



CHAPTER cxxxvii.

An Act to confirm certain Provisional Orders of the A.D. 1913.
Local Government Board relating to Manchester and
Stockport. [15th August 1913.]

WHEREAS the Local Government Board have made the
Provisional Orders set forth in the First Schedule hereto
under the provisions of the Local Government Act 1888:

51 & 52 Vict.
c. 41.

And whereas it is requisite that the said Orders should be
confirmed by Parliament:

Be it therefore enacted by the King's most Excellent Majesty
by and with the advice and consent of the Lords Spiritual and
Temporal and Commons in this present Parliament assembled
and by the authority of the same as follows:—

1. The Orders set out in the First Schedule hereto (herein-
after referred to as "the Orders") shall be and the same are
hereby confirmed and all the provisions thereof shall have full
validity and force. Orders in
First
Schedule
confirmed.

2. On any adjustment made otherwise than by agreement Provisions
for the purposes of either of the Orders or of this Act under as to adjust-
section thirty-two or section sixty-two of the Local Government ments made
Act 1888 or under either of those sections as modified or adapted otherwise
by such Order— than by
agreement.

(a) Any adjustment of the local taxation licences the estate
duty grant and the residue under section one of the
Local Taxation (Customs and Excise) Act 1890 in
pursuance of the Order shall be carried out in accord-
ance with the rules contained in Part I. of the Second
Schedule hereto:

(b) Provision shall be made for the payment to any council
or other authority affected by the Order of such sum

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as seems equitable in accordance with the rules contained in Part II. of the Second Schedule hereto in respect of any increase of burden which will properly be thrown on the ratepayers of the area of that council or other authority in meeting the cost incurred by that council or other authority in the execution of any of their powers and duties as a consequence of any alteration of boundaries effected by the Order or other change in relation to which the adjustment takes place.

In this section and in Part II. of the said Second Schedule the expression "council or other authority affected by the Order" includes any council authority or persons entitled to make an adjustment under section sixty-two of the Local Government Act 1888 or that section as modified or adapted by the Order in question.

Short title.

3. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 13) Act 1913.

SCHEDULES.

A.D. 1913.

FIRST SCHEDULE.

CITY OF MANCHESTER.

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

To the Lord Mayor Aldermen and Citizens of the City of Manchester;—

To the Court of Quarter Sessions for the said City;—

To the Justices of the Peace for the said City;—

To the Justices of the Peace for the County Palatine of Lancaster in Quarter Sessions assembled;—

To the County Council of the County Palatine of Lancaster;—

To the Mayor Aldermen and Burgesses of the Borough of Stockport;—

To the Urban District Council of Heaton Norris;—

To the Guardians of the Poor of the Township of South Manchester;—

To the Guardians of the Poor of the Stockport Union;—

To the Overseers of the Poor of the Parish of Heaton Norris and the Township of South Manchester;—

And to all others whom it may concern.

WHEREAS by Section 54 of the Local Government Act 1888 the 51 & 52 Vict. Local Government Board are empowered to make a Provisional Order c. 41. for altering the boundary of any Borough;

And whereas the City of Manchester is a County Borough within the meaning of the Local Government Act 1888 and is for the purposes of that Act situate in the County Palatine of Lancaster and the inhabitants are a body corporate by the name of the Lord Mayor Aldermen and Citizens of the City of Manchester and act by the

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A.D. 1913. Council of the said City which now consists of the Lord Mayor (who
Manchester is also a Councillor) thirty-five Aldermen and one hundred and four
Order. other Councillors and the said City is for the purposes of the election
of Councillors divided into thirty-four wards two of which are named
respectively the No. 26 or Withington Ward and the No. 27 or
Didsbury Ward;

And whereas the said City includes the Township of South Man-
chester and is an Urban Sanitary District of which the Lord Mayor
Aldermen and Citizens acting by the Council are the Urban Sanitary
Authority;

And whereas the said City has a separate court of quarter sessions
commission of the peace police force recorder stipendiary magistrate
and coroner and a Court of Record known as the Salford Hundred
Court of Record;

And whereas the unrepealed provisions of the Local Acts specified
in Part I. of the schedule to this Order and of the Confirmation Acts
specified in Part II. of the said schedule so far as the last-mentioned
Acts relate to the Orders specified in that schedule are in force in the
said City;

And whereas the provisions of—

53 & 54 Vict.
c. 34.

(A) The Infectious Disease (Prevention) Act 1890;

53 & 54 Vict.
c. 59.

(B) Part III. of the Public Health Acts Amendment Act 1890;

9 & 10 Vict. c. 74.
10 & 11 Vict. c. 61.
41 & 42 Vict. c. 14.
45 & 46 Vict. c. 30.
59 & 60 Vict. c. 59.
62 & 63 Vict. c. 29.
55 & 56 Vict. c. 53.

(C) The Baths and Washhouses Acts 1846 to 1899;

56 Vict. c. 11.
1 Edw. 7. c. 19.
7 Edw. 7. c. 40.

(D) The Public Libraries Acts 1892 to 1901; and

(E) The Notification of Births Act 1907;

are in force in the said City;

And whereas the Council of the said City are the authority for the
15 & 16 Vict. execution of the Burial Acts 1852 to 1906 within the City;
c. 85.

6 Edw. 7.
c. 44.

And whereas the Urban District of Heaton Norris in the County
Palatine of Lancaster immediately adjoins the said City and is co-
extensive with the Parish of Heaton Norris and is subject to the
jurisdiction of the Urban District Council of Heaton Norris;

And whereas certain of the provisions of the Infectious Disease
(Prevention) Act 1890 and the provisions of Parts II. and III. of the
Public Health Acts Amendment Act 1890 are in force in the Urban
District of Heaton Norris;

And whereas a separate Board of Guardians consisting of twenty-
four members is elected for the Township of South Manchester which
is for the purposes of the election divided into thirteen wards two of
which are named respectively the Burnage Ward and the Didsbury
Ward;

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
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And whereas the Parish of Heaton Norris is included in the Stockport Union and is for the purpose of the election of guardians divided into three wards and one guardian is elected for each of the said wards ;

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And whereas by the Stockport (Extension) Order 1913 it is provided that on the Ninth day of November One thousand nine hundred and thirteen the boundary of the Borough of Stockport shall be altered so as to include in addition to the area of the existing Borough of Stockport a part of the Urban District of Heaton Norris being that part of the said Urban District which is not by this Order included in the City of Manchester ;

And whereas by the said Order provision is made for the abolition of the Urban District Council of Heaton Norris and the Heaton Norris Electoral Division of the County Palatine of Lancaster :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Local Government Act 1888 and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect:—

51 & 52 Vict.
c. 41.

Art. I. In this Order—

Definitions.

- (1) The expression "the commencement of this Order" means the Ninth day of November One thousand nine hundred and thirteen ;
- (2) The expression "the existing City" means the City of Manchester as it existed immediately prior to the commencement of this Order ;
- (3) The expression "the City" means the existing City as extended by this Order ;
- (4) The expression "the Corporation" means as the context requires the Lord Mayor Aldermen and Citizens of the existing City or of the City acting by the Council ;
- (5) The expression "the Stockport Corporation" means the Mayor Aldermen and Burgesses of the Borough of Stockport acting by the Council ;
- (6) The expressions "the County" and "the County Council" mean respectively the County Palatine of Lancaster and the County Council of that County ;
- (7) The expressions "the Urban District" and "the Urban Council" mean respectively the Urban District of Heaton Norris and the Urban District Council of that district ;

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- (8) The expression "the maps" means the two maps each marked "Map showing the areas included in the City of Manchester by the Manchester (Extension) Order 1913" and sealed with the official seal of the Local Government Board ;
- (9) The expression "the added areas" means those parts of the Urban District which are added to the existing City by this Order and which are coloured pink and blue on the maps ;
- (10) The expressions "the existing Parish of Heaton Norris" and "the existing Township of South Manchester" mean in each case the parish or township as it existed immediately prior to the commencement of this Order and the expressions "the Parish of Heaton Norris" and "the Township of South Manchester" mean in each case the parish or township as altered by this Order ;
- (11) The expressions "the Act of 1888" and "the Act of 1894" mean respectively the Local Government Act 1888 and the Local Government Act 1894 ;
- (12) The expression "the Municipal Corporations Acts" means the Municipal Corporations Act 1882 and the Acts amending and extending the same ;
- (13) The expression "the South Manchester Amalgamation of Townships Order of 1910" means the Order of the Corporation dated the Fifth day of January One thousand nine hundred and ten as confirmed by the County Borough of Manchester (South Manchester) Confirmation Order 1910.

Commence-
ment of
Order.

Art. II. This Order shall except so far as is otherwise herein expressly provided and so far as there may be anything in the subject-matter or context inconsistent therewith come into operation on the Ninth day of November One thousand nine hundred and thirteen :

Date of
operation
of Order for
parish bur-
gess lists &c.
51 Vict. c. 10.

Provided that for the purposes of the parish burgess lists and burgess roll and other lists to be made for the City under the Municipal Corporations Acts of the lists of county electors and the county register to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act of the lists and registers of parochial electors and any other lists or registers to be made in pursuance of the Act of 1894 of all proceedings preliminary or relating to any municipal election to be held on the ordinary day of election in the year One thousand nine hundred and thirteen and

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of the revision of the basis or standard of the county rate of the County this Order shall operate from the date of the Act of Parliament confirming this Order :

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Provided also that for the purposes of Sections 20 22 23 24 and 26 of the Act of 1888 and for the purposes of the Local Taxation (Customs and Excise) Act 1890 as amended by Section 17 of the Finance Act 1907 Section 6 of the Finance Act 1908 Section 88 of the Finance (1909-10) Act 1910 of the Revenue Act 1911 and any subsequent Act and as affected by any Order in Council made under Section 6 of the Finance Act 1908 the City shall be deemed not to have been altered and the added areas shall be deemed to continue part of the County until after the Thirty-first day of March One thousand nine hundred and fourteen.

Date of operation for purposes of certain grants and Local Taxation Licences.
53 & 54 Vict. c. 60.
7 Edw. 7. c. 13.
8 Edw. 7. c. 16.
10 Edw. 7. c. 8.
1 Geo. 5. c. 2.

Art. III.—(1) The boundary of the existing City shall be altered so as to include in addition to that area so much of the Urban District as comprises the added areas.

Extension of City.

(2) The added areas shall for the purposes of the Municipal Corporations Acts and for all other purposes be included in the City and shall for the purposes of the Act of 1888 be included in the County Borough.

Art. IV.—(1) One of the maps shall be deposited in the office of the Local Government Board and the other shall be deposited by the town clerk of the existing City at his office within fourteen days after the date of this Order Copies of the map deposited with the town clerk certified by him to be true shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council to the Registrar-General to the Board of Inland Revenue to the Commissioners of Customs and Excise to the Postmaster-General to the Board of Trade and to the Board of Agriculture and Fisheries.

Deposit of maps.

