the borough maps;
- “The added part of Stopsley” means that part of the existing Parish of Stopsley which is coloured dark blue on the borough maps;
- “The appointed day” means the First day of October Nineteen hundred and twenty-eight;
- “The Borough” means the existing Borough of Luton as extended by this Order;
- “The borough maps” means the duplicate maps marked “Map of the Borough of Luton as extended by the Luton (Extension) Order 1928” and sealed with the official seal of the Minister;
- “The Corporation” means as the context requires the mayor aldermen and burgesses of the existing Borough or of the Borough acting by the Council;
- “The County” and “the County Council” mean respectively the administrative county of Bedford and the county council of that county;
- “The excluded part of Caddington” “the excluded part of Hyde” and “the excluded part of Stopsley” mean respectively that part of the existing parish of the same name which is not by this Order added to the existing Borough;
- “The excluded (dark green) part of Leagrave” and “the excluded (dark brown) part of Leagrave” mean respectively those parts of the existing Parish of

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Leagrave which are coloured dark green and dark brown on the borough maps;

“The excluded (grey) part of Limbury” “the excluded (orange) part of Limbury” and “the excluded (purple) part of Limbury” mean respectively those parts of the existing Parish of Limbury which are coloured grey orange and purple on the borough maps;

“The Minister” means the Minister of Health;

“The Municipal Corporations Acts” means the Municipal Corporations Act 1882 and the Acts amending and extending the same and the Borough Councillors (Alteration of Number) Act 1925;

“The Parish of Luton” “the Parish of Caddington” “the Parish of Hyde” “the Parish of Stopsley” “the Parish of Houghton-Regis” “the Parish of Streatley with Sharpenhoe” and “the Parish of Sundon” mean respectively each of those parishes as altered by this Order;

“The Rural District” and “the Rural Council” mean respectively the Rural District of Luton and the Rural District Council of Luton;

“The ward maps” means the duplicate maps marked “Map of the wards of the Borough of Luton as extended by the Luton (Extension) Order 1928” and sealed with the official seal of the Minister.

Commence-
ment of
Order.

2. Save as otherwise expressly provided this Order shall come into operation on the First day of October Nineteen hundred and twenty-eight:

Provided that for the purposes of—

- (a) The compilation alteration or re-arrangement of any register of electors made under the Representation of the People Acts 1918 to 1926;
- (b) The division of the Borough into wards and all proceedings preliminary or relating to any election to be held in September Nineteen hundred and twenty-eight for any area affected by this Order; and
- (c) The alteration of valuation lists or the revision of the basis of the county rate of the County or the preparation of any precept or contribution order to be made on or after the appointed day;

this Order shall operate from the date of the Act of Parliament confirming this Order.

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PART II.

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ALTERATIONS OF BOUNDARY.

Luton Order.

3.—(1) The boundary of the existing Borough the area of which is coloured pink on the borough maps shall be altered so as to include in addition to that area so much of the Rural District as comprises the added part of Caddington the added part of Hyde the added part of Leagrave the added part of Limbury and the added part of Stopsley. Extension of Borough.

(2) The boundary of the Borough shall be that shown by the red line on the borough maps and the whole of the area within that boundary shall for the purposes of the Municipal Corporations Acts and for all other purposes be the Borough.

4.—(1) The added areas shall be separated from the existing parishes of which they form part and shall be amalgamated with the existing Parish of Luton. Alterations of parishes.

(2) The excluded (dark green) part of Leagrave shall be amalgamated with the existing Parish of Houghton-Regis.

(3) The excluded (dark brown) part of Leagrave and the excluded (grey) part of Limbury shall be amalgamated with the existing Parish of Sundon.

(4) The excluded (orange) part of Limbury shall be amalgamated with the existing Parish of Streatley with Sharpenhoe.

(5) The excluded (purple) part of Limbury shall be amalgamated with the existing Parish of Stopsley as diminished by this Order.

(6) The Parish of Leagrave and the Parish of Limbury shall cease to exist.

5.—(1) One of the borough maps and one of the ward maps shall be deposited in the office of the Minister and the duplicate of each map shall be deposited by the town clerk of the existing Borough at his office. Deposit and copies of borough and ward maps.

(2) Copies of the borough map deposited with the town clerk certified by him to be true shall be sent by him within one month after the date of the Act of Parliament confirming this Order to the clerk to the County Council to the clerk to the Rural Council to the Board of Inland Revenue to the Commissioners of Customs and Excise to the Registrar-General to the Board of Trade to the Minister of Transport to the Minister of Agriculture and Fisheries and to the Electricity Commissioners.

(3) Copies of the ward map deposited with the town clerk and certified by him to be true shall be sent by him within the period mentioned in paragraph (2) of this article to the clerk to the County Council to the clerk to the Guardians of the Luton Union

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Copies of
borough map
to be
evidence.

to the Registrar-General and to the Minister of Agriculture and Fisheries.

6.—(1) Copies of or extracts from the borough map deposited with the town clerk and certified by him to be true shall be received in all courts of justice and elsewhere as *prima facie* evidence of the contents of the map so far as it relates to the boundary of the Borough.

(2) The borough map deposited with the town clerk 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 the map certified by the town clerk to be true on payment of a reasonable fee to be determined by the Corporation.

(3) All fees so received shall be carried to the general rate fund of the Borough.

PART III.

PROVISIONS CONSEQUENT ON EXTENSION OF BOROUGH.

Existing
mayor
aldermen
and
councillors.

7. The persons who hold office immediately before the appointed day as mayor aldermen and councillors of the existing Borough shall on the appointed day become the mayor aldermen and councillors of the Borough but shall respectively retire from office on the day on which they would have retired from office if this Order had not been made.

Number of
councillors
and alder-
men.

8. The number of councillors of the Borough shall be increased from eighteen to twenty-one and the number of aldermen of the Borough shall be increased from six to seven.

Municipal
wards and
existing
councillors.

9. Subject to the provisions of the Municipal Corporations Acts the following provisions shall have effect :—

(1) For the purposes of the election of councillors the Borough shall be divided into the seven wards mentioned in column 1 of the First Schedule to this Order and the wards shall be designated by the names appearing in that column ;

(2) Each ward shall comprise that portion of the Borough which is indicated by a separate colour and distinguished by the name of the ward on the ward maps ;

(3) Three councillors shall be assigned to each ward ;

(4) If immediately before the appointed day a casual vacancy shall exist in the representation of one of the existing municipal wards the vacancy shall be deemed to have arisen in the ward of the same name constituted by this Order ;

(5) The councillors for each of the existing municipal wards shall represent the ward of the same name constituted by this Order.

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10. For the purposes of the application to the Borough of the provisions of the County and Borough Councils (Qualification) Act 1914 the added areas shall be deemed to have always formed part of the Borough.

