



CHAPTER cxxi.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Boroughs of Blackpool and Wigan, the Rural Sanitary District of the Chesterfield Union, and the Local Government District of Tredegar. A.D. 1888.

[24th July 1888.]

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

38 & 39 Vict.
c. 55.

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

Be it therefore enacted by the 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:

1. The Orders as altered and set out in the Schedule hereto shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the dates therein respectively mentioned, have full validity and force. Orders in
Schedule
confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 7) Act, 1888. Short title.

SCHEDULE.

A.D. 1888.

BOROUGH OF BLACKPOOL.

Blackpool
Order.

Provisional Order for altering certain Local Acts.

To the Mayor, Aldermen, and Burgesses of the Borough of Blackpool, in the County of Lancaster, being the Urban Sanitary Authority for that Borough; —

And to all others whom it may concern.

WHEREAS the Borough of Blackpool, in the County of Lancaster (herein-after referred to as "the Borough"), is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council (herein-after referred to as "the Corporation"), are the Urban Sanitary Authority, and the Blackpool Improvement Act, 1853, the Blackpool Improvement Act, 1865, and the Blackpool Improvement Act, 1879 (which Acts are herein-after collectively referred to as "the Local Acts," and some of which Acts are herein-after separately referred to as the Acts of the year in which they were passed), are in force in the Borough;

And whereas by Section 89 of the Act of 1879 it is enacted that the Corporation may in every year appropriate and set apart out of their revenue any sum not exceeding in any one year one penny in the pound on the rateable value of the Borough, and invest the same in any manner in which they are authorised to invest a sinking fund, and accumulate the same at compound interest until the fund so formed amount to the sum of five thousand pounds, which sum shall form a reserve fund to meet any extraordinary claim or demand arising from accident to the sea wall of the Borough commonly known as the Hulking, and that if such sum be at any time reduced it may be again made up to the said sum, and so from time to time as such reduction shall happen; but it is provided that so long as the reserve fund shall continue at the said sum of five thousand pounds the annual interest thereof shall be paid to the credit of the district fund;

And whereas by Section 91 of the Act of 1879 provision is made for the repayment by means of sinking funds of all principal moneys then owing or thereafter to be borrowed by the Corporation under the powers of any Act

[51 & 52 VICT.] *Local Government Board's* [Ch. cxxi.]
Provisional Orders Confirmation (No. 7) Act, 1888.

of Parliament within the periods in the section mentioned ; and it is provided that the said sinking funds (which may be accumulated at interest in the hands of the bankers of the Corporation until they shall have amounted to the sum of five thousand pounds) shall be invested as therein mentioned, and that every sinking fund existing at the passing of that Act shall be transferred to the corresponding sinking fund to be accumulated under that Act for the like purpose ;

A.D. 1888.

Blackpool
Order.

And whereas at the date of the passing of the Act of 1879 various sums, amounting in the aggregate to the sum of one hundred and thirty-two thousand seven hundred and sixty-five pounds, were owing by the Corporation, and there was on the Twenty-fifth day of March, One thousand eight hundred and eighty, standing to the credit of the different sinking funds set aside for the redemption of that debt the sum of fourteen thousand two hundred and seven pounds three shillings and elevenpence ;

And whereas between the passing of the Act of 1879 and the Thirty-first day of May, One thousand eight hundred and eighty-seven, the Corporation borrowed various sums set out in column 3 of the schedule hereto (herein-after referred to as "the schedule"), amounting in the aggregate, together with the said sum of one hundred and thirty-two thousand seven hundred and sixty-five pounds owing at the passing of the Act of 1879, to the sum of two hundred and forty-two thousand seven hundred and ninety-seven pounds, which sums (but as to certain thereof only in accordance with an undertaking given by the Corporation to the Local Government Board) are now repayable in the respective periods mentioned in column 5 of the schedule ;

And whereas there were, on the Twenty-fifth day of March, One thousand eight hundred and eighty-seven, standing to the credit of the sinking funds set aside by the Corporation for repayment of the said debt of two hundred and forty-two thousand seven hundred and ninety-seven pounds (herein-after referred to as "the existing sinking funds") sums amounting in the aggregate to the sum of thirty-two thousand nine hundred and ninety-eight pounds thirteen shillings and sixpence ;

And whereas the Corporation have, for the purpose of raising a portion of the said debt, created and issued Corporation Debenture Stock under the provisions of the Local Loans Act, 1875, and up to the Twenty-fifth day of March last had in hand, and available for redemption of debt, the sum of five thousand two hundred and five pounds in respect of premiums on the issue of such stock ;

