



CHAPTER xlv.

An Act to confirm certain Provisional Orders of the A.D. 1918.
Local Government Board relating to Ashford Bradford
Gainsborough Shipley and Sidmouth.

[21st November 1918.]

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

2. This Act may be cited as the Local Government Board's Short title.
Provisional Orders Confirmation (No. 3) Act 1918.

A.D. 1918.

SCHEDULE.

URBAN DISTRICT OF ASHFORD.

*Ashford
Order.*

*Provisional Order for partially repealing and altering the
Ashford Urban District Gas Act 1897.*

To the Urban District Council of Ashford;—

And to all others whom it may concern.

60 Vict.
c. lii.

WHEREAS the Urban District Council of Ashford (hereinafter referred to as "the Council") are the local authority within the meaning of the Public Health Act 1875 for the Urban District of Ashford (hereinafter referred to as "the District") and the unrepealed provisions of the Ashford Urban District Gas Act 1897 (hereinafter referred to as "the Local Act") are in force in the District;

And whereas under the provisions of the Local Act the Council carry on a gas undertaking and supply gas within the District and certain other areas and are empowered to make and store gas upon the lands described in the Schedule to the Local Act;

34 & 35 Vict.
c. 41.

And whereas by Sections 16 17 18 20 and 39 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 Council for gas supplied by them to persons burning the same by meter the pressure and quality of the gas supplied by the Council and the testing of the same and the application of the gas revenue of the Council;

And whereas the Council 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 (hereinafter referred to as "the commencement of this Order") the

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A.D. 1918.

Local Act shall be partially repealed and altered so that the following provisions shall take effect that is to say:—

*Ashford
Order.*

Art. I. Section 16 of the Local Act shall have effect as if the words “five shillings per one thousand cubic feet” were inserted therein instead of the words “four shillings per one thousand cubic feet.” **Increase of maximum price for gas.**

Art. II. Section 39 of the Local Act shall be altered by the addition thereto of the following words that is to say:— **Application of gas revenue.**

“ Provided that no part of the revenue arising from their gas undertaking or of the annual proceeds of the reserve fund shall be carried by the Council to the district fund and no part of such revenue shall be carried to the reserve fund when the price charged by the Council for gas supplied by them within the District to persons who shall burn the same by meter exceeds four shillings per one thousand cubic feet.”

Art. III. Section 17 of the Local Act shall have effect as if the words “not less than fifteen-tenths of an inch in height” were inserted therein instead of the words “from midnight to sunset not less than six-tenths of an inch and from sunset to midnight not less than eight-tenths of an inch in height”. **Pressure of gas.**

Art. IV.—(1) Within three months from the commencement of this Order or such further time as the Local Government Board may allow the Council shall provide at the testing place provided at the gasworks of the Council 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 power of the gas supplied by the companies referred to in the London Gas Act 1905. **Substituting standard calorific power for prescribed illuminating power of gas.**

5 Edw. 7.
c. clv.

(2) The gas supplied by the Council 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 not less than five hundred British thermal units and in the interpretation of this Order the expression “standard calorific power” shall mean five hundred British thermal units and the expression “calorific power” shall mean gross calorific power per cubic foot of gas.

(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 of the gas 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 day the calorific power of the gas supplied by the Council when tested as required by subdivision (3) of this Article is

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A.D. 1918. found to be below the standard calorific power the Council shall be liable to the following penalties in respect of such deficiency that is to say:—
Ashford Order.

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 exceed twenty-eight British thermal units a sum not exceeding five pounds;

If the deficiency exceeds twenty-eight British thermal units then for each complete twenty-eight British thermal units of defective power a sum not exceeding ten pounds.

(5) 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 Council and Sections 28 to 31 33 and 36 of that Act shall in their application to the Council be construed as if calorific power were therein referred to instead of illuminating power.

(6) Sections 18 and 20 of the Local Act are hereby repealed.

Powers as to variation of standard calorific power and pressure.

Art. V. If after the expiration of five years from the commencement of this Order application is made to the Local Government Board by the Council or by any body or person who may appear to the Board to have a substantial interest in the matter to reduce or increase the standard calorific power or the pressure prescribed by this Order the Board may after considering the representations of the parties and any other persons who appear to the Board to be interested make such reduction or increase of the standard calorific power or of the prescribed pressure as the Board think fit.

