



## CHAPTER xxxiv.

An Act to confirm a Provisional Order of the A.D. 1931.  
Minister of Health relating to the City of —  
Worcester. [8th July 1931.]

**W**HEREAS under the provisions of the Local Govern- 51 & 52 Vict.  
ment Act 1888 the Minister of Health has made c. 41.  
a provisional order which needs confirmation by Parlia-  
ment :

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 of the Minister of Health which as Order in  
amended is set out in the schedule to this Act is hereby schedule  
confirmed and shall have full validity and force. confirmed.

2. This Act may be cited as the Ministry of Health Short title.  
Provisional Order Confirmation (City of Worcester)  
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SCHEDULE.

CITY OF WORCESTER.

*Worcester  
(Extension)  
Order.* *Provisional Order made in pursuance of the Local  
Government Act 1888 for the extension of a County  
Borough.*

WHEREAS by virtue of section 54 of the Local Government Act 1888 the Minister of Health subject to the observance of the conditions imposed by section 2 of the Local Government (County Boroughs and Adjustments) Act 1926 may make a provisional order for altering the boundary of a county borough;

And whereas the city of Worcester is a county of itself and is also a county borough within the meaning of the Local Government Act 1888 and for the purposes of that Act is situate in the county of Worcester and the inhabitants are a body corporate by the name of the mayor aldermen and citizens of the city of Worcester and act by the council of the city and the city is for the purposes of the election of councillors divided into six wards;

And whereas the city of Worcester has a separate court of quarter sessions commission of the peace police force recorder sheriff and coroner and an ancient court of pleas and is co-extensive with the parish of Worcester;

And whereas the parish of Saint John in Bedwardine County in the administrative county of Worcester immediately adjoins the city and is a contributory place in the rural district of Martley;

And whereas the parishes of North Claines and Saint Martin County in the administrative county of Worcester immediately adjoin the city and are contributory places in the rural district of Droitwich;

And whereas the parish of Saint Peter the Great County and the parish of Whittington in the administrative county of Worcester immediately adjoin the city and are contributory places in the rural district of Pershore;

And whereas the conditions imposed by section 2 of the Local Government (County Boroughs and Adjustments) Act 1926 have been complied with;

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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 :—

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—  
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*Order.*

PART I.

PRELIMINARY.

1. This order may be cited as the City of Worcester Short title.  
 (Extension) Order 1931.

2. In this order unless the context otherwise requires—

Interpreta-  
 tion.

“Existing” means existing immediately before the appointed day;

“The Act of 1888” “the Act of 1894” and “the Act of 1929” mean respectively the Local Government Act 1888 the Local Government Act 1894 and the Local Government Act 1929;

“The added areas” means the parts of the Droitwich district the Martley district and the Pershore district which are respectively added to the city and county of the city of Worcester by this order;

“The added parts of North Claines” means the parts of the parish of North Claines which are coloured green and yellow on the maps;

“The added parts of Saint John in Bedwardine County” means the parts of the parish of Saint John in Bedwardine County which are coloured purple on the maps;

“The added part of Saint Martin County” “the added parts of Saint Peter the Great County” and “the added part of Whittington” mean respectively the parts of each of the parishes of the same name which are coloured blue on the maps;

“The appointed day” means the first day of October nineteen hundred and thirty-one;

“The city” means the city and county of the city of Worcester as extended by this Order;

“The corporation” means as the context requires the mayor aldermen and citizens of the existing city or of the city acting by the council;

“The county” and “the county council” mean respectively the administrative county of Worcester and the county council of that county;

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“The Droitwich council” “the Martley council” and  
 “the Pershore council” mean respectively the Droit-  
 wich rural district council the Martley rural district  
 council and the Pershore rural district council;

“The Droitwich district” “the Martley district” and  
 “the Pershore district” mean respectively the rural  
 district of Droitwich the rural district of Martley  
 and the rural district of Pershore;

“The maps” means the duplicate maps marked “Map  
 “ of the city of Worcester as extended by the City  
 “ of Worcester (Extension) Order 1931 ” and sealed  
 with the official seal of the Minister;

“The Minister” means the Minister of Health;

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

Provision as  
 to Sundays  
 and holidays.

3. When the day on which anything is required by this  
 order to be done falls on a Sunday Christmas Day Good Friday  
 or a bank holiday that thing shall be done on the next following  
 day not being one of the days already mentioned.

Commence-  
 ment of  
 order.

4. Save as otherwise expressly provided this order shall  
 come into operation on the first day of October nineteen hundred  
 and thirty-one :

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; and

(b) the alteration of valuation lists to take effect on the  
 appointed day or the preparation or revision of any  
 estimate of the produce of a penny rate or the  
 preparation of any precept to be made in respect  
 of the half-year commencing on the appointed day;

this order shall operate from the date of the Act confirming it.

## PART II.

### EXTENSION OF CITY AND OTHER ALTERATIONS OF AREA.

Extension of  
 city.

5.—(1) The boundary of the existing city of Worcester the  
 area of which is coloured pink on the maps shall be altered so  
 as to include in addition to that area so much of the rural district  
 of Droitwich as comprises the added parts of North Claines and  
 the added part of Saint Martin County so much of the rural

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district of Martley as comprises the added parts of Saint John in Bedwardine County and so much of the rural district of Pershore as comprises the added parts of Saint Peter the Great County and the added part of Whittington.

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(2) The boundary of the city of Worcester shall be that shown by the red line on the 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 city of Worcester and shall be the county borough of Worcester for the purposes of the Act of 1888.

(3) The added areas shall be transferred from the county to the county of the city of Worcester.

6. The added areas shall be separated from the existing parishes of which they form part and shall be amalgamated with the existing parish of Worcester.

Alterations  
of parishes.

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

Wards of  
city.