And whereas it has been arranged that the sum of thirty-two thousand nine hundred and ninety-eight pounds thirteen shillings and sixpence standing to the credit of the existing sinking funds, and the said five thousand two hundred and five pounds, shall be carried to the credit of the sinking fund to be created under this Order (herein-after referred to as "the sinking fund"), and be distributed in respect of the debts mentioned in column 3 of the schedule in the amounts appearing in column 4 thereof, and that the equal annual payments to the sinking fund in respect of the sums mentioned in column 3 of the schedule shall be such as, added to the said sums in column 4 of the schedule, and accumulated therewith at three pounds ten shillings per centum per annum compound interest, will, at the expiration of the periods mentioned in column 5

[Ch. cxxi.] *Local Government Board's* [51 & 52 Vict.]
Provisional Orders Confirmation (No. 7) Act, 1888.

A.D. 1888. of the schedule, be sufficient to repay the corresponding sums in column 3 of the
schedule :

Blackpool
Order.

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

Art. I. The Act of 1879 shall be altered so as to provide as follows ; namely,—

- (1.) The Corporation may, with the sanction of the Local Government Board, and subject to the provisions of this Order, borrow upon the security of the district fund and general district rate of the Borough such sum or sums, not exceeding in the whole the sum of ten thousand pounds, as may be necessary to defray the expense to be incurred in the repair of damage to the hulking or sea wall of the Borough caused by any extraordinary storm or accident.
- (2.) The moneys borrowed under the powers conferred by this Article shall be repaid within such period, not exceeding thirteen years, as the Corporation, with the sanction of the Local Government Board, shall determine.

Art. II. Section 89 of the Act of 1879 shall be altered so as to read as follows :—

The Corporation shall form a reserve fund to meet any extraordinary claim or demand arising from accident to the sea wall of the Borough commonly known as the Hulking. Such fund shall not be less than five thousand pounds or more than ten thousand pounds, and if such fund be at any time reduced to less than five thousand pounds, it shall be again made up to that sum. To form such fund the Corporation shall, on or before the twenty-fifth day of March one thousand eight hundred and ninety, and thenceforth annually until the sum amounts to five thousand pounds, or, if the Corporation so resolve, to any sum not exceeding ten thousand pounds, set aside the sum produced by a rate of not less than one halfpenny and not more than one penny in the pound on the rateable value of the Borough according to the then last preceding general district rate (which sum shall be included in the estimate for such general district rate, and shall be collected with and as part of such rate), and invest the same in any manner in which they are authorised to invest a sinking fund under Article III. of this Order, and accumulate the same at compound interest. Whenever the said reserve fund shall continue at the sum of five thousand pounds and within ten thousand pounds, the annual interest thereof may be paid to the credit of the district fund, or added by way of accumulation to the said reserve fund ; and whenever the said reserve fund shall continue at the sum of ten thousand pounds, the annual interest thereof shall be paid to the credit of the district fund : Provided also, that so long as the reserve fund exceeds five thousand pounds and does not exceed ten thousand pounds, the sum which the Corporation may in any year set aside thereto out of the rates as above named may be the sum provided by any rate in the pound on the rateable value as herein named not exceeding one penny in the pound.

Art. III. The provisions contained in the Local Acts with regard to the repayment and the re-borrowing of moneys borrowed thereunder, except as to so much of Section 91 of the Act of 1879 as authorises the accumulation at interest of the existing sinking funds in the hands of the bankers of the Corporation until they amount to the sum of five thousand pounds, and except as to so much of Section 98 of the Act of 1879 as relates to the raising of moneys by the Corporation under the powers and subject to the provisions of the Local Loans Act, 1875, shall be repealed, and in lieu thereof the following provisions shall take effect:—

A.D. 1888.

*Blackpool
Order.*

(a.) Moneys borrowed by the Corporation shall be repaid within the following periods (herein-after referred to as "the prescribed periods") ; viz.,—

(1) The several principal sums mentioned in column 3 of the schedule within the periods set opposite to such sums respectively in column 5 of the schedule ;

(2.) Moneys raised since the Thirty-first day of May, One thousand eight hundred and eighty-seven, or to be hereafter raised under now existing unexhausted borrowing powers under the Local Acts, save as to moneys to be raised for electric lighting purposes, within fifty years from the respective dates of borrowing ;

(3.) Moneys raised since the Thirty-first day of May, One thousand eight hundred and eighty-seven, or to be hereafter raised under the Local Acts for electric lighting purposes, within ten years from the respective dates of borrowing ; and

(4.) Moneys raised since the Thirty-first day of May, One thousand eight hundred and eighty-seven, or to be hereafter raised under any other Act or under any Provisional Order (including this Order) or Departmental Order or Sanction, within the period and in the manner by such Act, Provisional Order, Order, or Sanction prescribed.