(2) Copies of or extracts from the map deposited with the town clerk 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 boundaries of the added areas and the map 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 All fees so received shall be carried to the credit of the City fund.

Copies of map to be evidence.

Art. V. The powers and duties of the quarter sessions recorder clerk of the peace and coroner of the existing City and of the Salford Hundred Court of Record and the judge registrar and other officers

Powers and duties of justices &c. extended.

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A.D. 1913. thereof and of the justices of the peace and stipendiary magistrate
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 :

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Provided that every person committing an offence in any part of
the added areas prior to the commencement of this Order shall be
tried adjudicated on and dealt with as if this Order had not been
made :

Provided also that every proceeding which prior to the com-
mencement of this Order has been begun by or before any justice or
justices or coroner in relation to any matter arising in or concerning
any part of the added areas may be carried on 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.

Parish bur-
gess lists &c.

Art. VI.—(1) For the purposes of the parish burgess lists and
burgess roll and the other lists to be made under the Municipal
Corporations Acts and of all matters connected with incidental to or
consequent upon those purposes the added areas shall be deemed
to have always been part of the City.

(2) In making out revising or otherwise dealing with the said lists
and roll or the lists of county electors and the county register to be
made for the County in pursuance of the County Electors Act 1888 or
any Act amending that Act or the lists and registers of parochial
electors effect shall be given so far as the circumstances require or
allow to the provisions of this Order.

(3) Where any difficulty arising in the year One thousand nine
hundred and thirteen in giving effect to the provisions of this Order
can be obviated or removed by any alteration in or re-arrangement
of or any other action affecting the said lists roll and registers that
alteration re-arrangement or action so far as the same may be necessary
for giving effect to the said provisions shall be made or taken by the
town clerk of the existing City or the clerk of the County Council
as the case may require and the Overseers of the Poor shall render
such assistance as may be requisite for the purpose of the said
alteration re-arrangement or action by the town clerk or clerk of the
County Council as the case may be and that alteration re-arrange-
ment or action shall be deemed to be authorised by the provisions in
force with respect to the said lists roll and registers.

(4) Where in the opinion of the Local Government Board the
circumstances so require the Local Government Board may make such
order as appears to them to be necessary to give effect to the provi-
sions of this Order and may vary so far as is requisite the provisions
in force with regard to the said lists roll and registers.

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Order.*

Division into
wards.

Art. VII. Subject to the provisions of the Municipal Corporations Acts with respect to the alteration of wards the following provisions shall have effect:—

- (1) For the purposes of the election of Councillors the City shall continue to be divided into thirty-four wards:
- (2) The parts of the added areas which are coloured pink on the maps shall be included in the No. 26 or Withington Ward and the parts of the added areas which are coloured blue on the maps shall be included in the No. 27 or Didsbury Ward:
- (3) The Councillors representing respectively the No. 26 or Withington Ward and the No. 27 or Didsbury Ward who will not go out of office on the First day of November One thousand nine hundred and thirteen shall be deemed from and after the commencement of this Order to represent those wards as altered by this Order.

Art. VIII.—(1) Subject to the provisions of this Order the un-
repealed provisions of the Local Acts and of the Confirmation Acts
specified in the Schedule to this Order so far as the last-mentioned
Acts respectively relate to the Provisional Orders specified in that
Schedule and of any other Local Act (including any Local Act passed
or to be passed during the present Session of Parliament) or of any
other Provisional Order duly confirmed by Parliament and affecting the
existing City or the Corporation as the same respectively are in force
within the existing City at the commencement of this Order shall extend
and apply to the City and any reference therein to the existing City
and the Corporation shall be deemed to refer to the City and the
Corporation thereof.

Local Acts
and Orders.

(2) Section 20 of the Manchester Town Hall and Improvement Act 1866 shall not be in force within or apply to any part of the added areas.

(3) Nothing in this Order contained shall alter or affect the limits of the Corporation or of the Stockport Corporation for the supply of gas or water or shall affect the powers rights and liabilities of the Stockport Corporation with respect to the supply of gas and water in any part of the added areas.

(4) The added areas shall be excluded from the area of supply under the Heaton Norris Electric Lighting Order 1899 and shall be included within the area of supply of the Corporation under the Manchester Electric Lighting Orders 1890 and 1896 as extended by Section 62 of the Manchester Corporation Act 1903 by Section 88 of the Manchester Corporation (General Powers) Act 1904 and by Section 65

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A.D. 1913. of the Manchester Corporation Act 1909 and the said Order of 1899
Manchester and such of the provisions of the Acts and Orders referred to in sub-
Order. division (1) of this Article as relate to the supply of electricity by the Corporation shall be altered and shall apply and have effect accordingly.

(5) The added areas shall be subject to the jurisdiction of the Withington Committee and shall for all rating purposes be deemed to form parts of the Wards of the City in which they are by this Order respectively included and the statutory provisions which apply to those wards shall apply to the added areas in like manner and with the like effect as those provisions would have applied if the added areas had been included in the City of Manchester by the Manchester Corporation (General Powers) Act 1904 and had then formed parts of the Townships of Burnage and Didsbury respectively.

Byelaws &c. Art. IX. Subject to the provisions of this Order—

(1) All byelaws and regulations and every list of tolls and table of fees and payments and scale of charges made by the Corporation which at the commencement of this Order are in force in the existing City shall thenceforth apply to the City until or except in so far as any such byelaws or regulations or list of tolls or table of fees and payments or scale of charges may be altered or repealed :

(2) All byelaws and regulations made by the County Council or the Urban Council or their predecessors and in force immediately before the commencement of this Order in any part of the added areas shall on that date cease to be in force except as regards any work which has been begun before that date or as regards any work which has not been so begun but for which plans have been approved by the Urban Council before that date or have been sent to the surveyor or clerk to the Urban Council one month at least before that date and have not been disapproved by that Council As regards any such work as aforesaid the byelaws in force immediately before the commencement of this Order shall continue to apply until the completion of the work in like manner and with the like effect as if those byelaws had been made by the Corporation and as if the Corporation and the City were referred to therein instead of the Urban Council and the Urban District Provided that any proceedings which if this Order had not been made might have been taken by the County Council or the Urban Council for any offence committed before the commencement of this Order against any byelaws and regulations made by

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that Council or their predecessors and in force immediately before the commencement of this Order in any part of the added areas may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for that Council :

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Provided also that subdivision (2) of Section 19 of the Manchester Corporation Act 1891 shall have effect in relation to any plans which have been approved by the Urban Council before the commencement of this Order as if for the reference therein to the Corporation there were substituted a reference to the Urban Council :

- (3) For the purposes and subject to the provisions of the Education Acts 1870 to 1910 and the Education (Administrative Provisions) Act 1911 any byelaws in force in the existing City immediately before the commencement of this Order shall from and after that date apply to the City until revoked or altered and from and after that date any byelaws then in force in the added areas shall cease to be in force.

Education
byelaws.

Art. X.—(1) The town clerk and all other officers and servants of the Corporation of the existing City who hold office at the commencement of this Order shall continue to be the town clerk and officers and servants of the Corporation of the City and shall hold their offices by the same tenure as at that date.

Town clerk
and other
officers con-
tinued.

(2) The auditors of the existing City who are in office at the commencement of this Order shall continue in office and shall for the purposes of the Municipal Corporations Acts be the city auditors until the next ordinary day of election of city auditors.

City auditors.

Art. XI.—(1) Any action or proceeding or any cause of action or proceeding which at the commencement of this Order is pending or existing by or against the Urban Council in relation exclusively to any part of the added areas shall not be in anywise prejudicially affected by reason of the making of this Order but may be continued prosecuted and enforced by or against the Corporation of the City.

Actions &c.
not to abate.

(2) Anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by the Urban Council 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 of the City and may be continued and enforced as fully and effectually as if instead of the Urban Council or their predecessors the Corporation had done or suffered the same or been a party thereto.

Saving for
contracts &c.

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Corporation
property &c.

Art. XII. Subject to the provisions of this Order all property vested in the Corporation at the commencement of this Order for the benefit of the existing City 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 at the date aforesaid are exerciseable by or vested in the Corporation for the benefit of the existing City and all liabilities which on the date aforesaid attach to the Corporation in respect of the existing City shall from and after that date attach to them in respect of the City.

Adaptation
of provisions
as to adjust-
ment.

Art. XIII. For the purposes of the application of Section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Order that section shall have effect as if in subsections (5) (6) and (7) thereof the expression "Council" included any authority affected by this Order or by anything done in pursuance of this Order and as if in the case of any such authority not otherwise empowered to borrow under any Act or on any security or in any manner mentioned in the said subsection (6) that subsection empowered the authority to borrow under any Act relating to and conferring on the authority a power to borrow on the security of all or any of the funds rates and revenues of the authority and in the manner provided by the said Act but without the consent of any other authority and subject to the requirement that all money so borrowed shall be repaid within such period as the Local Government Board may sanction:

3 Edw. 7.
c. 19.

Provided that where the authority affected by this Order or by anything done in pursuance of this Order are the Board of Guardians of a Poor Law Union Section 62 of the Act of 1888 shall apply with respect to any necessary adjustment with the modifications specified in the First Schedule to the Poor Law (Dissolution of School Districts and Adjustments) Act 1903:

Provided also that for the purposes of the application of Section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Order so far as it relates to the amalgamation of the added areas with the existing Township of South Manchester that section shall have effect—

(A) As if the Overseers of the Parish of Heaton Norris and the Township of South Manchester were within the meaning of the said section as applied by this Article authorities affected by this Order;

(B) As if the poor rate or any other rate leviable in pursuance of the said section as applied by this Article were substituted for any fund mentioned in the section; and

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(c) As if for subsections (6) and (7) of the said section there were substituted the subsections hereunto appended that is to say:—

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 —
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 Order.*

“ (6) If it is necessary for the purpose of giving
 “ effect to any agreement or award for an adjustment
 “ that a separate rate shall be levied in part of a parish
 “ only the agreement or award may authorise the making
 “ of such a separate rate as if it were a poor rate and
 “ as if the part of the parish on which it is to be levied
 “ were a whole parish.”

“ (7) Any capital sum paid for the purposes of any
 “ adjustment or in pursuance of any order or award
 “ of an arbitrator shall be applied by such person in
 “ such manner and for such purpose as the Local Govern-
 “ ment Board may authorise or direct.”

Art. XIV. So much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the city fund and city rate of the existing City shall by virtue of this Order be charged upon the city fund and city rate of the City and those sums shall together with the interest to accrue due thereon be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned or within which the same are otherwise required to be repaid or are made repayable.

Mortgage
 debts of Cor-
 poration.

Art. XV.—(1) The provisions of the Baths and Washhouses Acts 1846 to 1899 the Infectious Disease (Prevention) Act 1890 Part III. of the Public Health Acts Amendment Act 1890 the Public Libraries Acts 1892 to 1901 and the Notification of Births Act 1907 shall be in force in and apply to the City as if the same had been adopted therein.