(1) For the purposes of the election of councillors the city shall continue to be divided into six wards ;

(2) The added parts of Saint John in Bedwardine County shall be included in the Saint John's ward the added parts of North Claines which are coloured green on the maps shall be included in the Claines ward the added part of North Claines which is coloured yellow on the maps shall be included in the Saint Martin's ward and the added part of Saint Martin County the added parts of Saint Peter the Great County and the added part of Whittington shall be included in the Saint Peter's ward.

8. The added areas shall cease to form part of any electoral division of the county.

County  
electoral  
divisions.

9.—(1) The added parts of North Claines and the added part of Saint Martin County shall cease to form part of the Bromsgrove Droitwich and Redditch hospital district constituted by the Bromsgrove Droitwich and Redditch Hospital (County of Worcester) Order 1896.

Isolation  
hospital  
districts.

(2) The added parts of Saint Peter the Great County and the added part of Whittington shall cease to form part of the Evesham and Pershore district smallpox hospital district constituted by the Evesham and Pershore District Smallpox Hospital (County of Worcester) Order 1902.

10.—(1) One of the maps shall be deposited in the office of the Minister and the duplicate map shall be deposited by the town clerk of Worcester at his office.

Deposit and  
copies of  
maps.

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(2) Copies of the map deposited with the town clerk of Worcester certified by him to be true shall be sent by him within one month after the date of the Act confirming this order to the clerk of the county council the clerks of the Droitwich Martley and Pershore councils respectively the Board of Inland Revenue the Commissioners of Customs and Excise the Registrar-General the Board of Trade the Minister of Transport the Minister of Agriculture and Fisheries the Electricity Commissioners the Postmaster-General and the Secretary of State.

Copies of  
map to be  
evidence.

11.—(1) Copies of or extracts from the map deposited with the town clerk of Worcester 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 city.

(2) The 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 city 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 city.

PART III.

COUNCILLORS AND OTHER MEMBERS OF LOCAL AUTHORITIES.

Existing  
mayor alder-  
men and  
city coun-  
cillors.

12.—(1) The persons who hold office immediately before the appointed day as mayor aldermen and councillors of the existing city shall on the appointed day become the mayor aldermen and councillors of the city but shall respectively retire from office on the day on which they would have retired from office if this order had not been made.

(2) Any councillor who represents immediately before the appointed day any ward of the city which is extended by this order shall on and after that day represent that ward as so extended.

(3) If immediately before the appointed day a casual vacancy shall exist in the representation of any ward of the city which is extended by this order the vacancy shall be deemed to exist in the representation of that ward as so extended.

County  
councillors.

13. Any person who immediately before the appointed day is a county councillor representing an existing electoral division of the county which is altered by this order shall be deemed to have been elected to represent that division as so altered and



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shall retire from office on the day on which he would have retired from office if this order had not been made. A.D. 1931.

14. Any person immediately before the appointed day in office as a rural district councillor or parish councillor for any existing parish which is altered by this order shall on the appointed day become a rural district councillor or parish 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.

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Rural district councillors and parish councillors for altered parishes.

15.—(1) For the purposes of the determination after the appointed day of the qualification of a person for election as a county alderman or city alderman or as a county councillor city councillor district councillor or parish councillor the alterations of area made by this order shall be deemed to have had effect on the first day of September nineteen hundred and thirty.

Qualification of aldermen and councillors.

(2) Any county alderman or city alderman and any county councillor or city councillor or councillor of a district or parish 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 or councillor by reason of any alteration of area made by this order.

#### PART IV.

##### POWERS PROPERTY LIABILITIES &C. OF EXISTING AUTHORITIES.

16. Subject to the provisions of this order all property immediately before the appointed day vested in the corporation for the benefit of the existing city (not being property held on any charitable trust) shall by virtue of this order be held by the corporation for the benefit of the city and the corporation shall hold enjoy and exercise for the benefit of the city all the powers which immediately before that day are exerciseable by or vested in the corporation for the benefit of the existing city and all liabilities which immediately before the appointed day attach to the corporation in respect of the existing city shall on that day attach to them in respect of the city.

Corporation property liabilities &c.

17.—(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 city or the revenues of the existing city shall be charged upon the corresponding fund or rate of the city or upon the revenues of the city as the case may require.

Mortgage debts of corporation.

(2) All borrowed moneys to which this section applies with the interest thereon shall be repaid by the corporation within

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                   the said sums are owing were originally sanctioned or within  
                   which the same are otherwise required to be repaid or are made  
                   repayable.  
                   —  
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Housing  
schemes of  
rural coun-  
cils.

18.—(1) Upon the appointed day the estate or interest of the Droitwich council the Martley council or the Pershore council in such of the houses provided by any of those councils 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 Acts 1925 and 1930.

(2) The rights liabilities obligations and property attaching to or vested in any of the councils mentioned in subsection (1) of this section in relation to the rural housing schemes shall be a matter for adjustment under this order.

(3) In this section the expression "the rural housing schemes" means the housing schemes formulated by the councils mentioned in subsection (1) of this section for their 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.

Other pro-  
perty and  
liabilities of  
rural coun-  
cils.

19. Subject to the provisions of this order—

(1) Any property or liabilities which immediately before the appointed day are vested in or attach to the Droitwich council the Martley council or the Pershore council in relation exclusively to one of the added areas or to 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 1926 :

(2) Any property or liabilities which immediately before the appointed day are vested in or attach to the Droitwich council the Martley council or the Pershore 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 this order.

Parish  
councils and  
representa-  
tive bodies  
of rural  
parishes.

20.—(1) Any parish council of any existing parish which is diminished by this order shall be deemed to have been elected as and shall be the parish council of that parish as so diminished.

(2) Any representative body constituted under the Overseers Order 1927 for any existing parish which is diminished by this order shall be deemed to have been appointed for that parish as so diminished.



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21.—(1) Subject to the provisions of this order any powers or duties vested in or imposed on—

(a) the parish council of any existing parish which is diminished by this order; or

(b) the parish meeting of any existing parish not entitled to a parish council which is diminished by this order;

shall so far as regards that part of the parish which is added to the city be vested in or imposed on the corporation.

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 Powers pro-  
 perty &c. of  
 existing  
 rural  
 parishes.