Luton Order.
County and
Borough
Councils
(Qualifica-
tion) Act 1914.
Election of
councillors
for Lee
Ward.

11.—(1) Upon the Twentieth day of September Nineteen hundred and twenty-eight there shall be held an election of three councillors for the Lee Ward of the Borough constituted by this Order.

(2) The mayor and town clerk of the existing Borough or such other persons as the Secretary of State may appoint shall perform the duties devolving at an election upon a mayor and town clerk respectively under the Municipal Corporations Acts and the mayor shall be the returning officer at the election but may appoint some other person to act as returning officer.

(3) The councillors elected at the election shall come into office on the appointed day.

12.—(1) The first election of the additional alderman of the Borough shall take place at the first meeting of the Council of the Borough held in October Nineteen hundred and twenty-eight and at the first election the additional alderman shall be chosen from among persons not being councillors of the Borough who have resided within one of the added areas during the whole of the twelve months preceding the election.

First election
of additional
alderman.

(2) The Council of the Borough shall at the same meeting assign an alderman to act until the following quarterly meeting of the Council as returning officer at any election for the Lee Ward.

13.—(1) The councillors of the Borough elected at the first election for the Lee Ward shall retire from office as follows :—

Retirement
of councillors
and alder-
man elected
in 1928.

(a) The councillor who is elected by the smallest number of votes on the First day of November Nineteen hundred and twenty-nine;

(b) The councillor who is elected by the largest number of votes on the First day of November Nineteen hundred and thirty-one;

(c) The remaining councillor on the First day of November Nineteen hundred and thirty.

(2) If for any reason it is doubtful which of the councillors elected in pursuance of this Order ought to retire from office on a day mentioned in this article the question shall be determined at the first or second meeting of the Council of the Borough by lot conducted under the direction of the person presiding at that meeting.

(3) The additional alderman of the Borough elected in pursuance of this Order shall retire from office on the Ninth day of November Nineteen hundred and thirty-two.

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County electoral divisions.

14. For the purposes of the election of county councillors—
- (1) the existing Leagrave and Limbury Electoral Division shall be abolished;
 - (2) the added part of Hyde and the added part of Stopsley shall be separated from the Barton Electoral Division and the added part of Caddington shall be separated from the Caddington Electoral Division;
 - (3) the Borough shall be divided into seventeen electoral divisions to be designated by the numbers appearing in column 3 of the First Schedule to this Order and the electoral divisions numbered 1 to 16 shall comprise a part of that ward mentioned in column 1 of that Schedule which is opposite the number of the electoral division in column 3 of the Schedule and the electoral division numbered 17 shall be coextensive with the Lee Ward;
 - (4) the existing electoral divisions within the Borough numbered 5 10 12 13 and 16 shall be extended to include the areas described in column 4 of the First Schedule to this Order opposite the number of the electoral division in column 3 of that Schedule;
 - (5) the excluded (dark green) part of Leagrave shall be added to the Houghton-Regis Electoral Division and the excluded (dark brown) part of Leagrave together with the three excluded parts of Limbury shall be added to the Barton Electoral Division.

Allocation and continuance of county councillors.

15.—(1) The person who immediately before the appointed day represents the existing Limbury and Leagrave Electoral Division as a county councillor shall be deemed to have been elected and shall represent the electoral division of the Borough constituted by this Order which is numbered 17.

(2) Subject to the foregoing provision of this article any person who immediately before the appointed day represents as a county councillor any existing electoral division of the county which comprises an area affected by this Order shall be deemed to have been elected to represent the electoral division of the county as altered by this Order which bears the same name or number as the existing electoral division.

(3) Any county councillor continued in office by this article shall retire from office on the day on which he would have retired if this Order had not been made.

Jurisdiction powers and duties of borough justices police &c. extended.

16.—(1) The powers and duties of the justices of the peace appointed for the existing Borough and of the clerk to those justices and of the police constables and other peace officers of the existing Borough shall extend to and apply throughout the Borough:

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(a) every person committing an offence in any of the added areas prior to the appointed day shall be tried and dealt with as if this Order had not been made;

(b) every proceeding which prior to the appointed day has been begun by or is pending before any justice in relation to any matter arising in or concerning any of the added areas may be continued or completed in like manner and with the like incidents and consequences as nearly as may be as if this Order had not been made.

(2) The added areas shall cease to form part of any petty sessional division of the County.

17. Subject to the provisions of this Order all property immediately before the appointed day vested in the Corporation for the benefit of the existing Borough (not being property held on any charitable trust) shall by virtue of this Order 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 immediately before that day are exerciseable by or vested in the Corporation for the benefit of the existing Borough and all liabilities which immediately before the appointed day attach to the Corporation in respect of the existing Borough shall on that day attach to them in respect of the Borough.

Corporation
property
liabilities &c.

18.—(1) So much of any sums borrowed by the Corporation as immediately before the appointed day are owing and charged upon a fund or rate of the existing Borough or the revenues of the existing Borough shall be charged upon the corresponding fund or rate of the Borough or the revenues of the Borough.

Mortgage
debts of
Corporation.

(2) All borrowed moneys to which this article applies with the interest thereon shall 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.

19.—(1) For the purposes and subject to the provisions of the Education Act 1921—

Transfer
of public
elementary
schools.

(a) Any public elementary school provided by the County Council as local education authority and situate within the added areas and the furniture fittings books and apparatus belonging to the County Council of any public elementary school within those areas shall by virtue of this Order be transferred to and vest in the

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Corporation as the local education authority for all the estate and interest therein of the County Council as the local education authority;

(b) All contracts debts and liabilities which immediately before the appointed day are existing or are owing by or attach to the County Council in respect exclusively of any public elementary school within the added areas or of the furniture fittings books or apparatus or with respect to the officers teachers and servants of any public elementary school within those areas shall by virtue of this Order enure to and be carried into effect by and be discharged and satisfied by the Corporation as the local education authority;

(c) Section 68 of the Act of 1894 shall apply with respect to any adjustment required for the purposes of this article;

(d) Subject to any adjustment which may hereafter be made the liability for repayment of so much of any loan raised exclusively in respect of any public elementary school or of the furniture fittings or apparatus transferred to and vested in the Corporation by virtue of this Order as will be owing immediately before the appointed day and the liability for the payment of interest on that part of any such loan shall by virtue of this Order be transferred and attach to the Corporation as the local education authority and so much of any such loan as will then be owing shall be charged on the general rate fund and general rate of the Borough and shall be repaid by the Corporation within the period if any for which that part of the loan was originally sanctioned or within which that part of the loan is otherwise required to be repaid or is made repayable.

(2) In this article "public elementary school" includes the site and schoolhouse and also any land acquired and held by the County Council as the local education authority for purposes of elementary education.

School
managers.

