



CHAPTER lxvi.

An Act to empower the Corporation of Haslingden to provide and run omnibuses to make further provision with respect to their omnibus and electricity undertakings and for other purposes.
[10th May 1929.]

A.D. 1929.

WHEREAS the borough of Haslingden is a municipal borough under the management and local government of the mayor aldermen and burgesses of the borough acting by the council (in this Act respectively referred to as "the borough" and "the Corporation")

And whereas the Corporation are the owners of a tramway undertaking in connection with which they are empowered to and provide certain services of omnibuses within the borough :

And whereas it is expedient that the powers of the Corporation with reference to the provision and running of omnibuses should be extended and that other powers should be conferred upon them in connection with their omnibus undertaking as by this Act provided :

And whereas it is expedient that further powers as in this Act contained should be conferred upon the Corporation with respect to their electricity undertaking :

And whereas it is expedient to make further provision with regard to the finances of the Corporation :

And whereas an estimate has been prepared by the Corporation in relation to the provision of omnibuses in

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A.D. 1929. — respect of which they are by this Act authorised to borrow money and such estimate amounts to the sum of nine thousand pounds :

And whereas the works included in such estimate are permanent works and it is expedient that the cost thereof should be spread over a term of years as by this Act provided :

And whereas it is expedient that the other provisions contained in this Act should be enacted :

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

And whereas in relation to the promotion of the Bill for this Act the requirements of the Borough Funds Acts 1872 and 1903 have been observed :

May it therefore please Your Majesty that it may be enacted and be it 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 :—

PART I.

PRELIMINARY.

Short title.

1. This Act may be cited as the *Haslingden Corporation Act 1929*.

Division of
Act into
Parts.

2. This Act is divided into Parts as follows :—

Part I.—Preliminary.

Part II.—Omnibuses.

Part III.—Electricity.

Part IV.—Finance.

Interpre-
tation.

3. In this Act unless the subject or context otherwise requires—

“ The borough ” means the borough of Haslingden ;

“ The Corporation ” means the mayor aldermen and burgesses of the borough ;

“ The Minister ” means the Minister of Transport ;

“ The omnibus undertaking ” “ the tramway undertaking ” and “ the electricity undertaking ”

mean respectively the omnibus undertaking the tramway undertaking and the electricity undertaking of the Corporation as from time to time authorised; A.D. 1929.

“Omnibus” means any stage carriage moved by animal power or by mechanical power (including in that expression steam electrical and every other motive power not being animal power) obtained from some internal source;

“Road authority” means with reference to any road or part of a road over which any proposed omnibus service will pass the authority company or person charged with or liable to contribute to the maintenance of such road or part of a road;

“The Act of 1906” means the Haslingden Corporation Act 1906;

“Daily penalty” means a penalty for each day on which an offence is continued by a person after conviction;

“Revenues of the Corporation” includes the revenues of the Corporation from time to time arising from any undertakings land or other property for the time being of the Corporation and rates or contributions leviable by or on the order or precept of the Corporation;

“The general rate fund” and “the general rate” mean respectively the general rate fund and the general rate of the borough.

PART II.

OMNIBUSES.

4.—(1) Subject to the provisions of this Act the Corporation may in addition to and without prejudice to the exercise of their powers under section 40 (Omnibuses in connection with tramways) of the Act of 1906 provide and maintain (but shall not manufacture) and may run omnibuses within the borough and with the consent of the Minister and of the local authority of the district along any route outside the borough but within five miles measured in a direct line from Commercial Square Haslingden Provided that the consent Power to provide and run omnibuses.

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A.D. 1929. — of a local authority shall not be unreasonably withheld and any question whether or not such consent has been unreasonably withheld shall be determined by the Minister.

(2) In the case of any application under the provisions of this section for the consent of the Minister the Corporation shall give notice in writing of their proposals to the road authority (where they are not also the local authority) and shall publish notice of such proposals in the London Gazette and in such other manner as the Minister shall direct stating the manner in which and the time within which any persons affected by such proposals may object thereto.

