



CHAPTER cxliv.

An Act to confirm a Provisional Order of the Local Government Board relating to Margate. A.D. 1913.

[15th August 1913.]

WHEREAS the Local Government Board have made the Provisional Order 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 Order should be confirmed by Parliament:

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

1. The Order set out in the First Schedule hereto (hereinafter referred to as "the Order") shall be and the same is hereby confirmed and all the provisions thereof shall have full validity and force.

Order in
First
Schedule
confirmed.

2. On any adjustment made otherwise than by agreement for the purposes of the Order or of this Act under section sixty-two of the Local Government Act 1888 or under that section as modified or adapted by the Order provision shall be made for the payment to any council or other authority affected by the Order of such sum as seems equitable in accordance with the rules contained in 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.

Provisions
as to adjust-
ments made
otherwise
than by
agreement.

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A.D. 1913.
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In this section and in 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.

Short title.

3. This Act may be cited as the Local Government Board's Provisional Order Confirmation (No. 20) Act 1913.

S C H E D U L E S.

A.D. 1913.

FIRST SCHEDULE.

BOROUGH OF MARGATE.

*Provisional Order made in pursuance of Sections 54 and 59
of the Local Government Act 1888.*

*Margate
Order.*

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

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

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

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

To the County Council of Kent ; —

To the Lord Warden of the Cinque Ports ; —

To the Justices of the Peace for the Cinque Ports ; —

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

To the Court of Quarter Sessions for the Borough of Dover ; —

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

To the Urban District Council of Broadstairs and Saint Peter's ; —

To the Rural District Council of the Isle of Thanet ; —

To the Guardians of the Poor of the Isle of Thanet Union ; —

To the Parish Councils of Garlinge and Saint Peter Extra ; —

To the Chairman of the Parish Meeting of the Parish of North-
down ; —

To the Overseers of the Poor of each of the Parishes of Garlinge
Northdown Saint John the Baptist Margate and Saint Peter
Extra ; —

To the Joint Committee appointed by or representing the Council
of the Borough of Margate the Parish Councils of the Parishes
of Garlinge and Westgate-on-Sea and the Parish Meeting of
the Parish of Northdown and exercising the powers and duties
of the Authority under the Burial Acts 1852 to 1906 ; —

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.

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A.D. 1913. for altering the boundary of any Borough and by such Order to divide or alter any electoral division ;

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Order.*

And whereas the Borough of Margate in the County of Kent is a Borough within the meaning of the Local Government Act 1888 and the inhabitants are a body corporate by the name of the Mayor Aldermen and Burgesses of the Borough of Margate and act by the Council of the said Borough which now consists of the Mayor (who is also a Councillor) seven Aldermen and twenty other Councillors and the said Borough is for the purpose of the election of Councillors divided into seven wards named respectively the Cecil Ward the Cliftonville Ward the Ethelbert Ward the Marine Ward the Park Ward the Pier Ward and the Salmestone Ward ;

And whereas the said Borough is co-extensive with the Parish of Saint John the Baptist Margate and is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council are the Urban District Council ;

And whereas the said Borough has a separate court of quarter sessions commission of the peace police force recorder and coroner ;

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 for the purposes of Part III. of that Act and the County Council of Kent are the local education authority for the other purposes of that Act ;

And whereas the unrepealed provisions of the Local Acts and of the Local Government Supplemental Act 1867 (No. 4) 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 Borough ;

And whereas the provisions of—

53 & 54 Vict.
c. 34.

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

53 & 54 Vict.
c. 59.

(B) The Public Health Acts Amendment Act 1890 ;

55 & 56 Vict.
c. 57.

(C) The Private Street Works Act 1892 ; and

7 Edw. 7.
c. 40.

(D) The Notification of Births Act 1907 ;

are in force in the said Borough ;

And whereas the Parishes of Garlinge Northdown and Saint Peter Extra in the County of Kent immediately adjoin the said Borough and are contributory places in the Rural District of the Isle of Thanet and are subject to the jurisdiction of the Rural District Council of the Isle of Thanet and one Rural District Councillor is elected for each of the said Parishes ;

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And whereas the provisions of the Infectious Disease (Prevention) Act 1890 are in force in the said Rural District; A.D. 1913.

And whereas the Lighting and Watching Act 1833 has been adopted in part of the Parish of Garlinge; *Margate Order.*
3 & 4 Will. 4.
c. 90.

And whereas the Parishes of Garlinge Northdown Saint John the Baptist Margate and Saint Peter Extra are included in the Isle of Thanet Union and five Guardians are elected for the Parish of Saint John the Baptist Margate and the three Rural District Councillors elected for the Parishes of Garlinge Northdown and Saint Peter Extra are the representatives of those Parishes on the Board of Guardians of the said Union;

And whereas in pursuance of the Education Act 1902 the Parishes of Garlinge Northdown and Saint Peter Extra form part of the area of the County Council of Kent as the local education authority;

And whereas the Parishes of Garlinge and Saint Peter Extra are rural parishes within the meaning of the Local Government Act 1894 for each of which a Parish Council has been established; 56 & 57 Vict.
c. 73.