(2) Any property or liabilities held or incurred by the parish council or the parish meeting or representative body of any existing parish which is diminished by this order in relation exclusively to that part of the parish which is added to the city (or to any portion of any such added part) shall by virtue of this order be transferred to and vest in or attach to the corporation.

(3) Nothing in subsection (2) of this section shall extend to the Cornmeadow recreation ground of the parish council of North Claines and nothing in this order shall affect the powers of that parish council in relation to the control and management of the Cornmeadow recreation ground.

(4) Any property or liabilities held or incurred by the parish council or the parish meeting or representative body of any existing parish which is diminished by this order in relation to that part of the parish which is added to the city (or any portion of any such added part) conjointly with any other area shall be a matter for adjustment under this order.

## PART V.

### ADMINISTRATION OF JUSTICE AND COUNTY ADMINISTRATION.

22.—(1) The powers and duties of the quarter sessions recorder sheriff coroner and clerk of the peace of the existing city of the court of pleas and of the judge registrar and other officers of that court of the justices of the peace appointed for the existing city and of the clerk to those justices and of the police constables and other peace officers of the existing city shall extend to and apply throughout the city.

Powers and  
 duties of  
 justices  
 police &c.  
 extended.

(2) The added areas shall cease to form part of any petty sessional division or coroner's district of the county.

(3) Notwithstanding the foregoing provisions of this section—

(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;

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(b) every proceeding which prior to the appointed day has been begun by or is pending before any court or justice or coroner 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.

Transfer of  
lists of  
prisoners  
&c.

23. Lists of prisoners writs process and particulars and all records and documents relating to or to be executed in connection with any action or proceeding pending or existing immediately before the appointed day and appertaining to the added areas shall upon the completion of the pending proceedings be delivered transferred and signed in like manner (as nearly as may be) as is required upon a new sheriff coming into office and as if the sheriff of the city were as respects the added areas the new sheriff in succession to the sheriff of the county.

County  
police.

24.—(1) On the appointed day such 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 city :

Provided that no member of the police force of the county shall be so transferred without his consent.

(2) Every member of the county police force so transferred shall hold office in the police force of the city upon the same tenure and upon the same terms and conditions as the other serving members of the city police force of the same rank as that member and any period of service which the person transferred 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 city :

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 1 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 section as if that member had removed with the written sanction of the chief constable of the county and notwithstanding that at the

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date of the transfer that member may not have completed one year's approved service in the police force of the county.

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25. Any county road or county bridge so far as situate within the added areas shall by virtue of this order be transferred to and vest in the corporation.

Roads and  
bridges  
within added  
areas.

26.—(1) With reference to the administrative scheme made by the county council under section 4 of the Act of 1929 and approved by the Minister on the eleventh day of November nineteen hundred and twenty-nine the following provisions shall have effect:—

Guardians  
committee  
areas and  
administra-  
tive scheme  
of county  
council.

(a) The added areas shall cease to form part of any guardians committee area of the county;

(b) References to the Droitwich rural district as a county district comprised in the Droitwich guardians committee area to the Martley rural district as a county district comprised in the Martley and Tenbury guardians committee area and to the Pershore rural district as the county district comprising the Pershore guardians committee area shall be read as references to each of those rural districts as altered by this order.

(2) Any person who immediately before the appointed day is a representative of the county council or the council of any district which is altered by this order on any guardians committee shall continue to represent that council on the guardians committee.

27. References in the South Midland Joint Vagrancy Committee Order 1930 to the county of Worcester and to the county borough of Worcester shall be read as references to the county and the county borough as altered by this order.

South Mid-  
land Joint  
Vagrancy  
Committee  
Order 1930.

28.—(1) Every person resident in any of the added areas immediately before the appointed day who has acquired or is in the course of acquiring—

Settlement  
and irre-  
movability  
of poor.

(a) a settlement in the county by reason of residence birth or other qualification therein; or

(b) a status of irremovability from the county by reason of residence therein;

shall be deemed to have acquired or to be in the course of acquiring thereby as the case may require a settlement in or a status of irremovability from the city.

(2) For the purposes of this section consecutive periods of residence between the thirty-first day of March nineteen hundred and thirty and the appointed day in any portions of the county shall be aggregated and reckoned as continuous residence in that

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(3) A person resident in a poor law institution or institution for persons of unsound mind immediately before the appointed day shall not for the purposes of this section be deemed to be resident in any of the added areas immediately before the appointed day.

Adjustment  
for purposes  
of Licensing  
(Consolida-  
tion) Act  
1910.

29.—(1) An equitable adjustment shall be made between the compensation authorities for the city and the county respecting the interest of the added areas in any compensation fund constituted under section 21 of the Licensing (Consolidation) Act 1910 or under any enactment repealed by that Act.

(2) Such adjustment shall be made by agreement between the compensation authorities within the meaning of the Licensing (Consolidation) Act 1910 for the city and the county within twelve months after the appointed day or such extended period as may be allowed by the Secretary of State or in default of agreement by an arbitrator appointed by the Secretary of State.

(3) For the purpose of any such adjustment an arbitrator appointed by the Secretary of State shall be deemed to be an arbitrator within the meaning of section 62 of the Act of 1888 and the provisions of that Act shall apply accordingly.

Insurance  
committees.

30.—(1) The Minister may by order at any time after the passing of the Act confirming this order make such provisions as appear to him to be necessary for transferring to the insurance committee for the city such of the property rights and liabilities of the insurance committee for the county as relate to persons resident in the added areas.

(2) An order made under this section may authorise the insurance committee for the county to continue to act as insurance committee for the added areas until such date not being later than the thirty-first day of December nineteen hundred and thirty-two as may be specified in the order and may for that purpose postpone the operation of this order so far as relates to the rights and duties of the respective insurance committees for the county and the city until the date so specified and may provide for such financial adjustments and may contain such other consequential and supplementary provisions as may appear to the Minister necessary or expedient.

(3) An order under this section may be revoked revised or amended by an order made in like manner as the original order.

