



CHAPTER xxxviii.

An Act to extend the District and the limits of Water Supply of the Local Board for the District of Nelson in the county of Lancaster and to confer upon them further powers with respect to the acquisition and management of a Recreation Ground and the improvement and government of their District and the raising of money ; and for other purposes. A.D. 1886.
[25th September 1886.]

WHEREAS the Local Board for the district of Nelson in the county of Lancaster (in this Act called "the Local Board") is the urban sanitary authority for the said district :

And whereas it is expedient that the limits of the said district should be extended so as to include therein so much of the hamlet of Great Marsden in the township of Great and Little Marsden in the parish of Whalley as is not comprised in the said district and in the district of the Colne and Marsden Local Board and which now forms part of the rural sanitary district of Burnley :

And whereas by the Nelson Water and Gas Act 1866 (in this Act called "the Act of 1866") the Local Board were authorized to supply water within the district as it existed at the time of the passing of that Act and also in the hamlet of Little Marsden which was in and part of the township of Great and Little Marsden aforesaid and to supply gas within the said district and also in the several townships or places of Barrowford Booth and Great and Little Marsden in the parish of Whalley :

And whereas by a Provisional Order of the Secretary of State for the Home Department dated the twenty-third day of May one thousand eight hundred and seventy-one confirmed by the Local Government Supplemental Act 1871 (No. 4) the limits of the water supply of the Local Board were extended so as to include therein the township of Barrowford Booth in the parish of Whalley and it is expedient that the limits of the water supply of the Local Board

A.D. 1886. — should be further extended so as to include the area added to the district of the Local Board by this Act :

And whereas it is expedient that the agreement set forth in the First Part of the Second Schedule to this Act should be confirmed and that provision should be made for the acquisition and user by the Local Board for the purposes and with the powers in this Act mentioned and contained of the lands mentioned in that agreement :

And whereas by the Act of 1866 as amended by a Provisional Order of the Local Government Board dated the twenty-second day of May one thousand eight hundred and seventy-three confirmed by the Local Government Board's Provisional Orders Confirmation Act 1873 (No. 5) the Local Board were empowered to borrow the sum of fifty thousand pounds for the purposes of that Act without distinguishing the amounts to be raised for waterworks and gasworks purposes respectively :

And whereas by the Nelson Local Board Act 1879 (in this Act called "the Act of 1879") the Local Board were authorized to extend their waterworks and to borrow for waterworks purposes the further sum of twenty-five thousand pounds :

And whereas the Local Board have borrowed and expended for waterworks and gasworks purposes the whole of the said sums of fifty thousand pounds and twenty-five thousand pounds and they have also up to the twenty-fifth day of March one thousand eight hundred and eighty-six expended for the like purposes a further sum of nine hundred and sixty pounds four shillings and eleven pence :

And whereas the Local Board are carrying out a scheme for the main sewerage and sewage disposal of their district and have with the sanction of the Local Government Board borrowed and expended for that purpose a sum of twelve thousand pounds and have also up to the said twenty-fifth day of March one thousand eight hundred and eighty-six expended for the same purpose a further sum of two thousand six hundred and thirty-five pounds three shillings and three pence :

And whereas the Local Board have with the sanction of the Local Government Board borrowed and expended in private street improvements a sum of one thousand seven hundred and fifty pounds and have up to the said twenty-fifth day of March one thousand eight hundred and eighty-six also expended for the same purposes a further sum of seven hundred and seventy-eight pounds and one penny :

And whereas the said sums of nine hundred and sixty pounds four shillings and eleven pence two thousand six hundred and thirty-five pounds three shillings and three pence and seven hundred and

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seventy-eight pounds and one penny have been defrayed by the Local Board out of moneys borrowed by them under the powers or some or one of the powers conferred by the Acts of 1866 and 1879 and it is expedient that the expenditure on capital account of the said additional sums should be confirmed :

And whereas a statement of the borrowing powers indebtedness and sinking funds of the Local Board up to the twenty-fifth day of March one thousand eight hundred and eighty-six is set forth in the Third Schedule to this Act :

And whereas the Local Board require further money to enable them to meet the increasing demand for water and gas within their district and for carrying out the system of main sewerage and sewage disposal and for the purchase and maintenance of the lands mentioned in the said agreement :

And whereas estimates have been prepared by the Local Board for carrying out the several purposes hereinbefore mentioned and the same are as follows (that is to say) :

	£
For waterworks purposes	2,500
For gasworks purposes	12,000
For recreation ground	8,000
For main sewerage and sewage disposal	2,500

And whereas the several works included in such estimates are permanent works within the meaning of section two hundred and thirty-four of the Public Health Act 1875 :

And whereas it is expedient that the Local Board should be authorized to raise further moneys for the purposes aforesaid in manner by this Act provided :

And whereas it is expedient that the powers of the Local Board should be extended and enlarged and that further and better provision should be made with reference to streets and buildings and sanitary matters and otherwise for the improvement and good government of the district and that the Acts and orders relating to the district should be in certain respects amended :

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

And whereas an absolute majority of the whole number of the members of the Local Board at a meeting held on the twelfth day of December one thousand eight hundred and eighty-five after ten clear days' notice by public advertisement of such meeting and of the purpose thereof in the Colne and Nelson Times being a local newspaper published or circulating in the district of the Local Board such notice being in addition to the ordinary notices required for summoning such meeting resolved that the expense in relation to

A.D. 1886. — promoting the Bill for this Act should be charged on the district fund and general district rate:

And whereas such resolution was published twice in the same local newspaper and has received in respect of the extension of the district and of matters under the control of the Local Government Board the approval of that Board and in respect of other matters the approval of one of Her Majesty's Principal Secretaries of State

And whereas the propriety of the promotion of the Bill for this Act was confirmed by an absolute majority of the whole number of the members of the Local Board at a further special meeting held on the second day of March one thousand eight hundred and eighty-six in pursuance of a similar notice being not less than fourteen days after the deposit of the Bill in Parliament:

And whereas the owners and ratepayers of the said district by resolution in the manner provided in schedule three of the Public Health Act 1875 consented to the promotion of the Bill for this Act:

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen'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:—

PART I.—*Preliminary.*

Short title. 1. This Act may be cited for all purposes as the Nelson Improvement Act 1886.

Act divided into Parts. 2. This Act is divided into Parts as follows:—

- Part I.—Preliminary;
- Part II.—Extension of district and of water limits;
- Part III.—Streets and buildings;
- Part IV.—Private street works;
- Part V.—Overhead wires;
- Part VI.—Fires;
- Part VII.—Police;
- Part VIII.—Recreation ground;
- Part IX.—Capital and borrowing powers;
- Part X.—Miscellaneous.

Limits of Act. 3. This Act except where otherwise expressly provided shall apply exclusively to the district as defined by this Act.

Interpretation. 4. In construing this Act the following words and expressions have the meanings hereby assigned to them respectively unless there be something in the subject or context repugnant to such construction (that is to say):

“The district” means the district of Nelson as extended by this Act: A.D. 1886.

“The old district” means the district of Nelson as existing prior to this Act:

“The added area” means the area added to the old district by this Act:

“The rural sanitary district” and “the rural sanitary authority” mean respectively the rural sanitary district of Burnley and the rural sanitary authority for that district:

“The clerk” “the surveyor” “the medical officer of health” “the inspector of nuisances” mean respectively the clerk to the Local Board the surveyor to the Local Board the medical officer of health and the inspector of nuisances for the district:

“Dwelling-house” means any building or part thereof used or intended constructed or adapted to be used wholly or partly for human habitation by day or night:

“Street” has in this Act the meaning assigned to the same term in the Public Health Act 1875:

“Daily penalty” means a penalty to accrue for each day any offence shall continue after conviction thereof:

“Person” includes corporation:

“The Nelson Acts” means the Act of 1866 the Act of 1879 and this Act:

“The Public Health Acts” means the Public Health Act 1875 and any Act amending the same:

The expression “court of competent jurisdiction” or other like expression shall have effect as if the debt or demand with respect to which that expression is used were a simple contract debt and not a debt or demand created by statute and shall include any court of competent jurisdiction.

5. This Act shall be executed by the Local Board with the powers duties and indemnities and according to the provisions of the Public Health Acts and as if the purposes and provisions of this Act were purposes and provisions of those Acts and except so far as any of the provisions of those Acts are expressly varied or otherwise provided for by this Act. Act to be executed by Local Board.

PART II.—*Extension of District and of Water Limits.*

6. On and after the twenty-fifth day of March one thousand eight hundred and eighty-seven and subject to the provisions of this Act so much of the hamlet of Great Marsden in the township of Great and Little Marsden in the parish of Whalley as is not comprised in the old district and in the district of the Colne and Extension of district.

A.D. 1886. Marsden Local Board shall be added to the old district and be included within and form part of the district for all purposes and shall cease to be included in or to form part of any sanitary district other than the district. But nothing in this Act shall be construed to prevent the rural sanitary authority or the surveyors of highways of the said hamlet from suing for and recovering any rates or sums of money due to them at or immediately before the twenty-fifth day of March one thousand eight hundred and eighty-seven and such authority and surveyors respectively or either of them may accordingly sue for and recover all such rates or sums in the same manner as if this Act had not been passed.

Deposit of map of extended district.

7. And whereas a map of the district signed by the Right Honorable George Selater Booth the chairman of the Committee of the House of Commons to whom the Bill for this Act was referred has been deposited in the Private Bill Office of the House of Commons Be it enacted that within two weeks after the passing of this Act a copy of the said map signed as aforesaid shall be deposited with the clerk at his office :

A copy of the said map certified by the clerk to be a true copy shall within the said period of two weeks be deposited at each of the following offices that is to say the office of the Local Government Board and the office of the Director-General of Her Majesty's Ordnance Survey.