And whereas the Parishes of Garlinge Northdown and Saint Peter Extra form part of the Liberty of Dover as one of the Cinque Ports and are accordingly subject to the jurisdiction of the court of quarter sessions recorder and coroner of the Borough of Dover and for certain purposes to the jurisdiction of the justices of that Borough and for certain other purposes to the jurisdiction of the persons constituted justices within and throughout the Liberties of the Cinque Ports;

And whereas by virtue of subsection (2) of Section 53 of the Local Government Act 1894 the powers and duties of the Authority under the Burial Acts 1852 to 1906 for an area now comprised in the Parishes of Garlinge Northdown Saint John the Baptist Margate and part of the Parish of Westgate-on-Sea were transferred to the Council of the said Borough the Parish Councils of the Parishes of Garlinge and Westgate-on-Sea and the Parish Meeting of the Parish of Northdown and the said powers and duties are exercised by a Joint Committee appointed in pursuance of the said section; 15 & 16 Vict.
c. 85.
6 Edw. 7.
c. 44.

And whereas two County Councillors for the County of Kent are apportioned to the said Borough and the said Borough has accordingly been divided into two electoral divisions which are named respectively the Margate (Northern) Electoral Division and the Margate (Southern) Electoral Division and the Parishes of Garlinge Northdown and Saint Peter Extra are included in the Thanet Electoral Division of the said County:

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 51 & 52 Vict.
c. 41.

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Provisional Order Confirmation (No. 20) Act, 1913.

A.D. 1913. order that from and after the date of the Act of Parliament confirming
this Order the following provisions shall take effect:—

Margate
Order.
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 Margate 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 Dover Corporation” means the Mayor Aldermen and Burgesses of the Borough of Dover acting by the Council;
- (6) The expressions “the County” and “the County Council” mean respectively the Administrative County of Kent and the County Council of that County;
- (7) The expressions “the Rural District” and “the Rural Council” mean respectively the Rural District of the Isle of Thanet and the Rural District Council of that District;
- (8) The expression “the Borough maps” means the two maps each marked “Map of the Borough of Margate as extended by the Margate (Extension) Order 1913” and sealed with the official seal of the Local Government Board;
- (9) The expression “the Ward maps” means the two maps each marked “Map of the Wards of the Borough of Margate as constituted by the Margate (Extension) Order 1913” and sealed with the official seal of the Local Government Board;
- (10) The expression “the added areas” means the parts of the Rural District added to the existing Borough by this Order;
- (11) The expressions “the added part of Garlinge” and “the added part of Saint Peter Extra” mean respectively the parts of those Parishes which are coloured blue and

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yellow on the Borough maps the expression "the added part of Northdown" means the parts of that Parish which are coloured green and purple on the Borough maps and the expression "the excluded part of Northdown" means the remaining part of that Parish ;

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*Margate
Order.*

- (12) The expressions "the existing Parish of Garlinge" "the existing Parish of Saint John the Baptist Margate" and "the existing Parish of Saint Peter Extra" mean in each case the Parish as it existed immediately prior to the commencement of this Order and the expressions "the Parish of Garlinge" "the Parish of Saint John the Baptist Margate" and "the Parish of Saint Peter Extra" mean in each case the Parish as altered by this Order ;
- (13) The expressions "the Act of 1888" and "the Act of 1894" mean respectively the Local Government Act 1888 and the Local Government Act 1894 ;
- (14) 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 ;
- (15) The expression "the Burial Acts" means the Burial Acts 1852 to 1906 ;
- (16) The expressions "the Joint Burial Committee" and "the Burial Area" mean respectively the Joint Committee appointed by the Council of the existing Borough and the Parish Councils of Garlinge and Westgate-on-Sea and the Parish Meeting of the Parish of Northdown under Section 53 (2) of the Act of 1894 for the purposes of the Burial Acts and the area within which the Joint Burial Committee exercise the powers and duties of the authority under the Burial Acts.

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

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

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A.D. 1913. 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 this Order shall operate from the date of the Act of Parliament confirming this Order.

*Margate
Order.*

Extension of
Borough.

Art. III.—(1) The boundary of the existing Borough the area whereof is coloured pink on the Borough maps shall be altered so as to include in addition to that area so much of the Rural District as comprises the added part of Garlinge the added part of Northdown and the added part of Saint Peter Extra.

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

Deposit of
maps.

Art. IV.—(1) One of the Borough maps and one of the Ward 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 Borough 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 Clerk of the Rural Council to the Registrar-General to the Board of Inland Revenue to the Commissioners of Customs and Excise to the Board of Trade and to the Board of Agriculture and Fisheries and copies of the Ward map so deposited and certified in like manner shall be sent within the said period to the Registrar-General and to the Board of Agriculture and Fisheries.