No penalty in case of unavoidable cause.

Art. VI. No penalty shall be incurred by the Council for insufficiency of pressure defect of calorific power or excess of impurity in the gas supplied by them in any case in respect of which it is proved that such insufficiency defect or excess was produced by an unavoidable cause or accident.

Additional lands for purposes of gas undertaking.

Art. VII. (1) The Council may for the purposes of their gas undertaking purchase by agreement but not otherwise any lands not exceeding seven acres in addition to the lands described in the Schedule to the Local Act.

(2) Nothing contained in this Order shall authorise the Council to manufacture or store gas or manufacture residual products arising in the manufacture of gas upon lands other than those described in the Schedule to the Local Act.

Inquiries and expenses.

Art. VIII.—(1) The Local Government Board may direct any inquiries to be held by their inspectors which they may deem necessary

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with reference to the purposes of this Order and the inspectors of the Board shall for the purposes of any inquiry have all such powers as they have for the purposes of inquiries directed by the Board under the Public Health Act 1875. A.D. 1918.
Ashford Order.

(2) Where the Board cause any such inquiry as aforesaid to be held the costs incurred by the Board in relation to that inquiry (including such reasonable sum not exceeding three guineas a day as the Board may determine for the services of any inspector or officer of the Board engaged in the inquiry) shall be paid by the Council and the Board may certify the amount of the costs so incurred and any sum so certified and directed by the Board to be paid by the Council shall be a debt due to the Crown from the Council.

Art. IX. Nothing in this Order shall except the Council 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. Provision as to general Acts relating to gas supply.

Art. X. This Order may be cited as the Ashford Order 1918. Short title.

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

(L.S.)

W. HAYES FISHER President.

H. C. MONRO Secretary.

CITY OF BRADFORD.

Provisional Order for altering the Bradford Corporation Act 1913. *Bradford Order.*

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

And to all others whom it may concern.

WHEREAS the City of Bradford (hereinafter referred to as "the City") is an Urban Sanitary District of which the Lord Mayor Aldermen and Citizens acting by the Council (hereinafter referred to as "the Corporation") are the Urban Sanitary Authority and there are in force in the City the unrepealed provisions of the Bradford Corporation Act 1913 (hereinafter referred to as "the Local Act") as altered by a Provisional Order duly confirmed by Parliament which does not affect the subject-matter of this Order; 3 & 4 Geo. 5. c. xcvi.

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Provisional Orders Confirmation (No. 3) Act, 1918.

A.D. 1918.

*Bradford
Order.*

And whereas it is provided by Section 107 of the Local Act that when under the provisions of any Act of Parliament or of any Order confirmed by or having the effect of an Act of Parliament whether passed confirmed or made before or after the passing of the Local Act the Corporation are empowered or required to form a sinking fund for the payment off of moneys borrowed or payable by them they may (in addition to any other powers for the time being vested in them) invest such sinking fund and the interest on the investments of such sinking fund in statutory securities as defined in the Local Act ;

And whereas the Corporation have made application to the Local Government Board for the issue of a Provisional Order to alter or amend the Local Act in the manner hereinafter 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 the Local Act shall be altered so that the following provisions shall take effect that is to say :—

Rate of
accumulation
of annual
payments to
sinking funds
for repay-
ment of
loans.

Art. I. Section 107 of the Local Act shall be altered by the addition of the following words :—

“ Notwithstanding anything contained in any such Act or Order as aforesaid the rate of accumulation of the annual payments to every such sinking fund being an accumulating sinking fund shall be three pounds per centum per annum or such other rate as the Local Government Board may from time to time approve.”

Short title.

Art. II. This Order may be cited as the Bradford Order 1918.

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

(L.S.)

W. HAYES FISHER President.
H. C. MONRO Secretary.

URBAN DISTRICT OF GAINSBOROUGH.

A.D. 1918.

*Provisional Order for altering the Gainsborough Urban
District Council (Gas) Act 1899.*

*Gainsborough
Order.*

To the Urban District Council of Gainsborough;—

And to all others whom it may concern.