Copy of deposited map to be evidence.

8. Any copy of the said map deposited with the clerk certified by him to be a true copy or an extract therefrom certified by him to be true shall be received in all courts of justice or elsewhere as *prima facie* evidence of the contents of such map and such map shall at all reasonable times be open to the inspection of the persons liable to any rate leviable within the district and all persons so liable shall be entitled to a copy of or extract from such map certified by the clerk on payment of a reasonable fee for every such copy or extract.

Authority of Local Board extended.

9. Subject to the provisions of this Act all real and personal property on the twenty-fifth day of March one thousand eight hundred and eighty-seven vested in the Local Board in any capacity for the benefit of the old district but subject to all debts liabilities interests and obligations affecting the same or any part thereof or the Local Board in respect thereof shall be held by the Local Board upon trust for the district and all the jurisdiction powers rights privileges authorities and duties of the Local Board and of all officers and servants of the Local Board shall as from the said twenty-fifth day of March one thousand eight hundred and eighty-seven extend to and throughout the district and subject to the provisions of this

Act all enactments and orders immediately before the said twenty-fifth day of March one thousand eight hundred and eighty-seven in force within or applicable to the old district shall (subject to any future repeal or amendment of the same) extend and apply to the district.

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10. Any action suit prosecution or other proceeding whatsoever commenced either by or against the rural sanitary authority or any surveyor of highways in relation to the added area or any part thereof before the twenty-fifth day of March one thousand eight hundred and eighty-seven shall not abate or be discontinued or prejudicially affected by this Act but on the contrary may be maintained prosecuted or continued by in favour of or against the Local Board in like manner to all intents and purposes as if this Act were not passed or as if the Local Board instead of the rural sanitary authority or (as the case may be) the surveyor of highways were parties to such action suit prosecution or proceeding.

Actions &c.
not to abate.

11. All bye-laws rules regulations notices and orders made by the rural sanitary authority and in force within the added area or any part thereof so far as they relate to the added area or any part thereof shall as from the twenty-fifth day of March one thousand eight hundred and eighty-seven be repealed but notwithstanding such repeal all penalties and forfeitures imposed by or incurred under such bye-laws rules regulations notices and orders respectively prior to that date may be enforced and recovered by the Local Board in like manner in all respects as the same respectively might have been enforced and recovered by the rural sanitary authority if this Act had not been passed.

Repealing
existing bye-
laws &c. in
added area.

12. The Local Government Board may on the application of either the Local Board or the rural sanitary authority or the said surveyor of highways apportion between the Local Board and the rural sanitary authority or the said surveyor of highways in such manner as the Local Government Board think most equitable any property debts or liabilities belonging to or charged upon the rural sanitary district and the decision of the Local Government Board shall be binding on all parties :

Apportion-
ment of
debts and
liabilities.

The expenses of the Local Government Board including a reasonable sum not exceeding three guineas a day for the services of their inspector shall be paid by the Local Board and shall be recoverable in the same manner as any other expenses incurred by the Local Government Board may be recovered by that Board.

13. The limits within which the Local Board may supply water shall extend to and include the added area in addition to their present limits of supply and the Local Board may for the purposes

Extension of
water limits.

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of such supply exercise within such extended limits the same powers as they are by the Nelson Acts and the recited Orders authorized to exercise within their present limits.

For protection of the Lancashire and Yorkshire Railway Company.

14. In laying down or executing or in effecting the repairs and renewals of any mains pipes or other works for the supply of water within the limits of water supply as extended by this Act beyond the present limits of water supply by the Local Board upon or across over or under the railways or works now or hereafter belonging to the Lancashire and Yorkshire Railway Company the work shall be done by the Local Board under the superintendence and to the reasonable satisfaction of the principal engineer of that company and in the case of new mains pipes or other works according to such plans to be submitted to and in such manner as shall be previously reasonably approved by him and in all things by and at the expense of the Local Board who also shall make good the roads over any bridges level crossings and approaches maintained by the said company and which may be disturbed or interfered with thereby and such work shall be constructed or executed so as to cause no injury to such railways bridges level crossings approaches and other works and so as not to impede or interrupt the passage of traffic over such railways.

PART III.—*Streets and Buildings.*

Continuations of existing streets to be deemed new streets.

What to be deemed new buildings.

15. Every continuation of an existing street shall for the purposes of the Public Health Acts and any bye-laws made thereunder and for the time being in force within the district be deemed a new street.

16. From and after the passing of this Act—

The erecting of any building;

The re-erecting wholly or partially on the same site of any building of which an outer wall is pulled down to or within ten feet of the surface of the adjoining ground and of any frame building so far pulled down as to leave only the framework of the ground floor story thereof;

The converting into a dwelling-house any building not originally constructed for human habitation;

The reconverting into a dwelling-house any building which has been discontinued as and appropriated for any purpose other than that of a dwelling-house;

The converting into two or more dwelling-houses any building constructed originally as one dwelling-house;

The making of any addition to an existing building by raising any part thereof or making any projection therefrom but so far as regards such addition only; and

The roofing or covering over of an open space between walls or buildings;

shall for all purposes of the Nelson Acts and of the Public Health Acts and of any bye-law made thereunder respectively be deemed to be the erecting of a new building and the word building shall for all such purposes include an erection or building of a permanent character of whatever material constructed and whether removable or affixed to the soil.

17. It shall not be lawful for any person to erect any dwelling-house or other building upon any site which shall have been filled up with any material impregnated with faecal matter or with any animal or vegetable matter which in the opinion of the surveyor or medical officer of health may tend by decomposition or otherwise to the prejudice of the health of any future resident or occupier of such house or building or of any resident in the neighbourhood except upon a certificate of such surveyor or officer that proper precautions in his opinion have been taken to obviate any such result and every person who erects or causes to be erected either wholly or partially any building on any such ground shall for every such offence be liable to a penalty not exceeding five pounds and a daily penalty not exceeding forty shillings.

Preventing building on ground filled up with offensive matter.

18. The level of the ground floor of every new dwelling-house shall if so required by the Local Board be at least six inches above the level of the footway street or court adjoining such dwelling-house at the point where the same adjoins such dwelling-house whether there shall be a cellar to such dwelling-house or not and the floor of every cellar in every such dwelling-house shall be laid with hard flags or tiles or with such other non-absorbent material as may be approved by the Local Board.

Levels of new dwelling-houses and construction of cellars.

19. The approval by the Local Board of any plan of any new streets or new buildings shall be void if the execution of the work specified in such plan be not commenced and bonâ fide proceeded with to the satisfaction of the Local Board within the following periods (that is to say):

Approval of plans of streets or buildings.

As to plans approved after the passing of this Act within two years from the date of such approval: and

As to plans approved before the passing of this Act within one year from the passing of this Act:

and in cases where the approval by the Local Board of any such plan

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has become void fresh notice deposits and approval shall unless the Local Board otherwise determine be requisite :

The Local Board shall give notice of the provisions of this section to every person intending to lay out a new street or to erect a new building the plans for which have been approved before the passing of this Act :

The Local Board may attach to their approval of the plans and sections of any new building any condition which they deem proper as to alterations in or additions to the sanitary arrangements of such building and the plans with such alterations and additions shall be deemed to be the plans approved by the Local Board.

After two months' suspension fresh notice must be given.

20. In case any contractor or builder having duly begun the laying out of any new street or the erection of any new building suspends the progress and completion of such laying out or erection for any period exceeding two months and again goes on with the same or in case the contractor or builder employed in such laying out or erection is changed during the progress thereof notice in writing of such resumption of work or change as the case may be and of the name of the contractor or builder to be employed to go on with such laying out or erection shall be given by the person actually engaged in or responsible for the work to the surveyor or left at his office and every person making default shall for every offence be liable to a penalty not exceeding five pounds.

Crossings for horses or vehicles over footways.

21. Every person desirous of forming a communication for horses or vehicles across any kerbed footpath so as to afford access to any premises from a street shall first submit to the Local Board a plan of the proposed communication showing where it will cut the footpath and what provision (if any) is made for kerbing and for a paved crossing and the dimensions and gradients of the necessary works and such person after having obtained the sanction of the Local Board shall carry out the works at his own expense under the supervision and to the satisfaction of the surveyor and not otherwise and if any person shall drive or permit or cause to be driven any horse or vehicle across any footway unless and until the same has had such communication as aforesaid made and approved by the Local Board he shall be liable to a penalty not exceeding forty shillings.

As to sanitary pans.

22. The Local Board may if they think fit authorize or require the use of a sanitary-pan or pan-closet or ash-tub in any case in which they are authorized to require the use of a privy water-closet or ash-pit and they may prescribe the size and materials of which such pans or tubs shall be constructed and the times of removing and replacing the same and the provisions of the Public Health Act 1875 and any bye-law made thereunder respectively with respect to

the providing of privies water-closets earth-closets or ash-pits shall apply mutatis mutandis in the case of sanitary-pans or pan-closets or ash-tubs the use of which may be required by the Local Board.

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23. If at any time it appear to the Local Board on the report of the medical officer of health the inspector of nuisances or the surveyor that any building whether built or rebuilt before or after the passing of this Act is without a sufficient privy water-closet ~~earth-closet~~ pan-closet sanitary-pan ash-pit ash-tub or other sanitary accommodation the Local Board may give notice in writing to the owner or occupier of such building requiring him within such time as shall be specified in such notice to provide such privy water-closet earth-closet pan-closet sanitary-pan ash-pit ash-tub or other sanitary accommodation as they shall think fit and if any such owner or occupier makes default in complying with such requirement to the satisfaction of the Local Board within the time specified in such notice he shall be liable to a penalty not exceeding forty shillings and to a daily penalty not exceeding forty shillings Provided always that where in the opinion of the Local Board a privy water-closet earth-closet pan-closet sanitary-pan ash-pit ash-tub or other sanitary accommodation as aforesaid may be used in common by the inmates of two or more buildings the Local Board may if they think fit dispense with the providing of a separate privy water-closet earth-closet pan-closet sanitary-pan ash-pit or ash-tub or other sanitary accommodation as aforesaid for each building Any notice under this section may either be a separate notice or may be included in or form part of a notice requiring the filling up or removal of a privy cesspool or ash-pit.