Copies of
map to be
evidence.

(2) Copies of or extracts from the Borough 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. Subject to the provisions of this Order—

(1) The powers and duties of the quarter sessions recorder clerk of the peace and coroner of the existing Borough of the justices of the peace appointed for the existing Borough

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and of the clerk to those justices and of the police constables and other peace officers of the existing Borough shall extend to and apply throughout the Borough:

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Order.*

- (2) The court of quarter sessions recorder clerk of the peace and coroner of the Borough of Dover and the justices appointed for that Borough and the persons appointed justices within and throughout the Liberties of the Cinque Ports shall cease to exercise any jurisdiction within the added areas and the added areas shall subject to any adjustment under Section 62 of the Act of 1888 as regards the liability in respect of the superannuation allowances now payable to prison officers and in respect of the repayment of the outstanding balances of any loan heretofore contracted for the purposes of the Prisons Act 1877 cease to be liable to defray any of the expenses of such court of quarter sessions coroner or justices and the inhabitant householders of the added areas shall cease to be liable to serve as grand jurors or jurors at such court of quarter sessions:

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 commencement 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.

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 Borough.

Parish bur-
gess lists &c.

(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

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A.D. 1913. for giving effect to the said provisions shall be made or taken by
 the town clerk of the existing Borough or the clerk to 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 to 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.

*Margate
 Order.*

(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.

Number of
 Councillors
 and Alder-
 men.

Art. VII. The number of Councillors of the Borough shall be increased from twenty-one to twenty-four and the number of Aldermen of the Borough shall be increased from seven to eight.

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 purpose of the election of Councillors the Borough shall be divided into eight wards:
- (2) The existing Cecil Ethelbert and Pier Wards and the number of Councillors respectively apportioned thereto shall remain unaltered:
- (3) So much of the Borough as comprises the added areas and the existing Cliftonville Marine Park and Salmestone Wards shall be formed into five new wards which shall be named respectively the Cliftonville Ward the West Ward the Marine Ward the Park Ward and the Salmestone Ward:
- (4) Each of the said new wards shall comprise that portion of the Borough which is indicated by a separate colour and distinguished by the name of the ward on the Ward maps:
- (5) Three Councillors shall be assigned to each of the said new wards:
- (6) The Councillors representing the existing Cliftonville Marine Park and Salmestone Wards 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 respectively to represent the Cliftonville Marine Park and Salmestone Wards constituted by this Order as if they had originally been elected to represent the last-named Wards.

Boundaries
 of new wards.

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Art. IX.—(1) The first election of Councillors for the West Ward 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 or some other person appointed by him shall be the returning officer at the election.

A.D. 1913.

*Margate
Order.*

First election
of Councillors
for new ward
and of addi-
tional Alder-
man.

(2) The first election of the additional Alderman of the Borough shall take place on the Tenth day of November one thousand nine hundred and thirteen and the Alderman then to be elected shall be chosen from among the Councillors elected for the West Ward or from among the persons qualified to be Councillors whose qualifying property is situate in that ward.

Art. X.—(1) The Councillors elected for the West Ward in the year One thousand nine hundred and thirteen shall retire as follows:—

Retirement
of Councillors
for the
West Ward
and of addi-
tional Alder-
men elected
in 1913.

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

(b) The Councillor who is elected by the largest number of votes on the First day of November One thousand nine hundred and sixteen:

(c) The other Councillor on the First day of November One thousand nine hundred and fifteen:

Provided that if for any reason it is doubtful which of the Councillors 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 shall go out of office on the dates above specified respectively.

(2) The additional Alderman elected for the Borough in the year One thousand nine hundred and thirteen shall retire on the Ninth day of November One thousand nine hundred and fifteen.

Art. XI.—(1) Subject to the provisions of this Order the unrepealed provisions of the Local Acts of the Local Government Supplemental Act 1867 (No. 4) 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

Local Acts
and Orders.

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A.D. 1913. therein to the existing Borough and the Corporation shall be deemed to refer to the Borough and the Corporation thereof.

*Margate
Order.*

Limits for
supply of
water.

1 Edw. 7.
c. ccx.

(2) The added part of Saint Peter Extra shall be excluded from the limits of the Urban District Council of Broadstairs and Saint Peter's for the supply of water under the Broadstairs and St. Peter's Water and Improvement Act 1901 and shall be included within the limits of the Corporation for the supply of water under the Margate Corporation Acts 1900 and 1902 and the provisions of the said Acts and of any Act or Provisional Order extending or amending the said Acts shall be altered and shall apply and have effect accordingly.