(3) The Corporation may purchase by agreement take on lease and hold lands and buildings and may erect on any lands acquired by them omnibus carriage and motor houses buildings and sheds and may provide such plant appliances and conveniences as may be requisite or expedient for the establishment running equipment maintenance and repair of such omnibuses but the Corporation shall not create or permit any nuisance on any lands upon which they erect any such houses buildings or sheds.

(4) Every omnibus moved by electrical power shall be so equipped and worked as to prevent any interference with telegraphic communication by means of any telegraphic line (as defined by the Telegraph Act 1878) of the Postmaster-General.

(5) The Corporation shall perform in respect of the omnibuses provided under this section such services in regard to the conveyance of mails as are prescribed by the Conveyance of Mails Act 1893 in the case of a tramway to which that Act applies.

(6) The provisions of section 51 (Penalty on passengers practising frauds on the promoters) and section 56 (Recovery of tolls penalties &c.) of the Tramways Act 1870 shall apply to and in relation to the omnibuses of the Corporation as if they were carriages used on tramways.

(7) The Corporation may make byelaws for regulating the travelling in or upon their omnibuses and for the prevention of nuisances in or upon the same or in or against any premises held in connection therewith

Provided that any such byelaws shall be made subject to and in accordance with the provisions of the Tramways Act 1870 with respect to the making of byelaws. A.D. 1929.
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5.—(1) (a) Before the Corporation commence under the provisions of this Act to run omnibuses over any road or part of a road it shall be determined by agreement between the Corporation and the road authority (where they are not the Corporation) or failing agreement by the Minister whether it is necessary (in order to provide for the running under the powers of this Act of an omnibus service over any such road or part of a road) to adapt alter or reconstruct such road or part of a road or to strengthen any county bridge or district bridge and if so what sum of money (if any) per mile of road so to be adapted altered or reconstructed or what sum of money (if any) in respect of any such bridge shall be payable by the Corporation to the road authority by way of contribution towards the cost incurred in such adaptation alteration reconstruction or strengthening. Adaptation of roads.

(b) Within six months after the date upon which all questions to be agreed or determined in pursuance of paragraph (a) of this subsection have been so agreed or determined the Corporation shall give notice in writing to the road authority as to whether or not they intend to run omnibuses over the road or part of a road or bridge in question.

(c) If the Corporation give notice in writing to the road authority that they intend to run omnibuses over the road or part of a road or bridge in question and if it shall have been agreed or determined that the Corporation are to make any payment to the road authority under the provisions of paragraph (a) of this subsection the Corporation shall on receipt of any certificate which may from time to time be issued by the engineer in charge of the work of adaptation alteration or reconstruction of such road or part of a road or of strengthening such bridge pay to the road authority such proportion of the total amount of the contribution agreed or determined to be payable by the Corporation as the amount so certified to have been expended upon such work bears to the total amount estimated to be expended by the road authority on such work. Provided that the aggregate amount to be so paid by the Corporation shall not exceed the amount of the contribution agreed or determined to be payable by them as aforesaid.

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(d) Notwithstanding anything in this subsection the Corporation shall not be required to pay any sum in respect of any work towards or in respect of the adaptation alteration or reconstruction of any such road or part of a road or the strengthening of any such bridge which is not executed within three years from the date on which the Corporation shall commence to run omnibuses over the road or part of a road to be adapted altered or reconstructed or over the bridge to be strengthened.

(e) Not more than one payment or (in the case of a payment by instalments in accordance with paragraph (c) of this subsection) one series of payments shall be made in respect of any such road or part of a road so adapted altered or reconstructed or of any such bridge so strengthened.

(f) For the purposes of this subsection the expression "county bridge" shall include every bridge maintainable by a county council and in respect of such bridge the county council shall be deemed to be the road authority and the expression "district bridge" shall include every bridge maintainable by a district council and in respect of such bridge the district council shall be deemed to be the road authority.

(2) Any payment made to a road authority under this section in respect of any county road vested in them under section 32 of the Local Government Act 1929 shall be credited to the county council in ascertaining the amount to be contributed by them under section 33 of the said Act.