20. Any manager of any public elementary school within the added areas who was appointed by the County Council or by a parish council shall vacate office on the appointed day.

County
police.

21.—(1) On the appointed day such number of the members of the police force of the county as before that day shall have been determined by agreement subject to the approval of the Secretary of State between the standing joint committee of the County and the watch committee of the Corporation or in default of agreement by the Secretary of State shall be transferred to and become part of the police force of the Borough:

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Provided that no member of the police force of the County shall be so transferred without his consent. A.D. 1928.

(2) Every member of the county police force so transferred shall hold office in the police force of the Borough upon the same tenure and subject to the same terms and conditions as the other serving members of the borough police force of the same rank as that member and any period of service which the transferred member was entitled to reckon before the transfer for purposes of pay promotion or pension in the police force of the County shall be reckoned for the same purpose in the police force of the Borough : *Luton Order.*

Provided that where the scale of ordinary pensions applicable to a member of the police force of the County who is so transferred is by virtue of section 29 (1) (a) of the Police Pensions Act 1921 a scale other than that prescribed in Part I. of the First Schedule to that Act such scale shall continue to apply to him as if he had not been so transferred.

(3) The provisions of subsection (2) of section 8 of the Police Pensions Act 1921 shall extend and apply to and in relation to any member of a police force transferred under this article as if that member had removed with the written sanction of the chief constable of the County and notwithstanding that at the date of the transfer that member may not have completed one year's approved service in the police force of the County.

22.—(1) Any county police station situate within the added areas and any residence for a constable or cell so situate and the fittings and furniture of any such police station residence or cell shall by virtue of this Order be transferred to and vest in the Corporation as from the appointed day for all the estate and interest therein of the County Council and there shall be paid by the Corporation to the County Council out of the general rate fund in consideration of such transfer such sums as shall be agreed upon or as in default of agreement shall be settled by arbitration in manner provided by the Act of 1888. *County police stations &c.*

(2) In the event of the amount of the consideration for the transfer of the property which by virtue of this article is transferred to and vested in the Corporation not being ascertained before the appointed day the date of the final ascertainment of the consideration shall for the purposes of section 12 of the Finance Act 1895 be treated as the date of vesting.

23.—(1) The power and duty of maintaining and repairing any main road within the added areas are hereby transferred from the County Council to the Corporation and the provisions of section 11 of the Act of 1888 as amended by any other enactment shall apply to any such main road as if it were a road which became a main road on the appointed day and the *Main roads and bridges in added areas.*

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(2) In this article "main road" includes any bridge within the added areas which carries a main road and is repairable by the County Council.

Cesser of
jurisdiction
of Rural
Council and
property &c.

24. Subject to the provisions of this Order—

(1) The Rural Council shall cease to exercise any powers or discharge any duties within the added areas;

(2) Any property or liabilities which immediately before the appointed day are vested in or attach to the Rural Council in relation exclusively to one of the added areas or any portion of one of the added areas shall by virtue of this Order be transferred to and vest in the Corporation as the urban authority for the execution of the Public Health Acts 1875 to 1925;

(3) Any property or liabilities which immediately before the appointed day are vested in or attach to the Rural Council in relation to one of the added areas or any portion of one of the added areas conjointly with any other area shall be a matter for adjustment under section 62 of the Act of 1888.

Housing
Schemes of
Rural
Council.

25.—(1) Upon the appointed day the estate or interest of the Rural Council in such of the houses provided by that Council under the Rural Housing Schemes as are situate within the added areas shall by virtue of this Order be transferred to and vest in the Corporation as the authority for the execution of the Housing Act 1925.

(2) The rights liabilities obligations and property attaching to or vested in the Rural Council in relation to the Rural Housing Schemes shall be a matter for adjustment under section 62 of the Act of 1888.

(3) In this article "the Rural Housing Schemes" means the housing schemes of the Rural Council formulated for the Rural District under the Housing Town Planning &c. Act 1919 the Housing &c. Act 1923 the Housing (Financial Provisions) Act 1924 and the Housing Act 1925.

Joint Com-
mittee for
management
of Aley
Green
Cemetery.

26.—(1) The added part of Caddington shall cease to form part of the area for which the Aley Green Cemetery was provided and shall be excluded from the district of the Joint Committee constituted by the Rural District Council of Hemel Hempstead and the Rural Council for the management of that cemetery.

(2) Nothing in this Order shall prejudice or affect any right of burial or of constructing a burial place or of erecting or placing any monument tablet gravestone or inscription which any person may have acquired prior to the appointed day in relation to the Aley Green Cemetery.

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(3) Nothing in this Order shall prejudicially affect any right privilege authority or duty which immediately before the appointed day is exerciseable by or attaches to any incumbent or sexton in relation to the Aley Green Cemetery. A.D. 1928.
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27. The added areas shall cease to form part of the district of the Dunstable and District Joint Hospital Committee appointed under section 57 of the Act of 1894. Dunstable and District Joint Hospital District.

28.—(1) Sections 25 26 28 29 31 32 42 43 44 49 50 55 64 and 65 and paragraphs (a) and (b) of subsection (1) of section 58 of the Luton Corporation Act 1911 are hereby repealed. Local Act and Orders relating to existing Borough.

(2) Subject to the provisions of this Order the unrepealed provisions of—

(a) the local Act and of the confirmation Acts specified in the Second Schedule to this Order so far as the last-mentioned Acts respectively relate to the Provisional Orders specified in that Schedule;

(b) any other local Act or Provisional Order duly confirmed and affecting the existing Borough or the Corporation (including any such local Act or Provisional Order passed or confirmed during the present session of Parliament); and

(c) any order affecting the existing Borough or the Corporation which has effect as if enacted by Parliament;

as the same respectively are in force within the existing Borough immediately before the appointed day shall extend and apply to the Borough and any reference therein to the existing Borough and the Corporation shall be deemed to refer to the Borough and the Corporation thereof :

Provided that the provisions of Part V. (Infectious Disease and Sanitary Provisions) of the Luton Corporation Act 1911 shall not extend to the added areas unless before the appointed day public notice shall be given in the added areas of those provisions in the manner prescribed by section 70 of that Act.

(3) Any provision prescribing a maximum price to be charged within the existing Borough for the supply of electricity by the Corporation shall extend and apply to the Borough as altered by this Order in substitution for any such provision which may apply to the added areas.

(4) Nothing in this Order shall alter the area for the supply of gas or water by any company under any local Act or any Provisional Order confirmed by Parliament or under any special order made in pursuance of the Gas Regulation Act 1920 or shall prejudice or affect the existing rights and powers of any such company under any such Act or Order.

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 Adoptive
 Acts.