(b.) The Corporation shall transfer to the sinking fund the said sum of thirty-two thousand nine hundred and ninety-eight pounds thirteen shillings and sixpence which on the Twenty-fifth day of March, One thousand eight hundred and eighty-seven, was standing to the credit of the existing sinking funds, and also the said sum of five thousand two hundred and five pounds received in respect of premiums on the issue of stock as aforesaid.

(c.) The repayment of the moneys mentioned in column 3 of the schedule, and of all moneys raised since the Thirty-first day of May, One thousand eight hundred and eighty-seven, or to be hereafter borrowed under the Local Acts and this Order, shall be made within the prescribed periods, either by equal annual instalments of principal, or of principal and interest, or by paying annually throughout the prescribed periods into the sinking fund such several equal sums as will, with accumulations by way of compound interest at the rate of three pounds ten shillings per centum per annum, and with the amounts mentioned in column 4 of the schedule, accumulated at compound interest throughout the respective periods mentioned in column 5 of the schedule, be sufficient to pay off those moneys respectively within the prescribed periods :

Provided that in case at any time the principal sums to be repaid are reduced by the application to such repayment of the proceeds of the sale

A.D. 1888.

*Blackpool
 Order.*

or disposition of land or other moneys received on capital account, the payments to the sinking fund under this Article may be reduced to such extent and upon such terms as may be from time to time approved by the Local Government Board.

- (d.) The Corporation may at any time apply the whole or any part of the sinking fund in or towards the discharge of the money for the repayment of which the fund is established: Provided that they pay into the fund each year, and accumulate at compound interest at the rate of three pounds ten shillings per centum per annum, until the expiration of the full period allowed for repayment of the sum so paid off, a sum equivalent to the interest which would have been produced by the sinking fund or the part of the sinking fund so applied at the rate of three pounds ten shillings per centum per annum.
- (e.) The Corporation shall, pending the application of the sinking fund in repayment of debt, and subject to the power to accumulate such fund at interest in the hands of their bankers until it shall have amounted to the sum of five thousand pounds under Section 91 of the Act of 1879, invest the same and the dividends, interest, and annual income thereof in the purchase of Exchequer bills or other Government securities, or in securities in which trustees are by law for the time being authorised to invest, or in mortgages, debentures, debenture stock, or other securities issued by any Local Authority as defined by Section 34 of the Local Loans Act, 1875, other than the Corporation, the Corporation being at liberty from time to time to vary and transpose such investments: Provided always, that if in any year the income produced by the investments of the sinking fund is at a rate that falls short of the prescribed rate of accumulation for such fund, the Corporation shall forthwith make good such deficiency out of the rates or revenues liable to make the equal annual payments to the fund: Provided also, that in case in any year the income received from investments of the sinking fund is in excess of the fixed rate of accumulation, any such excess may be applied by the Corporation in reduction of the other payments to the fund.
- (f.) The first payment to the sinking fund in respect of the sums mentioned in column 3 of the schedule shall be deemed to have been due on or before the Twenty-fifth day of March, One thousand eight hundred and eighty-eight, and in respect of moneys raised since the Thirty-first day of May, One thousand eight hundred and eighty-seven, or to be hereafter borrowed under the Local Acts and this Order, within twelve months after the respective dates of borrowing.
- (g.) The Corporation may from time to time re-borrow any money borrowed or to be borrowed by them under the Local Acts or this Order, and paid off otherwise than by instalments, or by means of a sinking fund, or out of the proceeds of the sale or disposition of land, or out of other moneys received on capital account: Provided always, that all moneys so re-borrowed shall be repaid within the period prescribed for the repayment of the moneys in lieu of which such re-borrowing is made, and any moneys from time to time re-borrowed shall be deemed to form the same loan as the money in lieu of which such re-borrowing has been made, and the obligations

of the Corporation with respect to the repayment of such moneys shall not be in any way affected by such re-borrowing.

A.D. 1888.

Blackpool
Order.

Art. IV. Section 98 of the Act of 1879 shall be altered so as to provide that—

(a.) The term "their former Acts" when used in that section shall be deemed to include the Public Health Act, 1875, this Order, and any Public General Acts altering or amending the same, and any Public General Acts governing the Burial Board of the Borough; and

(b.) The moneys borrowed or to be borrowed in manner by that section authorised shall be repaid within the prescribed periods, and the provisions of this Order with regard to the sinking fund shall apply to any sinking fund under that section.