(3) If any such adaptation alteration reconstruction or strengthening as aforesaid shall involve an alteration of any telegraphic line as defined by the Telegraph Act 1878 belonging to or used by the Postmaster-General the enactments contained in section 7 of the said Act shall apply to any such alteration and the road authority shall be deemed to be "undertakers" within the meaning of the said Act.

(4) The road authority shall not under section 23 of the Highways and Locomotives (Amendment) Act 1878 as amended by section 12 of the Locomotives Act 1898 or otherwise make any claim against the Corporation in respect of extraordinary traffic by reason of the user of any highway by the omnibuses of the Corporation.

(5) An agreement under this section with respect to any main road maintained by a local authority at the expense of any county council shall not be made except with the concurrence of that county council. A.D. 1929.

(6) For the purposes of this section the expression "road authority" shall not include a railway or canal company.

6. Nothing in this Act shall impose any obligation upon or enlarge any obligation of any railway or canal company to strengthen adapt alter or reconstruct any bridge or road maintainable by them respectively. As to railway and canal bridges &c.

7.—(1) The powers of running omnibuses under the provisions of this Act on any road or part of a road outside the borough may at the expiration of ten years from the date on which such running commences and at the expiration of any subsequent period of ten years be determined by the Minister on the application of the local authority of the district in which such road or part of a road is situate upon such terms as the Minister may determine. As to cesser of powers.

(2) Before issuing an order to determine the said powers the Minister shall hold a local inquiry at which opportunity shall be afforded to any person interested to object to the continuance or cesser of such powers.

8. If the Corporation do not within three years from the giving of the consent of the Minister to the running by the Corporation of omnibuses on any route outside the borough provide a service of omnibuses on such route or having provided shall discontinue any such service the Minister may on the application of any local authority within whose district the route or any part of the route is situate and after considering any representation which may be made on behalf of the Corporation by order declare that unless a service of omnibuses be provided within such period as the Minister may by such order prescribe the powers of the Corporation under this Act in respect of the provision and running of omnibuses on such route or part of such route shall determine and if within the prescribed period such service be not provided as from the expiration of such period the powers of the Corporation under this Act in relation to the provision and running of omnibuses on such route or part of a route shall cease : Provision in event of certain powers not being exercised within prescribed period.

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A.D. 1929. — Provided that this section shall not apply or have effect in the event of the failure of the Corporation to provide a service of omnibuses on any route being due to strikes unforeseen accident or circumstances beyond the control of the Corporation.

Fares and charges.

9.—(1) Subject to the provisions of this Act the Corporation may demand and take for every passenger travelling upon the omnibuses run in pursuance of this Act including every expense incidental to such conveyance a fare not exceeding three halfpence per mile and in computing the said fare any fraction of a mile shall be deemed to be a mile.

(2) From and after the passing of this Act every artizan mechanic or daily labourer travelling on the omnibuses run in pursuance of this Act for the purpose of going to his work before the hour of eight o'clock in the morning on any day of the week except Sunday Christmas Day and Good Friday and returning therefrom not earlier than twelve noon on the same day shall for each such double journey be charged a fare not exceeding the fare which the Corporation for the time being charge for each such single journey.

(3) The Corporation may demand and take for parcels carried in or upon their omnibuses charges not exceeding such maximum charges as may from time to time be approved by the Minister.

Passengers' luggage and small parcels.

10.—(1) Every passenger travelling in or upon the omnibuses of the Corporation may take with him personal luggage not exceeding twenty-eight pounds in weight without extra charge but all such luggage shall be carried by hand and shall not occupy any part of a seat required for a passenger nor be of a form or description to annoy or inconvenience other passengers.

(2) The Corporation may if they think fit convey in or upon the omnibuses small parcels not exceeding fifty-six pounds in weight.

As to conveyance of dogs.

11. The Corporation may if they think fit convey in or upon their omnibuses dogs in the care of passengers the charge for any such dog to be a sum not exceeding the fare payable by the passenger.