Power to
order closets
&c. to be
provided.

24. The Local Board for the purpose of supplying a court or place with a privy water-closet earth-closet pan-closet sanitary-pan ash-pit ash-tub or other sanitary accommodation may from time to time take by agreement any building and remove the same and execute all consequent and necessary structural and other works and the owner or owners of such houses in the court or place benefited thereby shall be liable to pay the expenses incurred by the Local Board in the execution of the powers conferred by this section and the amount thereof shall be apportioned among those owners by the surveyor in proportion to the rateable value of the property held by them in such court or place and the amount apportioned to each owner shall be payable by and recoverable from him.

Power to
supply
houses or
courts with
privies &c.

25. In addition to all other powers vested in them the Local Board may if the surveyor or inspector of nuisances shall report in writing to the Local Board that any dwelling-house is not provided with a proper sink or drain or other necessary appliances

Summary
power for
providing
sinks and
drains for
dwelling-
houses.

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for carrying off refuse water from such dwelling-house by notice under the hand of the clerk require the owner of such dwelling-house in the manner and within the time to be specified in such notice to provide such sink drain or other appliances. If any such owner shall neglect to comply with such notice within the time therein appointed he shall be liable for every such offence to a penalty not exceeding five pounds and a daily penalty not exceeding twenty shillings.

Pipes from
slopstones to
be discon-
nected from
sewers.

26. Every pipe from any slopstone in a building and any other pipe for carrying off waste water from such building whether erected before or after the passing of this Act shall where such arrangement is practicable and the Local Board so require be carried through the external wall of such building and shall be constructed so as to discharge in the open air outside such building over a channel leading into a drain or sewer and every opening of such drain or sewer shall be properly trapped and every person who offends against this enactment shall for every such offence be liable to a penalty not exceeding twenty shillings and to a daily penalty not exceeding ten shillings. Provided always that with respect to a building erected before the passing of this Act the above penalties shall not be enforced unless default has been made for fourteen days in complying with a notice from the Local Board requiring the owner or occupier of such building to comply with the provisions of this section.

Prevention
of nuisances.

27. If any middenstead ash-pit privy or water-closet within the district used in common by the inmates of any premises used as a separate dwelling and also by any other persons or the approaches to or the walls floors seats or fittings of any middenstead ash-pit privy or water-closet or any of them is or are in the opinion of the Local Board or of their surveyor or medical officer of health in such an unclean state or condition as to be a nuisance or annoyance to any inhabitant of the district every person whose act or default has caused or contributed to cause such unclean state or condition shall be liable to pay a penalty not exceeding ten shillings and a daily penalty not exceeding five shillings.

No con-
venience to
be placed in
any street
without con-
sent of Local
Board.

28. No person shall after the passing of this Act make or provide any urinal or similar convenience in or adjoining to any street without the consent in writing of the Local Board and if any urinal or convenience now or hereafter erected in or adjoining any street shall in the opinion of the medical officer of health or inspector of nuisances be so placed as to be offensive to public decency the Local Board may by notice in writing require the owner to remove such urinal or convenience to a place indicated in the

notice as free from such objection and any person offending against this enactment shall be liable to a daily penalty not exceeding twenty shillings. A.D. 1886.

29. Where in the plan of a building submitted to and approved by the Local Board such building is described as a lock-up shop workshop shed or place of business the use of such building or any part thereof for the purposes of habitation by any person other than the person placed therein to take care thereof shall be an offence against this Act and shall be deemed to be committed on the day when such user is made known to the Local Board Every person so using such building or permitting the same to be used shall for every such offence be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings. Buildings described as lock-up shops not to be used as dwellings.

30. If the footway of any street belonging to or under the management of the Local Board be injured by or in consequence of any excavations on lands adjoining to such footway the Local Board may repair or replace the footway injured and all damages and expenses of or arising from such injury and repair or replacement shall be paid to the Local Board by the owner of the lands on which such excavation has been made. Recovery of damages caused to footways by excavations.

31. No coal-shoot area or cellar-grating or opening shall be hereafter placed in any street or any land lying open to but not actually forming part of any street except with the written consent of the Local Board which consent may be given on such terms and conditions as to materials size position and protection and otherwise in each case as the Local Board may see fit. Coal-shoots, &c.

32. All vaults arches and cellars at any time existing under any street or any land lying open to but not actually forming part of any street within the district and all openings into such vaults arches or cellars in the surface of any such street or land and all cellar-heads gratings guard-stones lights and coal-holes existing in the surface of any such street or land and all landings flags or stones supporting the same respectively shall be by the owners or occupiers of the same or of the houses or buildings to which the same respectively belong kept in substantial repair and in good and proper condition and so as not to occasion any injury to the street or passengers therein and in default thereof it shall be lawful for the Local Board after twenty-four hours' notice in that behalf to cause the same respectively to be repaired and put in good order and the expenses of so doing shall be settled by the surveyor and be paid to the Local Board by such owner or occupier respectively. As to repair of vaults &c. under streets.

33. The provisions of section thirty-one of the Towns Improvement Clauses Act 1847 shall extend to all vaults arches and cellars Section 31 of 10 & 11 Vict. c. 34 extended to

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vaults under
footways.Ovens and
furnaces to
have pro-
tecting walls.Removal of
projections
over streets.Penalty on
workmen
doing wilful
damage.Under-
takings &c.
to bind
successive
owners.Exempting
railway com-
panies from
part of Act
relating to
streets and
buildings.

to be made within the district whether made under the carriageway or under the footway of any street.

34. The owner of any oven to be used by any baker for the first time after the passing of this Act and of every furnace used by any tradesman or artificer for the first time after the passing of this Act shall construct a wall of not less than nine inches in thickness between the fire of the oven or furnace and the wall of the building in which such oven or furnace shall be and such wall shall be constructed above below and around the oven or furnace to the satisfaction of the Local Board and every person acting in contravention of the provisions of this section shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings.

35. Sections sixty-nine and seventy of the Towns Improvement Clauses Act 1847 incorporated with the Public Health Act 1875 shall extend and apply to any crane or apparatus for hoisting or lowering goods and any other like projections from or at any building and whether erected before or after the passing of this Act.

36. If any workman labourer servant or other person employed in or about any new works within the district wilfully and without the privity or consent of the owner or person causing such work to be done does anything in or about such works contrary to the provisions herein contained he shall for every such offence be liable to a penalty not exceeding twenty shillings.

37. Every undertaking or agreement in writing given by or to the Local Board to or by or on behalf of any owner of property on the passing of plans or for the removal of obstructions or otherwise in connection with the property of such owner shall be binding upon the owner of the property for the time being and upon the Local Board and may be enforced by either party by penalty in any court of summary jurisdiction for each breach of such undertaking or agreement not exceeding five pounds and a daily penalty of twenty shillings and such owner shall be entitled to require from the Local Board a copy of such undertaking or agreement.

38. The provisions of this Part of this Act shall not nor shall any bye-law thereunder extend or apply to any building (not being a dwelling-house) used by a railway company as a part of or in connection with their railway nor to any streets bridges viaducts or other such works which belong to or are to be maintained by any railway company.

PART IV.—*Private Street Works.*

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39. (1) Where any street (not being a highway repairable by the inhabitants at large) or any part of any such street is not sewered levelled paved metalled flagged kerbed channelled or made good or is not lighted to the satisfaction of the Local Board the Local Board may from time to time resolve with respect to such street or part to do any one or more of the following works (in this Act called "private street works") that is to say to sewer level pave metal flag kerb channel or make good or to provide proper means for lighting such street or part and the expenses incurred by the Local Board in executing private street works shall be apportioned (subject as in this Act mentioned) on the premises fronting adjoining or abutting on such street or part Any such resolution may include several streets or parts of streets or may be limited to any part or parts of a street:

Private
street works.

(2) The surveyor shall prepare as respects each street or part of a street—

(a) A specification of the private street works referred to in the resolution with plans and sections (if applicable);

(b) An estimate of the probable expenses of the works;

(c) A provisional apportionment of the estimated expenses among the premises liable to be charged therewith under this Act:

Such specifications plans and sections estimates and provisional apportionments shall comprise the particulars prescribed in the First Part of the First Schedule to this Act and shall be submitted to the Local Board who may by resolution approve the same respectively with or without modification or addition as they think fit:

(3) The resolution approving the specifications plans and sections (if any) estimates and provisional apportionments shall be published in the manner prescribed in the Second Part of the First Schedule to this Act and copies thereof shall be served on the owners of the premises shown as liable to be charged in the provisional apportionment During one month from the date of the first publication the approved specifications plans and sections (if any) estimates and provisional apportionments (or copies thereof certified by the surveyor) shall be kept deposited at the Local Board offices and shall be open to inspection at all reasonable times.

40. During the said month not fewer than one-third in number of the owners of any premises shown in a provisional apportionment as liable to be charged with the expenses of executing the works or the owners or owner of any premises shown in a provisional apportionment as liable to be charged with one-third or upwards

Objections to
proposed
works.