Art. V. Section 92 of the Act of 1879 shall be repealed, and in lieu thereof the following provisions shall take effect:—

(a.) The treasurer of the Corporation shall, within twenty-one days after the expiration of each year ending on the Twenty-fifth day of March in which any sum is required to be paid as an instalment or to be set apart for a sinking fund in respect of moneys borrowed or to be borrowed as aforesaid, or to be set apart for the reserve fund mentioned in Section 89 of the Act of 1879, 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, for the year next preceding the making of such return, the amounts which have been paid as instalments, and the amounts which have been invested or applied for the purpose of such sinking fund or reserve fund, and the description of the securities upon which any investment has been made, and the purposes to which any portion of the sinking fund, reserve fund, or investment, or of the sums accumulated by way of interest has been applied during the same period, and the total amount (if any) remaining invested at the end of the year; and in the event of any wilful default in making such return, such treasurer shall be liable to a penalty not exceeding twenty pounds, which shall be paid to the Local Government Board, and shall be recoverable by that Board in 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.

(b.) If it appears to the Local Government Board by that return, or otherwise, that the Corporation have failed to pay any instalment required to be paid, or to set apart any sum required for any sinking fund or reserve fund, or have applied any portion of the moneys set apart for any sinking fund or reserve fund, or of the sums accumulated by way of interest, to any purpose other than those authorised, the Local Government Board may by Order direct that the sum in such Order mentioned, not exceeding double the amount in respect of which default has been made, shall be paid by way of instalment or be set apart and invested or applied as part of the sinking fund or reserve fund, and any such Order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of Her Majesty's High Court of Justice.

[Ch. cxxi.] *Local Government Board's* [51 & 52 Vict.]
Provisional Orders Confirmation (No. 7) Act, 1888.

A.D. 1888.

Blackpool
Order.

The SCHEDULE above referred to.

1.	2.	3.	4.	5.
Purpose.	Date of borrowing.	Amounts out-standing 31st May 1887.	Amounts of Sinking Fund, 25th March 1887, including Premiums on Stock.	Periods allowed for Repayment from 25th March 1887.
Of Acts prior to 1879.	Prior to 1879	£ 132,765	£ 28,385 s. 3 d. 11	43
Electric Lighting -	1880	3,570	2,367 0 0	3
Parade -	1881	1,386	119 0 0	44
" -	"	378	38 0 0	44
" -	"	121	10 0 0	44
" -	1882	439	83 0 0	15
" -	"	680	28 0 0	45
" -	1885	3,653	262 0 0	18
" -	"	426	31 0 0	18
" -	"	209	3 0 0	48
" -	"	398	22 0 0	18
Groynes -	1881	1,184	402 0 0	9
Gas -	1881	3,496	174 0 0	44
" -	"	11,051	947 0 0	44
" -	1882	710	29 0 0	45
" -	1886	4,622	35 0 0	49
Market -	1881	297	26 0 0	44
Sewerage -	1881	8,605	1,038 0 0	24
" -	"	4,070	349 0 0	44
" -	1883	3,890	316 0 0	26
" -	1885	782	31 0 0	28
" -	"	1,200	47 0 0	28
" -	"	3,000	118 0 0	28
" -	"	136	10 0 0	18
" -	1886	6,667	129 0 0	29
Fire Engine -	1882	550	251 0 0	5
Cost of 1879 Act -	1881	4,272	367 0 0	44
Refuse Destructor	1885	1,996	143 0 0	18
Slaughter Houses	1886	7	0 2 9	29
Tramways -	1885	12,357	485 0 0	28
" -	1887	631	—	30
Highways -	1880	1,068	63 0 0	43
" -	1881	482	24 0 0	44
" -	"	14,305	1,227 0 0	44
" -	1882	3,881	158 0 0	45
" -	"	300	137 0 0	5
" -	"	547	22 0 0	45
" -	"	2,379	97 0 0	45
" -	"	2,041	83 0 0	45
" -	1885	208	36 0 0	8
" -	1886	426	8 4 0	29
" -	"	478	4 0 0	49
" -	"	860	30 0 0	19
" -	"	622	5 0 0	49
" -	"	214	2 0 0	49
" -	"	282	2 2 10	49
" -	"	303	2 0 0	49
" -	"	943	33 0 0	19
		242,797	38,203 13 6	

Given under the Seal of Office of the Local Government Board, this
Twelfth day of May, One thousand eight hundred and eighty-
eight.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

RURAL SANITARY DISTRICT OF THE CHESTERFIELD
UNION.

A.D. 1888.

*Chesterfield
Union
Order.*

Provisional Order for altering certain Local Acts.