*Electric
Lighting
Orders.*

1 Edw. 7.
c. lxxiv.

(3) The provisions of the Electric Lighting Orders Confirmation (No. 4) Act 1896 so far as that Act relates to the Margate Corporation Electric Lighting Order 1896 shall extend and apply to the added areas on but not before the date on which the Corporation as the local authority acquire so much of the undertaking authorised by the Isle of Thanet (Rural) Electric Lighting Order 1901 (confirmed by the Electric Lighting Orders Confirmation (No. 7) Act 1901) as is comprised in the added areas and from and after the said date the last-mentioned Order shall cease to be in force in the added areas.

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 regulations list of tolls table of fees and payments or scale of charges may be altered or repealed :

(2) All byelaws and regulations made by the Rural 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 before that date by the Rural Council or have been sent to the surveyor or clerk to the Rural Council one month at least before that date and have not been disapproved by the Rural 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

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were referred to therein instead of the Rural Council and the Rural District respectively. Provided that any proceedings which if this Order had not been made might have been taken by the Rural Council for any offence committed before the commencement of this Order against any byelaws and regulations which by virtue of this subdivision cease to be in force may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for the Rural Council.

A.D. 1913.

*Margate
Order.*

Art. XIII. 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.

Art. XIV.—(1) Every clerk to justices and coroner 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 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 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.

Compensa-
tion to exist-
ing officers.

(2) For the purposes of subdivision (1) of this Article any clerk to justices coroner or 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

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A.D. 1913. 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.

*Margate
Order.*

(3) No person shall be entitled to claim or receive both compensation for any direct pecuniary loss by abolition of office or by 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 Rural 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 Borough.

*Saving for
contracts &c.*

(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 Rural 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 Borough and may be continued and enforced as fully and effectually as if instead of the Rural Council or their predecessors the Corporation had done or suffered the same or been a party thereto.

*Corporation
property &c.*

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.

*Property &c.
of Rural
Council.*

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

(1) All property and liabilities which immediately before the commencement of this Order are vested in or attach to the Rural Council in relation exclusively to any part of the added areas shall by virtue of this Order be transferred to and vest in and attach to the Corporation as Urban District Council and any property and liabilities vested in or attached to the Rural Council in relation to any part of the added areas conjointly with any other area shall be a matter for adjustment under Section 62 of the Act of 1888:

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*Margate
Order.*

Cesser of jurisdic-
tion of Rural
Council.

Arrears of
rates &c.

- (2) The Rural Council shall cease to exercise any powers or have any duties within any part of the added areas :
- (3) All arrears of rates made by any Overseers of the Poor for the purposes of the Public Health Acts or for highway expenses or in respect of any contribution towards the expenses of the Dover Corporation or for the purposes of the Lighting and Watching Act 1833 which at the commencement of this Order are due or owing in respect of hereditaments in the added areas may be collected and recovered as if this Order had not been made and when collected and recovered shall be applied towards the discharge of any precept of the Rural Council or the Dover Corporation (as the case may be) which at that date shall be in force and not satisfied or in the case of any rates made in any part of the existing Parish of Garlinge for the purposes of the Lighting and Watching Act 1833 towards defraying any expenses incurred by the Parish Council of that parish under the last-mentioned Act and the balances (if any) shall be paid to the Corporation :
- (4) Any balances in the hands of the Overseers of the Parishes of Garlinge Northdown and Saint Peter Extra at the commencement of this Order and any sum collected after that date by the Overseers of the Parishes of Garlinge Saint John the Baptist Margate and Saint Peter Extra 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 :
- (5) 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

Adaptation
of provisions
as to adjust-
ment.

[Ch. cxliv.] *Local Government Board's* [3 & 4 GEO. 5.]
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—
Margate
Order.

subject to the requirement that all money so borrowed shall be repaid within such period as the Local Government Board may sanction :

(6) 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 abolition or the alteration of the area of any existing Parish that section shall have effect—

(a) As if the Overseers of the Parishes of Garlinge Saint John the Baptist Margate and Saint Peter Extra and the persons who immediately before the commencement of this Order were the Overseers of the Parish of Northdown or where the circumstances of the case so require any persons who may be substituted for those persons by an Order of the Local Government Board were within the meaning of the said section as applied by this Article authorities affected by this Order ; and

(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

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

“ (6) If it is necessary for the purpose of giving
 “ effect to any agreement or award for an adjust-
 “ ment 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 Government Board may authorise or
 “ direct.”

Mortgage
 debts of Cor-
 poration.

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

(1) The liability for the repayment of any moneys borrowed by the Rural Council for the purposes of sewerage and sewage

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxliv.]
Provisional Order Confirmation (No. 20) Act, 1913.

disposal for the contributory place of Garlinge and for the construction of the road known as Westgate Bay Avenue in the said contributory place or of so much of any of those moneys as is owing at the commencement of this Order and for the payment of interest thereon shall by virtue of this Order be transferred and attach to the Corporation:

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Order.*

- (2) So much as at the commencement of this Order is outstanding in respect of the moneys borrowed as aforesaid by the Rural Council 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 and 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 Borough shall by virtue of this Order be charged upon the borough fund and borough rate of the Borough:
- (3) 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:
- (4) 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 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. XIX. The provisions of the Infectious Disease (Prevention) Act 1890 the Public Health Acts Amendment Act 1890 the Private Street Works Act 1892 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.