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of such expenses may by written notice served on the Local Board object to the proposals of the Local Board on any of the following grounds (that is to say) :

- (a) That an alleged street or part is not or does not form part of a street within the meaning of this Act ;
- (b) That a street or part is (in whole or in part) a highway repairable by the inhabitants at large ;
- (c) That there has been some material informality defect or error in or in respect of the resolution notice plans sections or estimate ;
- (d) That the proposed works are insufficient or unreasonable or that the estimated expenses are excessive ;
- (e) That any premises ought to be excluded from or inserted in the provisional apportionment ;
- (f) That the provisional apportionment is incorrect in respect of some matter of fact to be specified in the objection, or (where the provisional apportionment is made with regard to other considerations than frontage as hereinafter provided) in respect of the degree of benefit to be derived by any persons or the amount or value of any work already done by the owner or occupier of any premises :

Provided that any owner of any premises shown in a provisional apportionment as liable to be charged may object in manner afore-said on the ground that any premises ought to be excluded or included or on the ground that the provisional apportionment is incorrect in respect of some matter mentioned in the last preceding sub-section :

For the purposes of this Act joint tenants or tenants in common may object through one of their number authorized in writing under the hands of the majority of such joint tenants or tenants in common.

Hearing and
determina-
tion of objec-
tions.

41. (1) The Local Board at any time after the expiration of the said month may apply to a court of summary jurisdiction to appoint a time for determining the matter of all objections made as in this Act mentioned and shall publish a notice of the time and place appointed and copies of such notice shall be served upon the objectors and at the time and place so appointed any such court may proceed to hear and determine the matter of all such objections in the same manner as nearly as may be and with the same powers and subject to the same provisions with respect to stating a case as if the Local Board were proceeding summarily against the objectors to enforce payment of a sum of money summarily recoverable. The court may quash in whole or in part or may amend the resolution plans sections estimates and provisional apportionments or any of

them on the application either of any objector or of the Local Board A.D. 1886.
The court may also if it thinks fit adjourn the hearing and direct
any further notices to be given:

(2) No objection which could be made under this Act shall be
otherwise made or allowed in any court proceeding or manner
whatsoever:

(3) The costs of any proceedings before a court of summary
~~jurisdiction in relation~~ to objections under this Act shall be in the
discretion of the court and the court shall have power if it thinks
fit to direct that the whole or any part of such costs ordered to be
paid by an objector or objectors shall be paid in the first instance
by the Local Board and charged as part of the expenses of the works
on the premises of the objector or objectors in such proportions as
may appear just.

42. (1) The Local Board may include in any works to be done Incidental
works.
under this Act with respect to any street or part any works which
they think necessary for bringing the street or part as regards
sewerage drainage level or other matters into conformity with any
other streets (whether repairable or not by the inhabitants at large)
including the provision of surface and storm water outlets where
necessary:

(2) The Local Board in any estimate of the expenses of private
street works may include a commission not exceeding five pounds
per centum (in addition to the estimated actual cost) in respect of
surveys and superintendence.

43. In a provisional apportionment of expenses of private street Apportion-
ment of ex-
penses.
works the apportionment of expenses against the premises fronting
adjoining or abutting on the street or part in respect of which the
expenses are to be incurred shall unless the Local Board otherwise
resolve be apportioned according to the frontage of the respective
premises but the Local Board may if they think just resolve that in
settling the apportionment regard shall be had to the following
considerations (that is to say):

(a) The greater or less degree of benefit to be derived by any
premises from such works:

(b) The amount and value of any work already done by the
owners or occupiers of any such premises.

44. The Local Board may from time to time amend the speci- Amendment
of plans &c.
fications plans and sections (if any) estimates and provisional
apportionments for any private street works but if the total amount
of the estimate in respect of any street or part of a street is
increased such estimate and the provisional apportionment shall be
published in manner prescribed in the Second Part of the First

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Schedule to this Act and shall be open to inspection at the Local Board offices at all reasonable times and copies thereof shall be served on the owners of the premises affected thereby and objections may be made to the increase and apportionment and if made shall be dealt with and determined in like manner as objections to the original estimate and apportionment.

Final apportionment and recovery of expenses.

45. When any private street works have been completed and the actual expenses thereof ascertained the surveyor shall make a final apportionment by dividing the actual expenses and the commission aforesaid in the same proportions in which the estimated expenses were divided in the original or amended provisional apportionment as the case may be and such final apportionment shall be conclusive for all purposes and the sums apportioned thereby shall be recoverable in manner provided by this Act or in the same manner as private improvement expenses are recoverable under the Public Health Act 1875 including the power to declare any such expenses to be payable by instalments:

Provided that the owners or owner of any premises shown in the final apportionment as liable to be charged with any part of the actual expenses may if such expenses exceed the estimated expenses by more than ten per centum appeal to the court of quarter sessions and the court may either confirm the apportionment or may order that the excess of such actual expenses shall be borne and paid in whole or in part by the Local Board.

Charge on premises.

46. (1) Any premises included in the final apportionment and all estates and interests from time to time therein shall stand and remain charged (to the like extent and effect as under section two hundred and fifty-seven of the Public Health Act 1875) with the sum apportioned against them as from the date of the final apportionment with interest at the rate of five pounds per centum per annum and the Local Board shall for the recovery of such sum and interest have all the same powers and remedies under the Conveyancing and Law of Property Act 1881 and otherwise as if they were mortgagees having powers of sale and lease and of appointing a receiver:

(2) The Local Board shall keep a register of charges under this Act and of the payments made in satisfaction thereof and the register shall be open to inspection to all persons at all reasonable times on payment of not exceeding one shilling in respect of each name or property searched for and the Local Board shall furnish copies of any part of such register to any person applying for the same on payment of such reasonable sum as may be fixed by the Local Board.

47. The Local Board if they think fit from time to time (in addition and without prejudice to any other remedy) may recover summarily in a court of summary jurisdiction or as a simple contract debt by action in any court of competent jurisdiction from the owner for the time being of any premises in respect of which any sum is due for expenses of private street works the whole or any portion of such sum together with interest at a rate not exceeding five pounds per centum per annum from the date of the final apportionment till payment thereof.

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Recovery of
expenses
summarily
or by action.

48. The Local Board if they think fit may at any time resolve to contribute the whole or a portion of the expenses of any private street works and may pay the same out of the district fund or general district rate.

Contribution
by Local
Board to
expenses.

49. The incumbent or minister or trustee of any church chapel or place appropriated to public religious worship which is for the time being by law exempt from rates for the relief of the poor shall not be liable to any expenses of private street works as the owner of such church chapel or place or of any churchyard or burial ground attached thereto nor shall any such expenses be deemed to be a charge on such church chapel or other place or on such churchyard or burial ground or to subject the same to distress execution or other legal process but the proportion of expenses in respect of which an exemption is allowed under this section shall be borne and paid by the Local Board.

Exemption
from ex-
penses of
incumbent of
church &c.

50. All owners of buildings or lands being persons who under the Lands Clauses Consolidation Act 1845 are empowered to sell and convey or release lands may charge such buildings or lands with such sum as may be necessary to defray the whole or any part of any expenses which the owners of or any persons in respect of such buildings or lands for the time being are liable to pay under this Part of this Act and the expenses of making such charge and for securing the repayment of such sum with interest may mortgage such buildings or lands to any person advancing such sum but so that the principal due on any such mortgage shall be repaid by equal yearly or half-yearly payments within thirty years.

Power for
limited
owners to
borrow for
expenses.

51. Whenever the Local Board are by this Act or any byelaw for the time being in force within the district authorized to execute re-execute or alter any work act or thing in default of the owner occupier or other person required to do the same and whenever the Local Board execute any works upon the application of or by agreement with the owner of the lands houses or other property for or in respect of which the same are to be executed the Local Board may apply the district fund in or towards the executing re-executing or

Power to
apply dis-
trict fund
in executing
works for
private
owners.

A.D. 1886. altering of such work act or thing but this section shall not affect the liability of any such owner occupier or other person to repay the moneys expended by the Local Board.

Adoption of private streets.

52. Whenever all or any of the private street works in this Act mentioned have been executed in a street or part of a street by the Local Board and the Local Board are of opinion that such street or part ought to become a highway repairable by the inhabitants at large they may by notice to be fixed up in such street or part declare the whole of such street or part to be a highway repairable by the inhabitants at large and thereupon such street or part as defined in the notice shall become a highway repairable by the inhabitants at large:

Provided that no such street shall become a highway so repairable if within one month after such notice has been put up the owner or the majority in number or value of owners of such street by notice in writing to the Local Board object thereto and in ascertaining such majority joint owners shall be reckoned as one owner.

On street being paved &c. Local Board to declare same public highway.

53. If any street is now or shall hereafter be sewered levelled paved metalled flagged kerbed channelled and made good (all such works being done to the satisfaction of the Local Board) then on the application in writing of the greater part in value of the owners of the houses and land in such street the Local Board shall within three months from the time of such application declare in writing under their common seal the same to be a public highway and thereupon the said street shall become a public highway and shall be thereafter repaired by the Local Board.

Railway abutting but not communicating with streets not to be chargeable with expenses under this Act.

54. No railway company shall be deemed to be an owner or occupier for the purposes of this Part of this Act in respect of any land of such company upon which any street shall wholly or partially front or abut and which shall be used by such company solely as a part of their line of railway or sidings, and shall have no direct communication with such street and the expenses incurred by the Local Board under the powers of the Public Health Acts or of this Part of this Act which but for this provision such railway company would be liable to pay shall be paid to the Local Board in accordance with the provisions of this Part of this Act by the other owners having frontages abutting on such street and in such proportion as shall be settled by the surveyor and in the event of such railway company subsequently making a communication with such street they shall notwithstanding such payment as last aforesaid pay to the Local Board the expenses which but for the foregoing provision such railway company would in the first instance have been liable to

pay and the Local Board shall divide among the other owners for the time being having frontages abutting on such street the amount so paid by such railway company to the Local Board in such proportion as shall be settled by the surveyor. But this section shall not apply to any street existing or the plans for which have been approved at the date of the passing of this Act.