To the Guardians of the Poor of the Chesterfield Union, in the County of Derby, being the Sanitary Authority for the Rural Sanitary District of that Union;—

And to all others whom it may concern.

WHEREAS the Rural Sanitary District of the Chesterfield Union, in the County of Derby, comprises (inter alia) the contributory places of Barlow, Coal Aston, Dronfield, Eckington, Holmsfield, Killamarsh, Staveley, and Unstone;

And whereas the Guardians of the Poor of the said Chesterfield Union, as the Sanitary Authority for the said Rural Sanitary District (herein-after referred to as "the Sanitary Authority"), have, in pursuance of the Staveley Waterworks (Transfer, &c.) Act, 1883 (herein-after referred to as "the Act of 1883"), purchased, and are now the owners of, the water undertaking (herein-after referred to as "the Staveley Waterworks") constructed by the Staveley Waterworks Company under the powers of the Staveley Waterworks Act, 1871, (herein-after referred to as "the Act of 1871");

And whereas by virtue of the unrepealed portions of the Act of 1871, and the Act of 1883, the Sanitary Authority are empowered to supply water within the whole of the said contributory places;

And whereas the Sanitary Authority had, prior to the passing of the Act of 1883, under the powers of the Public Health Act, 1875, constructed other waterworks (herein-after referred to as "the Northern Waterworks") for the supply of water to the contributory places of Coal Aston, Dronfield, Eckington, Holmsfield, Killamarsh, and Unstone;

And whereas the Northern Waterworks and the Staveley Waterworks are in connexion the one with the other, and are together available for supplying the said contributory places with water, and it is expedient that the said waterworks be henceforth carried on as one undertaking under the powers of the Public Health Act, 1875:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect; viz.,—

Art. I. Sections 36, 37, 38, 39, 41, 43, 44, 45, 46, 47, 50, 51, and 52 of the Act of 1871, and sub-section (4) of Section 15, and Section 22 of the Act of 1883 shall be repealed, except so far as the same may have been acted upon.

Art. II. The Act of 1871 and the Act of 1883 shall be altered so as to provide that the Staveley Waterworks shall be carried on by the Sanitary Authority under and subject to the provisions of the Public Health Act 1875, as if they

[Ch. cxxi.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1888.

A.D. 1888. had been acquired by the Sanitary Authority under the powers of that Act, and
as one and the same undertaking with the Northern Waterworks.

*Chesterfield
Union
Order.*

Given under the Seal of Office of the Local Government Board, this
Tenth day of May, One thousand eight hundred and eighty
eight.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

*Tredegar
Order.*

LOCAL GOVERNMENT DISTRICT OF TREDEGAR.

*Provisional Order for altering the Tredegar Water and Gas
Act, 1882.*

To the Tredegar Local Board, being the Sanitary Authority for the
Urban Sanitary District of Tredegar, in the Counties of Brecknock
and Monmouth;—

And to all others whom it may concern.

WHEREAS the Local Government District of Tredegar, in the Counties of
Brecknock and Monmouth (herein-after referred to as "the District"), is an
Urban Sanitary District, of which the Tredegar Local Board (herein-after
referred to as "the Local Board") are the Urban Sanitary Authority, and the
Tredegar Water and Gas Act, 1882 (herein-after referred to as "the Local
Act"), is in force in the District ;

And whereas by virtue of the Local Act the water and gas undertaking of
the Tredegar Water and Gas Company was transferred to the Local Board;

And whereas by Section 33 of the Local Act it was enacted that all moneys
from time to time received by the Local Board by way of revenue from the gas
undertaking should be applied to the purposes therein set forth, and that the
residue, if any, of such revenue should be carried to the credit of a fund, to be
called the Gas District Fund ;

And whereas by Section 34 of the Local Act it was enacted that all moneys
from time to time received by the Local Board by way of revenue from the
water undertaking should be applied to the purposes therein set forth, and that
the residue, if any, of such revenue should be carried to the credit of a fund, to
be called the Water District Fund ;

And whereas by Section 36 of the Local Act it was enacted that if in any
year the revenue of the water undertaking or the gas undertaking be insufficient
for the payment of the charges thereon, and the execution of that Act in relation
thereto, the deficiency should be made up out of the gas and water district
funds respectively by carrying an adequate sum therefrom to make up such
deficiency, and the Local Board from time to time in preparing the estimates of
the amount required in their judgment to be raised by means of the general
district rate might include therein such sums (if any) as in the judgment of the
Local Board might be necessary to make up any such deficiency in respect of
the gas undertaking, and any sum required to make up any such deficiency in

[51 & 52 VICT.] *Local Government Board's* [Ch. cxxi.]
Provisional Orders Confirmation (No. 7) Act, 1888.

the revenue of the water undertaking should be assessed, levied, and raised only by means of the special water rate to be levied as provided by the Local Act

A.D. 1888.