(4) Subject to any order under this section the persons who immediately before the appointed day are members of the respective insurance committees for the existing county and the existing city shall be deemed to have been appointed or elected

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as and shall be the members of the respective insurance committees for the county as altered by this order and the city. A.D. 1931.

31.—(1) The clerk of the county council shall before the appointed day send the town clerk of Worcester a copy of every entry in the register of the county council under the Nursing Homes Registration Act 1927 which relates to any nursing home situate within the added areas and the town clerk shall include in the register of the corporation under that Act the particulars furnished to him under this subsection. *Worcester (Extension) Order.*  
Register of nursing homes.

(2) Any exemption in force immediately before the appointed day from the operation of the Nursing Homes Registration Act 1927 which may have been granted by the county council in respect of premises within the added areas shall continue in force until the exemption shall expire.

32. The scheme of the county council under the Housing (Rural Workers) Act 1926 shall cease to extend to the added areas and any scheme of the corporation under that Act shall extend and apply to the added areas. *Housing (Rural Workers) Act 1926.*

PART VI.

LOCAL ACTS ADOPTIVE ACTS ORDERS BYELAWS &C.

33.—(1) Sections 6 to 21 sections 26 to 40 and sections 95 to 109 of the Worcester Extension Act 1885 are hereby repealed. *Repeal in part of 48 & 49 Vict. c. clxiv and of confirmation Acts.*

(2) The confirmation Acts mentioned in the first and second columns of the first schedule to this order in so far as they relate to the provisional orders mentioned in the third column of that schedule are hereby repealed.

(3) So much of the Local Government Board's Provisional Order Confirmation (No. 19) Act 1914 as confirms articles IV to VII articles IX to XIX article XXI and articles XXIII to XXXI of the Worcester (Extension) Order 1914 is hereby repealed.

34.—(1) Subject to the provisions of this section the unrepealed provisions of— *Local Acts and orders relating to existing city.*

(a) the local Acts and confirmation Acts mentioned in the second schedule to this order so far as those confirmation Acts relate to the provisional orders specified in that schedule; and

(b) any other local Act or provisional order duly confirmed and affecting the existing city or the corporation;

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



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(2) Nothing in this section shall extend to the added areas the provisions of section 22 of the Worcester Extension Act 1885 which relates to the assessment to the city rate of railways and other special properties in the area added to the city of Worcester by that Act.

(3) Notwithstanding anything in the Worcester Electricity (Extension) Special Order 1925 the prices from time to time to be charged by the Corporation for electrical energy supplied by them within the added areas shall not exceed the prices charged by the Corporation in the like circumstances within that part of the city which comprises the existing city.

(4) The added areas shall for the purposes of sections 6 and 7 of the order of 1925 mentioned in subsection (3) of this section continue to form part of the added area within the meaning of that order.

Adoptive  
Acts.

35.—(1) The provisions of—

- (a) the Baths and Washhouses Acts 1846 to 1925;
- (b) sections 1 to 21 and section 24 of the Infectious Disease (Prevention) Act 1890;
- (c) the Public Health Acts Amendment Act 1890;
- (d) that part of the Museums and Gymnasiums Act 1891 which relates to museums;
- (e) the Public Libraries Acts 1892 to 1919;
- (f) the Local Government and other Officers' Superannuation Act 1922;
- (g) Parts II to V of the Public Health Act 1925;

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

(2) The provisions of any adoptive Act in force within any of the added areas shall subject to subsection (1) of this section cease to be in force within the added areas.

(3) Any order under the Infectious Disease (Notification) Act 1889 or under any adoptive enactment mentioned in this section which is in force immediately before the appointed day throughout the existing city shall extend and apply to the added areas in substitution for any order under the Infectious Disease (Notification) Act 1889 or under any adoptive Act which may be in force within the added area.

Corporation  
to be burial  
board for  
city.

36.—(1) The corporation shall be the burial board for the city and shall have within the city to the exclusion of any other burial authority all the powers duties and liabilities of a burial board under the Burial Acts 1852 to 1906 :



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Provided that no approval sanction or authorisation of the vestry of any parish within the city shall be required in respect of any act of the corporation as the burial board.

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—  
*Worcester*  
*(Extension)*  
*Order.*

(2) Any table of fees and charges in force in respect of any existing burial ground maintained by the corporation shall extend and apply to inhabitants of the burial area as extended by this order as such table applies to inhabitants of the existing burial area.

37. 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 :—

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

(1) The provisions of any order whereby any parts or sections of either of those Acts are immediately before that day in force throughout the existing city shall have effect as if any reference in those provisions applicable to the existing city extended and applied to the city and as if the said parts or sections were accordingly declared to be in force within the city;

(2) Any other order under either of those Acts which is in force immediately before the appointed day throughout the existing city shall extend and apply to the added areas;

(3) The provisions of any order whereby any parts or sections of either of those Acts are immediately before that day in force within any part of the added areas shall cease to apply to that part of the added areas and the parts or sections declared by any such order to be in force shall save as in this section provided cease to be in force within the added areas.

38. The powers duties and liabilities of a parish council under subsections (2) to (9) of section 14 of the Act of 1894 conferred upon the corporation by the order of the Local Government Board dated the twenty-fourth day of October eighteen hundred and ninety-six shall be deemed to have been conferred on the corporation in respect of the parish of Worcester as extended by this order.

Order under  
section 33 of  
Act of 1894.

39. All the powers duties and liabilities of an urban authority and all the powers in relation to the chargeability of expenses with which the Droitwich council the Martley council or the Pershore council are invested by any order of the Local Government Board or the Minister under the Public Health Acts 1875 to 1926 in respect of any existing contributory place which is altered by this order shall be deemed to vest in and

Urban  
powers  
orders.

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A.D. 1931. attach to that council in respect of that contributory place as so altered.

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*Worcester*  
*(Extension)*  
*Order.*  
 Shops  
 orders.