[Ch. cxliv.] *Local Government Board's* [3 & 4 GEO. 5.]
Provisional Order Confirmation (No. 20) Act, 1913.

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*Margate
Order.*

Powers under
Section 33 of
Act of 1894.

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

(1) The provisions of any Order heretofore made by the Local Government Board and conferring upon the Council of the existing Borough any of the matters mentioned in Section 33 of the Act of 1894 and in that Order shall be deemed to have effect as if any reference in those provisions to the existing Parish of Saint John the Baptist Margate extended and applied to the Parish of Saint John the Baptist Margate :

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

(2) The provisions of any Order made by the Local Government Board or by the Secretary of State and declaring to be in force in the existing Borough 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 Borough extended and applied to the Borough and as if the said Parts and Sections were accordingly declared to be in force in the Borough.

Alteration of
Burial Area.

Art. XXI. Subject to the provisions of the Act of 1894 and of the Local Government (Joint Committees) Act 1897—

(1) The Burial Area shall be extended so as to include therein the whole of the Borough and the Burial Acts shall be in force within the Burial Area as so extended and all property debts and liabilities now belonging to incurred in relation to or attaching to the area under the said Acts within the existing Borough the existing Parish of Garlinge the existing Parish of Northdown and part of the Parish of Westgate-on-Sea in which the powers and duties of the authority under those Acts are now exercised by the Joint Burial Committee shall be deemed to belong to or to have been incurred in relation to or to attach to the Borough the Parish of Garlinge and the said part of the Parish of Westgate-on-Sea :

Provided that in the application of the Burial Acts to the Burial Area as extended by this Order no approval sanction or authorisation of the Vestry of the Parish of Saint John the Baptist Margate shall be deemed to be or to have been necessary in relation to anything done or to be done under those Acts :

(2) The numbers of members of the Joint Burial Committee shall continue to be twelve and of that number nine shall be appointed by the Council of the Borough two

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shall be appointed by the Parish Council of Westgate-on-Sea and one shall be appointed by the Parish Meeting of the Parish of Garlinge:

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Order.*

- (3) Of the two members of the Joint Burial Committee who immediately before the commencement of this Order are the representatives appointed by the Parish Council of Garlinge and the Parish Meeting of the Parish of Northdown one to be chosen by the Joint Burial Committee at their meeting to be held next before the commencement of this Order shall be deemed to be and shall act as the representative appointed by the Parish Meeting of the Parish of Garlinge and the other shall be deemed to be and shall act as one of the representatives appointed by the Council of the Borough and the members of the said Committee who immediately before the commencement of this Order are the representatives appointed by the Council of the Borough and the Parish Council of Westgate-on-Sea respectively shall continue to act as representatives of the Council by whom they were appointed and all the members of the said Committee shall respectively remain in office until the date upon which they would have ceased to be members of the said Committee if this Order had not been made.

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 part of Garlinge 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 areas 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:

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

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

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*Margate
Order.*

Mortgage
debts in
respect of
transferred
site.

(2) The liability for repayment of so much of any loan raised exclusively in respect of the said site or of the erection of a public elementary school thereon 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 part of the loan is otherwise required to be repaid or is made repayable:

Education
byelaws.

(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 areas shall cease to be in force:

Managers.

(4) Any managers of any public elementary school in the added areas who were appointed by the County Council or by the Parish Council of the parish in which the school is situated shall vacate office at the commencement of this Order.

Differential
rating.

Art. XXIII.—(1) The total amount in the pound of the general district rates to be levied by the Corporation in any one year in respect of any hereditament in the added part of Saint Peter Extra and in the added part of Northdown excluding the area known as the Northdown Way Estate which area is coloured purple on the Borough maps shall—

(a) during a period of five years from the commencement of this Order be less by two shillings; and

(b) during a period of five years from the Ninth day of November One thousand nine hundred and eighteen be less by one shilling and sixpence

than the total amount in the pound of the general district rates levied by the Corporation in the same year in respect of any hereditament of the like kind situate within the area of the existing Borough.

(2) The total amount in the pound of the general district rates to be levied by the Corporation in any one year in respect of any hereditament in so much of the added part of Northdown known as the Northdown Way Estate as is coloured purple on the Borough maps shall during a period of five years from the commencement

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxliv.]
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of this Order be less by two shillings than the total amount in the pound of the general district rates levied by the Corporation in the same year in respect of any hereditament of the like kind situate within the area of the existing Borough.