WHEREAS the Urban District Council of Gainsborough (hereinafter referred to as "the Council") are the local authority within the meaning of the Public Health Act 1875 for the Urban District of Gainsborough (hereinafter referred to as "the District") and the provisions of the Gainsborough Urban District Council (Gas) Act 1899 (hereinafter referred to as "the Local Act") are in force in the District;

62 & 63 Vict.
c. lxxiv.

And whereas under the provisions of the Local Act the Council carry on a gas undertaking and supply gas within the District and certain other areas and by Section 26 of the Local Act it is provided that the price to be charged by the Council for gas supplied by them to persons who shall burn the same by meter shall not at any time exceed four shillings for every thousand cubic feet and so in proportion for every smaller quantity and by Section 54 of the Local Act provision is made with respect to the application of the gas revenue of the Council;

And whereas the Council have made application to the Local Government Board for the issue of a Provisional Order to alter or amend the Local Act in the manner hereinafter set forth:

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

38 & 39 Vict.
c. 55.

Art. I.—Section 26 of the Local Act shall have effect as if the words "five shillings for every thousand cubic feet" were inserted therein instead of the words "four shillings for every thousand cubic feet."

Increase of
maximum
price for gas.

Art. II. Section 54 of the Local Act shall be altered by the addition thereto of the following words that is to say:—

Application
of gas
revenue.

" Provided that no part of the revenue arising from their
" gas undertaking or of the annual proceeds of the reserve fund
" shall be carried by the Council to the district fund and no

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Order.

“ part of such revenue shall be carried to the reserve fund when
“ the price charged by the Council for gas supplied by them
“ to persons who shall burn the same by meter exceeds four
“ shillings for every thousand cubic feet.”

Short title.

Art. III. This Order may be cited as the Gainsborough Order 1918.

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

(L.S.)

W. HAYES FISHER President.

H. C. MONRO Secretary.

URBAN DISTRICT OF SHIPLEY.

Shipley
Order.

*Provisional Order for altering certain Local Acts and
a Confirming Act.*

To the Urban District Council of Shipley;—

And to all others whom it may concern.

WHEREAS the Urban District Council of Shipley (hereinafter referred to as “the Council”) are the local authority within the meaning of the Public Health Act 1875 for the Urban District of Shipley (hereinafter referred to as “the District”);

33 & 34 Vict.
c. lxiv.
37 & 38 Vict.
c. cvii.
1 Edw. 7.
c. ccxxxii.
4 Edw. 7.
c. lxxvi.
2 & 3 Geo. 5.
c. lvi.
47 & 48 Vict.
c. ccxv.

And whereas there are in force in the District the unrepealed provisions of the Shipley Gas Act 1870 the Shipley Local Government Act 1874 the Shipley Improvement Act 1901 the Shipley Urban District Council Act 1904 and the Shipley Urban District Council Act 1912 (each of which Acts is hereinafter referred to as the Act of the year in which it was passed and which Acts are hereinafter together referred to as “the Local Acts”) as altered by a Provisional Order of the Local Government Board dated the Seventh day of June One thousand eight hundred and eighty-four which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 8) Act 1884 (which Order and Confirming Act are hereinafter respectively referred to as “the Order of 1884” and “the Confirming Act of 1884”) and by certain other Provisional Orders duly confirmed by Parliament and by the Shipley Urban District Council Gas (Standard of Calorific Power) Order 1917 which do not affect the subject-matter of this Order;

And whereas by Section 34 of the Act of 1870 it was provided that the price to be charged by the Shipley Gas Light Company

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(hereinafter referred to as "the Company") for gas supplied by the Company to persons who should burn the same by meter should not at any time exceed four shillings and twopence per one thousand cubic feet;

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*Shipley
Order.*

And whereas by virtue of the Act of 1901 and of an agreement confirmed thereby the gas undertaking of the Company was transferred to and vested in the Council and the Council were thereby empowered to supply gas within certain areas and by Section 20 thereof it was provided that Section 34 of the Act of 1870 should be construed as if the Council were therein mentioned instead of the Company;