40. Any order made under the Shop Hours Act 1904 or under the Shops Acts 1912 to 1928 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  
 Wild Birds  
 Protection  
 Acts.

41. Any order under the Wild Birds Protection Acts 1880 to 1908 which is in force immediately before the appointed day within the existing city shall extend to the added areas and any order under those Acts which is then in force within the county shall cease to apply to the added areas.

Byelaws &c.

42.—(1) All byelaws made by—

- (a) the corporation for good rule and government or under the Education Act 1921 or any enactment repealed by that Act or with respect to any park pleasure ground or open space; or
- (b) the corporation or their watch committee and confirmed by the Secretary of State or approved by the Board of Trade;

which immediately before the appointed day are in force within the existing city shall extend and apply to the city until the byelaws are repealed or altered by further byelaws.

(2) Subject to subsection (1) of this section all byelaws made by the corporation or by the Martley council the Droitwich council or the Pershore council and in force within the existing city or within any of the added areas immediately before the appointed day—

- (a) if made before the first day of January nineteen hundred and twenty-one shall continue to apply to the area to which they apply for a period of 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 city;
- (b) if made on or after the first day of January nineteen hundred and twenty-one shall continue to apply to the area to which they apply until they are repealed or altered in their application to the city by byelaws made by the corporation.

(3) In their application to any part of the added areas any byelaws made by the Martley council the Droitwich council or the Pershore council shall have effect as if they had been made by the corporation.

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(4) 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 cease to be in force within those areas.

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—  
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*(Extension)*  
*Order.*

(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 Martley council the Droitwich council or the Pershore council; or

(b) any byelaws of the county council or the standing joint committee which by virtue of this section cease to apply to the added areas;

may be taken by the corporation as if the corporation had been substituted therein for the Martley council the Droitwich council or the Pershore 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) Subject to the provisions of this order any scale of charges made by the corporation and in force immediately before the appointed day throughout the existing city shall extend and apply to the city until the scale is repealed or altered by a further scale of charges made by the corporation.

(7) In this section the expression "byelaws" includes any regulation and the expression "scale of charges" includes any list of tolls or table of fees or payments not prescribed by byelaws and any reference in this section to byelaws or a scale of charges made by a district council shall be read as including a reference to byelaws or a scale of charges made by the predecessors of that district council.

PART VII.

RATING AND VALUATION.

43.—(1) The added areas shall cease to be within any assessment area of the county and shall form part of the city of Worcester assessment area.

Assessment  
areas and  
committees.

(2) Any scheme of the county council in force immediately before the appointed day for the constitution of assessment areas and assessment committees shall have effect as if for references to the existing rural districts of Droitwich Martley and Pershore there were substituted references to each of those rural districts as altered by this order.

(3) Any person who immediately before the appointed day represents on any assessment committee either the corporation or the council of any rural district which is altered by this order

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A.D. 1931.      shall continue to represent the corporation or that council on the assessment committee.

—  
*Worcester*  
*(Extension)*  
*Order.*

Deduction in  
ascertaining  
rateable  
value of  
special pro-  
perties.

44. For the purposes of all valuation lists of the city the amount of the deduction to be made under paragraph (c) of subsection (1) of section 22 of the Rating and Valuation Act 1925 from the net annual 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 35 per cent. and such adjustments of the value of those hereditaments shall be made by the corporation as may be necessary to give effect to the provisions of this section.

Valuation  
lists.

45.—(1) Subject to such adjustments of the value of hereditaments as are required by the preceding section of this order the valuation list of the existing city and the portion of the respective valuation lists of the Martley district the Droitwich district and the Pershore district which relate to hereditaments within the added areas shall together form the valuation list of the city as from the appointed day.

(2) The remaining portions of the valuation lists of each of the districts mentioned in subsection (1) of this section shall be the valuation lists of that district as altered by this order.

General rate  
for added  
areas.

46.—(1) If on the appointed day the period of the general rate for the existing city last made by the corporation has not expired but the period of the general rate last made by the Droitwich council the Martley council or the Pershore council has expired the corporation may make and levy over the added part of the Droitwich district the Martley district or the Pershore district as the case may require a general rate of an amount in the pound not exceeding the amount in the pound of any instalment of a general rate for the existing city which becomes payable between the thirtieth day of September nineteen hundred and thirty-one and the first day of April next following.

(2) The provisions of the Rating and Valuation Act 1925 with respect to the general rate for an urban rating area shall extend to the general rate authorised by subsection (1) of this section as if the added area over which it is levied were the city.

(3) Save as expressly provided in this section the corporation shall not levy any general rate within any of the added areas before the first day of April nineteen hundred and thirty-two.

Estimated  
product of  
rates and  
precepts.

47.—(1) For the purpose of ascertaining the amounts due under precepts issued by the county council to the Droitwich council the Martley council and the Pershore council respectively in respect of the half-year ending on the thirty-first day of March nineteen hundred and thirty-two the product of a penny rate in

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the Droitwich district the Martley district and the Pershore district respectively as altered by this order shall notwithstanding anything in the Rating and Valuation Act (Product of Rates and Precepts) Rules 1929 be determined separately for that half-year and the amounts due in respect of that half-year under those precepts shall be ascertained accordingly.

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—  
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*(Extension)*  
*Order.*

(2) It shall be the duty of the clerk of the council of each of the rural districts mentioned in subsection (1) of this section before the appointed day to furnish the county council in respect of the half-year ending on the thirty-first day of March nineteen hundred and thirty-two with revised estimates of the product of a penny rate levied in the rural district as altered by this order and the revised estimates shall be calculated in accordance with the provisions of the Rating and Valuation Act (Product of Rates and Precepts) Rules 1929.

(3) Notwithstanding the alterations of area effected by this order all precepts made by any local authority in respect of a financial period commencing before the appointed day shall be as valid in law as if this order had not been made.

48.—(1) 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 Droitwich council the Martley council and the Pershore council as the rating authority or by the proper officer of that council as if this order had not been made.

Arrears of  
rates.

(2) Any rates so collected and recovered shall be a matter for adjustment under this order.