Adoptive
 Acts.

(2) Subject to the provisions of any Order which the Local Government Board or a Secretary of State may hereafter make the provisions of any Order made by the Secretary of State or by the Local Government Board and declaring to be in force in the existing City any Parts or Sections of the Public Health Acts Amendment Act 1907 shall have and shall be deemed always to have had effect as if any reference in those provisions to the existing City extended and applied to the City and as if the said Parts and Sections were accordingly declared to be in force in the City.

Powers under
 Public
 Health Acts
 Amendment
 Act 1907.
 7 Edw. 7.
 c. 53.

(3) The provisions of Part II. of the Public Health Acts Amendment Act 1890 and the provisions of any Order made by the Secretary of State or by the Local Government Board and declaring to be in force in the Urban District any Parts or Sections of the Public Health

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A.D. 1913. **Acts** Amendment Act 1907 shall cease to be in force in and apply to any part of the added areas.

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Order.*

Power to
appoint
Overseers.
21 & 22 Vict.
c. lxii.
49 Vict.
c. xix.

Art. XVI. Such of the provisions of the Manchester Overseers Act 1858 (as altered by the Order of the Local Government Board dated the Seventeenth day of February One thousand eight hundred and eighty-six and confirmed by the Local Government Board's Provisional Order Confirmation (Poor Law) Act 1886 by Section 95 (4) of the Manchester Corporation (General Powers) Act 1904 by Article 22 and Article 39 of the Order of the Corporation dated the Thirtieth day of October One thousand eight hundred and ninety-five and confirmed by the County Borough of Manchester Confirmation Order 1896 and by Article 4 of the South Manchester Amalgamation of Townships Order of 1910) as are in force within the existing Township of South Manchester at the commencement of this Order shall extend and apply to the Township of South Manchester.

Corporation
to be Burial
Board for
City.

Art. XVII. 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 and the Manchester Burial Board Act 1857 and any Act amending the same.

Adjustment
of financial
relations
between
County and
County
Boroughs.

Art. XVIII.—(1) In any case where the extension of the existing City by this Order affects the distribution of the proceeds of the local taxation licences or of the estate duty grant or of the Local Taxation (Customs and Excise) duties between the County and the City or between the County and the City on the one hand and any other County Borough on the other hand or any financial relations or questions between those areas or any adjustment which has been made in regard to the said distribution or financial relations or questions equitable adjustments may be made between the areas interested :

For the purposes of this subdivision or of anything done or to be done in pursuance of this subdivision any reference in the said subdivision to the proceeds of licences or duties shall include a reference to the sums which in pursuance of subsection (4) of Section 17 of the Finance Act 1907 as amended by Section 6 of the Finance Act 1908 and Section 88 of the Finance (1909-10) Act 1910 and of the Revenue Act 1911 or of any subsequent Act have been paid or will be payable in lieu of those proceeds.

(2) Any such adjustment as is authorised by subdivision (1) of this Article may be made by agreement between the Councils of the City the County and the County Boroughs affected and if such adjustment shall not have been made before the Thirtieth day of September One thousand nine hundred and fourteen then on the application of any of the Councils interested the Local Government Board may if

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

they think fit either make the adjustment themselves or appoint an arbitrator to make it. A.D. 1913.

*Manchester
Order.*

(3) In any case in which an agreement for equitable adjustments as aforesaid has not been made the provisions of the Act of 1888 relating to adjustments between Administrative Counties and County Boroughs shall apply with the necessary modifications and the Local Government Board or an arbitrator appointed by them as the case may be shall be substituted in those provisions for the Commissioners appointed under the Act of 1888 and notwithstanding anything in the provisions of this Order or of the Act of 1888 any such adjustment and the determination of any matter incidental or in relation thereto or consequent thereon shall when made by the Local Government Board be deemed to be made by them otherwise than as arbitrators and any arbitrator appointed by them shall be deemed to be an arbitrator within the meaning of Section 62 of the Act of 1888 and the provisions of the Act of 1888 shall apply accordingly:

Provided—

- (A) that in lieu of subsection (6) of Section 61 of the Act of 1888 subsections (1) and (5) of Section 87 of the Act of 1888 shall apply to any inquiries which may be directed by the Local Government Board under this Article and to the costs of those inquiries; and
- (B) that subsection (6) of Section 32 of the Act of 1888 shall apply to any agreement or award made under this Article.

Art. XIX.—(1) The added areas shall be separated from the existing Parish of Heaton Norris and shall be amalgamated with the existing Township of South Manchester. Alteration of parishes.

(2) Subject to the provision of Section 60 of the Act of 1894 the parts of the added areas which are by this Order included in the No. 26 or Withington Ward of the City shall be included in the Burnage Ward of the Township of South Manchester and the parts of the added areas which are by this Order included in the No. 27 or Didsbury Ward of the City shall be included in the Didsbury Ward of the said Township and the persons who at the commencement of this Order are holding the office of Guardian of the Poor for the existing Burnage Ward and the existing Didsbury Ward shall be deemed to have been elected for and shall represent those wards respectively as altered by this Order until the date upon which they would have retired if this Order had not been made. Guardians.

Art. XX. Nothing in this Order shall affect the ecclesiastical divisions of any parish or township or shall prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment. Ecclesiastical divisions and charities.

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

*Manchester
Order.*

Valuation
lists.

Art. XXI. Until new valuation lists are in force the portion of the valuation list of the existing Parish of Heaton Norris which relates to hereditaments in the added areas shall be deemed to form part of the valuation list of the Township of South Manchester and the remaining portion of the valuation list of the existing Parish of Heaton Norris shall be deemed to be the valuation list of the Parish of Heaton Norris.

County rate
basis.

Art. XXII.—Subject to any future revision—

- (1) The basis or standard of the county rate for the County shall be deemed to be altered by the deduction from the amount appearing therein as the total annual value of the property in the existing Parish of Heaton Norris of such a sum as will represent the annual value of the property in the added areas :
- (2) For the purposes of this Article the annual value of the property in the added areas shall be the amount which bears the same relation to the total annual value of the existing Parish of Heaton Norris as the assessable value of the property in the added areas bears to the total assessable value of property in the existing Parish and the total annual value of the existing Parish shall be the amount appearing as such in the basis or standard of the county rate :
- (3) For the purposes of this Article assessable value means one-half of the rateable value according to the valuation list for the time being in force of the agricultural land together with the rateable value according to that list of the buildings and other hereditaments not being agricultural land in the existing Parish of Heaton Norris or in the added areas as the case may require.

Saving for
existing lists
of parliamen-
tary voters
&c.

Art. XXIII. For the purposes of the registers of persons entitled to vote at an election of Members of Parliament of the registers of parochial electors and of jury lists the parishes or townships affected by this Order shall be deemed to continue unaltered until the new registers and lists come into operation :

Provided that for the purposes of any election under the Act of 1894 to be held for any area affected by this Order the town clerk or the town clerk of the Borough of Stockport as the case may require shall if and when necessary cause the register of parochial electors to be altered in such manner as may be requisite to give effect to the provisions of this Order.

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

Art. XXIV. For any purposes connected with the settlement and removal of the poor in relation to cases affected by this Order the following provisions shall have effect that is to say:—

*Manchester
Order.*

Settlement
and removal
of the poor.

- (1) Every person who at the commencement of this Order has acquired or is in the course of acquiring a settlement in the existing Parish of Heaton Norris or the existing Township of South Manchester by reason of any residence completed or in the course of completion or of any act or thing done or in the course of being done or of any status condition right or privilege acquired or created or in the course of acquisition or creation—

(i) in the existing Township of South Manchester; or

(ii) in that part of the existing Parish of Heaton Norris which by virtue of this Order will form the Parish of Heaton Norris; or

(iii) in any part of the added areas

shall be deemed to have acquired or to be in the course of acquiring in the first and third cases a settlement in the Township of South Manchester and in the second case a settlement in the Parish of Heaton Norris and in each case as if the existing township or the specified part of the existing parish or the added areas were and had always been the parish or township or a part of the parish or township in which by virtue of this Article the person shall be deemed to have acquired or to be in the course of acquiring a settlement:

- (2) Every person who at the commencement of this Order has acquired or is in the course of acquiring a status of irremovability from the Township of South Manchester or the Stockport Union by reason of residence—

(i) in the existing Township of South Manchester; or

(ii) in that part of the existing Parish of Heaton Norris which by virtue of this Order will form the Parish of Heaton Norris; or

(iii) in any part of the added areas

shall be deemed to have acquired or to be in the course of acquiring a status of irremovability in the first and third cases from the Township of South Manchester and in the second case from the Stockport Union by reason of residence in the Parish of Heaton Norris.

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

- A.D. 1913. *Manchester Order.* Saving for contribution orders. Art. XXV. Notwithstanding the alteration in the areas of the parishes or townships effected by this Order all contribution orders made by the Guardians of the Poor of the Stockport Union before the commencement of this Order shall be as valid in law as if this Order had not been made.
- Arrears of rates. Art. XXVI. All sums in respect of rates made by the Overseers of the Poor of the existing Parish of Heaton Norris and due or owing at the commencement of this Order in respect of hereditaments in the added areas shall be collected and recovered by the Overseers of the Poor of the Parish of Heaton Norris as if this Order had not been made.
- Adjustment of balances. Art. XXVII. Any balances standing in the books of the Guardians of the Poor of the Stockport Union to the credit or debit of the Parish of Heaton Norris at the commencement of this Order and any balance in the hands of the Overseers of that Parish at that date and any sum collected by the said Overseers after that date in respect of any rate made before that date and levied upon any rateable hereditament in the added areas shall be a matter for adjustment under Section 62 of the Act of 1888.
- Short title. Art. XXVIII. This Order may be cited as the Manchester (Extension) Order 1913.

The SCHEDULE above referred to.

PART I.—LOCAL ACTS.

Session and Chapter.	Title or Short Title.
7 & 8 Vict. c. xl. - -	An Act for the good government and police regulation of the Borough of Manchester.
7 & 8 Vict. c. xli. - -	An Act for the improvement of the Town of Manchester.
8 & 9 Vict. c. cxli. - -	An Act to effect improvements in the Borough of Manchester for the purpose of promoting the health of the inhabitants thereof.
9 & 10 Vict. c. ccxix. -	The Manchester Market Act 1846.
10 Vict. c. xiv. - - -	The Manchester Markets Act 1847.

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

PART I.—LOCAL ACTS—*continued.*

A.D. 1913.

