



CHAPTER xxxvi.

An Act to confirm certain Provisional Orders of the Local Government Board relating to Westhoughton and the District of the Swinton and Mexborough Gas Board. A.D. 1916.

[3rd August 1916.]

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereto under the provisions of the Public Health Act 1875:

38 & 39 Vict.
c. 55.

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 schedule hereto shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force. Orders in
schedule
confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 7) Act 1916. Short title.

A.D. 1916.

SCHEDULE.

URBAN DISTRICT OF WESTHOUGHTON.

*West-
houghton
Order.*

*Provisional Order to enable the Urban District Council of
Westhoughton to put in force the Compulsory Clauses
of the Lands Clauses Acts.*

To the Urban District Council of Westhoughton;—

And to all others whom it may concern.

WHEREAS the Urban District Council of Westhoughton (herein-after referred to as "the Council") require to purchase and take the lands described in the schedule hereto for the purpose of making a new street from Lord Street to King Street:

38 & 39 Vict.
c. 55. Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect that is to say:—

Compulsory
powers of
purchase.

Art. I. The Council shall be empowered to put in force with reference to the lands described in the schedule hereto subject to the continuance of existing public rights of highway (if any) and for the purpose aforesaid the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Short title.

Art. II. This Order may be cited as the Westhoughton Order 1916.

[6 & 7 GEO. 5.] *Local Government Board's* [Ch. xxxvi.]
Provisional Orders Confirmation (No. 7) Act, 1916.

The SCHEDULE above referred to.

A.D. 1916.

*West-
houghton
Order.*

Township of WEST HOUGHTON in the County of LANCASTER.

Nos. and Colours on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Occupiers.
1 (Red)	Part of field and footpath - Electric light and power cables conduits and inspection boxes laid along the said footpath. Gas pipes laid along the said footpath.	Margaret Alice Seddon Lancashire Electric Power Company.	Ralph Winrow. Lancashire Electric Power Company.
2 (Blue)	Part of field and footpath - Electric light and power cables conduits and inspection boxes laid along the said footpath. Gas pipes laid along the said footpath.	Margaret Alice Seddon Lancashire Electric Power Company.	Ralph Winrow. Lancashire Electric Power Company.
15 (Blue)	Garden ground - - -	Richard Gregory -	William Heap.
16 (Green)	Ditto - - -	Ditto - - -	Edward Powell.
17 (Purple)	Ditto - - -	Ditto - - -	Margaret Pilkington.
18 (Yellow)	Ditto - - -	Ditto - - -	Alfred Williamson.
19 (Red)	Ditto - - -	Ditto - - -	Walter Heaton.
20 (Brown)	Ditto - - -	Ditto - - -	Wright Coop.

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

(L.S.)

WALTER H. LONG President.

WALTER T. JERRED Assistant Secretary.

[Ch. xxxvi.] *Local Government Board's* [6 & 7 GEO. 5.]
Provisional Orders Confirmation (No. 7) Act, 1916.

A.D. 1916.

DISTRICT OF THE SWINTON AND MEXBOROUGH
GAS BOARD.

*Swinton and
Mexborough
Gas Order.*

*Provisional Order for partially repealing and altering the
Swinton and Mexborough Gas Board Act 1909.*

To the Swinton and Mexborough Gas Board ;

To the Urban District Council of Swinton ;—

To the Urban District Council of Mexborough ;—

And to all others whom it may concern.

WHEREAS the Urban District Councils of Swinton and Mexborough (herein-after together referred to as "the District Councils") are the local authorities within the meaning of the Public Health Act 1875 for the Urban Districts of Swinton and Mexborough respectively ;

9 Edw. 7.
c. lxvi.

And whereas the Swinton and Mexborough Gas Board Act 1909 (herein-after referred to as "the Local Act") constituted a board consisting of members elected by the District Councils and entitled the Swinton and Mexborough Gas Board (herein-after referred to as "the Gas Board") for the purpose of carrying the Act into execution and in pursuance of the Local Act the undertaking of the Swinton and Mexborough Gas Light Company has been transferred to and acquired by the Gas Board and the Gas Board are authorised to manufacture and supply gas accordingly ;

34 & 35 Vict.
c. 41.