12. If at any time after three years from the passing of this Act or after three years from the date of any order made in pursuance of this section in respect of the omnibuses of the Corporation it is represented in writing to the Minister by the local authority of any district in which any omnibuses of the Corporation are worked or run or by twenty inhabitant ratepayers of that district or by the Corporation that under the circumstances then existing all or any of the fares or other charges demanded and taken on such omnibuses should be revised the Minister may (if he think fit) direct an inquiry and if the person holding the inquiry report that it has been proved to his satisfaction that all or any of the fares or charges should be revised the Minister may by order in writing alter modify reduce or increase all or any of the fares or charges to be taken on the said omnibuses and thenceforth such order shall be observed until the same is revoked or modified by an order of the Minister made in pursuance of this section.

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Periodical
revision of
fares and
charges.

13. The fares and charges authorised by this Act shall be paid to such persons and at such places upon or near to the omnibus routes and in such manner and under such regulations as the Corporation may by notice to be annexed to the lists of fares and charges appoint.

Payment
of fares
and charges.

14.—(1) The Corporation and any local authority empowered to run omnibuses in any borough or urban or rural district adjacent to the borough or adjacent to any borough or urban or rural district in which any route over which the Corporation are for the time being empowered to run omnibuses is situate may enter into and carry into effect agreements for the working user management and maintenance of all or any of the omnibus services which the contracting parties are empowered to provide subject to the provisions of the respective Acts under which such omnibus services are authorised.

Working
and other
agreements.

(2) The Corporation and any company body or person may enter into and carry into effect agreements for the working user management and maintenance subject to the provisions of this Act of any omnibus services within the borough or on any route over which the Corporation are for the time being empowered to run omnibuses

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A.D. 1929. subject (in case of omnibus services authorised by statute) to the provisions of the respective Acts under which such omnibus services are authorised.

(3) The Corporation and any such local authority company body or person as aforesaid may also enter into and carry into effect agreements for all or any of the following purposes (that is to say) :—

- (a) The working user management and maintenance of any omnibuses lands depots buildings sheds and property provided in connection with any such omnibus services as aforesaid by either of the contracting parties and the right to provide and use the same and to demand and take the fares and charges authorised in respect of such services;
- (b) The supply by any of the contracting parties under and during the continuance of any such agreement under this section of omnibuses and conveniences in connection therewith necessary for the purposes of such agreement and the employment of officers and servants;
- (c) The interchange accommodation conveyance transmission and delivery of traffic arising on or coming from or destined for any omnibus service of the contracting parties;
- (d) The payment collection and apportionment of the fares and charges and other receipts arising from any such omnibus service as aforesaid.

(4) The Corporation shall not enter into or carry into effect any agreement under the provisions of this section in relation to any omnibus service lands depots buildings sheds or property beyond the borough otherwise than with the consent of the local authority of the district within which such omnibus service lands depots buildings sheds or property are situate. Provided that on complaint being made to the Minister that such consent is unreasonably withheld the Minister may if he think fit by order dispense with such consent.

(5) The Corporation shall not enter into or carry into effect any agreement under the provisions of this section in relation to the working user management or maintenance of any omnibus service at a greater distance.

than ten miles measured in a direct line from Commercial Square Haslingden except omnibus services along the Clayton-le-Moors Great Harwood Whalley and Clitheroe road to the centre of the borough of Clitheroe. A.D. 1929.
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15.—(1) If and so long as—

- (a) an adequate and satisfactory service of tram-cars or trolley vehicles is provided along any tramway or trolley vehicle system in the borough of Darwen as now existing (in this section referred to as “the said borough”) which tramway or trolley vehicle system is now owned or worked by the mayor aldermen and burgesses of the borough of Darwen (in this section referred to as “the Darwen Corporation”); or
- (b) an adequate and satisfactory service of omnibuses is provided by the Darwen Corporation in the said borough in pursuance of existing statutory powers;
- For protection of Darwen Corporation.

the Corporation shall not without the consent of the Darwen Corporation run or enter into any agreement for the running of any service of omnibuses in the said borough in competition with any such service of tramcars trolley vehicles or omnibuses as the case may be of the Darwen Corporation except for the purpose of serving any area beyond the said borough if and so long as no passenger conveyed by such service of omnibuses run by or in agreement with the Corporation is on any one journey both taken up and set down in the said borough.