29.—(1) The provisions of—

- (a) the Baths and Washhouses Acts 1846 to 1925;
- (b) the Infectious Disease (Prevention) Act 1890;
- (c) the Public Health Acts Amendment Act 1890;
- (d) the Public Libraries Acts 1892 to 1919; and
- (e) Parts II. to V. of the Public Health Act 1925;

shall be in force within and apply to the Borough as if the same had been adopted for the Borough.

(2) The provisions of any adoptive Act shall subject to the provisions of this article cease to be in force within and apply to any part of the added areas:

Provided that all powers duties and liabilities under the Private Street Works Act 1892 with which the Rural Council may be invested immediately before the appointed day shall vest in and attach to the Corporation so far as regards any works in the added areas executed by the Rural Council under that Act before the appointed day or in respect of which that Council before that day shall have passed a resolution or shall have served notices.

(3) Any order under the Infectious Disease (Notification) Act 1889 or under any adoptive Act mentioned in paragraph (1) of this article which is in force immediately before the appointed day throughout the existing Borough shall extend and apply to the added areas and any order under the Infectious Disease (Notification) Act 1889 in force immediately before that day within the added areas shall cease to be in force within those areas.

Corporation
 to be local
 authority
 for maternity
 child welfare &c.

30. For the purposes of the Notification of Births Acts 1907 and 1915 and the Maternity and Child Welfare Act 1918 the Corporation shall be the authority for the Borough to the exclusion of the County Council.

Orders
 under
 Shop Hours
 Act 1904 or
 Shops
 Acts 1912
 to 1920.

31. Any order made under the Shop Hours Act 1904 or under the Shops Act 1912 or any subsequent Act providing for the closing of shops and in force immediately before the appointed day in any area affected by this Order shall subject to the provisions of those Acts remain in force and apply to the area to which it then applied.

Orders
 under Public
 Health Acts
 Amendment
 Act 1907 or
 Public
 Health Act
 1925.

32. Subject to any order which the Minister or the Secretary of State may make on or after the appointed day the following provisions shall have effect as regards orders under the Public Health Acts Amendment Act 1907 or the Public Health Act 1925—

- (1) The provisions of any order made before the appointed day and declaring to be in force throughout the existing Borough any parts or sections of either of those Acts

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shall have effect as if any reference in that order to the existing Borough extended and applied to the Borough and as if the said parts or sections were accordingly declared to be in force within the Borough;

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—
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- (2) Any other order under either of those Acts which is in force immediately before the appointed day throughout the existing Borough shall extend and apply to the added areas;
- (3) The provisions of any order made before the appointed day and declaring to be in force within the added areas any parts or sections of either of those Acts shall cease to apply to the added areas and the parts or sections declared by any such order to be in force shall save as hereinbefore provided cease to be in force within the added areas.

33. All the powers duties and liabilities of an urban authority and all the powers in relation to the chargeability of expenses with which the Rural Council are invested in pursuance of any order made by the Local Government Board or the Minister under the Public Health Acts 1875 to 1925 in respect of any existing parish which is altered but not abolished by this Order shall be deemed to vest in and attach to the Rural Council in respect of that parish as so altered.

Urban
powers &c.
in excluded
parts of
Parishes.

34.—(1) Subject to the provisions of the Rating and Valuation Act 1925 the provisions of the order made by the Local Government Board on the Twenty-eighth day of December Eighteen hundred and ninety-six conferring on the Corporation those powers duties and liabilities of overseers which are mentioned in section 6 (1) (c) (i) of the Act of 1894 shall have effect as if the references therein to the existing Borough of Luton extended and applied to the Borough as altered by this Order and as if the references therein to the Parish of Luton Urban extended and applied to the Parish of Luton.

Order under
s. 33 of
Act of 1894.

(2) An order may be made by the Minister under section 33 of the Act of 1894 with respect to any charity held wholly or partly for the benefit of the inhabitants of the existing Parish of Luton as if this Order had not been made.

35.—(1) All byelaws made by the Corporation or by the Rural Council and confirmed by the Minister or his predecessors or which if made after the date of this Order would be subject to the Minister's confirmation which are in force within the existing Borough or within the added areas immediately before the appointed day—

Byelaws
regulations
scales of
charges &c.

- (a) if made before the First day of January Nineteen hundred and fourteen shall continue to apply to the existing Borough or to the added areas as the case may be for

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one year after the appointed day (unless previously repealed or altered by byelaws made by the Corporation) but shall on the expiration of the period aforesaid cease to be in force within any part of the Borough;

(b) if made on or after the First day of January Nineteen hundred and fourteen shall continue to apply to the existing Borough or to the added areas as the case may be until repealed or altered by byelaws made by the Corporation.

(2) Subject to paragraph (1) of this article all byelaws made by the Corporation or by the Watch Committee of the Corporation and in force immediately before the appointed day within the existing Borough shall extend and apply to the Borough until repealed or altered by further byelaws.

(3) All byelaws made by the County Council or by the standing joint committee of the County and in force immediately before the appointed day within the added areas shall in so far as byelaws to the like effect could be made by the Corporation cease to be in force within the added areas.

(4) In their application to the added areas any byelaws made by the Rural Council shall have effect as if they had been made by the Corporation and as if the added areas were referred to therein.

(5) Any proceedings which if this Order had not been made might have been taken for any offence within the added areas committed before the appointed day against—

(a) any byelaws of the Rural Council; or

(b) any byelaws of the County Council or the standing joint committee which by virtue of this article cease to apply to the added areas;

may be taken by the Corporation as if the Corporation had been substituted therein for the Rural District Council the County Council or the standing joint committee as the case may require and as if the byelaws of the County Council or the standing joint committee had remained in force.

(6) In this article “byelaws” includes any regulation scale of charges list of tolls or table of fees or payments and any reference to byelaws made by the Corporation or by the Rural Council shall be read as including a reference to byelaws made by the predecessors of the Corporation or the Rural Council as the case may require.

Dissolution
 and exten-
 sion of
 jurisdiction
 of Parish
 Councils.

36.—(1) The Parish Council of Leagrave and the Parish Council of Limbury shall cease to exist and shall liquidate as far as practicable before the appointed day all current debts and liabilities incurred by them.

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(2) The Parish Council of each of the existing Parishes of Caddington Houghton-Regis Hyde Stopsley Streatley with Sharpenhoe and Sundon shall be deemed to have been elected as and shall be the Parish Council of that parish as altered by this Order. A.D. 1928.
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37.—(1) Subject to the provisions of this Order any powers or duties vested in or imposed on the Parish Council of Leagrave or the Parish Council of Limbury shall so far as regards the added part of Leagrave and the added part of Limbury be vested in or imposed on the Corporation. Powers
property &c.
of Leagrave
and Limbury
Parish
Councils.

(2) The property and liabilities of the Parish Council of Leagrave and the Parish Council of Limbury shall by virtue of this Order be transferred to and vest in or attach to the Corporation but shall be a matter for adjustment under section 62 of the Act of 1888.