Tredegar
Order.

And whereas by Section 37 of the Local Act it was enacted that if in any year the amount standing to the credit of the gas district fund or water district fund, other than and beside the respective reserve fund, should exceed one thousand pounds, such a reduction should be made in the water rates and gas rents in the following year as would, in the opinion of the Local Board, reduce the respective district fund below that amount:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect:—

Art. I. Section 36 of the Local Act shall be repealed, and in lieu thereof the following provisions shall apply:—

- (a.) If in any year the revenue of the water undertaking be insufficient for the payment of the charges thereon (including the payment of interest on, and the provision for the discharge of, any moneys borrowed or re-borrowed for the purposes of the water undertaking), and the execution of the Local Act in relation thereto, the deficiency shall be made good by the application thereto of the water district fund, and to the extent that such fund be insufficient, of the gas district fund, and any further sums required to make good such deficiency shall be obtained by means of a special water rate assessed and levied as provided by the Local Act.
- (b.) If in any year the revenue of the gas undertaking be insufficient for the payment of the charges thereon (including the payment of interest on, and the provision for the discharge of, any moneys borrowed or re-borrowed for the purposes of the gas undertaking), and the execution of the Local Act in relation thereto, the deficiency shall be made good by the application thereto of the gas district fund, and to the extent that such fund be insufficient, of the water district fund, and if there be any further deficiency the Local Board shall, in preparing the estimates of the amount to be raised by means of the general district rate, include therein such sums as in the judgment of the Local Board may be necessary to make good any such deficiency.

Art. II. Section 37 of the Local Act shall be repealed, and in lieu thereof it shall be provided as follows:—

- (a.) If in any year, after providing for any deficiency in the gas and water revenues in accordance with Article I. of this Order, the amount standing to the credit of the water district fund shall exceed one thousand pounds, such a reduction shall be made in the water rates in the following year as will, in the opinion of the Local Board, reduce the water district fund to the sum of one thousand pounds.
- (b.) If in any year, after providing for any deficiency in the gas and water revenues in accordance with Article I. of this Order, the amount standing to the credit of the gas district fund shall exceed one thousand pounds, such a reduction shall be made in the gas rents in the following year as will, in the

[Ch. cxxi.] *Local Government Board's* [51 & 52 Vict.]
Provisional Orders Confirmation (No. 7) Act, 1888.

A.D. 1888.

Tredegar
Order.

opinion of the Local Board, reduce the gas district fund to the sum of one thousand pounds.

Given under the Seal of Office of the Local Government Board, this
Twelfth day of May, One thousand eight hundred and eighty-
eight.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

Wigan
Order.

BOROUGH OF WIGAN.

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

To the Mayor, Aldermen, and Burgesses of the Borough of Wigan, in the
County of Lancaster, being the Urban Sanitary Authority for that
Borough ; —

And to all others whom it may concern.

WHEREAS the Borough of Wigan, in the County of Lancaster (herein-after
referred to as "the Borough"), is an Urban Sanitary District, of which the
Mayor, Aldermen, and Burgesses, acting by the Council (herein-after referred
to as "the Corporation"), are the Urban Sanitary Authority, and the Wigan
Improvement Act, 1874 (herein-after referred to as "the Act of 1874"), and the
Wigan Improvement Act, 1880 (herein-after referred to as "the Act of 1880"),
as altered by the Provisional Orders herein-after mentioned, and so far as they
have not been repealed by those Orders, are in force in the Borough ;

And whereas the Act of 1874 has been altered by a Provisional Order of the
Local Government Board dated the Seventh day of May, One thousand eight
hundred and seventy-eight, and duly confirmed by the Local Government
Board's Provisional Orders Confirmation (Dawlish, &c.) Act, 1878, and the Act
of 1874 and the Act of 1880 have been altered by the following Provisional
Orders of the Local Government Board ; viz.,—

- (1.) A Provisional Order dated the Twenty-seventh day of April, One
thousand eight hundred and eighty-two, and duly confirmed by the Local
Government Board's Provisional Orders Confirmation (No. 3) Act, 1882 ;
- (2.) A Provisional Order dated the Twentieth day of May, One thousand
eight hundred and eighty-five, and duly confirmed by the Local Government
Board's Provisional Orders Confirmation (No. 5) Act, 1885 (which Order
and Act are herein-after respectively referred to as "the Order of 1885"
and "the Confirming Act of 1885") ; and
- (3.) A Provisional Order dated the Seventh day of June, One thousand eight
hundred and eighty-six, and duly confirmed by the Local Government
Board's Provisional Orders Confirmation (No. 10) Act, 1886 (which Order
and Act are herein-after respectively referred to as "the Order of 1886"
and "the Confirming Act of 1886") ;

[51 & 52 VICT.] *Local Government Board's* [Ch. cxxi.]
Provisional Orders Confirmation (No. 7) Act, 1888.