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Order.*

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

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

Art. XXV. Subject to the provisions of Section 54 of the Act of 1888—

Electoral
Divisions.

- (1) The Thanet Electoral Division of the County shall be altered by the exclusion therefrom of the added areas :
- (2) The Margate (Northern) Electoral Division of the County shall be altered so as to comprise the Park Cliftonville Ethelbert and Pier Wards of the Borough :
- (3) The Margate (Southern) Electoral Division of the County shall be altered so as to comprise the Cecil West Marine and Salmestone Wards of the Borough :
- (4) The persons who immediately before the commencement of this Order are the County Councillors representing the above-named Electoral Divisions of the County shall continue to represent the same electoral divisions as if they had been originally elected to represent those electoral divisions as altered by this Order.

Art. XXVI.—(1) The added part of Garlinge and the added part of Saint Peter Extra shall be respectively separated from the parishes

Alteration of
parishes.

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A.D. 1913. of which they now form part and those parts and the added part of
Margate Northdown shall be amalgamated with the existing Parish of Saint
Order. John the Baptist Margate.

(2) The excluded part of Northdown shall be amalgamated with the existing Parish of Garlinge as altered by subdivision (1) of this Article.

Rural Dis-
 trict Coun-
 cillors and
 Guardians.

Art. XXVII. Subject to the provisions of Section 60 of the Act of 1894 the following provisions shall have effect:—

(1) The number of Guardians for the Parish of Saint John the Baptist Margate shall be increased from five to six:

(2) Of the two persons who at the commencement of this Order are the Rural District Councillors representing the existing Parish of Garlinge and the existing Parish of Northdown one to be chosen by the Rural Council by ballot at their meeting held next before the said date shall be deemed to have been elected for and shall represent the Parish of Garlinge until the date upon which he would have retired if this Order had not been made and the other shall cease to act as Rural District Councillor but shall continue to act as member of the Board of Guardians of the Isle of Thanet Union and the last-named person and the five persons who at the said date are the Guardians elected for the existing Parish of Saint John the Baptist Margate shall be deemed to have been elected for and shall represent the Parish of Saint John the Baptist Margate upon the Board of Guardians of the said Union until the date upon which they would have respectively retired if this Order had not been made:

(3) The person who at the commencement of this Order is holding the offices of Rural District Councillor and Guardian of the Poor for the existing Parish of Saint Peter Extra shall be deemed to have been elected for and shall represent the Parish of Saint Peter Extra until the date on which he would have retired if this Order had not been made.

Parish
 Councils.

Art. XXVIII.—(1) Subject to the provisions of this Order the Parish Council of the existing Parish of Garlinge shall cease to exist and any powers and duties transferred by the Act of 1894 to that Parish Council or to the Parish Council of the existing Parish of Saint Peter Extra shall so far as regards the added part of Garlinge or the added part of Saint Peter Extra be vested in exerciseable by and imposed on the persons and authorities in whom they would be vested or by whom they would be exerciseable or on

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxliv.]
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whom they would be imposed if the added part in each case had been included in a parish in the existing Borough on the appointed day within the meaning of the Act of 1894 and all property and liabilities held or incurred so far as regards the added part in each case for the purpose or by virtue of those powers and duties shall by virtue of this Order be transferred to and vest in and attach to the persons and authorities aforesaid Any property or liabilities of the said Parish Councils held or incurred otherwise than by virtue or for the purposes of the powers or duties aforesaid shall so far as regards the added part of Garlinge or the added part of Saint Peter Extra by virtue of this Order be transferred to and vest in and attach to the Corporation.

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Order.

(2) Subject to the provisions of subsection (1) (a) of Section 1 and of Section 19 of the Act of 1894 the Parish of Garlinge shall be a parish not having a separate Parish Council and the parish meeting shall as soon as possible after the commencement of this Order choose a chairman of the parish meeting who until the choice of a successor at the next annual assembly of the parish meeting shall have all the powers duties and liabilities of a chairman chosen at the annual assembly and the necessary provisions of the Act of 1894 shall apply accordingly.

(3) The Parish Council of the existing Parish of Saint Peter Extra shall be deemed to have been elected and shall be the Parish Council of the Parish of Saint Peter Extra.

(4) The accounts of the Parish Council of the existing Parish of Garlinge and of their committees and officers shall be made up to the commencement of this Order and shall be audited by the District Auditor in like manner and with 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 the commencement of this Order any statutory provision or regulation as to the time of holding the audit to the contrary notwithstanding and that any sum certified by the District Auditor at the audit to be due from any person shall be paid to the Treasurer of the Borough and shall be a matter for adjustment under Section 62 of the Act of 1888.

Art. XXIX. Nothing in this Order shall affect any ecclesiastical parish or district or shall prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment.

Ecclesiastical
divisions and
charities.