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PART V.—*Overhead Wires.*

55. (1) The Local Board may from time to time make alter and repeal byelaws for prevention of danger or obstruction to the public from posts wires tubes or any other appliances or apparatus stretched or placed over above along or across any street (whether before or after the passing of this Act) for the purpose of any telegraph telephone railway signalling or other purpose :

Byelaws for prevention of danger from telegraph wires &c.

(2) By such byelaws provision may be made for the inspection and examination by the Local Board of any such posts wires tubes or other appliances or apparatus and for the prohibition of any such posts wires tubes or other appliances or apparatus being or continuing to be stretched or placed as aforesaid in such manner as to be dangerous or cause obstruction to the public and for the grant of licenses by the Local Board on such terms and conditions for prevention of danger or obstruction to the public as may be prescribed by such byelaws :

(3) If any post wire tube or other appliance or apparatus is continued to be stretched or placed as aforesaid in contravention of any byelaw made or of the terms and conditions of any license granted by the Local Board under this section after notice of the contravention from the Local Board it shall be lawful for the Local Board to cause the same to be removed without incurring liability for damages to the owners or lessees or any other persons entitled to the use thereof :

(4) The Local Board may impose on offenders against such byelaws such reasonable penalties as may be prescribed by such byelaws not exceeding five pounds for each offence and a daily penalty not exceeding forty shillings :

(5) Byelaws made under this section and any alteration or repeal of any such byelaw shall not take effect unless and until they have been submitted to and confirmed by the Board of Trade which Board is hereby empowered to allow or disallow or to modify or amend the same as it may think proper and such reasonable notice of the intended submission of any such byelaw or of any alteration or repeal thereof for confirmation shall be given by the Local Board

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by advertisement in one or more local newspapers circulating in the district and by circular letter to any company or person owning or leasing any post wire tube or other appliance or apparatus to which such byelaw will apply and such company or person shall be entitled to appear before the Board of Trade and object to the confirmation alteration or repeal of any byelaw and all costs incurred by any parties in reference to the application for or objection to the confirmation alteration or repeal of any such byelaw shall be in the discretion of the Board of Trade :

(6) The Board of Trade may exempt from the operation of any such byelaw for such period as they think proper not exceeding five years from the confirmation thereof any post wire tube or other appliance or apparatus which shall have been stretched or placed as aforesaid before such confirmation (herein-after referred to as "an existing work") And the Board of Trade may exempt from any alteration or repeal of any such byelaw for such period as they think proper not exceeding five years from the confirmation of such alteration or repeal any post wire tube or other appliance or apparatus which shall have been stretched or placed as aforesaid prior to such alteration or repeal in accordance with the byelaw proposed to be altered or repealed as originally framed :

(7) Nothing in such byelaws shall extend to any works of any undertakers within the meaning of the Electric Lighting Act 1882 to which the provisions of the said Act apply.

As to existing telegraph wires &c.

56. If during the said period of five years any existing work is in the opinion of the surveyor in such a state or position that immediate danger to any person is to be apprehended he may give information to any justice who may thereupon summon the owner or lessee thereof or other person interested therein to appear before a court of summary jurisdiction and the court may make an order requiring such owner lessee or other person or all or any of them to remove the source of danger or authorising the surveyor to do so at the expense of such owner lessee or other person or of all or any of them or such other order as may appear to the court under all the circumstances of the case to be necessary and proper.

Restrictions on placing wires &c. other than telegraph wires &c. over across or along streets.

57. It shall not be lawful for any person to fix or place any rope line cord post wire tube or other similar apparatus (other than posts wires tubes or other apparatus for telegraphic telephonic or railway signalling purposes above ground) over across or along any street without the consent of the Local Board which consent shall be in writing under the hand of the clerk and may contain such terms and conditions as the Local Board think fit Any person acting in contravention of the provisions of this section or

of the terms and conditions (if any) of such consent shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding twenty shillings. A.D. 1886.

58. Nothing in this Part of this Act shall extend to any posts wires tubes or other property of Her Majesty's Postmaster-General or to any works of any undertakers within the meaning of the Electric Lighting Act 1882 to which the provisions of the said Act apply. Saving for certain posts wire tubes &c.

59. The provisions of this Part of this Act shall not nor shall any byelaw made thereunder extend or apply to or include any apparatus for the time being belonging to any railway company or used by them in connection with their business or fixed upon posts or supports upon any railway provided such apparatus do not project or be not stretched or placed beyond such railway over any public street or be not stretched or placed over any public street crossing over such railway. Saving for railway companies as to overhead wires.

PART VI.—*Fires.*

60. Any fireman or other person appointed by the Local Board may enter and if necessary break into any building in the district being or reasonably supposed to be on fire or any buildings or lands adjoining or near thereto without the consent of any owner or occupier thereof respectively and may do all such acts and things as he may deem necessary for extinguishing fire in any such building or for protecting the same or rescuing any person or property therein from fire. Power to enter and break open premises in case of fire.

61. The Local Board may from time to time provide and maintain for any fire brigade establishment within the district such telegraphic or telephonic communications between such parts of the district as they may deem fit and in relation to any such telegraphs or telephones the Local Board shall for the purposes of the Telegraph Act 1863 be deemed to be and shall be in the like position in all respects as a company authorized by special Act of Parliament to construct and maintain telegraphs but so that it shall not be requisite for the Local Board to give any notice respecting the opening for the purposes of telegraphs of any street or court under their own management: Telegraphic &c. communications for fire brigade.

Provided that such telegraphic or telephonic communications shall not be used for the purpose of transmitting telegrams which are within the exclusive privilege conferred upon the Postmaster-General by the Telegraph Acts 1863 to 1885.

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PART VII.—Police.

Penalty on
pulling down
notice
boards.

62. If any person destroys pulls down injures or defaces any board or convenience for the reception of advertisements or any advertisement placard or bill affixed thereto or any placard or notice issued and put up by or under the direction of the Local Board or any notice of the position of a fire-plug or hydrant or any board provided by the Local Board on which any byelaw or part of a byelaw of the Local Board is painted or placed he shall for every such offence be liable to a penalty not exceeding forty shillings.

Penalty on
persons
obstructing
footway.

63. If three or more persons shall be assembled together in any street at any time of the day or night for the purpose of assaulting insulting or annoying foot passengers and if any of such persons shall not comply with the direction or request of any constable to move away so as to leave the footway clear and unobstructed or shall insult or annoy any foot passenger he shall be liable to a penalty not exceeding forty shillings.

County
byelaws
regulating
the use of
velocipedes
extended to
the district.

64. The byelaws for the time being in force for regulating the use of velocipedes and made by the justices of the peace or other the county authority for the time being of the county palatine of Lancaster shall extend and apply mutatis mutandis for regulating the use of velocipedes in the district and for the purposes of this section "velocipedes" shall include bicycles tricycles and other similar mechanical contrivances.

Prohibition
of obscene
bills &c.

65. If any person affixes to any house building wall board or convenience or delivers or exhibits to any inhabitant or passenger in or near to any street any bill or printed or written paper (whether enclosed in a sealed or other envelope or not) of an obscene or indecent nature or referring to any disease of a loathsome or secret kind or to any cure for any such disease he shall for every such offence be liable to a penalty not exceeding forty shillings or in the discretion of the justice before whom he is convicted to imprisonment for any term not exceeding one month with or without hard labour.

As to
dangerous
amusements.

66. The Local Board may prohibit the use of any whirligig or swing which in the opinion of the Local Board or any officer authorized in that behalf may be a source of danger or accident and the proprietor or other person having the control of any such whirligig or swing who causes or permits the same to be used in contravention of any such prohibition shall be liable to a penalty not exceeding five pounds.

PART VIII.—*Recreation Ground.*

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67. The agreement which is set forth in the First Part of the Second Schedule to this Act made the sixth day of October one thousand eight hundred and eighty-five between Thomas Edward Every-Clayton of the one part and the Local Board of the other part with reference to the sale and purchase of the lands therein mentioned and which are more fully described in the Second Part of the same Schedule and are herein-after referred to as “the scheduled lands” is hereby confirmed and made binding on the parties thereto. A copy of the plan referred to in the said agreement and signed by the Right Honourable George Sclater Booth the Chairman of the Committee of the House of Commons to which the Bill for this Act was referred shall be deposited with the clerk within one month after the passing of this Act:

Confirming
agreement
with Thomas
Edward
Every-Clay-
ton for
purchase of
lands for
recreation
ground.

The sale and purchase shall be evidenced by a duly stamped deed of conveyance which shall within three months after the completion of the purchase be produced to the Commissioners of Inland Revenue by the Local Board and if the said Board shall not within the said period so produce such deed the ad valorem conveyance duty with interest at the rate of five pounds per centum per annum from the date of the conveyance shall be recoverable from the Board with full costs of suit and all costs and charges attending the same.

68. The scheduled lands when acquired by the Local Board shall be deemed to be public walks or pleasure grounds within the meaning of the Public Health Acts and the provisions of those Acts with respect to public walks or pleasure grounds shall so far as the same are not inconsistent with the provisions of this Act apply to the scheduled lands.

Scheduled
lands vested
in Local
Board to be
subject to
Public
Health Acts.

69. The Local Board may from time to time for the purposes of providing places for cricket football or other games and sports or for the drill of any volunteer regiment or for the purpose of any agricultural or horticultural meeting or show or any like purpose from time to time set apart and let and demise any part or parts of the scheduled lands not being for the time being actually devoted to the purposes of a public recreation ground for such periods and at such rents and upon such conditions and stipulations and subject to such covenants and restrictions as they may from time to time determine.