## PART VIII.

### OFFICERS.

49. In this part of this order unless the context otherwise requires—

Meaning in  
this part of  
“local  
authority”  
and  
“officer.”

“Local authority” means a local authority as defined in section 3 of the Local Government and other Officers’ Superannuation Act 1922 and includes the standing joint committee of a county;

“Officer” includes any officer or servant 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.

50. The town clerk and all other officers of the corporation of the existing city who hold office immediately before the appointed day shall continue to be the town clerk and officers of the corporation continued.



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Compensa-  
tion to  
existing  
officers.

the corporation of the city and shall hold their offices by the same tenure as before that day.

51.—(1) Every officer in office on the date of the passing of the Act 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 for that loss no other provision is made by any enactment for the time being in force) shall be entitled to compensation under this order from the corporation for that loss.

(2) For the purposes of this section any officer whose appointment is determined 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 :

Provided that the foregoing provision with respect to an officer whose appointment is determined in consequence of this order shall as respects teachers employed in public elementary schools maintained but not provided by a local education authority apply only to a teacher who is discharged by the local education authority or by the direction or with the consent of the authority (otherwise than for misconduct) within five years after the appointed day.

Determina-  
tion of com-  
pensation.

52.—(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.

(2) Any compensation payable under this order to any officer shall be paid out of the general rate fund of the city 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 “elementary school maintained but not provided by a “council shall be deemed to hold an office under the “council”;



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(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

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(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 service of any officer for the purpose of the award of compensation the corporation shall take into account all the service of that officer after he attained the age of eighteen years under any local authority :

Provided that where the officer held two or more offices and the claim for compensation is based on a loss of one or some only of those offices account shall not be taken under this subsection of service in an office which the officer continues to hold unless throughout the period of his service in that office he devoted the whole of his time to the duties of offices held by him under one or more local authorities.

(4) The compensation payable under this order to an officer who immediately before the appointed day shall hold two or more offices under one or more 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 those offices and for the purpose of this subsection a superintendent registrar registrar of births and deaths or registrar of marriages shall be deemed to hold an office under a local authority.

(5) If any officer was temporarily absent from his employment during the late 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.

(6) The corporation may in their discretion and in consideration of the fact that any officer was appointed to his office as a specially qualified person or of the fact that the officer before his appointment had been employed as a deputy assistant or clerk by a permanent officer for the purpose of the discharge of his official duties add any number of years (not exceeding ten) to the number of years which that officer would otherwise be entitled

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A.D. 1931. 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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 (Extension)  
 Order.*

(7) 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 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.

Compensa-  
 tion and  
 superannua-  
 tion.

53. No service of which account has been taken in assessing the compensation payable under this order to an officer in respect of the determination of any appointment held by him shall in the event of his accepting any other office after the appointed day be reckoned for the purpose of computing any sum payable in respect of that office under any superannuation scheme or other scheme for ensuring benefits to an officer on retirement whether under any enactment or otherwise.

PART IX.

SUPPLEMENTARY.

Sewerage of  
 premises  
 within added  
 areas.

54. Any agreement made between the corporation and the owner or occupier of premises within any of the added areas for the reception and treatment by the corporation of sewage from those premises shall cease to have effect without prejudice however to the recovery by the corporation of any sum which on the appointed day may be due to them under the agreement.

Water  
 charges.

55. The rates and charges from time to time made by the corporation for the supply of water within the added areas shall not exceed the rates and charges made by the corporation in the like circumstances within that part of the city which comprises the existing city :

Provided that with respect to water supplied by the corporation by meter this provision shall operate as from the commencement of the quarter next beginning after the appointed day.

Qualifying  
 period for  
 local govern-  
 ment  
 electors.

56. For the purposes of the register of local government electors of the city prepared in the present year and of all matters connected with incidental to or consequent upon those purposes the added areas shall be deemed to have formed part of the city as from the twenty-eighth day of February nineteen hundred and thirty-one.

Duplicate  
 entries in  
 electors'  
 lists.

57.—(1) The registration officer of the parliamentary county of Worcester shall supply the registration officer of the parliamentary borough of Worcester on publication with a sufficient number of copies of the electors' lists the lists of objections to the

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electors' lists the lists of claimants and the lists of objections to claimants for each registration unit comprising any part of any of the added areas and shall forthwith notify the registration officer of the parliamentary borough of his decisions on any objections or claims in respect of any such registration unit.

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*(Extension)*  
*Order.*

(2) It shall be the duty of the registration officer of the parliamentary borough of Worcester to issue such notices and otherwise to take such steps as are required by rule 23 in the first schedule to the Representation of the People Act 1918 in order to secure that no person is registered as a local government elector in respect of more than one qualification in the city for the purpose of city council elections.

(3) Where the registration officer of the parliamentary borough of Worcester considers (whether on account of an expression of choice by a person affected by a duplicate entry or otherwise) that any correction required for any of the purposes mentioned in subsection (2) of this section should be made in the electors' list of any registration unit comprising any part of the added areas he shall forthwith notify the registration officer of the parliamentary county of Worcester and that officer shall make such correction accordingly.

(4) This section shall apply to the preparation of the register of electors in the present year and of later registers of electors.

58.—(1) In the preparation of the registers of electors in the present year so far as they relate to any area affected by this order it shall be competent to the registration officers of the parliamentary borough of Worcester and parliamentary county of Worcester to frame each 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.

Provisions as  
to register of  
electors.

(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 to be held for an electoral division parish or ward or other voting area—

(a) the town clerk of the city in the case of an election for any voting area within the city; and

(b) the registration officer of the parliamentary county of Worcester in the case of an election for any voting area outside the city;

shall make such alteration or re-arrangement of the register as may be necessary for the purposes of such election.

(3) The additional expense incurred by the registration officer which may be solely attributable to any alteration or re-arrangement of an existing register of electors under this section shall be defrayed by the corporation.