(2) Any question as to whether an adequate and satisfactory service of tramcars trolley vehicles or omnibuses is provided as aforesaid or whether there is or would be such competition as aforesaid shall be determined by the Minister whose decision shall be final.

16. The Corporation may on any of their omnibus routes erect and maintain shelters or waiting-rooms for the accommodation of passengers and may with the consent of the local authority and road authority use for that purpose portions of the public streets or roads. Shelters and waiting-rooms.

17.—(1) The Corporation may provide cloak-rooms and rooms or sheds for the storage of bicycles and other vehicles at any depot or building used by them in connection with the omnibus undertaking and at any suitable Cloak-rooms &c.

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A.D. 1929. — places on their omnibus routes and the Corporation may make charges for the use of such cloak-rooms and sheds and for the deposit of articles and things and bicycles and other vehicles therein.

(2) The Corporation may use for the purposes of this section portions of the public streets or roads but only with the consent of the road authority and of the local authority of the district.

Through
omnibuses.

18. The Corporation may run through omnibuses along any route on which the Corporation are for the time being authorised to run omnibuses and such omnibuses shall be distinguished from other omnibuses in such manner as may be directed by the Corporation and they may demand and take for every passenger by any such omnibus a fare or charge not exceeding the maximum fare or charge authorised or chargeable for and in respect of the whole of such route or the whole of the portion thereof traversed by any such omnibus Provided that during the running of such through omnibuses the Corporation shall maintain a reasonably sufficient ordinary service of omnibuses.

Corporation
may appoint
stopping
and starting
places.

19. The Corporation may appoint the stations and places from which their omnibuses shall start or at which they may stop for the purposes of taking up and setting down passengers and may fix the time during which such omnibuses shall be allowed to remain at any such station or place but any such appointment and fixing of time shall (as respects any station or place outside the borough) be subject to the consent of the local authority of the district within which that station or place is appointed which consent shall not be unreasonably withheld and any question as to whether or not any such consent is unreasonably withheld shall be determined by the Minister.

Attachment
of signs
indicating
stopping
places to
lamp-posts
&c.

20.—(1) The Corporation may attach to any lamp-post pole standard or other similar erection erected on or in the highway on or near to any of their omnibus routes signs or directions indicating the position of stopping places for omnibuses Provided that in cases where the Corporation are not the owners of such lamp-post pole standard or similar erection they shall give notice in writing of their intention to attach thereto any such sign or direction and shall make compensation

to the owner for any damage or injury occasioned to such lamp-post pole standard or similar erection by such attachment and the Corporation shall indemnify the said owner against any claim for damage occasioned to any person or property by or by reason of such attachment. A.D. 1929.

(2) Nothing in this section shall be deemed to require the owner to retain any such lamp-post pole standard or similar erection when no longer required for his purposes.

(3) The Corporation shall not attach any such sign or direction to any pole post or standard belonging to the Postmaster-General except with his consent in writing or belonging to any local or road authority except with the consent of the authority in writing.

(4) The Corporation shall not attach any such sign or direction to any lamp-post pole standard or other similar erection belonging to a railway company without the consent of such company in writing.

21. Any property found in any omnibus of the Corporation or in any shelter or room used in connection with the omnibuses of the Corporation shall forthwith be taken to a place to be appointed for the purpose by the Corporation and if the same be not claimed within six months after the finding thereof it may be sold as unclaimed property by public auction after notice by advertisement in one or more local newspapers once in each of two successive weeks and the proceeds thereof carried to the revenue account of the omnibus undertaking. Lost property.

22. If any person wilfully and unlawfully does or causes to be done with respect to any omnibus of the Corporation anything which is calculated to obstruct or interfere with the working thereof or to cause injury to any person he shall (without prejudice to any proceedings by way of indictment or otherwise to which he may be subject) be guilty of an offence punishable on summary conviction and shall be liable to a penalty not exceeding twenty pounds. Penalty for malicious damage.

23.—(1) Where the Corporation consider that any tree hedge or shrub overhangs any street outside the borough so as to be likely to obstruct or interfere with the passage of their omnibuses or to obstruct the view of drivers thereof the Corporation may require the authority Trees overhanging highways on omnibus routes.