Power to let
scheduled
lands for
cricket &c.

70. The Local Board may from time to time subject to the provisions of the said agreement construct and maintain in the scheduled lands stands refreshment sheds or rooms and other build-

Power to
provide
apparatus
for games

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refreshment
rooms &c.

ings either temporary or permanent with all proper conveniences connected therewith and may provide apparatus for games and recreation for the use of the public frequenting the scheduled lands and may charge for the use thereof and they may lease for any term not exceeding three years any such stand shed room or building or the right of providing and charging for such apparatus upon such terms and conditions as they think proper and the Local Board may make byelaws with respect to the use and the payment for the use of such apparatus.

Local Board
may close
recreation
ground on
special
occasions.

71. The Local Board may from time to time and on such occasions as they think fit not exceeding in all seven days in any year close any part of the scheduled lands for the time being actually devoted to the purposes of a recreation ground against the public and may on such occasions admit to any such place the members of any society or of any public or private institution or persons being attendants at or supported by any public or private institution or such other persons as the Local Board think fit for may use or let the same for the purpose of any agricultural or horticultural meeting or any like purpose and the admission of every individual to the scheduled lands on such occasions may be either with or without payment as directed by the Local Board or by such society institution or persons with the consent of the Local Board.

Local Board
may appoint
persons to
keep order
&c. in sche-
duled lands.

72. The Local Board may from time to time appoint employ and remove officers and other persons to maintain order in and attend to the scheduled lands and to secure the execution of the provisions of the Public Health Acts and this Act and of any byelaws made in pursuance thereof with respect to the scheduled lands and may pay to such officers and other persons such salaries or remuneration as they may think fit.

PART IX.—*Capital and Borrowing Powers.*

Confirming
amounts
expended
as stated
in Third
Schedule.

73. The application of the several amounts set forth in the Third Schedule to this Act under the heading of amount of debt outstanding to the various purposes therein mentioned is hereby confirmed and any mortgages by which such sums have been raised are hereby legalized :

The Local Board shall as soon as possible and not later in any case than the twenty-fifth day of March one thousand eight hundred and eighty-nine make good out of gas revenue and pay to their treasurer to the credit of the gas capital account the sum of five thousand five hundred and seventy-five pounds sixteen shillings and

fourpence mentioned in the Third Schedule to this Act as the amount of debt outstanding and unexpended.

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74. In addition to any other moneys which the Local Board are authorized to borrow they may from time to time borrow at interest on mortgage of their revenue from their waterworks and gasworks and markets and of the district fund and general district rates leviable by them or on any of such securities either together or separately such sums as they from time to time think requisite for the purposes herein-after mentioned not exceeding the following (that is to say):

Power to borrow.

	£
For waterworks purposes - - -	2,500
For gasworks purposes - - -	12,000
For recreation ground - - -	8,000
For main sewerage and sewage disposal	2,500
For the expenses of this Act such sum as may be necessary.	

75. Section seventy-one of the Act of 1866 (except so much thereof as incorporates sections eighty and eighty-four of the Commissioners Clauses Act 1847) and sections forty-nine fifty fifty-one and fifty-nine of the Act of 1879 shall except as expressly varied by this Act apply to the moneys by this Act authorized to be borrowed and to the Local Board and the clerk in respect thereof as fully and effectually as if those moneys had formed part of the moneys by those Acts respectively authorized to be borrowed.

Extending to moneys borrowed under this Act certain provisions of the Acts of 1866 and 1879.

76. Notwithstanding anything in section forty-nine of the Act of 1879 contained in order to authorize the appointment of a receiver of the waterworks or gasworks undertaking in respect of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than one thousand pounds. Such application may be made to Her Majesty's High Court of Justice in the Chancery Division and the Court may appoint a receiver on such terms as it thinks fit.

As to appointment of a receiver.

77. All provisions subsisting at the passing of this Act prescribing the time at which or the mode in which the several sums mentioned in the Third Schedule to this Act under the heading of amount authorized to be borrowed are to be repaid except the sum of twelve thousand pounds borrowed for main sewerage purposes are hereby annulled and repealed as from the twenty-fifth day of March one thousand eight hundred and eighty-six and in lieu thereof and with respect to the repayment of the sums to be borrowed under

Mode of repayment of moneys borrowed.

A.D. 1886. the powers of this Act the following provisions shall have effect (that is to say):

The Local Board shall except where otherwise expressly provided repay or provide for the repayment of the said several sums within the following periods (that is to say):

(a) As regards all such sums or portions thereof already borrowed and now owing by them (except the said sum of twelve thousand pounds and except the sum of two thousand five hundred and twenty-eight pounds and one penny outstanding for private street improvements which latter sum shall be repaid within ten years from the twenty-fifth day of March one thousand eight hundred and eighty-two) and all sums at any time re-borrowed in lieu of such first-mentioned sums or portions thereof within forty years from the twenty-fifth day of March one thousand eight hundred and eighty-six:

(b) And as regards all such sums or portions thereof hereafter to be borrowed within forty years from the twenty-fifth day of March next after the date when the same shall have been respectively borrowed:

And such repayment shall be effected either by equal yearly or half-yearly instalments of principal or of principal and interest or by a sinking fund to be annually set apart and accumulated at compound interest and to be applied and invested in manner herein-after prescribed:

And the annual sums so set apart for sinking funds shall be such equal annual sums as with the accumulations thereof at compound interest calculated at a rate not exceeding three and a half per centum per annum will be sufficient to pay off the said principal sums in the said respective periods:

All the payments to the sinking funds to be provided under this Act shall in the first instance be charged upon and defrayed out of the district fund:

All payments to the sinking fund to be provided under this Act for the repayment of moneys borrowed prior to the passing of this Act (which moneys are herein-after referred to as "the existing debt") shall be made out of the district fund the intention being that there shall be only one sinking fund for the repayment of such debt. The contributions in respect of such debt on sinking fund account to the district fund from the different accounts shall be kept up throughout the period allowed for repayment or until the whole of the existing debt shall be repaid and such contributions shall be in the same proportion throughout the period allowed

for repayment as the several sums appearing as outstanding in the Third Schedule to this Act bear to the total of such sums.

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78. The Local Board may from time to time apply the whole or any part of the sinking funds in or towards the discharge of the principal moneys for the discharge of which such funds respectively have been established. Provided that they pay in each year into the fund so applied and accumulate until the whole of the principal moneys in respect of which it shall have been accumulated shall have been discharged a sum equivalent to the interest of the sinking fund or part of the sinking fund so applied at the rate per centum upon which the payments to the sinking fund are based. Provided also that whenever and so long as the yearly income arising from any sinking fund shall be equal to the annual interest of such principal moneys then outstanding and to be paid off by means of such fund the Local Board may in lieu of investing the said yearly income apply the same in payment of such interest and may during such periods discontinue the payment to such sinking fund of the yearly sums by this Act required to be so paid thereto.

Application of sinking funds.

79. All sums paid into any sinking fund created by the Local Board under the provisions of this Act and not immediately applied in repayment of debt shall be as soon as may be invested in any manner in which trustees are by law for the time being authorized to invest trust moneys or in any mortgages debentures or debenture stock issued by any local authority as defined in section thirty-four of the Local Loans Act 1875 other than the Local Board.

Sinking fund how to be invested.

80. The clerk to the Local Board shall within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund or any instalment is required to be paid under this Act transmit to the Local Government Board a return in such form as may be prescribed by that Board and verified by statutory declaration if so required by them showing the amount which has been paid as an instalment or invested for the purpose of such sinking fund during the year preceding the making of such return and the description of the securities upon which the same has been invested and also showing the purposes to which any portion of the moneys invested for the sinking fund and the interest thereof have been applied during the same period and the total amount remaining invested at the end of the year and in the event of any wilful default in making such return such clerk shall be liable to a penalty of not exceeding twenty pounds which shall be paid to the Local Government Board and shall be recoverable by that Board in

Annual return to Local Government Board with respect to sinking fund.

A.D. 1886.

the same manner as penalties recoverable under the Public Health Act 1875 in a summary manner may be recovered by parties aggrieved within the meaning of that Act. If it appear to the Local Government Board by such return or otherwise that the Local Board have failed to pay any instalment or to set apart the sum required by this Act for the sinking fund or have applied any portion of the moneys set apart for that fund or any interest thereof to any purposes other than those authorized by this Act the Local Government Board may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund and such order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the Queen's Bench Division of the High Court of Justice:

Section fifty-three of the Act of 1879 is hereby repealed.

Power to
reborrow.

81. If the Local Board pay off any moneys borrowed by them under this Act otherwise than by means of a sinking fund or by instalments or out of the proceeds of the sale of land or of fines or premiums on leases or other moneys received on capital account they may reborrow the same and so from time to time. Provided that all moneys so reborrowed shall be repaid within the time prescribed for the repayment of the moneys in lieu of which such reborrowing is made and any amounts from time to time reborrowed shall for the purposes of repayment be deemed to form part of the same loan as the moneys in lieu of which such reborrowing has been made and the obligations of the Local Board with respect to the repayment of such moneys by means of a sinking fund or by instalments shall not be in any way affected by such reborrowing.

Power of
Local Board
to borrow
for private
street works.

82. The Local Board may from time to time with the sanction of the Local Government Board borrow moneys for the purpose of temporarily providing for expenses of private street works and may charge the same upon the general district rate and the other rates and revenue upon the security of which they are by this Act authorized to borrow money for the purposes of this Act and the provisions of this Act relating to the borrowing reborrowing and repayment of money shall extend and apply to moneys borrowed under this section except that any moneys borrowed under this section shall be repaid within such period as shall be prescribed by the Local Government Board.