38.—(1) Subject to the provisions of this Order any powers or duties vested in or imposed on the Parish Councils of the existing Parish of Caddington the existing Parish of Hyde and the existing Parish of Stopsley (in this article called "the continuing Parish Councils") shall so far as regards the added part of Caddington the added part of Hyde and the added part of Stopsley be vested in or imposed on the Corporation. Powers
property &c.
of Cadding-
ton Hyde
and Stopsley
Parish
Councils.

(2) Any property or liabilities held or incurred by any of the continuing Parish Councils in relation exclusively to the added part of Caddington the added part of Hyde or the added part of Stopsley or any portion of one of those added parts shall by virtue of this Order be transferred to and vest in or attach to the Corporation.

(3) Any property or liabilities held or incurred by any of the continuing Parish Councils in relation to the added part of Caddington the added part of Hyde or the added part of Stopsley or any portion of one of those added parts conjointly with any other area shall be a matter for adjustment under section 62 of the Act of 1888.

PART IV.

GUARDIANS AND RURAL DISTRICT COUNCILLORS.

39.—(1) The number of elective guardians for the Parish of Luton shall be increased from twenty-one to twenty-three. Guardians
and wards of
Parish of
Luton.

(2) The Parish of Luton shall for the purposes of the election of guardians be divided into seven wards which respectively shall be coextensive with and shall bear the same name as the wards mentioned in column 1 of the First Schedule to this Order as wards into which the Borough is divided for the purposes of the election of councillors and the number of guardians to be elected for each ward shall be the number specified in column 2 of that Schedule opposite the name of the ward in column 1 of the Schedule.

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(3) Any person who immediately before the appointed day is in office as a guardian for one of the existing wards of the existing Parish of Luton shall be deemed to have been elected as and shall be a guardian for that ward of the Parish of Luton which bears the same name but shall retire from office on the day on which he would have retired from office if this Order had not been made.

(4) If immediately before the appointed day any casual vacancy shall exist in the representation of one of the existing wards of the existing Parish of Luton the vacancy shall on the appointed day be deemed to have arisen in that ward of the Parish of Luton which bears the same name.

Rural
district
councillors
for Leagrave
and
Limbury.

40.—(1) The rural district councillor for the existing Parish of Leagrave who retires from office in the year Nineteen hundred and thirty and the rural district councillor for the existing Parish of Limbury who retires from office in the year Nineteen hundred and thirty-one shall on the appointed day cease to be rural district councillors and shall become guardians for the Lee Ward of the Parish of Luton but shall respectively retire from office as guardians on the days on which they would have retired from office as rural district councillors if this Order had not been made :

Provided that if on the appointed day the office of that rural district councillor shall be vacant the remaining rural district councillor for the existing Parish shall become a guardian for the Lee Ward of the Parish of Luton but shall retire from office as guardian on the fifteenth day of April Nineteen hundred and twenty-nine.

(2) Save as provided in paragraph (1) of this article the rural district councillors for the existing Parish of Leagrave and for the existing Parish of Limbury who retire from office in the year Nineteen hundred and twenty-nine shall retire from office on the appointed day and their places shall not be filled.

Rural
district
councillors
for parishes
altered by
this Order.

41. Any person immediately before the appointed day in office as a rural district councillor for any existing Parish which is altered but not abolished by this Order shall on the appointed day become the rural district councillor for that Parish as so altered but shall retire from office on the day on which he would have retired from office if this Order had not been made.

PART V.

OFFICERS.

Meaning in
this Part of
" local
authority " and
" officer."

42. In this Part of this Order unless the context otherwise requires—

" Local authority " means a local authority as defined in section 3 of the Local Government and other Officers'

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Superannuation Act 1922 and includes the standing joint committee of a county;

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“Officer” includes a servant and any person whose remuneration is paid by a local authority and any teacher employed in a public elementary school which is maintained by a local education authority.

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43. The town clerk and all other officers of the Corporation of the existing Borough who hold office immediately before the appointed day shall continue to be the town clerk and officers of the Corporation of the Borough and shall hold their offices by the same tenure as before that day.

Officers of Corporation continued.

44.—(1) Every officer in office on the date of the Act of Parliament confirming this Order who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office by determination of his appointment or by diminution or loss of fees salary or emoluments (and for whose compensation no other provision is made by any enactment for the time being in force) shall be entitled to compensation for that loss from the Corporation.

Compensation to existing officers.

(2) Any officer whose services are dispensed with or whose fees salary or emoluments are reduced within five years after the appointed day because his services are not required or his duties are diminished in consequence of this Order and not on the ground of misconduct shall be deemed unless the contrary is shown to have suffered a direct pecuniary loss in consequence of this Order.

45.—(1) In determining the compensation payable to any person who becomes entitled to compensation in pursuance of this Order regard shall be had to the conditions and circumstances mentioned in subsection (1) of section 120 of the Act of 1888 and the compensation shall not exceed the limit therein mentioned.

Determination of compensation.

(2) Any compensation payable under this Order to any officer shall be paid out of the general rate fund of the Borough and the provisions of section 120 of the Act of 1888 shall apply subject to the following and any necessary modifications:—

(a) Any reference in that section to the county council shall be construed as a reference to the Corporation and in subsection (7) of that section for the words “the same or any other county council” there shall be substituted the words “the council of any county or county borough or under any district council” and there shall be added to the subsection the words “For the purposes of this subsection a teacher in a public

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“ elementary school maintained but not provided by a
“ council shall be deemed to hold an office under the
“ council.”

(b) References in that section to “ the passing of this Act ” shall be construed as references to the date on which the abolition of office takes effect or the direct pecuniary loss commences as the case may be ; and

(c) The expression in subsection (1) of that section “ the Acts and rules relating to Her Majesty’s Civil Service ” shall mean the Acts and rules relating to Her Majesty’s Civil Service which were in operation at the date of the passing of the Act of 1888.

(3) In computing the time of service in any capacity of any officer for the purpose of the award of compensation the Corporation shall take into account all the service of that officer (after the attainment of the age of eighteen years) in any capacity under any local authority whether such officer has been appointed annually or otherwise.

(4) All fees or remuneration received and retained by an officer in connection with the preparation of the jurors book or the register of electors under the Representation of the People Acts 1918 to 1926 shall subject to a reasonable deduction for any expenses incurred by the officer be regarded as part of the emoluments of the officer for the purpose of compensation.

(5) The compensation payable under this Order to an officer who immediately before the appointed day shall hold two or more offices under any local authority or local authorities and who shall have devoted the whole of his time to the duties of such offices shall not be reduced by reason of the fact that he has devoted only part of his time to each of such offices and for the purpose of this paragraph of this article a superintendent registrar registrar of births and deaths or registrar of marriages shall be deemed to hold an office under a local authority.