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—  
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*Order.*

(4) It shall be the duty of any officer designated under section 3 of the Overseers Order 1927 by the corporation or by the Martley council the Droitwich council or the Pershore 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 town clerk of the city or the registration officer of the parliamentary county for the purpose of any alteration or re-arrangement authorised by this section.

(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 section and may vary so far as is requisite the provisions in force with regard to the lists and registers of electors.

Jury service.

59. For the purpose of summoning jurors and of jury service any parish affected by this order shall be deemed to continue unaltered until a new jurors book shall come into force.

Provisions as  
to adjust-  
ments.

60.—(1) Subject to the provisions of this section where in consequence of any alteration of areas or authorities made by this order any adjustment of any property income debts liabilities or expenses so far as they are affected by the alteration is required an adjustment shall be made between the councils or other authorities affected under and in accordance with section 62 of the Act of 1888 as set out and adapted in the third schedule to this order.

(2) Section 62 of the Act of 1888 as set out and adapted in the third schedule to this order shall also extend to any question which may arise in consequence of the alteration by this order of the boundaries of the county and the city—

(a) as to any financial relations (including the distribution of any moneys) between the county council and the corporation; or

(b) as to any financial relations (including the distribution of any moneys) between—

(i) either the corporation or the county council and the corporation on the one hand; and

(ii) the council of any other county borough within the county on the other hand;

and subsection (6) of section 32 of the Act of 1888 (which relates to the revision of financial adjustments) shall extend to any financial adjustment made under this subsection.

(3) This section shall not extend to any matter for the adjustment of which special provision as to the method of adjustment is made by any enactment or by any other provision of this order.

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61. Whereas the county council and the corporation have agreed that notwithstanding anything contained in the Local Government (Adjustments) Act 1913 or in any other Act or this order no claim to compensation shall be made (as a consequence of the alteration of boundaries effected by this order) by the corporation from the county council or by the county council from the corporation in respect of any increase of burden thrown on the ratepayers of the county or the city (as the case may be) in meeting the cost of administering the functions which were transferred by part I of the Act of 1929 now therefore the agreement between the county council and the corporation is hereby confirmed.

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—  
*Worcester*  
*(Extension)*  
*Order.*

Claims to  
 compensa-  
 tion for  
 increase of  
 burden.

62.—(1) The local registrar for the county 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 city an office copy of every entry in his 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.

Local land  
 charges  
 registers.

(2) The local registrars for the Martley district the Droitwich district and the Pershore district under the Land Charges Act 1925 and the rules made thereunder shall respectively within fourteen days after the appointed day supply to the local registrar for the city an office copy of every entry in his register relating to any premises situate within those parts of his district which are added to the city and shall be paid by the corporation in respect thereof such fees as are prescribed by the said rules.

(3) Upon the receipt of an office copy mentioned in subsection (1) or subsection (2) of this section the local registrar for the city shall enter the particulars contained therein with any necessary modifications in the appropriate part of the local land charges register of the city.

(4) Until the entries in local land charges registers required by the foregoing provisions of this section are made or until the expiration of one month from the appointed day whichever shall be the earlier—

(a) Where application is made by any person for a search in the register of the city in respect of land by this order included within the city the local registrar for the city shall give notice to any person desiring to make a personal search that an additional search should be made in the register of the county and in the register of the Droitwich district the Martley district or the Pershore district (as the case may require) and if the application is for an official search shall issue free of charge a certificate of official search in the register of



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the city and shall forward to the local registrar for the Martley district the Droitwich district or the Pershore district (as the case may require) the application received by him together with the fees paid in respect thereof and shall also forward a copy of the application to the local registrar for the county ;

- (b) The local registrars for the county and for the Droitwich district the Martley district and the Pershore district shall permit and make such searches and furnish such office copies and certificates as they 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 and the fees payable to the local registrar for the county for any additional search in respect of land within the added areas and for any additional certificate in respect of that land shall be paid by the corporation.

(5) Where the entry of a local land charge which has been duly made in the local land charges register of the county or of a rural district is in pursuance of this order transferred from that register to the register of the city 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 city.

Balances of  
rural coun-  
cils.

63. Any balance standing on the appointed day in the books of the Droitwich council the Martley council or the Pershore council in respect of the general rate fund of their rural district or in respect of any special rate levied on any existing parish which is altered by this order shall be a matter for adjustment under this order.

Parish books  
and docu-  
ments.

64. Any ratepayer of any existing parish which is 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.

Saving for  
rights of  
burial &c. or  
of incum-  
bent or  
sexton.

65. Nothing in this order shall prejudice or affect—

- (a) any right of burial or of constructing a burial place or of erecting or placing any monument tablet grave-stone or inscription which any person may have acquired prior to the appointed day in relation to any burial ground or cemetery ; or
- (b) any right privilege authority or duty which immediately before the appointed day is exerciseable by or attaches to any incumbent or sexton under the Burial Acts 1852 to 1906.



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66. Any scheme made by the corporation or the Registrar-General under the provisions of section 24 of the Local Government Act 1929 shall make provision for dealing with the added areas but until the date on which a scheme affecting the added areas comes into operation nothing in this order shall affect the area of any existing registration district or sub-district for the purposes of births deaths or marriages without prejudice however to the exercise of the powers contained in the Births and Deaths Registration Acts 1836 to 1929 as to the alteration of registration districts or sub-districts.

A.D. 1931.

—  
*Worcester*  
*(Extension)*  
*Order.*

Saving for  
 registration  
 districts and  
 sub-districts.

67. Nothing in this order shall affect the limits for the supply of gas by the Worcester New Gas Light Company or shall prejudice or affect the existing powers or charges of that company under the Acts or orders relating to the company.

Saving for  
 Worcester  
 New Gas  
 Light Com-  
 pany.

68.—(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 any local authority or any contract deed bond agreement or other instrument (subsisting immediately before the appointed day) entered into or made by any local authority or their predecessors :

Savings for  
 legal pro-  
 ceedings  
 contracts  
 &c.