And whereas by Section 36 of the Act of 1874 further provision was made for enforcing an order made by a justice under Section 26 of the Sanitary Act, 1866, directing the removal to a hospital or place for the reception of the sick of a person suffering from a dangerous, contagious, or infectious disease ;

A.D. 1888.

—
Wigan
Order.
—

And whereas by the Act of 1874 and the Act of 1880 the Corporation were authorised to borrow for the purposes of their gas undertaking sums amounting in the whole to two hundred and twenty thousand pounds ;

And whereas by subdivision (1) of Article II. of the Order of 1885 the Corporation were empowered, with the sanction of the Local Government Board, and subject to the provisions of that Order, to borrow for the purposes of their gas undertaking the sum of thirty thousand pounds, in addition to the sums which they were by the Act of 1874 and the Act of 1880 authorised to borrow for such purposes ;

And whereas by Section 81 of the Act of 1874 the Corporation are empowered to raise any money which they are by that Act, or otherwise, authorised to raise, by the creation and issue of Wigan Corporation Debenture Stock (herein-after referred to as "stock"), redeemable (at the option of the Corporation) at par at such times and on such conditions as the Corporation declare at the creation thereof ;

And whereas by Section 28 of the Act of 1880 it was enacted that the provisions of Section 81 of the Act of 1874, relating to the creation of stock, should extend and apply to any money borrowed by the Corporation under the Act of 1880 or under the sanction of the Local Government Board dated the Eighteenth day of March, One thousand eight hundred and seventy-nine, in that section referred to ;

And whereas by Article IV. of the Order of 1886 provision was made for the repayment of the moneys borrowed by the Corporation under the Local Acts mentioned in that Order, including the Act of 1874 and the Act of 1880, within the prescribed periods as defined by Article III. of the Order of 1886 (which periods are herein-after referred to as the "prescribed periods") ;

And whereas the Corporation have at various times issued stock, amounting in the aggregate to the sum of three hundred and twenty-six thousand four hundred pounds or thereabouts, and one of the conditions of issue is that such stock shall be redeemable at par, as to one hundred and ninety thousand eight hundred pounds, at a rate not exceeding one-sixtieth part thereof per annum, and as to one hundred and thirty-five thousand six hundred pounds, at a rate not exceeding one-eightieth part thereof per annum ;

And whereas the sums required to be carried to the sinking fund under Article IV. of the Order of 1886 during the earlier part of the period allowed for redemption of stock will not equal one-sixtieth or one-eightieth part, as the case may be, of the stock, and it is expedient that the Corporation should be empowered to re-borrow any sums paid off in excess of the sum which should have been carried to the credit of the sinking fund for the redemption of stock :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Sections 297 and 303 of the Public Health Act, 1875, and by

[Ch. cxxi.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1888.

A.D. 1888. any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect; viz,—
Wigan
Order.

Art. I. The Confirming Act of 1885 shall be altered by the insertion in subdivision (1) of Article II. of the Order of 1885 of the words "sixty thousand pounds" in lieu of the words "thirty thousand pounds."

Art. II. If at any time prior to the expiration of the prescribed periods the total amount of the sums applied in redemption of stock shall be in excess of the amount which should at such time have been standing to the credit of the sinking fund for the redemption of stock, the amount for the time being so applied in excess may be re-borrowed by the Corporation, under and subject to the provisions of sub-section (c) of Article IV. of the Order of 1886.

Art. III. The Act of 1874 shall be altered so as to provide as follows:—

(1.)—(a.) The expression "infectious disease" means small-pox, cholera, typhus, typhoid, scarlet, relapsing, continued and puerperal fever, scarlatina, and diphtheria, and such other disease as the Corporation, under the provisions of subdivision (3) of this Article, may from time to time order to be deemed an infectious disease within and subject to the provisions of this Article.

(b.) The expression "registered medical practitioner" means any person for the time being registered under the Medical Act, 1858, or any Acts amending the same.