*Manchester
Order.*

Session and Chapter.	Title or Short Title.
10 & 11 Vict. c. cciii. -	The Manchester Corporation Waterworks Act 1847.
11 & 12 Vict. c. ci. -	The Manchester Corporation Waterworks Amendment Act 1848.
14 & 15 Vict. c. cxix. -	The Manchester General Improvement Act 1851.
16 & 17 Vict. c. xci. -	The Manchester New Streets Act 1853.
17 Vict. c. xxviii. -	The Manchester Improvement Act 1854.
17 Vict. c. xxxviii. -	The Manchester Corporation Waterworks Act 1854.
18 Vict. c. xliv. -	The Manchester Improvement Act 1855.
20 & 21 Vict. c. cxvii. -	The Manchester Burial Board Act 1857.
21 Vict. c. xxv. -	The Manchester Improvement Act 1858.
21 & 22 Vict. c. lxxxvii. -	The Manchester Corporation Waterworks Act 1858.
23 Vict. c. xlviii. -	The Manchester Improvement Act 1860.
23 Vict. c. xciii. -	The Manchester Corporation Waterworks Act 1860.
26 & 27 Vict. c. lxviii. -	The Manchester Corporation Waterworks Act 1863.
28 Vict. c. xc. -	The Manchester Improvement Act 1865.
28 & 29 Vict. c. cxlv. -	The Manchester Corporation Waterworks Act 1865.
29 Vict. c. xxix. -	The Manchester Town Hall and Improvement Act 1866.
30 Vict. c. xxxvi. -	The Manchester Corporation Waterworks and Improvement Act 1867.
32 & 33 Vict. c. cxvii. -	The Manchester Corporation Waterworks and Improvement Act 1869.
34 & 35 Vict. c. lxv. -	The Manchester Improvement Act 1871.
35 & 36 Vict. c. xxxi. -	The Manchester Corporation Waterworks and Improvement Act 1872.
38 & 39 Vict. c. clxi. -	The Manchester Corporation Waterworks and Improvement Act 1875.
42 Vict. c. xxxvi. -	The Manchester Corporation Waterworks Act 1879.
45 & 46 Vict. c. cciii. -	The Manchester Corporation Act 1882.
48 & 49 Vict. c. cxxvi. -	The Manchester City Extension Act 1885.
50 Vict., Sess. 2., c. xxv. -	The Manchester Corporation Act 1887.
52 & 53 Vict. c. xl. -	The Manchester Corporation Act 1889.
54 & 55 Vict. c. ccvii. -	The Manchester Corporation Act 1891.
56 Vict. c. xxvii. -	The Manchester Corporation Act 1893.
57 & 58 Vict. c. ccix. -	The Manchester Corporation Act 1894.

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

PART I.—LOCAL ACTS—*continued.*

*Manchester
Order.*

Session and Chapter.	Title or Short Title.
59 & 60 Vict. c. lxiv. -	The Manchester Corporation Act 1896.
60 & 61 Vict. c. ccxli. -	The Manchester Corporation Act 1897.
62 & 63 Vict. c. clxxxviii. -	The Manchester Corporation (General Powers) Act 1899.
62 & 63 Vict. c. ccliv. -	The Manchester Corporation Tramways Act 1899.
63 & 64 Vict. c. ccxci. -	The Manchester Corporation Tramways Act 1900.
1 Edw. 7. c. exciii. -	The Manchester Corporation Act 1901.
2 Edw. 7. c. xli. -	The Manchester Corporation Tramways Act 1902.
2 Edw. 7. c. cxxxviii. -	The Manchester Corporation (General Powers) Act 1902.
3 Edw. 7. c. ccxiii. -	The Manchester Corporation Act 1903.
4 Edw. 7. c. ccxi. -	The Manchester Corporation Tramways Act 1904.
4 Edw. 7. c. ccxxxv. -	The Manchester Corporation (General Powers) Act 1904.
6 Edw. 7. c. xci. -	The Manchester Corporation Act 1906.
7 Edw. 7. c. cii. -	The Manchester Corporation Tramways Act 1907.
8 Edw. 7. c. lxxxviii. -	The Manchester Corporation Act 1908.
9 Edw. 7. c. lvii. -	The Manchester Corporation Act 1909.
1 & 2 Geo. 5. c. cviii. -	The Manchester Corporation Act 1911.

PART II.—CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order thereby confirmed.
38 & 39 Vict. c. clxvii.	The Tramways Orders Confirmation Act 1875.	The Manchester Corporation Tramways Order 1875.
41 & 42 Vict. c. clxiii.	The Tramways Orders Confirmation Act 1878 (No. 2).	The Manchester Corporation Tramways Order 1878.
43 & 44 Vict. c. xxxvi.	The Local Government Board's Provisional Orders Confirmation (Abingdon &c.) Act 1880.	The Manchester Order 1880.
44 & 45 Vict. c. lxvi.	The Local Government Board's Provisional Orders Confirmation (Halifax &c.) Act 1881.	Order relating to Manchester and dated 10th May 1881.
44 & 45 Vict. c. cv.	The Tramways Orders Confirmation (No. 1) Act 1881.	The Manchester Corporation Tramways Order 1881.
47 & 48 Vict. c. ccxv.	The Local Government Board's Provisional Orders Confirmation (No. 8) Act 1884.	The Manchester Order 1884.
48 & 49 Vict. c. cvii.	The Local Government Board's Provisional Orders Confirmation (No. 7) Act 1885.	Order relating to Manchester and dated 4th June 1885.

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

PART II.—CONFIRMATION ACTS—*continued.*

A.D. 1913.

Session and Chapter.	Short Title.	Order thereby confirmed.	<i>Manchester Order.</i>
50 Vict. c. xvii.	The Local Government Board's Provisional Orders Confirmation (No. 11) Act 1886.	Order relating to Manchester and dated 11th June 1886.	
52 & 53 Vict. c. cxvii.	The Local Government Board's Provisional Orders Confirmation (No. 16) Act 1889.	Order relating to Manchester and dated 4th June 1889.	
53 & 54 Vict. c. cxcvii.	The Electric Lighting Orders Confirmation (No. 11) Act 1890.	The Manchester Electric Lighting Order 1890.	
56 & 57 Vict. c. cxxx.	The Local Government Board's Provisional Orders Confirmation (No. 12) Act 1893.	The Manchester Order 1893.	
56 & 57 Vict. c. cxciii.	The Tramways Orders Confirmation Act 1893.	The Manchester Corporation Tramways Order 1893.	
59 & 60 Vict. c. lxxxii.	The Electric Lighting Orders Confirmation (No. 1) Act 1896.	The Manchester Electric Lighting Order 1896.	
59 & 60 Vict. c. cx.	The Local Government Board's Provisional Orders Confirmation (No. 18) Act 1896.	The Manchester Gas Order 1896.	
59 & 60 Vict. c. cxx.	The Tramways Orders Confirmation (No. 1) Act 1896.	The Manchester Corporation Tramways Order 1896.	
60 & 61 Vict. c. cli.	The Tramways Orders Confirmation (No. 1) Act 1897.	The Manchester Corporation Tramways Order 1897.	
62 Vict. c. xxviii.	The Local Government Board's Provisional Orders Confirmation (No. 1) Act 1899.	The Manchester Order (No. 1) 1899.	
63 & 64 Vict. c. liii.	The Local Government Board's Provisional Orders Confirmation (No. 2) Act 1900.	The Manchester Order (No. 1) 1900.	
4 Edw. 7. c. lxii.	The Local Government Board's Provisional Orders Confirmation (No. 1) Act 1904.	The Manchester Order 1904.	
7 Edw. 7. c. clxv.	The Local Government Board's Provisional Order Confirmation (No. 15) Act 1907.	The Manchester Order 1907.	
8 Edw. 7. c. xxix.	The Tramways Order Confirmation (No. 1) Act 1908.	The Manchester Corporation Tramways Order 1908.	

Given under the Seal of Office of the Local Government Board
this Sixteenth day of May One thousand nine hundred and
thirteen.

(L.S.)

JOHN BURNS President.

NOEL T. KERSHAW Assistant Secretary.

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

BOROUGH OF STOCKPORT.

*Stockport
Order.*

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

To the Mayor Aldermen and Burgesses of the Borough of
Stockport;—

To the Justices of the Peace for the said Borough;—

To the Justices of the Peace for the County Palatine of Lancaster
in Quarter Sessions assembled;—

To the County Council of the County Palatine of Lancaster;—

To the Lord Mayor Aldermen and Citizens of the City of
Manchester;—

To the Urban District Council of Heaton Norris;—

To the Guardians of the Poor of the Stockport Union;—

To the Overseers of the Poor of the Parish of Heaton Norris;—

And to all others whom it may concern.

51 & 52 Vict.
c. 41.

WHEREAS by Section 54 of the Local Government Act 1888 the
Local Government Board are empowered to make a Provisional Order
for altering the boundary of any Borough and by such Order to divide
or alter any electoral division;

And whereas the Borough of Stockport is a County Borough within
the meaning of the Local Government Act 1888 and is for the purposes
of that Act situate in the County of Chester and the County Palatine
of Lancaster and the inhabitants are a body corporate by the name of
the Mayor Aldermen and Burgesses of the Borough of Stockport and
act by the Council of the said Borough which now consists of the
Mayor sixteen Aldermen and forty-eight Councillors and the said
Borough is for the purposes of the election of Councillors divided into
sixteen wards;

And whereas the said Borough is an Urban Sanitary District of
which the Mayor Aldermen and Burgesses acting by the Council are
the Urban Sanitary Authority;

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

2 Edw. 7.
c. 42.

And whereas in pursuance of the Education Act 1902 the Council
of the said Borough are the local education authority;

And whereas the unrepealed provisions of the Local Acts specified
in Part I. of the schedule to this Order and of the Confirmation Acts

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

specified in Part II. of the said schedule so far as the last-mentioned Acts relate to the Orders specified in that schedule are in force in the said Borough; A.D. 1913.

Stockport Order.

And whereas the provisions of—

- (a) The Infectious Disease (Prevention) Act 1890;
- (b) The Public Health Acts Amendment Act 1890;
- (c) The Museums and Gymnasiums Act 1891;
- (d) The Baths and Washhouses Acts 1846 to 1899;
- (e) The Public Libraries Acts 1892 to 1901; and
- (f) The Notification of Births Act 1907;

53 & 54 Vict.
c. 34.
53 & 54 Vict.
c. 59.
54 & 55 Vict.
c. 22.
9 & 10 Vict. c. 74.
10 & 11 Vict. c. 61.
41 & 42 Vict. c. 14.
45 & 46 Vict. c. 30.
59 & 60 Vict. c. 59.
62 & 63 Vict. c. 29.
55 & 56 Vict. c. 53.
56 Vict. c. 11.
1 Edw. 7. c. 19.
7 Edw. 7. c. 40.

are in force in the said Borough;

And whereas the Urban District of Heaton Norris in the County Palatine of Lancaster immediately adjoins the said Borough and is co-extensive with the Parish of Heaton Norris and is subject to the jurisdiction of the Urban District Council of Heaton Norris and the said Urban District is for the purpose of the election of Urban District Councillors divided into four wards named respectively the Heaton Chapel Ward the Heaton Mersey Ward the Heaton Moor East Ward and the Heaton Moor West Ward;

And whereas certain of the provisions of the Infectious Disease (Prevention) Act 1890 and the provisions of Parts II. and III. of the Public Health Acts Amendment Act 1890 are in force in the Urban District of Heaton Norris;

And whereas the Electric Lighting Orders Confirmation (No. 7) Act 1899 so far as that Act relates to the Heaton Norris Electric Lighting Order 1899 is in force in the Urban District of Heaton Norris but the undertaking of the said Council under that Order has with the approval of the Board of Trade been transferred by deed to the Council of the County Borough of Manchester who are at present supplying electricity within the area of the said Urban District; 62 & 63 Vict.
c. cxxi.