Provided that—

(a) any cause of action or proceeding by or against any local authority in relation exclusively to any part of the added areas may be prosecuted and enforced by or against the corporation; and

(b) except as in this order otherwise provided all contracts deeds bonds agreements and other instruments (subsisting immediately before the appointed day) entered into or made by any local authority (or their predecessors) in relation exclusively to any part of the added areas shall be of as full force and effect against or in favour of the corporation and may be enforced as fully and effectually as if instead of the local authority named in the instrument 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 to bring them into conformity with the provisions of this order.

69. 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 Act of 1929;

Other  
 savings.

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- (2) affect the powers of the county council for the division of the parliamentary county of Worcester into polling districts for parliamentary elections or for the division of their 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 power right interest or jurisdiction in or over or in connection with any charitable endowment; or
- (4) affect the operation of section 2 of the Local Government Board's Provisional Order Confirmation (No. 19) Act 1914 which relates to the shire hall in the existing city of Worcester.

SCHEDULES.

FIRST SCHEDULE.

CONFIRMATION ACTS REPEALED IN SO FAR AS THEY RELATE TO THE  
WORCESTER PROVISIONAL ORDERS THEREBY CONFIRMED.

Session and chapter.	Short title.	Order thereby confirmed.
12 & 13 Vict. c. 94.	The Public Health Supplemental Act 1849.	The provisional order relating to the city of Worcester dated the 10th July 1849.
41 & 42 Vict. c. xxxvii.	The Local Government Board's Provisional Orders Confirmation (Abingdon &c.) Act 1878.	The provisional order relating to the city of Worcester dated the 25th March 1878.
51 & 52 Vict. c. xxxix.	The Local Government Board's Provisional Orders Confirmation Act 1888.	The provisional order relating to the city of Worcester dated the 6th March 1888.
60 & 61 Vict. c. cxxxvii	The Local Government Board's Provisional Orders Confirmation (No. 3) Act 1897.	The Worcester Order 1897.

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SECOND SCHEDULE.

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LOCAL ACTS AND CONFIRMATION ACTS EXTENDED TO THE CITY.

PART I.—LOCAL ACTS.

Session and chapter.	Short title.
48 & 49 Vict. c. clxiv.	- The Worcester Corporation Act 1885.
16 & 17 Geo. 5. c. xcvi.	- The Worcester Corporation Act 1926.

PART II.—CONFIRMATION ACTS.

Session and chapter.	Short title.	Order thereby confirmed.
53 & 54 Vict. c. clxxxvi.	The Electric Lighting Orders Confirmation Act 1890.	The Worcester Electric Lighting Order 1890.
15 & 16 Geo. 5. c. lxxxiii.	The Ministry of Health Provisional Orders Confirmation (No. 7) Act 1925.	The Worcester Order 1925.

THIRD SCHEDULE.

SECTION 62 OF THE LOCAL GOVERNMENT ACT 1888  
AS ADAPTED BY THIS ORDER.

62.—(1) Any councils or other authorities affected by any alteration of areas or authorities made by an order authorised by this Act may from time to time make agreements for the purpose of adjusting any property, income, debts, liabilities, and expenses (so far as affected by the alteration) of the parties to the agreement, and the agreement may provide for the transfer or retention of any property, debts, and liabilities, with or without any conditions, and for the joint use of any property, and for the transfer of any duties, and for payment by either party

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to the agreement in respect of property, debts, duties, and liabilities so transferred or retained, or of such joint user, and in respect of the salary, remuneration or compensation payable to any officer or person, and that either by way of a capital sum, or of a terminable annuity for a period not exceeding that allowed by the Minister.

(2) In default of an agreement as to any matter requiring adjustment, such adjustment may be made by an arbitrator appointed by the parties, or in case of difference as to the appointment, appointed by the Minister.

(3) An arbitrator appointed under this Act shall be deemed to be an arbitrator within the meaning of the Lands Clauses Consolidation Act, 1845, and the Acts amending the same, and the provisions of those Acts with respect to an arbitration shall apply accordingly; and, further, the arbitrator may state a special case, and notwithstanding anything in the said Acts, shall determine the amount of the costs, and shall have power to disallow as costs in the arbitration the costs of any witness whom he considers to have been called unnecessarily, and any other costs which he considers to have been incurred unnecessarily.

(4) Any award or order made by any arbitrator under this Act may provide for any matter for which an agreement might have provided.

(5) Any sum required to be paid by a council or other authority for the purpose of adjustment, or of any award made by an arbitrator under this Act, may be paid out of such fund or rate as may be specified in the agreement of adjustment or award, or if no fund or rate is so specified, either out of the fund or rate from which the general expenses of the council or authority are defrayed, or out of such special fund or rate as the council or other authority with the approval of the Minister may direct.

(6) The payment by any council or other authority of any capital sum required to be paid for the purposes of the adjustment, or of any award of an arbitrator, shall be a purpose for which—

(a) a county council may borrow under this Act, and a borough council may borrow under the Municipal Corporations Act, 1882, or any local Act;

(b) any other council or authority may borrow under any Act conferring on them a power to borrow;

and any such sum may be borrowed on the security of all or any of the funds, rates, and revenues of the council or other authority, and either by the creation of stock or in any other manner in which they are for the time being authorised to borrow, and such sum may be borrowed without the consent of any authority, so that it be repaid within such period as the Minister

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may sanction, by such method as is mentioned in Part Four of this Act for paying off a loan, or, if the sum is raised by stock under a local Act, by such method as is directed by that Act.

(7) Any capital sum paid to any council or other authority for the purpose of any adjustment, or in pursuance of any award of an arbitrator under this Act, shall be treated as capital, and applied, with the sanction of the Minister, either in the repayment of debt or for any other purpose for which capital money may be applied.

(8) If it is necessary for the purpose of giving effect to any agreement or award of adjustment that a separate rate should be levied in part only of a rating area or parish, the agreement or award may authorise the levy of an additional item of the general rate, or a special rate, over the part of the rating area or parish.

(9) In this section the expression "the Minister" means the Minister of Health.

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