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(2) If the said authority have not adopted the said section and refuse or neglect to do so or having adopted the said section or being a county council refuse or neglect to exercise those powers in accordance with the said requisition the Corporation may apply to the Minister of Health for and the said Minister may make an order conferring on the Corporation all or any of the powers of a local authority under the said section in respect of the street or streets in which the said trees hedges or shrubs are situated.

(3) On the making of such order any authority having powers under section 23 of the Public Health Act 1925 shall during the continuance of the order cease to exercise such powers in respect of the said street or streets to the extent to which they have been conferred on the Corporation.

Inquiries by
Minister.

24. In respect of the exercise of any powers or duties conferred on the Minister or the giving by him of any consents under this Act or any existing Act or Order of or applicable to the Corporation the provisions of Part I of the Board of Trade Arbitrations &c. Act 1874 shall apply as if the Minister were referred to therein in lieu of the Board of Trade and as if in section 4 of that Act the words "under the seal of the Minister of Transport" were substituted for the words "by writing under the hand of the President or of one of the secretaries of the Board."

Omnibus
undertaking
to form
part of
tramway
under-
taking.

25. The omnibus undertaking shall form part of the tramway undertaking but notwithstanding any discontinuance of the working of the tramways of the Corporation as part of the tramway undertaking and the removal of the tramways so discontinued the provisions of any Acts or Orders which relate to omnibuses or the omnibus undertaking as part of the tramway undertaking shall continue to have full force and effect with respect to such omnibuses and omnibus undertaking as if the tramways were still being worked.

26. The Corporation shall not exercise the powers of the sections of this Act of which the marginal notes are "Shelters and waiting-rooms" "Cloak-rooms &c." and "Corporation may appoint stopping and starting places" upon any road or bridge belonging to or maintained by or at the expense of any railway company or so as to obstruct the convenient access to or exit from any railway station depôt or property.

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 For protection of railway companies.

27. Notwithstanding anything in this Act contained the powers of the sections of this Act of which the marginal notes are "Shelters and waiting-rooms" "Cloak-rooms &c." and "Attachment of signs indicating stopping-places to lamp-posts &c." shall not be exercised in any borough or district outside the borough except with the consent of the local authority of that borough or district which consent shall not be unreasonably withheld.

For protection of local authorities.

28. For the protection of the mayor aldermen and burgesses of the borough of Rawtenstall the following provisions shall apply and have effect (that is to say):—

For protection of Rawtenstall Corporation.

Notwithstanding anything contained in this Part of this Act none of the rights or powers thereby conferred shall be exercised within the borough of Rawtenstall without in every case the consent in writing of the corporation of that borough first being obtained.

29. For the protection of the Ramsbottom Urban District Council the following provisions shall apply and have effect (that is to say):—

For protection of Ramsbottom Urban District Council.

Notwithstanding anything contained in this Part of this Act none of the rights or powers thereby conferred shall be exercised within the urban district of Ramsbottom without the consent in writing of the council of that district first being obtained.

PART III.

ELECTRICITY.

30. Subject to the provisions of the Electricity (Supply) Acts 1882 to 1926 and the schedule to the Electric Lighting (Clauses) Act 1899 the Corporation may in or under any street repairable by the inhabitants at large or dedicated to public use and (with the consent

Power to construct electrical sub-stations under streets.

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Provided also that the Corporation shall not construct any such sub-station transforming station or work (a) in or upon any bridge carrying a street over a railway or under any bridge carrying a railway over a street or within fifteen feet of any portion of any abutment or wing wall of any such bridge without the consent of the railway company concerned but such consent shall not be unreasonably withheld or (b) so as to interfere with or render less convenient the access to or exit from any station or depôt of a railway company.

As to use
of trans-
formers.

31. Where a separate transformer and the cables and other apparatus in connection therewith are provided at the expense of the Corporation for the purpose of affording a supply of electricity to any consumer the Corporation may use such transformer cables and other apparatus for the purpose of affording a supply of electricity to other consumers so long as such use does not prejudice or interfere with the supply for which such transformer cables and other apparatus were originally provided.