Art. XXX. Until new valuation lists are in force—

Valuation
lists.

(1) The portions of the valuation lists of the existing Parishes of Garlinge Northdown and Saint Peter Extra which respectively relate to hereditaments in the added part of

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*Margate
Order.*

Garlinge the added part of Northdown and the added part of Saint Peter Extra shall be deemed to form part of the valuation list of the Parish of Saint John the Baptist Margate ;

(2) The remaining portions of the valuation lists of the existing Parishes of Garlinge and Northdown shall be deemed to be the valuation list of the Parish of Garlinge ; and

(3) The remaining portion of the valuation list of the existing Parish of Saint Peter Extra shall be deemed to be the valuation list of the Parish of Saint Peter Extra.

County rate
basis.

Art. XXXI.—(1) Subject to any future revision the basis or standard of the county rate for the County shall be deemed to be altered—

(a) By the omission therefrom of the reference to the total annual value of the property in the Parish of Northdown by the addition to the amount appearing therein as the total annual value of the property in the existing Parish of Saint John the Baptist Margate of such a sum as will represent the annual value of the property in the part of the Parish of Northdown which is included by this Order in the Parish of Saint John the Baptist Margate and by the addition to the amount appearing therein as the total annual value of the property in the existing Parish of Garlinge of such a sum as will represent the annual value of the property in the part of the Parish of Northdown which is included by this Order in the Parish of Garlinge ;

(b) By the deduction from the amount appearing therein as the total annual value of the property in the existing Parishes of Garlinge and Saint Peter Extra of such a sum in each case as will represent the annual value of the property in the part of the parish which is included by this Order in the Parish of Saint John the Baptist Margate and by the addition of those sums to the amount appearing therein as the total annual value of the property in the existing Parish of Saint John the Baptist Margate.

(2) For the purposes of this Article the annual value of the property in the part of a parish which is included by this Order in the Parish of Garlinge or in the Parish of Saint John the Baptist Margate shall be the amount which bears the same relation to the total annual value of the existing parish as the assessable value of

the property in the included part of the existing parish 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. A.D. 1913.
Margate
Order.

(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 or in the part included in the Parish of Garlinge or in the Parish of Saint John the Baptist Margate as the case may require.

Art. XXXII. 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 affected by this Order shall be deemed to continue unaltered until the new registers and lists come into operation : Saving for
existing lists
of parliamen-
tary voters
&c.

Provided that for the purposes of any election under the Act of 1894 to be held for any area affected by this Order and of the holding of any Parish Meeting the town clerk or the clerk of the County Council 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.

Art. XXXIII. 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 :— 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 any of the existing Parishes of Garlinge Northdown Saint John the Baptist Margate or Saint Peter Extra 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 part of any of the existing parishes included by this Order in the Parish of Saint John the Baptist Margate ; or

(ii) in the existing Parish of Saint John the Baptist Margate ; or

(iii) in that part of the existing Parish of Garlinge which by virtue of this Order will form part of the Parish of Garlinge ; or

(iv) in that part of the Parish of Northdown which by virtue of this Order will form part of the Parish of Garlinge ; or

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(v) in that part of the existing Parish of Saint Peter Extra which by virtue of this Order will form the Parish of Saint Peter Extra

shall be deemed to have acquired or to be in the course of acquiring in the first and second cases a settlement in the Parish of Saint John the Baptist Margate in the third and fourth cases a settlement in the Parish of Garlinge and in the fifth case a settlement in the Parish of Saint Peter Extra and in each case as if the existing parish or the specified part of the existing parish were and had always been the parish or a part of the parish 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 Isle of Thanet Union by reason of residence—

(i) in the part of any of the existing parishes included by this Order in the Parish of Saint John the Baptist Margate ; or

(ii) in the existing Parish of Saint John the Baptist Margate ; or

(iii) in that part of the existing Parish of Garlinge which by virtue of this Order will form part of the Parish of Garlinge ; or

(iv) in that part of the Parish of Northdown which by virtue of this Order will form part of the Parish of Garlinge ; or

(v) in that part of the existing Parish of Saint Peter Extra which by virtue of this Order will form the Parish of Saint Peter Extra

shall be deemed to have acquired or to be in the course of acquiring the like status by reason of residence in the first and second cases in the Parish of Saint John the Baptist Margate in the third and fourth cases in the Parish of Garlinge and in the fifth case in the Parish of Saint Peter Extra.

Saving for
contribution
orders and
precepts.

Art. XXXIV. Notwithstanding the alteration in the areas of parishes effected by this Order all contribution orders made by the Guardians of the Poor of the Isle of Thanet Union and all precepts made by the Rural Council before the commencement of this Order shall be as valid in law as if this Order had not been made.