And whereas in pursuance of the Education Act 1902 the Parish of Heaton Norris forms part of the area of the County Council of the County Palatine of Lancaster as the local education authority; 2 Edw. 7.
c. 42.

And whereas by virtue of an Order of the Local Government Board dated the Fourteenth day of August One thousand eight hundred and eighty-eight as altered by divers Acts of Parliament and Orders made by the Local Government Board the number of County Councillors for the County Palatine of Lancaster is one hundred and four and the Parish of Heaton Norris constitutes the Heaton Norris Electoral Division of the said County;

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

*Stockport
Order.*

And whereas by the Manchester (Extension) Order 1913 it is provided that on the Ninth day of November One thousand nine hundred and thirteen the boundary of the City of Manchester shall be altered so as to include in addition to the area of the existing City of Manchester certain parts of the Urban District of Heaton Norris being those parts of the said Urban District which are not by this Order included in the Borough of Stockport;

And whereas by the said Order provision is made for the alteration of the said Parish of Heaton Norris and of the Township of South Manchester by the separation from the said parish and amalgamation with the said township of certain parts of the said parish being those parts of the said parish which are not within the area by this Order included in the Borough of Stockport:

51 & 52 Vict.
c. 41. Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Local Government Act 1888 and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect:—

Definitions.

Art. I. In this Order—

- (1) The expression “the commencement of this Order” means the Ninth day of November One thousand nine hundred and thirteen;
- (2) The expression “the existing Borough” means the Borough of Stockport as it existed immediately prior to the commencement of this Order;
- (3) The expression “the Borough” means the existing Borough as extended by this Order;
- (4) The expression “the Corporation” means as the context requires the Mayor Aldermen and Burgesses of the existing Borough or of the Borough acting by the Council;
- (5) The expression “the Manchester Corporation” means the Lord Mayor Aldermen and Citizens of the City of Manchester acting by the Council;
- (6) The expressions “the County” and “the County Council” mean respectively the County Palatine of Lancaster and the County Council of that County;
- (7) The expressions “the Urban District” and “the Urban Council” mean respectively the Urban District of Heaton Norris and the Urban District Council of that District;

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

- (8) The expression "the maps" means the two maps each marked "Map of the Borough of Stockport as extended 1913" and sealed with the official seal of the Local Government Board; A.D. 1913.
Stockport
Order.
- (9) The expression "the added area" means that part of the Urban District which is added to the existing Borough by this Order and which is coloured blue on the maps;
- (10) The expression "the excluded parts of Heaton Norris" means those parts of the Urban District which are not by this Order added to the existing Borough;
- (11) The expression "the existing Parish of Heaton Norris" means the Parish as it existed immediately before the Ninth day of November One thousand nine hundred and thirteen and the expression "the Parish of Heaton Norris" means the existing Parish as diminished by the separation therefrom of the parts which by the Manchester (Extension) Order 1913 are added to the City of Manchester and the Township of South Manchester;
- (12) The expressions "the Act of 1888" and "the Act of 1894" mean respectively the Local Government Act 1888 and the Local Government Act 1894;
- (13) The expression "the Municipal Corporations Acts" means the Municipal Corporations Act 1882 and the Acts amending and extending the same and the expression "the Public Health Acts" means the Public Health Act 1875 and the Acts amending and extending the same.

Art. II. This Order shall except so far as is otherwise herein expressly provided and so far as there may be anything in the subject-matter or context inconsistent therewith come into operation on the Ninth day of November One thousand nine hundred and thirteen: Commence-
ment of
Order.

Provided that for the purposes of the parish burgess lists and burgess roll and other lists to be made for the Borough under the Municipal Corporations Acts of the lists of county electors and the county register to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act of the lists and registers of parochial electors and any other lists or registers to be made in pursuance of the Act of 1894 of all proceedings preliminary or relating to any municipal election to be held on the ordinary day of election in the year one thousand nine hundred and thirteen and of the revision of the basis or standard of the county rate of the County this Order shall operate from the date of the Act of Parliament confirming this Order: Date of
operation
of Order for
parish bur-
gess lists &c.
51 Vict. c. 10.

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

*Stockport
Order.*

Date of operation for purposes of certain grants and Local Taxation Licences.
 53 & 54 Vict. c. 60.
 7 Edw. 7. c. 13.
 8 Edw. 7. c. 16.
 10 Edw. 7. c. 8.
 1 Geo. 5. c. 2.

Provided also that for the purposes of Sections 20 22 23 24 and 26 of the Act of 1888 and for the purposes of the Local Taxation (Customs and Excise) Act 1890 as amended by Section 17 of the Finance Act 1907 Section 6 of the Finance Act 1908 Section 88 of the Finance (1909-10) Act 1910 the Revenue Act 1911 and any subsequent Act and as affected by any Order in Council made under Section 6 of the Finance Act 1908 the Borough shall be deemed not to have been altered and the added area shall be deemed to continue part of the County until after the Thirty-first day of March One thousand nine hundred and fourteen.

*Extension of
Borough.*

Art. III.—(1) The boundary of the existing Borough the area whereof is coloured pink on the maps shall be altered so as to include in addition to that area so much of the Urban District as comprises the added area.

(2) The boundary of the Borough 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 Borough and shall be the County Borough for the purposes of the Act of 1888.

*Deposit of
maps.*

Art. IV.—(1) One of the maps shall be deposited in the office of the Local Government Board and the other shall be deposited by the town clerk of the existing Borough at his office within fourteen days after the date of this Order Copies of the map deposited with the town clerk certified by him to be true shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council to the Registrar-General to the Board of Inland Revenue to the Commissioners of Customs and Excise to the Postmaster-General to the Board of Trade and to the Board of Agriculture and Fisheries.

*Copies of
map to be
evidence.*

(2) Copies of or extracts from the map deposited with the town clerk certified by him to be true shall be received in all courts of justice and elsewhere as *primâ facie* evidence of the contents of the map so far as it relates to the boundaries of the Borough and the map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough and any such person shall be entitled to a copy of or extract from the map certified by the town clerk to be true on payment of a reasonable fee to be determined by the Corporation All fees so received shall be carried to the credit of the Borough fund.

*Powers and
duties of
justices &c.
extended.*

Art. V. The powers and duties of the justices of the peace appointed for the existing Borough and of the clerk to those justices and of the police constables and other peace officers of the existing Borough shall extend to and apply throughout the Borough:

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

Provided that every person committing an offence in any part of the added area prior to the commencement of this Order shall be tried adjudicated on and dealt with as if this Order had not been made :

A.D. 1913.
Stockport
Order.

Provided also that every proceeding which prior to the commencement of this Order has been begun by or before any justice or justices in relation to any matter arising in or concerning any part of the added area may be carried on 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.

Art. VI.—(1) For the purposes of the parish burgess lists and burgess roll and the other lists to be made under the Municipal Corporations Acts and of all matters connected with incidental to or consequent upon those purposes the added area shall be deemed to have always been part of the Borough.

(2) In making out revising or otherwise dealing with the said lists and roll or the lists of county electors and the county register to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act or the lists and registers of parochial electors effect shall be given so far as the circumstances require or allow to the provisions of this Order.

(3) Where any difficulty arising in the year one thousand nine hundred and thirteen in giving effect to the provisions of this Order can be obviated or removed by any alteration in or re-arrangement of or any other action affecting the said lists roll and registers that alteration re-arrangement or action so far as the same may be necessary for giving effect to the said provisions shall be made or taken by the town clerk of the existing Borough or the clerk of the County Council as the case may require and the Overseers of the Poor shall render such assistance as may be requisite for the purpose of the said alteration re-arrangement or action by the town clerk or clerk of the County Council as the case may be and that alteration re-arrangement or action shall be deemed to be authorised by the provisions in force with respect to the said lists roll and registers.

(4) Where in the opinion of the Local Government Board the circumstances so require the Local Government Board may make such order as appears to them to be necessary to give effect to the provisions of this Order and may vary so far as is requisite the provisions in force with regard to the said lists roll and registers.

Art. VII. The number of Councillors of the Borough shall be increased from forty-eight to fifty-four and the number of Aldermen of the Borough shall be increased from sixteen to eighteen.

Number of
Councillors
and Aldermen.

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

*Stockport
Order.*
Division into
wards.

Art. VIII. Subject to the provisions of the Municipal Corporations Acts with respect to the alteration of wards the following provisions shall have effect:—

- (1) For the purposes of the election of Councillors the Borough shall be divided into eighteen wards:
- (2) The sixteen existing wards and the number of Councillors respectively apportioned thereto shall remain unaltered:
- (3) The added area shall be formed into two new wards of which one shall be termed the No. 17 or Heaton Norris North Ward and shall consist of the area comprised in the existing Heaton Chapel Ward of the Urban District and so much of the existing Heaton Moor West Ward of the Urban District as is included in the added area and the other shall be termed the No. 18 or Heaton Norris South Ward and shall consist of the area comprised in the existing Heaton Moor East Ward of the Urban District and so much of the existing Heaton Mersey Ward of the Urban District as is included in the added area:
- (4) Three Councillors shall be assigned to each of the wards constituted by sub-division (3) of this Article.

Constitution
and areas of
new wards.

First election
of Council-
lors for new
wards and of
additional
Aldermen.

Art. IX.—(1) The first election of Councillors for the two new wards constituted by this Order shall be held on the First day of November One thousand nine hundred and thirteen and the Mayor of the existing Borough shall be the returning officer at the election for those wards Provided that the Mayor of the existing Borough may appoint some other person to act as returning officer at the election for either of the wards.

(2) The first election of the two additional Aldermen of the Borough shall take place on the Tenth day of November One thousand nine hundred and thirteen and of the two additional Aldermen then to be elected one shall be chosen from among the Councillors elected for the No. 17 or Heaton Norris North Ward or from among the persons qualified to be Councillors whose qualifying property is situate in that ward and the other shall be chosen from among the Councillors elected for the No. 18 or Heaton Norris South Ward or from among the persons qualified to be Councillors whose qualifying property is situate in that ward.

Retirement
of Council-
lors for new
wards and of
additional
Aldermen
elected in
1913.

Art. X.—(1) The Councillors elected in the year One thousand nine hundred and thirteen for the two new wards constituted by this Order shall retire as follows:—

- (a) The Councillor for each ward who is elected by the smallest number of votes on the First day of November One thousand nine hundred and fourteen:

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

(b) The Councillor for each ward who is elected by the largest number of votes on the First day of November One thousand nine hundred and sixteen : A.D. 1913.
Stockport
Order.