Use for
lighting
purposes of
electricity
supplied
for power.

32.—(1) No consumer to whom electricity is supplied by the Corporation for power purposes shall without the consent in writing of the Corporation use such electricity for lighting purposes or suffer it to be so used.

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(2) Any consumer who without such consent shall use or suffer to be used for lighting purposes electricity supplied to him by the Corporation through a meter fixed for the purpose of ascertaining the value of the supply to him of electricity agreed to be supplied to him for power purposes shall be liable on summary conviction to a penalty not exceeding five pounds and to a daily penalty of forty shillings and shall in addition be liable to pay to the Corporation at such higher rate as they may be for the time being charging for the supply of electricity for lighting purposes for all or any portion of the electricity which has been supplied to him for power purposes within one year previous to the date when the Corporation shall sue for any penalty as aforesaid.

(3) Any court having jurisdiction to impose such penalty may and shall on the application of the Corporation decide in respect of what portion (if any) of such electricity the higher charge as aforesaid shall be payable to the Corporation.

(4) The provisions of section 18 of the Electric Lighting Act 1909 shall apply to any person whom the Corporation have reasonable grounds for believing to be acting contrary to the provisions of this section.

33.—(1) The powers conferred by section 24 of the Electric Lighting Act 1882 of entering premises for the purposes mentioned in that section shall extend to enable the Corporation to enter any premises to which electricity is or has been supplied by them (whether for the time being occupied or not) and in or upon which they have reason to believe that there is or has been any contravention of any of the Acts or Orders relating to the electricity undertaking or of any byelaw or regulation made thereunder and to inspect such premises and any electric lines wires fuses casings switches fittings lamps lampholders or other apparatus therein and in any case in which any such contravention is found to exist or to have existed to cut off and disconnect the supply of electricity to the premises.

Further powers as to entry upon premises.

(2) Where any premises which the Corporation are entitled to enter in pursuance of the said section 24 as extended by this section are unoccupied the Corporation may after giving not less than forty-eight hours' notice to the owner thereof or if he be unknown to them and if

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(3) Any person who shall refuse or neglect to admit any officer appointed by the Corporation to any premises which he is entitled to enter in pursuance of the said section 24 as extended by this section or shall hinder any such officer from entering any such premises or from exercising the powers contained in either of the said sections shall be liable on summary conviction to a penalty not exceeding five pounds and to a daily penalty not exceeding twenty shillings.

(4) The provisions of this section shall not apply to or in respect of any building or premises (not being a dwelling-house) belonging to and used by any railway company for the purposes of their railway and forming part of their station or goods depôt.

Power to
cut off
supplies
where
charges
remain
unpaid.

34. The powers of the Corporation under section 21 of the Electric Lighting Act 1882 of cutting off supplies of electricity and cutting or disconnecting electric lines or works and of recovering the expenses incurred in such cutting off shall be exerciseable in any case in which any part of any charge or sum due to the Corporation for electricity supplied by them or in respect of any apparatus or fitting let on hire by the Corporation or supplied by them on hire purchase terms and which the Corporation are under obligation to maintain remains unpaid after the expiration of such period from the date of demand thereof as the Corporation may from time to time determine.

Power to
recover cost
of cutting off
supplies.

35. In any case in which the Corporation lawfully cut off a supply of electricity by reason of any act omission or default of a consumer or any other person they may recover from the person to whom the supply was theretofore furnished or from any other person on account of whose act omission or default such supply was cut off the reasonable expenses incurred by them in such cutting off in like manner as charges for electricity are recoverable by the Corporation.

Charges for
special
readings
of meters.

36. The Corporation may levy and recover such charges as they think fit for taking the reading of any electricity meter fixed in a house at the request or for

the convenience of consumers at times other than those of the periodical readings Provided that such charges shall not exceed the sum of one shilling for each reading.

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PART IV.
FINANCE.