Protection of
lenders from
inquiry.

83. A person lending money to the Local Board shall not be bound to see to the application or be answerable for any loss or non-application of such money or of any part thereof.

84. All moneys borrowed by the Local Board under this Act shall be applied in payment of their costs charges and expenses of and preliminary and incidental to the preparing for obtaining and passing of this Act and to the several purposes of this Act in respect of which the same were respectively borrowed and to which capital is properly applicable and to no other purpose.

A.D. 1886.

Application
of moneys
borrowed.

85. The Local Board shall keep separate accounts distinguishing revenue from capital of the receipts payments credits and liabilities in respect of the several purposes for which they are by any of their existing Acts or orders or this Act authorized to borrow money and may from time to time and so far as they conveniently can shall apportion between such several accounts any items relating jointly to two or more accounts.

Local Board
to keep
separate
accounts.

86. Sections two hundred and forty-five two hundred and forty-seven (except so much thereof as has been repealed by the District Auditors Act 1879) two hundred and forty-nine and two hundred and fifty of the Public Health Act 1875 relating to accounts and their audit and the provisions of the District Auditors Act 1879 so far as the same are applicable shall apply to the accounts of the Local Board under the Nelson Acts and to the audit of such accounts :

Audit of
accounts.

The accounts of the highway parish or reputed highway parish of Great Marsden up to the time of the commencement of this Act shall be audited by the district auditor in the same manner and with the same incidents and consequences as if this Act had not been passed.

87. Nothing in this Act shall prejudicially affect any charge on the revenues and rates or the estates and property of the Local Board subsisting at the passing of this Act and every annuitant mortgagee or person for the time being entitled to the benefit of any such charge shall have the same priority of charge and all the like rights and remedies in respect of any revenue rate or property subject to such charge as if this Act had not been passed and all such charges created before the passing of this Act shall during the subsistence thereof have priority over any mortgage or charge granted under this Act on the same revenue rate and property.

Saving
priority of
existing
charges.

PART X.—*Miscellaneous.*

88. The provisions of the Public Health Act 1875 with respect to notices orders and other such documents and the authentication and service thereof shall except where otherwise expressly provided apply to notices orders and other such documents under this Act :

Form and
service &c.
of notice by
Local Board.

A.D. 1886.

Provided that in the case of a railway company any such notice order or other document shall be delivered or sent by post addressed to the secretary of the company at their principal office or place of business.

As to appeal.

89. Any person deeming himself aggrieved by any order judgment determination or requirement or the withholding of any certificate consent or approval of or by the Local Board or of or by any officer or valuer of the Local Board or by any conviction or order made by a court of summary jurisdiction under any provision of this Act or any byelaw thereunder may appeal to the next practicable court of quarter sessions under and according to the provisions of section two hundred and sixty-nine of the Public Health Act 1875 as amended by the Summary Jurisdiction Acts.

General provisions as to byelaws.

90. All the provisions with respect to byelaws contained in sections one hundred and eighty-two to one hundred and eighty-seven (both inclusive) of the Public Health Act 1875 except so much thereof as relates to byelaws of a rural sanitary authority shall apply to all byelaws from time to time made by the Local Board under the powers of this Act (except byelaws made under Part V. of this Act) Provided that all byelaws may be partly in print and partly in writing (including lithograph).

Saving for general Acts.

91. Nothing in this Act shall exempt the Local Board from the provisions of any general Act passed or to be passed for the improvement of the sanitary condition of towns or the abatement of nuisances.

Saving for actions &c.

92. Nothing in this Act shall exempt the Local Board from any indictment suit action or other proceeding at law or in equity in respect of any nuisance caused by them.

Application of penalties.

93. Every penalty imposed by this Act shall be recoverable in a summary manner and section two hundred and fifty-one of the Public Health Act 1875 shall extend and apply to the recovery thereof and such penalty shall (except where the Local Board is the party by whom the penalty is to be paid and except where the penalty is imposed by or payable under Part VII. of this Act) belong to the Local Board and shall be paid to the treasurer of the Local Board and shall be carried by him to the credit of the district fund.

Contents of summons &c.

94. Any summons or warrant issued for any purpose of this Act may contain in the body thereof or in a schedule thereto several names and several sums.

Costs of distress.

95. Any justice who issues a warrant of distress for any purpose of this Act may order that the costs of recovery of the money to be

evied be paid by the person liable to pay such money and in that case such costs shall be ascertained by the justice and shall be included in the warrant of distress. A.D. 1886.

96. The costs charges and expenses preliminary to and of and incidental to the preparing of and applying for and the obtaining and passing of this Act shall be paid by the Local Board in the first instance out of the district fund and general district rate and ultimately out of money borrowed under and subject to the provisions of this Act in proportion to the several amounts by this Act authorized to be borrowed for the purposes of this Act other than the payment of such expenses and such costs shall include the costs of and incidental to complying with the provisions of the Act of the session of Parliament held in the thirty-fifth and thirty-sixth years of the reign of Her present Majesty chapter ninety-one with respect to the Bill for this Act and all matters relating thereto as taxed by the taxing officer of the House of Lords or of the House of Commons and shall be debited to such accounts and in such proportion as the Local Board shall think fit. Expenses of Act.

A.D: 1886.

SCHEDULES referred to in the foregoing Act.

FIRST SCHEDULE.

PRIVATE STREET WORKS.

PART I.—*Particulars to be stated in Specifications Plans and Sections Estimates and Provisional Apportionments.*

Specifications.—These shall describe generally the works and things to be done and in the case of structural works shall specify as far as may be the foundation form material and dimensions thereof.

Plans and Sections.—These shall show the constructive character of the works and the connections (if any) with existing streets sewers or other works and the lines and levels of the works subject to such limits of deviation (if any) as shall be indicated on the plans and sections respectively.

Estimates.—These shall show the particulars of the probable cost of the whole works including the commission provided for by this Act.

Provisional Apportionments.—These shall state the amounts charged on the respective premises and the names of the respective owners or reputed owners and shall also state whether the apportionment is made according to the frontage of the respective premises or not and the measurements of the frontages and the other considerations (if any) on which the apportionment is based.

PART II.

Any resolution notice or other document required by this Act to be published in the manner prescribed by this Schedule shall be published once in each of two successive weeks in some local newspaper circulating within the district and shall be publicly posted in or near the street to which it relates once at least in each of three successive weeks.

SECOND SCHEDULE.

PART I.

AN AGREEMENT made the sixth day of October one thousand eight hundred and eighty-five between Thomas Edward Every-Clayton of Carr Hall in the Forest of Pendle in the county of Lancaster Esquire herein-after referred to as "the vendor" of the one part and the Local Board for the district of

Nelson in the said county herein-after referred to as "the purchasers" of the other part whereby it is agreed between the said parties hereto as follows : A.D. 1886.

1. The vendor shall sell and the purchasers shall purchase from him all those several closes and parcels of land situate in the several townships of Great and Little Marsden Barrowford Booth and Wheatley Carr Booth in the said county more particularly delineated in the plan hereunto annexed and therein surrounded by a red line :

2. The consideration for the said purchase shall be the sum of five thousand eight hundred and fifty pounds to be paid by the purchasers to the vendor on the first day of November next or on such other day not later than the first day of November one thousand eight hundred and eighty-seven as to the purchasers shall be convenient In the event of the purchase money not being paid on the first day of November next the purchasers shall pay interest on the said purchase money from the said first day of November next until the same shall be paid at the rate of four pounds per cent. per annum the same to be payable half yearly without any deduction except for property tax on such interest :

3. The vendor reserves to himself and his heirs and to his and their tenants servants workmen and friends and to all other persons by his or their permission a free and uninterrupted right of road for all purposes over and along Carr Road of such width as now existing lying between the bridge of the vendor across the river called Pendle Water and the easterly boundary of the said closes or parcels of land and also over and along the intended streets to be called Gordon Road Milton Street Conduit Street Beddington Street and Surrey Street as defined on the said plan and also a right of way for all persons on foot over and along the northerly side of the close of land called the Holme between Surrey Street aforesaid and the foot road leading towards Barrowford The vendor also reserves to himself and his successors in title the right to maintain the weir across the said river called Pendle Water at its present height without being responsible for any damage caused by floods or otherwise with liberty to enter upon the said closes or parcels of land for the purpose of repairing such weir as occasion shall require he and they making good all damage done to the said closes or parcels of land by the exercise of such liberty The vendor also reserves to himself the iron hurdles at present fencing off Carr Road aforesaid on the southerly side thereof with liberty to remove the same at his own will and pleasure at any time before the completion of the purchase :

4. The purchasers shall bear the entire cost of making paving cleansing and repairing Carr Road of the width aforesaid so far as the same is wholly within the area of the land so agreed to be purchased and also the entire cost of making and maintaining the said footway at the northerly end of the close called the Holme and also one half of the cost of forming paving and sewerage the said several streets called Gordon Road Milton Street Beddington Street Conduit Street and Surrey Street so far as the same are coextensive with and adjoin the said closes or parcels of land or any of them :

5. The vendor shall within one calendar month from the date hereof deliver to the purchasers or their clerk an abstract of his title to the said closes or parcels of land such abstract to commence as to such parts thereof as are situate within the Forest of Pendle with a surrender bearing date the fourteenth July one thousand eight hundred and sixty-two made and passed by the Venerable Robert Mossley Master Archdeacon of Manchester and Edward Parker Esquire

A.D. 1886.