(6) If any officer was temporarily absent from his employment during the war whilst serving in His Majesty’s Forces or the Forces of the Allied or Associated Powers either compulsorily or with the sanction or permission of the local authority such period of temporary absence shall be reckoned as service under the local authority in whose employment he was immediately before and after such temporary absence :

Provided that in the case of an officer who after the Armistice voluntarily extended his term of service with the Forces no period of absence during such extension shall be so reckoned.

(7) The Corporation may in their discretion and in consideration of the fact that any officer was appointed to his office as a

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specialy qualified person or of the fact that he had prior to his appointment served as a deputy assistant or clerk to any officer not holding a temporary appointment add any number of years (not exceeding ten) to the number of years which such officer would otherwise be entitled to reckon for the purpose of computing the compensation to which he would be entitled under the Acts and rules relating to Her Majesty's Civil Service as applied by this Order.

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46. No officer shall be entitled to receive compensation under this Order for pecuniary loss and a superannuation or retiring allowance in respect of the same period of service and the same pecuniary loss.

Compensa-
tion and
superannua-
tion.

PART VI.

SUPPLEMENTARY.

47. The total amount in the pound of the general rate or rates to be levied by the Corporation for the purpose of meeting their own expenditure upon any rateable hereditament (not being a rateable hereditament to which this article does not extend) which is situate within the added areas shall be less than the total amount in the pound of the general rate or rates to be levied by the Corporation for that purpose during the same period upon hereditaments situate within the existing Borough by the amounts (in this article called "the abatement") and during the periods in this article mentioned.

Differential
rating in
added areas.

(2) The abatement in respect of rateable hereditaments situate within the added part of Leagrave or the added part of Limbury and the period for which the abatement is to be allowed are as follows—

- (a) During the period of eighteen months commencing on the appointed day and ending on the Thirty-first day of March Nineteen hundred and thirty the abatement shall be ninepence in the pound;
- (b) During the financial year ending on the Thirty-first day of March Nineteen hundred and thirty-one the abatement shall be sixpence in the pound; and
- (c) During the financial year ending on the Thirty-first day of March Nineteen hundred and thirty-two the abatement shall be threepence in the pound and on that day differential rating shall cease.

(3) The abatement in respect of rateable hereditaments situate within the added part of Caddington the added part of Hyde or the added part of Stopsley and the period for which the abatement is to be allowed are as follows :—

- (a) During the year commencing on the appointed day and ending on the Thirtieth day of September Nineteen

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hundred and twenty-nine the abatement shall be two shillings and sixpence in the pound; and

(b) During each of the following years ending on the Thirtieth day of September the abatement shall be threepence in the pound less than that prescribed for the preceding year until the Thirtieth day of September Nineteen hundred and thirty-eight when differential rating shall cease.

(4) Any rateable hereditament within the added areas which is included in class (3) of the hereditaments specified in column (1) of Part II. of the Second Schedule to the Rating and Valuation Act 1925 shall not be a rateable hereditament to which this article extends and shall not be entitled to relief under this article.

Demand
notes for
rates in
added areas.

48. Any relief from a general rate afforded in pursuance of the foregoing provision of this Part of this Order shall be specified in all demand notes for rates issued to ratepayers of the added area to which the relief extends and the net amount in the pound of the rate shall be distinguished.

Assessment
areas and
committees.

49. The Bedfordshire (Assessment Areas and Assessment Committees) Scheme 1926 as approved by the Minister on the Thirteenth day of October Nineteen hundred and twenty-six shall be read and have effect as if for references therein to the Borough of Luton and the Luton Town Council there were substituted references to that Borough as extended by this Order and the Town Council thereof and as if for references to the Rural District of Luton and the Luton Rural District Council there were substituted references to the Rural District as altered by this Order and the Council thereof.

Deduction
in ascertain-
ing rateable
value of
tithes rail-
ways canals
&c.

50. For the purposes of all valuation lists of the Borough under the Rating and Valuation Act 1925 the amount of the deduction to be made from net annual value in the ascertainment of the rateable value of such rateable hereditaments within the added areas as are included in class (3) of the hereditaments specified in column (1) of Part II. of the Second Schedule to that Act shall be 25 per cent. and such adjustments of the rateable value of those hereditaments shall be made by the Corporation as may be necessary to give effect to the provisions of this article:

Provided that if and so long as an added area is differentially rated by the Corporation under the foregoing provision in this Part of this Order the amount of the deduction in respect of such rateable hereditaments within that added area as are included in class (3) aforesaid shall be $27\frac{1}{2}$ per cent.

Estimated
product of
rates.

51. For the purpose of ascertaining the amounts due under the precepts issued by the Guardians of the Luton Union to the Corporation and to the Rural Council in respect of the

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financial year ending on the Thirty-first day of March Nineteen hundred and twenty-nine the product of a penny rate in the Borough and in the Rural District respectively shall notwithstanding anything in the Rating and Valuation Act (Product of Rates and Precepts) Rules 1926 be determined separately for each half-year of that financial year and the amounts due in respect of the financial year under those precepts shall be ascertained accordingly. A.D. 1928.
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Luton Order.

52.—(1) The valuation list of the existing Borough and the portions of the valuation list of the existing Rural District which relate to hereditaments within the added areas shall subject to such adjustments of the rateable value of those hereditaments as are required by the preceding article of this Order together form the valuation list of the Borough as from the appointed day. Valuation lists.

(2) The remaining portions of the valuation list of the existing Rural District shall be the valuation list of the Rural District:

Provided that the divisions of the valuation list of the existing Rural District which relate to hereditaments within the existing Parishes of Leagrave and Limbury shall be further altered as follows—

- (a) the portions which relate to hereditaments within the excluded (dark green) part of Leagrave shall be transferred to the division relating to the Parish of Houghton-Regis;
- (b) the portions which relate to hereditaments within the excluded (dark brown) part of Leagrave and the excluded (grey) part of Limbury shall be transferred to the division relating to the Parish of Sundon;
- (c) the portions which relate to hereditaments within the excluded (orange) part of Limbury shall be transferred to the division relating to the Parish of Streatley with Sharpenhoe; and
- (d) the portions which relate to hereditaments within the excluded (purple) part of Limbury shall be transferred to the division relating to the Parish of Stopsley.

53. The basis of the county rate of the County shall be altered as follows:— County rate basis.

- (1) From the amounts respectively appearing therein as the net annual values of the agricultural land and of other hereditaments in any existing parish of which a portion is added to the existing Borough by this Order there shall be deducted such sums in each case as will represent the net annual values of the agricultural land and of other hereditaments in the added part of that existing parish;

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(2) The sums deducted in pursuance of paragraph (1) of this article shall be added to the amounts appearing in the basis as the net annual values of the agricultural land and of other hereditaments in the existing Parish of Luton; and

(3) The remainder of the amounts respectively appearing therein as the net annual values of the agricultural land and of other hereditaments in any existing parish of which a portion is added to the existing Borough by this Order shall continue to form part of that portion of the basis which relates to the Rural District as diminished by this Order.