(c) The other Councillor for each ward on the First day of November One thousand nine hundred and fifteen.

(2) Of the two additional Aldermen elected for the Borough in the year One thousand nine hundred and thirteen in pursuance of this Order the Alderman elected by the smaller number of votes shall retire on the ninth day of November One thousand nine hundred and sixteen and the other Alderman shall retire on the Ninth day of November One thousand nine hundred and nineteen.

Provided that if for any reason it is doubtful which of the Councillors or Aldermen as the case may be ought to retire on the dates above specified the Council of the Borough shall on the Tenth day of November One thousand nine hundred and thirteen or at the next following quarterly meeting and not later by a majority of votes or in case of an equality of votes by the casting vote of the chairman determine which of the Councillors or Aldermen as the case may be shall go out of office on the dates above specified respectively.

Art. XI.—(1) Subject to the provisions of this Order the unrepealed provisions of the Local Acts and of the Confirmation Acts specified in the Schedule to this Order so far as the last-mentioned Acts respectively relate to the Provisional Orders specified in that Schedule and of any other Local Act (including any Local Act passed or to be passed during the present Session of Parliament) or of any other Provisional Order duly confirmed by Parliament and affecting the existing Borough or the Corporation as the same respectively are in force within the existing Borough at the commencement of this Order shall extend and apply to the Borough and any reference therein to the existing Borough and the Corporation shall be deemed to refer to the Borough and the Corporation thereof. Local Acts
and Orders.

(2) Upon the date on which the Corporation become entitled in possession to the tramways referred to in the Schedule to the Indenture made the Third day of November One thousand nine hundred and six between the Urban Council and the Manchester Corporation and approved by the Board of Trade on the Twenty-first day of November One thousand nine hundred and six the Corporation shall have in relation to the said tramways all the rights powers and authorities which they would have had if they instead of the Urban Council had purchased the said tramways under the provisions of Section 43 of the Tramways Act 1870 from the Manchester Carriage and Tramways 33 & 34 Vict.
c. 78.

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913. Company Limited and the added area had been included in the Borough at the date of the purchase.

*Stockport
Order.*

(3)—(A) The Indenture made the Twenty-fifth day of January One thousand nine hundred between the Urban Council and the Manchester Corporation and approved by the Board of Trade on the Third day of February One thousand nine hundred whereby the undertaking of the Urban Council under the Heaton Norris Electric Lighting Order 1899 (confirmed by the Electric Lighting Orders Confirmation (No. 7) Act 1899) was transferred to the Manchester Corporation shall have effect in all respects as regards the added area as if the Corporation instead of the Urban Council were referred to therein and had been a party thereto:

Provided that the Corporation shall not be empowered to require the Manchester Corporation to sell under the terms of the said Indenture any part of the said undertaking which is comprised within the excluded parts of Heaton Norris.

(B) The provisions of the Electric Lighting Orders Confirmation (No. 2) Act 1891 so far as that Act relates to the Stockport Electric Lighting Order 1891 and the provisions of the Electric Lighting Orders Confirmation (No. 1) Act 1907 so far as that Act relates to the Stockport Electric Lighting Order 1907 shall not extend and apply to the added area until such date as the Manchester Corporation sell and the Corporation purchase so much of the undertaking above referred to as is comprised within the added area and from and after that date the Electric Lighting Orders Confirmation (No. 7) Act 1899 so far as that Act relates to the Heaton Norris Electric Lighting Order 1899 shall be repealed and the part of the said undertaking so sold and purchased shall for all purposes be deemed to form part of the undertaking of the Corporation.

Byelaws &c.

Art. XII. Subject to the provisions of this Order—

(1) All byelaws and regulations and every list of tolls and table of fees and payments and scale of charges made by the Corporation which at the commencement of this Order are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as any such byelaws or regulations or list of tolls or table of fees and payments or scale of charges may be altered or repealed:

(2) All byelaws and regulations made by the County Council or the Urban Council or their predecessors and in force immediately before the commencement of this Order in any part of the added area shall on that date cease to be in force except as regards any work which has been

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

begun before that date or as regards any work which has not been so begun but for which plans have been approved by the Urban Council before that date or have been sent to the surveyor or clerk to the Urban Council one month at least before that date and have not been disapproved by that Council As regards any such work as aforesaid the byelaws in force immediately before the commencement of this Order shall continue to apply until the completion of the work in like manner and with the like effect as if those byelaws had been made by the Corporation and as if the Corporation and the Borough were referred to therein instead of the Urban Council and the Urban District Provided that any proceedings which if this Order had not been made might have been taken by the County Council or the Urban Council for any offence committed before the commencement of this Order against any byelaws and regulations made by that Council or their predecessors and in force immediately before the commencement of this Order in any part of the added areas may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for that Council.

A.D. 1913.

*Stockport
Order.*

Art. XIII.—(1) The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office at the commencement of this Order shall continue to be the town clerk and officers and servants of the Corporation of the Borough and shall hold their offices by the same tenure as at that date.

Town clerk
and other
officers con-
tinued.

(2) The auditors of the existing Borough who are in office at the commencement of this Order shall continue in office and shall for the purposes of the Municipal Corporations Acts be the borough auditors until the next ordinary day of election of borough auditors.

Borough
auditors.

Art. XIV.—(1) The provisions of subsection (13) of Section 118 and of Section 119 of the Act of 1888 shall apply to all persons who at the commencement of this Order hold office as officers or servants of the Urban Council with such modifications as are necessary to make those provisions applicable to the said officers and servants and to the Corporation.

Compensa-
tion to exist-
ing officers.

(2) Every clerk to justices and every officer or servant of or paid by the County Council or of or paid by the Standing Joint Committee of the County and every other officer or servant who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913. *Stockport Order.* of office or by diminution or loss of fees or salary and for whose compensation no other provision is made by any enactment for the time being in force and applicable to his case shall be entitled to have compensation paid to him by the Corporation for that pecuniary loss and in determining the said compensation and the compensation payable to any person who becomes entitled to compensation in pursuance of subdivision (1) of this Article regard shall be had to the conditions and other circumstances required by subsection (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section and the compensation shall not exceed the limit therein mentioned and shall be paid in the case of any such officer or servant whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act 1875 out of the district fund and general district rate of the Borough and in every other case out of the borough fund and borough rate of the Borough and the provisions of subsections (2) to (7) of Section 120 of the Act of 1888 shall apply with the necessary modifications Provided that the non-acceptance of any office shall not be a bar to the right of any officer to compensation.

(3) For the purposes of subdivision (2) of this Article any clerk to justices officer or servant to whom that subdivision applies and whose services are dispensed with or whose salary is reduced by the Secretary of State or the County Council or the Standing Joint Committee of the County or any other authority including the Corporation within five years from the commencement of this Order 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 to have suffered a direct pecuniary loss in consequence of this Order.

(4) No person shall be entitled to claim or receive both compensation for any direct pecuniary loss by abolition of office or diminution or loss of fees or salary and a superannuation or retiring allowance in respect of the same period of service and the same pecuniary loss.

*Actions &c.
not to abate.*

Art. XV.—(1) Any action or proceeding or any cause of action or proceeding which at the commencement of this Order is pending or existing by or against the Urban Council in relation exclusively to any part of the added area shall not be in anywise prejudicially affected by reason of the making of this Order but may be continued prosecuted and enforced by or against the Corporation of the Borough.

*Saving for
contracts &c.*

(2) Subject to the provisions of this Order anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by the Urban Council or their predecessors in relation exclusively to any part of the added area shall be of as full force and

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

effect against or in favour of the Corporation of the Borough and may be continued and enforced as fully and effectually as if instead of the Urban Council or their predecessors the Corporation had done or suffered the same or been a party thereto.

A D. 1913.
Stockport
Order.

Art. XVI. Subject to the provisions of this Order all property vested in the Corporation at the commencement of this Order for the benefit of the existing Borough shall by virtue of this Order be held by the Corporation for the benefit of the Borough and the Corporation shall hold enjoy and exercise for the benefit of the Borough all the powers which at the date aforesaid are exerciseable by or vested in the Corporation for the benefit of the existing Borough and all liabilities which on the date aforesaid attach to the Corporation in respect of the existing Borough shall from and after that date attach to them in respect of the Borough.

Corporation
property &c.

Art. XVII. The Urban Council shall liquidate as far as practicable before the commencement of this Order all current debts and liabilities incurred by them.

Liquidation of
current debts
and liabilities
by Urban
Council.

Art. XVIII. Subject to the provisions of this Order and to any adjustment in respect of the excluded parts of Heaton Norris to be made between the Corporation and the Manchester Corporation as the authorities interested under Section 62 of the Act of 1888—

Transfer and
vesting of
property and
liabilities
of Urban
Council.

(1) All property and liabilities which immediately before the commencement of this Order are vested in or attach to the Urban Council shall by virtue of this Order be transferred to and vest in and attach to the Corporation and shall as the case requires be held by the Corporation as the Municipal Authority or the Urban Sanitary Authority of the Borough :

(2) The Urban Council shall at the commencement of this Order be abolished and cease to exist :

Abolition of
Urban Council.

(3) All arrears of rates made by the Urban Council and all other payments which at the commencement of this Order are due or owing to the Urban Council may be collected and recovered by the Corporation :

Arrears of
rates &c.

(4) For the purposes of the application of Section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Order that section shall have effect as if in subsections (5) (6) and (7) thereof the expression "Council" included any authority affected by this Order or by anything done in pursuance of this Order and as if in the case of any such authority not otherwise empowered to borrow under any Act or on any security or in any manner mentioned in the said subsection (6) that subsection empowered the authority to borrow under any Act relating to and conferring on the authority a power to borrow on

Adaptation
of provision
as to adjust-
ment.

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

*Stockport
Order.*

the security of all or any of the funds rates and revenues of the authority and in the manner provided by the said Act but without the consent of any other authority and subject to the requirement that all money so borrowed shall be repaid within such period as the Local Government Board may sanction:

*Audit of
accounts of
Urban Coun-
cil.*

- (5) The accounts of the Urban Council and of the committees and officers of that Council shall be made up to the commencement of this Order and shall be audited by the District Auditor in like manner and subject to the like incidents and consequences as if this Order had not been made:

Provided that the audit may be held as soon as practicable after that date any statutory provision or regulation as to the time of holding the audit to the contrary notwithstanding:

Provided also that any sum certified by the District Auditor to be due from any person shall be paid to the treasurer of the Borough.