And whereas by Sections 41 43 and 45 of the Local Act and the provisions of the Gasworks Clauses Act 1871 applied by the Local Act provision is made with regard to the price to be charged by the Gas Board for gas supplied by them to persons burning the same by meter the quality of the gas supplied by the Gas Board and the testing of the same ;

And whereas by Section 46 of the Local Act it is provided amongst other things that no penalty shall be incurred by the Gas Board for defect of illuminating power in the gas supplied by them in any case in respect of which it is proved that such defect was produced by circumstances beyond the control of the Gas Board ;

And whereas the District Councils have made application to the Local Government Board for the issue of a Provisional Order to partially repeal alter or amend the Local Act in the manner herein-after set forth :

38 & 39 Vict.
c. 55.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 303 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order (herein-after referred to as "the commencement of this Order") the

[6 & 7 GEO. 5.] *Local Government Board's* [Ch. xxxvi.]
Provisional Orders Confirmation (No. 7) Act, 1916.

Local Act shall be partially repealed and altered so that the following provisions shall take effect that is to say:—

Art. I. Section 41 of the Local Act shall have effect as if the words "five shillings" were inserted therein instead of the words "four shillings."

A.D. 1916.

*Swinton and
Meebcrough
Gas Order.*
Limits of
price of gas.

Art. II.—(1) Within six months from the commencement of this Order the Gas Board shall provide at the testing place provided at the gasworks of the Gas Board apparatus for testing the calorific power of the gas supplied by them similar to the apparatus for the time being prescribed by the Metropolitan Gas Referees for testing the calorific value of gas.

Substituting
standard
calorific
power for
prescribed
illuminating
power of gas.

(2) The gas supplied by the Gas Board shall when tested in the mode and under the conditions for the time being prescribed by the Metropolitan Gas Referees be of a calorific power of five hundred British thermal units (herein-after referred to as "the standard calorific power").

(3) Not more than one testing for calorific power shall be made on any one day. Provided that if on any occasion of testing the calorific power is found to be below the standard calorific power a second testing shall be made on the same day after an interval of not less than one hour and the average of the two testings shall be deemed to be the calorific power of the gas on that day.

(4) If on any testing the calorific power of the gas supplied by the Gas Board is found to be below the standard calorific power the Gas Board shall be liable to the following penalties in respect of such deficiency that is to say:—

If the deficiency does not exceed fourteen British thermal units a sum not exceeding two pounds;

If the deficiency exceeds fourteen British thermal units but does not amount to twenty-eight British thermal units a sum not exceeding five pounds;

For each complete twenty-eight British thermal units of defective power a sum not exceeding ten pounds.

(5) For the purposes of the foregoing provisions the expression "British thermal units" means British thermal units gross per cubic foot of gas.

(6) The provisions of Sections 12 and 32 of the Gasworks Clauses Act 1871 with reference to the testing for the illuminating power shall cease to apply to the Gas Board and Sections 28 to 31 and Section 33 of that Act shall in their application to the Gas Board be construed as if calorific power were therein referred to instead of illuminating power.

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Provisional Orders Confirmation (No. 7) Act, 1916.

A.D. 1916. (7)—(a) Section 43 and subsections (1) and (2) of Section 45 of
the Local Act are hereby repealed.

Swinton and
Mexborough
Gas Order.

(b) Section 46 of the Local Act shall have effect as if the words
“defect of calorific power” were inserted therein instead of the words
“defect of illuminating power.”

Provision as
to general
Acts relating
to gas supply.

Art. III. Nothing in this Order shall except the Gas Board or
their gas undertaking from the provisions of any general Act relating
to the supply of gas which may be passed in this or any future
session of Parliament.

Short title.

Art. IV. This Order may be cited as the Swinton and Mexborough
Gas Order 1916.

Given under the Seal of Office of the Local Government Board
this Twenty-second day of May One thousand nine hundred
and sixteen.

(I.S.)

WALTER H. LONG President.
H. C. MONRO Secretary.

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