Provisions
as to
register of
electors.

54.—(1) In the preparation of the register of electors in the year Nineteen hundred and twenty-eight so far as it relates to any area affected by this Order it shall be competent to the Registration Officer of the Parliamentary County of Bedford to frame the register in separate parts for each area which will constitute a registration unit after this Order has come into operation instead of in separate parts for each area constituting a registration unit before the operation of this Order.

(2) If the register of local government electors for any electoral area affected by this Order is not so framed as to show the persons entitled to vote at an election or parish meeting to be held for an electoral division parish or ward or other voting area the Registration Officer shall make such alteration or re-arrangement of the register as may be necessary for the purposes of such election or parish meeting.

(3) Any additional expense incurred by the Registration Officer which may be solely attributable to an alteration in the arrangement of a new register of electors or to a re-arrangement of an existing register of electors under the foregoing provisions of this article shall be defrayed by the Corporation.

(4) It shall be the duty of the Town Clerk of the Borough and of any officer designated under article 3 of the Overseers Order 1927 by the Corporation or by the Rural Council for the performance of the duties of overseers in relation to the preparation of the register of electors to render such assistance as may be required by the Registration Officer for the purpose of any alteration or re-arrangement authorised by paragraph (2) of this article.

(5) Where in the opinion of the Secretary of State the circumstances so require the Secretary of State may make such order as appears to him to be necessary or desirable to give effect to the provisions of this Order and may vary so far as is requisite the provisions in force with regard to the lists and registers of electors.

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55.—(1) The local registrar for the Rural District under the Land Charges Act 1925 and the rules made thereunder shall within fourteen days after the appointed day supply to the local registrar for the Borough an office copy of every entry in the local land charges register relating to any premises situate within the added areas and shall be paid by the Corporation in respect thereof such fees as are prescribed by the said rules.

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Luton Order.
Local land
charges
registers.

(2) The local registrar for the Borough shall within fourteen days after the receipt of the office copy mentioned in paragraph (1) of this article enter the same with any necessary modifications in the appropriate part of the local land charges register of the Borough.

(3) Until the expiration of one month after the appointed day the following provisions shall have effect in respect of all land within the added areas—

- (a) The local registrar for the Borough shall give notice to any person desiring to make a personal search that an additional search should be made in the register for the Rural District;
- (b) Where application is made for an official search the local registrar for the Borough shall issue free of charge a certificate of official search in the register of the Borough and shall forward to the local registrar for the Rural District the application received by him together with the fees paid in respect thereof;
- (c) The local registrar for the Rural District shall permit and make such searches and furnish such office copies and certificates as he would have been required to permit make and furnish and shall in relation thereto have the same powers and be subject to the same obligations as if this Order had not been made;
- (d) Where a local land charge duly registered in the local land charges register of the Rural District is in pursuance of this Order transferred from the register of the Rural District to the register of the Borough such charge shall not be void as against a purchaser for money or money's worth of a legal estate in the land affected thereby by reason only that it has not been entered in the register of the Borough.

56. Any proceeding taken by the Rural Council under the Town Planning Act 1925 or any enactment thereby repealed or under the Luton Town Planning Scheme (including any agreement order approval consent or notice under that Act repealed enactment or scheme) shall in so far as it relates to land within any of the added areas have effect as if it had been taken by the Corporation in respect of that land.

Town
planning.

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Luton Order.
 Settlement
 of poor.

57.—(1) Every person who at any time before the appointed day has acquired or who immediately before that day is in the course of acquiring a settlement in any existing parish affected by this Order by reason of residence birth or other qualification in any of the existing parishes or part of an existing parish specified in column 1 of the Third Schedule to this Order shall be deemed to have acquired or to be in the course of acquiring thereby a settlement in the parish denoted by the corresponding number in column 2 of that Schedule and as if in each case the area specified in column 1 had always been the parish denoted by the corresponding number in column 2 of the Schedule or a part of that parish.

(2) For the purposes of this article consecutive periods of residence in any portions of an existing parish divided by this Order shall be aggregated and reckoned as continuous residence in that part of the existing parish in which the person was residing immediately before the appointed day.

Adaptation
 of provisions
 as to adjust-
 ments.

58. For the purposes of the application of section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Order that section shall have effect—

- (a) As if in subsections (5) (6) and (7) of that section the expression "council" included any authority affected by this Order or by anything done in pursuance of this Order; and
- (b) As if in the case of any such authority not otherwise empowered to borrow under any Act or on any security or in any manner mentioned in subsection (6) of the section that subsection empowered the authority to borrow under any Act relating to and conferring on the authority a power to borrow on the security of all or any of the funds rates and revenues of the authority and in the manner provided by the said Act but without the consent of any other authority and subject to the requirement that all money so borrowed shall be repaid within such period as the Minister may sanction; and
- (c) As if the fund or rate specified in any agreement or award of adjustment were substituted for any fund mentioned in the section; and
- (d) As if the following subsection were added to the section :—

“(8) If it is necessary for the purpose of giving effect to any agreement or award for an adjustment that a separate rate shall be levied in part only of a parish the agreement or award may authorise such sum to be levied in that part as an additional item of the general rate.”

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59. Any balance standing on the appointed day in the books of the Guardians of the Luton Union or of the Rural Council to the credit or debit of any existing Parish which is abolished or altered by this Order shall be a matter for adjustment under section 62 of the Act of 1888.

Balances in accounts of Guardians and Rural Council.

60.—(1) Notwithstanding the alterations of area effected by this Order all contribution orders and precepts made or issued before the appointed day shall be as valid in law as if this Order had not been made.

Contribution orders precepts and arrears of rates.

(2) All rates not collected immediately before the appointed day in respect of hereditaments within any of the added areas shall be collected and recovered by the Rural Council as the Rating Authority or by the proper officer of that Council.

(3) Any rates so collected and recovered shall be a matter for adjustment under section 62 of the Act of 1888.

61.—(1) All books and documents belonging to the existing Parish of Leagrave or the existing Parish of Limbury and all documents directed by law to be kept with the public books writings and papers of either of those existing Parishes (except any book or document relating to ecclesiastical matters) shall be deposited in such custody as the Corporation may direct.

Parish books and documents.

(2) Any ratepayer of any existing Parish which is abolished or altered by this Order shall at all times have the same right of inspection and of making extracts from the books and documents of that existing Parish which he would have had if this Order had not been made.

62.—(1) The accounts of the Parish Councils of Leagrave and Limbury shall be made up to the appointed day and shall be audited by the district auditor in like manner and subject to the like incidents and consequences as if this Order had not been made.