*Mortgage
debts of
Urban Coun-
cil and Cor-
poration.*

Art. XIX. Subject to the provisions of this Order and of any adjustment under Section 62 of the Act of 1888—

- (1) The liability for repayment of any moneys borrowed by the Urban Council or of so much of any of those moneys as will be owing at the commencement of this Order and for the payment of the interest thereon shall by virtue of this Order be transferred and attach to the Corporation:
- (2) So much as will at the commencement of this Order be outstanding in respect of the moneys borrowed as aforesaid by the Urban Council for purposes other than tramways purposes together with so much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the district fund and general district rate of the existing Borough shall by virtue of this Order be charged upon the district fund and general district rate of the Borough:
- (3) So much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the improvement fund and improvement rate of the existing Borough shall be charged upon the improvement fund and improvement rate of the Borough:
- (4) So much as will at the commencement of this Order be outstanding in respect of the moneys borrowed as aforesaid by the Urban Council for tramways purposes together with so much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the borough fund and borough rate of the existing

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

Borough shall by virtue of this Order be charged upon the borough fund and borough rate of the Borough: A.D. 1913.

*Stockport
Order.*

(5) All borrowed moneys to which this Article applies shall together with the interest to accrue due thereon be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned or within which the same are otherwise required to be repaid or are made repayable:

(6) Nothing in this Order shall prejudice or affect any mortgage or other security which has been granted in respect of any sum borrowed as aforesaid or the powers of any person entitled under any such mortgage or other security to enforce the same as if this Order had not been made and where for any such purpose it is necessary to continue the exercise of a power which would have existed but for this Order the power may continue to be exercised as if this Order had not been made and the general district rate of the Borough the improvement rate of the Borough or the borough rate of the Borough as the case may be shall for any such purpose be levied and have effect in substitution for the rate which would have been leviable if this Order had not been made.

Art. XX. The provisions of the Baths and Washhouses Acts 1846 to 1899 the Infectious Disease (Prevention) Act 1890 the Public Health Acts Amendment Act 1890 the Museums and Gymnasiums Act 1891 the Public Libraries Acts 1892 to 1901 and the Notification of Births Act 1907 shall be in force in and apply to the Borough as if the same had been adopted therein. *Adoptive Acts.*

Art. XXI. Subject to the provisions of any Order which the Local Government Board or a Secretary of State may hereafter make—

(1) Any powers duties or liabilities vested in or attaching to the Urban Council in pursuance of any Order made by the Local Government Board under Section 33 of the Act of 1894 shall by virtue of this Order vest in and attach to the Corporation in respect of the Parish of Heaton Norris in like manner and with the like effect in all respects as if the Corporation had been referred to in the Order instead of the Urban Council: *Powers under Section 33 of Act of 1894.*

(2) The provisions of any Order made by the Secretary of State or by the Local Government Board and declaring to be in force in the Urban District any Parts or Sections of the Public Health Acts Amendment Act 1907 shall cease to be in force in the added area: *Powers under Public Health Acts Amendment Act 1907. 7 Edw. 7. c. 53.*

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

*Stockport
Order.*

Provided that nothing in this subdivision shall—

(A) affect the operation prior to the commencement of this Order of any such provisions or anything duly done or suffered thereunder; or

(B) affect any right privilege or obligation or liability acquired accrued or incurred under any such provisions; or

(C) affect any penalty forfeiture or punishment incurred in respect of any offence committed against any such provisions; or

(D) affect any investigation legal proceeding or remedy in respect of any such right privilege obligation liability penalty forfeiture or punishment as aforesaid.

Transfer of
site for
public ele-
mentary
school &c. to
Corporation.

Art. XXII. For the purposes and subject to the provisions of the Education Acts 1870 to 1910 and the Education (Administrative Provisions) Act 1911—

- (1) Any site acquired by the County Council as the local education authority for a public elementary school in the added area shall by virtue of this Order be transferred to and vest in the Corporation as the local education authority for all the estate and interest therein of the County Council as the local education authority and all contracts debts and liabilities which at the commencement of this Order are existing or are owing by or attach to the County Council in respect exclusively of the said site or of any public elementary school situate in any part of the added area or with respect to the officers teachers and servants of any such school shall by virtue of this Order enure to and be carried into effect by and be discharged and satisfied by the Corporation as the local education authority:

Provided that Section 68 of the Act of 1894 shall apply with respect to any adjustment required for the purposes of this subdivision:

- (2) The liability for repayment of so much of any loan raised exclusively in respect of the said site as will be owing at the commencement of this Order and the liability for the payment of interest on that part of the said loan shall by virtue of this Order be transferred and attach to the Corporation as the local education authority and so much of any such loan as will be owing at the commencement of this Order shall be charged on the borough fund and the borough rate of the Borough and shall be repaid by the Corporation within the period for which that part of the loan was originally sanctioned or within which the said

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

part of the loan is otherwise required to be repaid or is made repayable: A.D. 1913.

(3) Any byelaws in force in the existing Borough immediately before the commencement of this Order shall from and after that date apply to the Borough until revoked or altered and from and after that date any byelaws then in force in any part of the added area shall cease to be in force: *Stockport Order.*
Education byelaws.

(4) Any managers of public elementary schools in the added area who were appointed by the County Council or by the Urban Council shall vacate office at the commencement of this Order. *Managers.*

Art. XXIII.—During the period of ten years from the commencement of this Order— *Differential rating.*

(1) The borough rate to be levied in any one year in respect of any hereditament in the added area shall not exceed such an amount in the pound as when added to the improvement rate made by the Corporation in the same year will in respect of the assessment of any hereditament included in such rate make up a total of two shillings in each pound of the rateable value of the hereditament:

(2) The general district rate to be levied in any one year in respect of any hereditament in the added area shall not exceed such an amount in the pound as when added to the borough rate to be levied in the same year under this Order the improvement rate and any other rate made by the Corporation in the same year will in respect of the assessment of any hereditament included in such rate make up a total of five shillings in each pound of the rateable value of the hereditament.

Art. XXIV.—(1) At the commencement of this Order such members if any of the police force of the County as shall be determined by agreement to be made as soon as practicable after the date of the Act of Parliament confirming this Order between the Standing Joint Committee of the County and the Watch Committee of the existing Borough or in default of any such agreement as shall be determined by a Secretary of State shall be transferred to and become part of the police force of the Borough and any member of the county police force so transferred shall hold office upon the same tenure and upon the same terms and conditions as if this Order had not been made and while he performs the same or similar duties his remuneration emoluments and allowances and the pension (if any) to which he is entitled shall not be less than they would have been if this Order had not been made. *County police.*

(2) The provisions of Section 15 (2) of the Police Act 1890 as amended by the Police (Superannuation) Act 1906 shall extend and

53 & 54 Vict.
c. 45.
6 Edw. 7.
c. 7.

[Ch. cxxxvii.] *Local Government Board's* . [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913. apply to and in relation to any member of the police force of the
Stockport County transferred under the powers of this Article as if that member
Order. had removed with the written sanction of the Chief Constable of
the County.

County police station.

(3) Any county police station situate in the added area with the residences for constables and cells connected therewith and the fittings and furniture thereof shall by virtue of this Order vest in and be transferred to the Corporation as from the commencement of this Order for all the estate and interest therein of the County Council and there shall be paid by the Corporation to the County Council out of the borough fund in consideration of such transfer such sums as shall be agreed upon or as in default of agreement shall be settled by arbitration in manner provided by the Act of 1888.

(4) In the event of the amount of the consideration for the transfer of the property which by virtue of subdivision (3) of this Article is transferred to and vested in the Corporation not being ascertained before the commencement of this Order the date of the final ascertainment of the consideration shall for the purposes of section 12 of the Finance Act 1895 be treated as the date of vesting.

Adjustment of financial relations between County and County Boroughs.

Art. XXV.—(1) In any case where the extension of the existing Borough by this Order affects the distribution of the proceeds of the local taxation licences or of the estate duty grant or of the Local Taxation (Customs and Excise) duties between the County and the Borough or between the County and the Borough on the one hand and any other County Borough on the other hand or any financial relations or questions between those areas or any adjustment which has been made in regard to the said distribution or financial relations or questions equitable adjustments may be made between the areas interested:

For the purposes of this subdivision or of anything done or to be done in pursuance of this subdivision any reference in the said subdivision to the proceeds of licences or duties shall include a reference to the sums which in pursuance of subsection (4) of Section 17 of the Finance Act 1907 as amended by Section 6 of the Finance Act 1908 and Section 88 of the Finance (1909-10) Act 1910 and of the Revenue Act 1911 or of any subsequent Act have been paid or will be payable in lieu of those proceeds.

(2) Any such adjustment as is authorised by subdivision (1) of this Article may be made by agreement between the Councils of the Borough the County and the County Boroughs affected and if such adjustment shall not have been made before the Thirtieth day of September One thousand nine hundred and fourteen then on the application of any of the Councils interested the Local Government Board may if they think fit either make the adjustment themselves or appoint an arbitrator to make it.

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

(3) In any case in which an agreement for equitable adjustments as aforesaid has not been made the provisions of the Act of 1888 relating to adjustments between Administrative Counties and County Boroughs shall apply with the necessary modifications and the Local Government Board or an arbitrator appointed by them as the case may be shall be substituted in those provisions for the Commissioners appointed under the Act of 1888 and notwithstanding anything in the provisions of this Order or of the Act of 1888 any such adjustment and the determination of any matter incidental or in relation thereto or consequent thereon shall when made by the Local Government Board be deemed to be made by them otherwise than as arbitrators and any arbitrator appointed by them shall be deemed to be an arbitrator within the meaning of Section 62 of the Act of 1888 and the provisions of the Act of 1888 shall apply accordingly :

A.D. 1913.

*Stockport
Order.*

Provided—

(a) that in lieu of subsection (6) of Section 61 of the Act of 1888 subsections (1) and (5) of Section 87 of the Act of 1888 shall apply to any inquiries which may be directed by the Local Government Board under this Article and to the costs of those inquiries; and

(b) that subsection (6) of Section 32 of the Act of 1888 shall apply to any agreement or award made under this Article.

(4)—(a) An equitable adjustment shall be made between the County and the Borough respecting the interest of the added area in any compensation fund constituted under Section 21 of the Licensing (Consolidation) Act 1910 or under any enactment repealed by that Act. Adjustment
for purposes
of Licensing
(Consolida-
tion) Act
1910.

(b) Such adjustment shall be made by agreement between the Compensation Authority (as defined by the Licensing (Consolidation) Act 1910) for the County and for the Borough respectively within twelve months from the commencement of this Order or in default of agreement by an arbitrator appointed by the Secretary of State.

(c) For the purpose of 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.

Art. XXVI. Subject to the provisions of Section 54 of the Act of 1888— Electoral
Divisions and
County
Councillors.

(1) The Heaton Norris Electoral Division of the County shall be abolished and the person who immediately before the commencement of this Order is the County Councillor representing that Electoral Division shall go out of office on that date and his place shall not be filled up:

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

*Stockport
Order.*

(2) The number of County Councillors for the County shall be reduced from one hundred and four to one hundred and three and the said Order dated the Fourteenth day of August One thousand eight hundred and eighty-eight as altered as aforesaid shall be further altered accordingly :

(3) Subject as provided in this Article no County Alderman or County Councillor in office immediately before the commencement of this Order shall be deemed to lose his qualification by reason of the alterations effected by this Order.