[3 & 4 GEO. 5.] *Local Government Board's* [Ch. cxliv.]
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Art. XXXV.—(1) All sums in respect of rates made by the Overseers of the Poor of the existing Parish of Garlinge or of the existing Parish of Saint Peter Extra and due or owing at the commencement of this Order shall be collected and recovered by the Overseers of the Poor of the Parish of Garlinge or of the Parish of Saint Peter Extra as the case may be as if this Order had not been made.

A.D. 1913.
Margate
Order.
 Arrears of rates.

(2) All sums in respect of rates made by the Overseers of the Poor of the Parish of Northdown and due or owing at the commencement of this Order shall be collected and recovered in respect of the added part of Northdown by the Overseers of the Poor of the Parish of Saint John the Baptist Margate and in respect of the excluded part of Northdown by the Overseers of the Poor of the Parish of Garlinge.

Art. XXXVI. For the purpose of defraying the costs 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. XXXVII. This Order may be cited as the Margate (Extension) Order 1913.

Short title.

The SCHEDULE above referred to.

PART I.—LOCAL ACTS.

Session and Chapter.	Title or Short Title.
27 Geo. III. c. xlv. - -	An Act for rebuilding the Pier of Margate in the Isle of Thanet in the County of Kent for ascertaining establishing and recovering certain Duties in lieu of the ancient and customary Droits for the Support and Maintenance of the said Pier for Widening Paving Repairing Cleansing Lighting and Watching the Streets Lanes Highways and Public Passages in the Town of Margate and Parish of Saint John the Baptist in the said Isle of Thanet for settling the Rates of Porters Chairmen Carters and Carmen within the said Town and for preventing Encroachments Nuisances and Annoyances therein.
39 Geo. III. c. ii. - -	An Act to amend and render more effectual an Act passed in the Twenty-seventh Year of the Reign of His present Majesty for rebuilding the Pier of Margate in the Isle of Thanet in the County of Kent and for other Purposes mentioned in the said Act.
49 Geo. III. c. cxvii. - -	An Act to amend and render more effectual two Acts for the Maintenance and Support of the Pier and Harbour and paving and lighting the Town of Margate in the County of Kent.

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PART I.—LOCAL ACTS—*continued.*

<i>Margate Order.</i>	Session and Chapter.	Title or Short Title.
	52 Geo. III. c. clxxxvi. -	An Act for separating the Management of the Harbour of Margate in the County of Kent from the Paving and Lighting of the Town of Margate and for vesting the future Management of the said Harbour in a Joint Stock Company of Proprietors.
	53 Geo. III. c. lxxxii. -	An Act for more effectually Paving Lighting Watching and Improving the Town of Margate in the County of Kent.
	6 Geo. IV. c. xx. -	An Act to amend and render more effectual several Acts relating to the paving lighting watching and improving the Town of Margate in the Parish of Saint John the Baptist in the County of Kent for erecting certain Defences against the Sea for the Protection of the said Town and for making further Improvements in and about the said Town and Parish.
	30 & 31 Vict. c. lxxvii. - (Sections 1 2 3 and 4.)	Sections 1 2 3 and 4 of the Local Government Supplemental Act 1867 (No. 4).
	40 & 41 Vict. c. ccvii. -	The Margate Extension and Improvement Act 1877.
	52 & 53 Vict. c. cxxxii. -	The Margate Coal Dues Act 1889.
	63 & 64 Vict. c. ccl. -	The Margate Corporation Act 1900.
	2 Edw. 7. c. ccxxxiv. -	The Margate Corporation (Water) Act 1902.
	8 Edw. 7. c. lxxxvii. -	The Margate Corporation Act 1908.

PART II.—CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order thereby confirmed.
14 & 15 Vict. c. xcvi.	The Public Health Supplemental Act 1851 (No. 2).	Order relating to Margate dated 4th July 1851.
47 & 48 Vict. c. ccxii.	The Local Government Board's Provisional Orders Confirmation (No. 6) Act 1884.	Order relating to Margate dated 4th June 1884.
57 Vict. c. xxii.	The Local Government Board's Provisional Orders Confirmation (No. 4) Act 1894.	The Margate Order 1894.
57 & 58 Vict. c. cxxiv.	The Local Government Board's Provisional Orders Confirmation (No. 12) Act 1894.	The Borough of Margate Order (No. 2) 1894.
59 & 60 Vict. c. cxviii.	The Electric Lighting Orders Confirmation (No. 4) Act 1896.	The Margate Corporation Electric Lighting Order 1896.
62 & 63 Vict. c. cxii.	The Local Government Board's Provisional Orders Confirmation (No. 8) Act 1899.	The Margate Order 1899.
2 & 3 Geo. 5. c. cxxviii.	The Local Government Board's Provisional Orders Confirmation (No. 2) Act 1912.	The Margate Order 1912.

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

(L.S.)

JOHN BURNS President.
H. C. MONRO Secretary.

SECOND SCHEDULE.

A.D. 1913.

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 cost 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.

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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