Audit of accounts of dissolved Parish Councils.

(2) Any sum certified by the district auditor to be due from any person at any such audit shall be paid to the treasurer of the Borough and shall if necessary be a matter for adjustment under section 62 of the Act of 1888.

63. Any alderman councillor or guardian who is to continue in office after the appointed day shall not during his present term of office be deemed to lose his qualification for being an alderman councillor or guardian by reason of the alterations of area made by this Order.

Saving for qualification of aldermen councillors and guardians.

64.—(1) No alteration effected by this Order shall cause to abate or shall prejudicially affect or prevent the continuance of any action cause of action or proceeding which immediately before the appointed day is pending or existing by or against the Rural Council or any contract deed bond agreement or other

Savings for actions contracts &c.

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Act, 1928.

A.D. 1928. instrument (subsisting immediately before the appointed day)
— entered into or made by that Council or their predecessors :

Luton Order.

Provided that—

- (a) Any action cause of action or proceeding which immediately before the appointed day is pending or existing by or against the Rural Council in relation exclusively to any of the added areas or any part thereof may be continued prosecuted and enforced by or against the Corporation; and
- (b) All contracts deeds bonds agreements and other instruments (subsisting immediately before the appointed day) entered into or made by the Rural Council (or their predecessors) in relation exclusively to any of the added areas or any part thereof may be continued and enforced as fully and effectually as if instead of that Council (or their predecessors) the Corporation had been a party thereto.

(2) All legal proceedings pending immediately before the appointed day may be amended in such manner as may be necessary or proper in consequence of this Order.

Other
savings.

65. Nothing in this Order shall—

- (1) restrict the powers of the Secretary of State the Minister or the County Council under the Act of 1888 the Act of 1894 or the Poor Law Act 1927;
- (2) affect the powers of the County Council for the division of the parliamentary county into polling districts for parliamentary elections or for the division of the County into polling districts for the election of county councillors or any existing order or scheme for either of those purposes or for naming the polling places at any election;
- (3) affect the ecclesiastical divisions of any parish or prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment; or
- (4) affect the operation of such of the provisions of the Rating and Valuation Act 1925 as have not come into operation.

Provision as
to Sunday.

66. Where the day on which anything by this Order required to be done falls on a Sunday that thing shall be done on the following day.

Short title.

67. This Order may be cited as the Luton (Extension) Order 1928.

SCHEDULES.

A.D. 1928.

Luton Order.

FIRST SCHEDULE.

WARDS OF THE BOROUGH FOR THE ELECTION OF COUNCILLORS
AND OF THE PARISH OF LUTON FOR THE ELECTION OF
GUARDIANS AND ELECTORAL DIVISIONS WITHIN THE BOROUGH
FOR THE ELECTION OF COUNTY COUNCILLORS.

1. Wards of the Borough and of the Parish of Luton.	2. Number of Guardians for Ward.	3. Electoral Divisions within the Borough.	4. Alteration of area of existing electoral division or area comprised within new electoral division.
Central .	4	<div>1 2 3</div>	No alteration:
Dallow .	3	<div>4 5</div>	No alteration. Existing electoral division extended to include the added part of Cad- dington.
Wardown .	3	<div>6 7 8</div>	No alteration.
High Town .	4	<div>9 10</div>	No alteration Existing electoral division extended to include so much of the added part of Stopsley as is included in the High Town Ward.
St. Mary's .	4	<div>11 12</div>	No alteration. Existing electoral division extended to include so much of the added part of Stopsley as is included in the St. Mary's Ward.
South .	3	<div>13 14 15 16</div>	Existing electoral division extended to include so much of the added part of Hyde as is included in the St. Mary's Ward. No alteration. No alteration.
Lee .	2	17	Existing electoral division extended to include so much of the added part of Hyde as is included in the South Ward. A new electoral division to be co- extensive with the Lee Ward.

[Ch. xiii.] Ministry of Health [18 & 19 GEO. 5.]
Provisional Order Confirmation (Luton Extension)
Act, 1928.

A.D. 1928.

Luton Order.

SECOND SCHEDULE.

PART I.—LOCAL ACT.

Session and Chapter.	Short Title.
1 & 2 Geo. 5. c. lxxxvii.	- The Luton Corporation Act 1911.

PART II.—CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order relating to Luton thereby confirmed.
57 & 58 Vict. c. xliii.	The Commons Regulation (Luton) Provisional Order Confirmation Act 1894.	A provisional order of the Board of Agriculture dated the 13th day of December 1893.
58 & 59 Vict. c. lxxvii.	The Electric Lighting Orders Confirmation (No. 2) Act 1895.	The Luton Corporation Electric Lighting Order 1895.
58 & 59 Vict. c. lxxxv.	The Local Government Board's Provisional Orders Confirmation (No. 4) Act 1895.	The Borough of Luton Order 1895.
5 Edw. 7. c. xciv.	The Tramways Orders Confirmation (No. 2) Act 1905.	The Luton Corporation Tramways Order 1905.

THIRD SCHEDULE.

POOR LAW SETTLEMENTS.

Column 1.	Column 2.
Existing Parish or part of existing Parish.	Parish in which a settlement is to be acquired or in course of acquisition.
1. The existing Parish of Luton -	1 to 6. The Parish of Luton.
2. The added part of Caddington -	
3. The added part of Hyde -	
4. The added part of Leagrave -	
5. The added part of Limbury -	
6. The added part of Stopsley -	
7. The excluded part of Caddington -	7. The Parish of Caddington.

[18 & 19 GEO. 5.] *Ministry of Health* [Ch. xiii.]
Provisional Order Confirmation (Luton Extension)
Act, 1928.

Column 1.	Column 2.	A.D. 1928.
Existing Parish or part of existing Parish.	Parish in which a settlement is to be acquired or in course of acquisition.	<i>Luton Order.</i>
8. The excluded part of Hyde - -	8. The Parish of Hyde.	
9. The excluded part of Stopsley -	9 & 10. The Parish of Stopsley.	
10. The excluded (purple) part of Lim- bury.		
11. The excluded (dark green) part of Leagrave.	11 & 12. The Parish of Houghton-Regis.	
12. The existing Parish of Houghton- Regis.		
13. The excluded (dark brown) part of Leagrave.	13 to 15. The Parish of Sundon.	
14. The excluded (grey) part of Lim- bury.		
15. The existing Parish of Sundon -		
16. The excluded (orange) part of Lim- bury.	16 & 17. The Parish of Streatley with Sharpenhoe.	
17. The existing Parish of Streatley with Sharpenhoe.		

Given under the Official Seal of the Minister of Health
this Tenth day of March Nineteen hundred and twenty-
eight.

(L.S.)

H. W. S. FRANCIS
Assistant Secretary Ministry of Health.

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