37. The Corporation may in addition to any moneys which they are now authorised to borrow or which they may be authorised to borrow under the provisions of any public general Act borrow at interest for the purposes set forth in the first column of the following table any sums not exceeding the respective sums set forth in the second column thereof and all moneys so borrowed shall be chargeable on the revenues of the Corporation and shall be repaid within the respective periods set forth in the third column thereof and the Corporation may apply any sum so borrowed for the said purposes respectively (that is to say):—

Power to borrow and repayment of borrowed moneys.

Purpose.	Amount.	Period for Repayment.
(1) For paying the costs charges and expenses of this Act as hereinafter defined.	The sum requisite.	Five years from the passing of this Act.
(2) For the provision of omnibuses -	£9,000	Eight years from the date or dates of borrowing.

38. The provisions contained in the sections of the Act of 1906 the numbers and marginal notes of which are set forth in this section shall so far as applicable extend and apply as if they were re-enacted in this Act (that is to say):—

Incorporation of financial provisions of Act of 1906.

- Section 127 (Mode of raising money);
Section 128 (Provisions of Public Health Act as to mortgages to apply);
Section 131 (Mode of payment off of money borrowed);
Section 132 (Sinking fund);
Section 133 (Protection of lender from inquiry);
Section 135 (Appointment of receiver); and
Section 137 (Application of money borrowed):

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Provided that the periods for repayment referred to in the section of this Act the marginal note of which is "Power to borrow and repayment of borrowed moneys" shall respectively be deemed to be "the prescribed period" for the purposes of such application of the said sections :

Provided also that the said sections shall be read and have effect as if the Minister of Health were referred to therein in lieu of the Local Government Board.

As to
section 234
of Public
Health
Act 1875.

39. In calculating under subsection (2) of section 234 of the Public Health Act 1875 the amount which the Corporation may borrow the amount at the time of such calculation of any sinking fund or redemption fund accumulated for the purpose of providing for the repayment of loans contracted by the Corporation under the Public Health Act 1875 or the Sanitary Acts as defined by that Act shall be deducted from the outstanding loans contracted by the Corporation under those Acts.

As to
payments
into sinking
funds &c.

40. When under the provisions of this Act or of any other Act or of any Order confirmed by or having the effect of an Act of Parliament whether passed confirmed or made before or after the passing of this Act the Corporation are empowered or required to form a sinking fund redemption fund or loans fund the following provisions shall have effect with respect to the appropriate yearly sums and to the accumulations thereof (if any) required to be set apart for or paid into such sinking fund redemption fund or loans fund for the purpose of providing for the repayment of moneys borrowed by the Corporation (that is to say) The accumulations of the said yearly sums shall be paid and provided out of the general rate fund and general rate and any interest dividends and proceeds arising from the investment of the said yearly sums and the accumulations thereof (including such annual sums and accumulations as have been provided prior to the passing of this Act) shall be paid into and form part of the general rate fund.

Acceptance
and adminis-
tration of
gifts for
public
purposes.

41.—(1) Subject to the provisions of this section the Corporation may accept hold and administer any gift of property whether real or personal for any public purpose connected with the borough and may execute any works (including works of maintenance or improvement) incidental to or consequential on the exercise of

the powers conferred by this section and where the purposes of the gift are purposes for which the Corporation are empowered to spend money raised from the local rate they may subject to any condition or restriction attaching to such power expend money so raised in the execution of such works in relation to the subject-matter of the trust. A.D. 1929.
—

(2) This section shall not extend to property relating to affairs of the Church within the meaning of the Local Government Act 1894 or to an ecclesiastical charity within the meaning of that Act.

(3) Accounts of the income and expenditure of the Corporation under this section shall be kept by the borough treasurer and shall be made up and audited as part of the general accounts of the Corporation.

42. All expenses incurred by the Corporation in carrying into execution the provisions of this Act with respect to which no other provision is made shall be defrayed out of the general rate fund and general rate. Expenses of execution of Act.

43. The costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act as taxed and ascertained by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation out of the general rate fund and general rate or out of money to be borrowed under this Act for that purpose. Costs of Act.

Printed by EYRE and SPOTTISWOODE, LTD.,
FOR
WILLIAM RICHARD CODLING, Esq., C.B., C.V.O., C.B.E., the King's Printer of
Acts of Parliament.

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