County rate
basis.

Art. XXVII.—(1) Subject to any future revision the basis or standard of the county rate for the County shall be deemed to be altered by the deduction from the amount appearing therein as the total annual value of the property in the existing Parish of Heaton Norris of such a sum as will represent the annual value of the property in the added area.

(2) For the purposes of this Article the annual value of the property in the added area shall be the amount which bears the same relation to the total annual value of the existing Parish of Heaton Norris as the assessable value of the property in the added area bears to the total assessable value of property in the existing Parish and the total annual value of the existing Parish shall be the amount appearing as such in the basis or standard of the county rate.

(3) For the purposes of this Article assessable value means one-half of the rateable value according to the valuation list for the time being in force of the agricultural land together with the rateable value according to that list of the buildings and other hereditaments not being agricultural land in the existing Parish of Heaton Norris or in the added area as the case may require.

Guardians.

Art. XXVIII. Subject to the provisions of Section 60 of the Act of 1894—

(1) The wards into which the existing Parish of Heaton Norris is divided for the election of Guardians of the Poor shall be abolished :

(2) The number of Guardians of the Poor to be elected for the Parish of Heaton Norris shall be three and the persons who at the commencement of this Order are holding the office of Guardian of the Poor for the several wards of the existing Parish of Heaton Norris shall be deemed to have been elected for and shall represent the Parish of Heaton Norris until the date upon which they would have retired if this Order had not been made.

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act; 1913.

A.D. 1913.

Art. XXIX. Nothing in this Order shall prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment. *Stockport Order.* Charities.

Art. XXX. For the purpose of defraying the cost of obtaining this Order and any expenses under this Order which in the opinion of the Local Government Board are properly chargeable to capital the Corporation may borrow according and subject to the provisions and restrictions of the Public Health Act 1875 and may mortgage the borough fund and borough rate or the district fund and general district rate of the Borough for the purpose of securing the repayment of any moneys so borrowed and the interest thereon Provided that all such moneys shall be repaid within such period not exceeding thirty years from the date of borrowing the same as the Corporation with the sanction of the Local Government Board determine. *Borrowing powers for purposes of Order.*

Art. XXXI. This Order may be cited as the Stockport (Extension) Order 1913. *Short title.*

The SCHEDULE above referred to.

PART I.—LOCAL ACTS.

Session and Chapter.	Title or Short Title.
6 Geo. IV. c. lxxviii. -	An Act for better supplying with Water the Town and Township of Stockport and the Township of Brinnington and several other Townships adjoining thereto in the Counties Palatine of Chester and Lancaster.
1 Vict. c. cxxix. -	The Stockport Improvement Act 1837.
10 & 11 Vict. c. cclxxxiv. -	The Stockport Manorial Tolls Act 1847.
16 Vict. c. xxvi. -	The Stockport Amendment Act 1853.
24 & 25 Vict. c. cxxi. -	The Stockport District Waterworks Act 1861.
26 & 27 Vict. c. lxxxvii. -	The Stockport District Waterworks Act 1863.
27 & 28 Vict. c. cclxxvii. -	The Stockport District Waterworks Act 1864.
62 & 63 Vict. c. cxevi. -	The Stockport Corporation Act 1899.
62 & 63 Vict. c. ccvii. -	The Stockport Corporation Water Act 1899.
63 & 64 Vict. c. lxxvii. -	The Stockport Corporation Act 1900.
1 Edw. 7. c. cxviii. -	The Stockport Corporation Water Act 1901.
5 Edw. 7. c. lvii. -	The Stockport Corporation Act 1905.
8 Edw. 7. c. xlviii. -	The Stockport Corporation Act 1908.
2 & 3 Geo. 5. c. xxxii. -	The Stockport Corporation Act 1912.

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

PART II.—CONFIRMATION ACTS.

*Stockport
Order.*

Session and Chapter.	Short Title.	Order relating to Stockport thereby confirmed.
27 & 28 Vict. c. 83.	The Local Government Supplemental Act 1864 (No. 2).	Order dated 30th May 1864.
39 & 40 Vict. c. xli.	The Gas and Water Orders Confirmation Act 1876 No. 1.	The Stockport District Water Order 1876.
50 Vict. c. xvi.	The Local Government Board's Provisional Orders Confirmation (No. 10) Act 1886.	Order dated 10th June 1886.
53 & 54 Vict. c. c.	The Water Orders Confirmation (No. 1) Act 1890.	The Stockport District Water Order 1890.
54 Vict. c. l.	The Electric Lighting Orders Confirmation (No. 2) Act 1891.	The Stockport Electric Lighting Order 1891.
57 Vict. c. xxiii.	The Local Government Board's Provisional Orders Confirmation (No. 6) Act 1894.	The Stockport Order 1894.
2 Edw. 7. c. ccii.	The Tramways Orders Confirmation (No. 1) Act 1902.	The Stockport Corporation Tramways Order 1902.
7 Edw. 7. c. liv.	The Electric Lighting Orders Confirmation (No. 1) Act 1907.	The Stockport Electric Lighting Order 1907.

Given under the Seal of Office of the Local Government Board
this Sixteenth day of May One thousand nine hundred and
thirteen.

(L.S.)

JOHN BURNS President.

NOEL T. KERSHAW Assistant Secretary.

SECOND SCHEDULE.

PART I.

RULES FOR DETERMINING ADJUSTMENTS OF THE LOCAL TAXATION
LICENCES THE ESTATE DUTY GRANT AND THE RESIDUE
UNDER SECTION 1 OF THE LOCAL TAXATION (CUSTOMS AND
EXCISE) ACT 1890.

1. The portion of the local taxation licences and estate duty grant payable or estimated to be payable in respect of the area of the County as it existed immediately before the Ninth day of November One thousand nine hundred and thirteen shall after the appointed day be divided between the County Council and the Corporation and the amount payable to each shall be apportioned on the following basis:—

(A) There shall be apportioned to the County Council amounts equal to the average annual amounts of the compulsory

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

payments and transfers made by or on behalf of that Council in accordance with section 24 of the Local Government Act 1888 in respect of the five years ending the Thirty-first day of March One thousand nine hundred and fourteen less the portions of such average annual amounts paid and transferred for and in respect of the added area and amounts equal to such last-mentioned portions shall be apportioned to the Corporation: A.D. 1913.

- (B) Out of the balance (if any) of the said portion of the local taxation licences and estate duty grant there shall next be apportioned to the County Council amounts equal to the average annual amounts of the compulsory payments made by or on behalf of that Council in accordance with section 26 of the Local Government Act 1888 in respect of the five years ending the Thirty-first day of March One thousand nine hundred and fourteen less the portions of such annual average amounts paid for and in respect of the added area and amounts equal to such last-mentioned portions shall be apportioned to the Corporation:
- (c) Out of the balance (if any) of the said portion of the local taxation licences and estate duty grant there shall next be apportioned to the County Council a sum equal to one-half of the average annual cost during the five years preceding the First day of April One thousand nine hundred and thirteen of the maintenance of main roads within the County as it existed immediately before the Ninth day of November One thousand nine hundred and thirteen (including any payments made in respect of the interest on or of the repayment of the capital of loans raised on account of such main roads) after deducting the amount of one-half of such cost incurred in respect of the main roads within the added area and such last-mentioned amount shall be apportioned to the Corporation:

Provided that if it appears that the County Council have failed to declare any roads in the County as it existed immediately before the Ninth day of November One thousand nine hundred and thirteen to be main roads which ought to have been so declared or have declared any roads to be main roads which ought not to have been so declared proper adjustments shall be made in the calculation of the cost of maintenance of main roads in the County as it so existed under this rule by the inclusion of the cost of such roads as ought to have been declared

[Ch. cxxxvii.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Orders Confirmation (No. 13) Act, 1913.

A.D. 1913.

to be main roads or the exclusion of the cost of such roads as ought not to have been declared to be main roads as the case may require :

- (D) If any balance of the local taxation licences and estate duty grant remains after apportioning between the County Council and the Corporation the sums ascertained in accordance with the foregoing rules such balance shall be divided between the County Council and the Corporation in proportion to the rateable values on the appointed day of the County and of the added area respectively :
- (E) If any difficulty arises in ascertaining for the purposes of paragraph (A) or paragraph (B) the portion of any item paid or transferred for and in respect of the added area or any part thereof a portion of that item proportionate to the rateable value at the commencement of the financial year in respect of which the payment or transfer was made of that area or part as compared with the rateable value of the whole area for and in respect of which the item was paid or transferred shall be deemed to have been paid or transferred for and in respect of the added area :
- (F) If the amount available for apportionment under any of the preceding paragraphs is insufficient to meet the whole of the amounts apportioned under the paragraph to the County Council and the Corporation those amounts shall be reduced proportionately.

2. The residue under section 1 of the Local Taxation (Customs and Excise) Act 1890 payable or estimated to be payable in respect of the area of the County as it existed immediately before the Ninth day of November One thousand nine hundred and thirteen shall after the appointed day be divided between the County Council and the Corporation in proportion to the rateable values on the appointed day of the County and of the added area respectively.

3. In this Part of this Schedule—

- (1) The expression “the appointed day” means the First day of April One thousand nine hundred and fourteen ;
- (2) The expressions “the County” and “the County Council” mean respectively the County Palatine of Lancaster and the County Council of that County ;
- (3) The expression “the Corporation” means as the case requires either the Lord Mayor Aldermen and Citizens of the City of Manchester acting by the Council or the Mayor Aldermen and Burgesses of the Borough of Stockport acting by the Council ;

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxxxvii.]
Provisional Orders Confirmation (No. 13) Act, 1913.

- (4) The expression "the added area" means as the case requires A.D. 1913.
either the area added to the City of Manchester by the
Order relating to Manchester or the area added to the
Borough of Stockport by the Order relating to Stockport;
- (5) The expression "rateable value" means (unless the County
Council and the Corporation otherwise agree) the rateable
value as determined by the last valuation list or if there
is no valuation list by the last poor rate.

PART II.

RULES FOR DETERMINING THE SUM TO BE PAID IN RESPECT
OF INCREASE OF BURDEN ON RATEPAYERS.

1. Regard shall be had to—

- (A) The difference between the burden on the ratepayers which
will properly be incurred by the Council or other authority
affected by the Order in meeting the costs of executing
any of their powers and duties and the burden on the
ratepayers which would properly have been incurred by
that Council or other authority in meeting such cost
had no alteration of boundaries or other change taken
place :

- (B) The length of time during which the increase of burden
may be expected to continue :

Provided that no alteration of income in consequence
of an apportionment under Part I. of this Schedule shall
be taken into account.

2. The sum payable to any council or other authority affected
by the Order in respect of the increase of burden shall not exceed or
if payable by instalments or by way of annuity the capitalised value
of the instalments or annuity shall not exceed the average annual
increase of burden multiplied by fifteen.

3. Any sum payable in respect of the cost of maintenance of
main roads shall be payable by way of annuity.

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