along with Edward Every-Clayton Esquire to the use of the said Thomas Edward Every-Clayton and as to such parts thereof as are situate within the township of Little Marsden aforesaid and in the manor of Ightenhill with a surrender bearing date the fourteenth July one thousand eight hundred and sixty-two made and passed by the said Robert Mossley Master and Edward Parker to the use of the said Thomas Edward Every-Clayton and the purchasers shall not be entitled to any abstract of the earlier title nor to any evidence or information in respect thereof. All objections to and requisitions on the title shall be made in writing and shall be delivered to the vendor's solicitors within twenty-one days from the delivery of the abstracts of title and in this respect time shall be considered as of the essence of the contract and if the purchasers shall make any objection or requisition relating to title only which the vendor shall be unable or unwilling to comply with it shall be lawful for the vendor by notice in writing to rescind the contract:

6. The purchase shall be completed on the first day of November next or on such later day as mentioned in article 2 of this agreement and the purchasers shall be provisionally let into possession of the said closes or parcels of land on the said first day of November next and all outgoings up to that time shall be cleared by the vendor:

7. So much of the said closes or parcels of land as lies within the Forest of Pendle is of copyhold tenure and is sold subject to a nominal lord's rent and to the customary suit and service. The remainder of the land has been enfranchised. If the purchasers shall require the enfranchisement of the said copyhold lands they shall pay all costs and charges attending the enfranchisement of the same including the compensation to the lord of the forest and his steward:

8. The closes or parcels of land so agreed to be purchased are intended to be used as public walks or pleasure grounds and the purchasers shall not erect thereon any permanent buildings or erections except such as shall meet with the approval of the vendor or his successors in title and no building to be erected upon the said closes or parcels of land or any part thereof shall be used as an inn public-house or beerhouse:

9. The vendor after the execution of this agreement shall be released from all obligations contained in an agreement dated the sixth day of December one thousand eight hundred and eighty-one made between the vendor of the one part and the purchasers of the other part in respect of the completion of a street along the line of the main sewer of the purchasers mentioned in the said agreement so far as the same sewer is constructed within the limits of the said closes or parcels of land so agreed to be purchased:

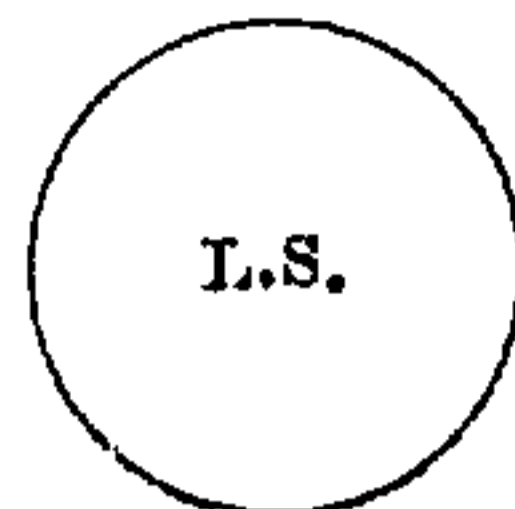
10. The conveyance to the purchasers shall contain the necessary covenants for carrying out all the foregoing stipulations. Such conveyance shall be prepared by the purchasers at their own expense and the vendor shall be entitled to a duplicate thereof under the seal of the purchasers at his own cost such cost not to include any costs of the purchasers for examination attestation or otherwise or for having the denoting stamp impressed thereon:

11. This agreement shall not be binding upon the purchasers unless and only to the extent that the same shall be approved by the Local Government Board or confirmed by Parliament if the purchasers shall be advised that such approval or confirmation is necessary.

In witness whereof the vendor hath hereunto set his hand and seal and the purchasers have hereunto affixed their common seal the day and year first before written. A.D. 1886.

Signed sealed and delivered by the
above-named THOMAS EDWARD
EVERY-CLAYTON in the presence
of

T. E. EVERY-CLAYTON.



FRED D. ROBINSON,
Solicitor,
Blackburn.

The common seal of the Nelson
Local Board was hereunto affixed
at a meeting of the said Board on
the sixth day of October one
thousand eight hundred and eighty-
five in the presence of



THOMAS WADDINGTON,
Clerk to W. H. Hartley, Clerk to the Local Board.

PART II.

All those several pieces or parcels of land situate in the several townships of Great and Little Marsden Barrowford Booth and Wheatley Carr Booth in the County Palatine of Lancaster or some or one of them containing in statute measure nineteen acres and two roods or thereabouts and comprised within the boundary herein-after described (that is to say) :—

A boundary commencing at a point on the easterly bank of the stream called Pendle Water situate sixteen yards north of the Carr Mill Weir thence proceeding in an easterly direction for a distance of five hundred and ninety-one feet or thereabouts along the fence forming the southerly boundary of the Reedyford Estate thence proceeding in a southerly direction and in a straight line for a distance of five hundred and sixty-six feet or thereabouts along the centre of a street or intended street called Surrey Street thence proceeding in a south-westerly direction and in a straight line for a distance of one hundred and twenty-four feet or thereabouts along the centre of a street or intended street called Conduit Street thence proceeding in a south-easterly direction and in a straight line for a distance of one hundred and seventy-nine feet or thereabouts along the centre of a street or intended street called Beddington Street thence proceeding in a south-westerly direction and in a straight line for a distance of one hundred and sixty-seven feet six inches or thereabouts along the centre of a street or intended street called Milton Street thence proceeding in a southerly direction and in a straight line for a distance of eighty-five feet or thereabouts along the centre of the last-mentioned street or intended street to its junction with a certain private occupation road there called Carr Road thence following the said occupation road in a north-westerly direction for a distance of sixty-nine feet six inches or thereabouts thence proceeding in a south-westerly direction and in a straight line for a distance of five hundred and sixty-one feet or thereabouts along the centre of a street or intended street called Arundel Street thence proceeding in a north-westerly direction and in a straight line for a distance

A.D. 1886. of three hundred and four feet six inches or thereabouts to a point one hundred and forty-three feet six inches east measured in a straight line from the easterly bank of the said stream thence following the fence forming the north-westerly boundary of the Whitefield Estate to a point sixty-five feet or thereabouts east measured in a straight line from the easterly bank of the said stream and thence following a certain fence for a distance of sixty-five feet to the easterly bank of the said stream thence following the easterly bank of the said stream to a point one hundred and ninety-eight feet or thereabouts south of the Carr Hall Bridge thence proceeding in a north-easterly direction and in a straight line for a distance of one hundred feet or thereabouts thence proceeding in an easterly direction and in a straight line for a distance of ninety-five feet or thereabouts and thence proceeding in a northerly direction and in a straight line for a distance of one hundred and fifty-seven feet six inches or thereabouts to a point on the south-easterly bank of the stream one hundred and twenty-six feet north-east of the said bridge and thence following the easterly or south-easterly bank of the said stream to the point of commencement.

A.D. 1886.

THIRD SCHEDULE.

Authorities.	For what purposes.	Amount authorized to be borrowed.	Amount borrowed.	Amount of Debt repaid or extinguished.	Amount of Debt outstanding.		Amount authorized but not yet borrowed.	Amount of Sinking Funds invested.	Periods prescribed for Repayment.
					Expended.	Unexpended.			
Nelson Local Board Act 1866	Water and Gas -	£ 35,000 0 0	£ 49,227 0 0	£ 1,010 0 0	£ 43,204 9 2	£ 5,575 16 4	£ 1,086 14 9	£ 1,086 14 9	One-fiftieth per annum commencing 11th June 1886.
Provisional Order May 22nd 1873	Water and Gas -	£ 15,000 0 0	£ 36,735 0 0	£ 1,010 0 0	£ 32,755 15 9	£ 5,575 16 4	£ 1,086 14 9	£ 1,086 14 9	One-fiftieth per annum commencing 21st July 1873.
Nelson Local Board Act 1879	Water -	£ 25,000 0 0	£ 85,962 0 0	£ 1,010 0 0	£ 75,960 4 11	£ 5,575 16 4	£ 1,086 14 9	£ 1,086 14 9	60 years from the time of borrowing but not to commence till 11th June 1886.
Nelson Local Board Act 1879	Walverden Water Improvement.	£ 3,000 0 0	£ 1,000 0 0	£ 1,000 0 0	£ 1,002 15 5	£ 77 12 10	£ 3,040 0 0	£ 3,040 0 0	60 years from the time of borrowing but not to commence till 11th June 1886.
Nelson Local Board Act 1879	Markets -	£ 8,000 0 0	£ 4,960 0 0	£ 2,007 14 4	£ 9,992 5 8	£ 2,635 3 3	£ 1,350 0 0	£ 1,350 0 0	30 years from the time of borrowing.
Nelson Local Board Act 1879	Public Hall and Offices.	£ 8,000 0 0	£ 12,000 0 0	£ 2,007 14 4	£ 9,992 5 8	£ 2,635 3 3	£ 1,350 0 0	£ 1,350 0 0	20 years from the time of borrowing.
Public Health Acts	Main Sewerage -	£ 12,000 0 0	£ 2,650 0 0	£ 1,750 0 0	£ 2,604 18 2	£ 45 1 10	£ 772 5 7	£ 772 5 7	10 years from the time of borrowing.
Public Health Acts	Paving -	£ 4,000 0 0	£ 1,750 0 0	£ 1,750 0 0	£ 2,528 0 1	£ 45 1 10	£ 772 5 7	£ 772 5 7	10 years from the time of borrowing.
Public Health Acts	Private Street Improvements.	£ 1,750 0 0	£ 1,750 0 0	£ 1,750 0 0	£ 2,528 0 1	£ 45 1 10	£ 772 5 7	£ 772 5 7	10 years from the time of borrowing.
		£ 111,750 0 0	£ 108,322 0 0	£ 3,017 14 4	£ 99,605 14 8	£ 5,698 11 0	£ 14,390 0 0	£ 14,390 0 0	