And whereas by Section 49 of the Act of 1874 Article IV. of the Order of 1884 and Section 236 of the Act of 1901 provision was made with regard to the sinking funds required to be established and set apart by the Council for the repayment of borrowed moneys and by Section 35 of the Act of 1904 and Section 53 of the Act of 1912 the provisions of Section 236 of the Act of 1901 were applied to the moneys borrowed under those Acts respectively;

And whereas by Section 242 of the Act of 1901 provision was made as to the application of the revenue arising from the gas undertaking of the Council;

And whereas the Council have made application to the Local Government Board for the issue of a Provisional Order to alter or amend the Local Acts and the Confirming Act of 1884 so far as it relates to the Order of 1884 in the manner hereinafter set forth:

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 297 and 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 the Local Acts and the Confirming Act of 1884 so far as it relates to the Order of 1884 shall be altered so that the following provisions shall take effect that is to say:—

38 & 39 Vict.
c. 55.

Art. I. Section 34 of the Act of 1870 as amended by the Act of 1901 shall have effect as if the words "five shillings and fivepence per one thousand cubic feet" were inserted therein instead of the words "four shillings and twopence per one thousand cubic feet."

Increase of
maximum
price for
gas.

Art. II. Section 242 of the Act of 1901 shall be altered by the addition thereto of the following words that is to say:—

Application
of gas
revenue.

"Provided that no part of the revenue arising from their gas undertaking shall be carried by the Council to the district fund or to the reserve fund when the price charged by the Council for gas supplied by them to persons burning the same by meter exceeds four shillings and twopence per one thousand cubic feet."

[Ch. xlv.] *Local Government Board's* [8 & 9 GEO. 5.]
Provisional Orders Confirmation (No. 3) Act, 1918.

1918.

Shipleys
Order.

Rate of accumulation of annual payments to sinking funds for discharge of loans.

Short title.

Art. III. Notwithstanding anything contained in the Local Acts or the Order of 1884 the rate of accumulation of the annual payments to any sinking fund (being an accumulating sinking fund) which the Council are required by any of the Local Acts or by the Order of 1884 to set aside for the repayment of borrowed moneys shall be three pounds per centum per annum or such other rate as the Local Government Board may from time to time approve.

Art. IV. This Order may be cited as the Shipleys Order 1918.

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

(L.S.)

W. HAYES FISHER President.
H. C. MONRO Secretary.

URBAN DISTRICT OF SIDMOUTH.

Sidmouth
Order.

Provisional Order for altering the Sidmouth Urban District Council Act 1912.

To the Urban District Council of Sidmouth ;—
And to all others whom it may concern.

2 & 3 Geo. 5.
c. viii.

WHEREAS the Urban District Council of Sidmouth (hereinafter referred to as "the Council") are the local authority within the meaning of the Public Health Act 1875 for the Urban District of Sidmouth (hereinafter referred to as "the District") and the provisions of the Sidmouth Urban District Council Act 1912 (hereinafter referred to as "the Local Act") are in force in the District ;

And whereas under the provisions of the Local Act the Council carry on a gas undertaking and supply gas within the District and by Section 16 of the Local Act it is provided that the price to be charged by the Council for gas supplied by them to persons who shall burn the same by meter shall not at any time exceed four shillings and sixpence per one thousand cubic feet ;

And whereas the Council have made application to the Local Government Board for the issue of a Provisional Order to alter or amend the Local Act in the manner hereinafter 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

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and after the date of the Act of Parliament confirming this Order the Local Act shall be altered so that the following provisions shall take effect that is to say:—

A.D.1918.
—
Sidmouth
Order.

Art. I. Section 16 of the Local Act shall have effect as if the words “five shillings and sixpence per one thousand cubic feet” were inserted therein instead of the words “four shillings and sixpence per one thousand cubic feet.”

Increase of
maximum
price for gas.

Art. II. Section 38 of the Local Act shall be altered by the addition thereto of the following words that is to say:—

Application
of gas
revenue.

“Provided that no part of the money received in respect of their gas undertaking shall be carried by the Council to the district fund or to the reserve fund when the price charged by the Council for gas supplied by them to persons who shall burn the same by meter exceeds four shillings and sixpence per one thousand cubic feet.”

Art. III. This Order may be cited as the Sidmouth Order 1918. Short title.

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

(L.S.)

W. HAYES FISHER President.

H. C. MONRO Secretary.

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