(2.) In order to secure that due notice shall be given to the Corporation of any inmate of any building used for human habitation within the Borough who is suffering from any infectious disease, the following provisions shall have effect; viz,—

(a.) If any such inmate be suffering from any infectious disease, the occupier or the person having the charge, management, or control of such building (or if such occupier or person be prevented by reason of illness or other unavoidable cause, then the person in charge of such inmate) shall, so soon as he shall become aware of the existence in any such inmate of any such disease, forthwith give notice thereof to the medical officer of health at his office.

(b.) If such inmate be not a member of the family of such occupier or person, the head of the family (resident in such building) to which such inmate belongs, or if there be no such head, or if such head be prevented by illness or other unavoidable cause, then such inmate (unless prevented by reason of such disease or of youth) shall, on becoming aware of the existence in such inmate, or in his own person, as the case may be, of such disease, forthwith give notice thereof to such occupier or person.

(c.) The Corporation shall provide and supply gratuitously to every registered medical practitioner resident or practising in the Borough who shall apply for the same forms for the certificate or declaration to be made by such registered medical practitioner of the particulars herein-after mentioned in relation to such cases according to the form set forth in the schedule hereto.

A.D. 1888.

*Wigan
Order.*

- (d.) Every registered medical practitioner attending on or called in to visit such inmate shall, on becoming aware that such inmate is suffering from any infectious disease, forthwith fill up, sign, and deliver, or send to the medical officer of health at his office, a certificate or declaration stating, according to the form set forth in the schedule hereto, the name of such inmate, the situation of such building, the name of such occupier or person, and the nature of the infectious disease from which, in the opinion of such medical practitioner, such inmate is suffering.
- (e.) The Corporation shall pay to every registered medical practitioner who shall in pursuance of this Article duly make and give any such certificate or declaration a fee of two shillings and sixpence for each such certificate or declaration in respect of cases occurring in his private practice, and a fee of one shilling for each such certificate or declaration in respect of cases occurring in his practice as a medical officer to any public body or institution.
- (f.) Every person who shall wilfully offend against any of the provisions of this Article shall for every such offence be liable to a penalty not exceeding forty shillings, which shall be recoverable in manner provided by Section 92 of the Act of 1874.
- (3.)—(a.) The Corporation may from time to time, by resolution made on the report of their medical officer of health, and approved by the Local Government Board, order that any infectious disease other than those specifically mentioned in subdivision (1) of this Article shall be deemed to be an infectious disease.
- (b.) Any such order of the Corporation may be permanent or temporary only, and, if temporary, the period during which it is to continue in force shall be specified therein; and the Corporation shall give public notice of the order by publishing the same by advertisement in two or more of the local newspapers circulating in the Borough, and after such public notice has been given, the provisions of subdivision (2) of this Article shall, so long as the order of the Corporation continues in force, apply to the disease specified therein in like manner in all respects as if the disease were an infectious disease specifically mentioned in subdivision (1) of this Article.
- (c.) The production of the newspapers containing a copy of the order of the Corporation shall be conclusive evidence that public notice of such order has been so given.
- (d.) The Corporation shall, immediately after any such order shall have been made, send a copy thereof to each registered medical practitioner residing in the Borough, but the omission to send any such copy shall not affect the validity of such order.

[Ch. cxxi.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1888.

A.D. 1888.

Wigan
Order.

The SCHEDULE above referred to.

CERTIFICATE OF INFECTIOUS DISEASE.—WIGAN PROVISIONAL ORDER, 1888.

To the Corporation of the Borough of Wigan.

Pursuant to the above-mentioned Order, I hereby certify and declare that in my opinion the under-mentioned person is suffering from an infectious disease within the terms of the above-mentioned Order.

Dated the day of 18 .

(Signed)

Name of person suffering from the disease -

Situation of the house, room, or building wherein }
such person is - - - - - - }

Name of occupier or other person having the }
charge, management, or control of such house, }
building, or room - - - - - }

Nature of disease - - - - -

NOTE.—This certificate must (under a penalty of not exceeding forty shillings) be forthwith delivered or sent to the Medical Officer of Health at his office.

Given under the Seal of Office of the Local Government Board, this
Fourteenth day of May, One thousand eight hundred and eighty-
eight.

(L.S.)

CHAS. 'T. RITCHIE, President.
HUGH OWEN, Secretary.

London : Printed for HER MAJESTY'S STATIONERY OFFICE,
By EYRE AND SPOTTISWOODE, Printers to the Queen's most Excellent Majesty.

And to be purchased, either directly or through any Bookseller, from
EYRE AND SPOTTISWOODE, EAST HARDING STREET, FLEET STREET, E.C.; or
ADAM AND CHARLES BLACK, 6, NORTH BRIDGE, EDINBURGH; or
HODGES, FIGGIS, & Co., 104, GRAFTON STREET, DUBLIN.