



CHAPTER xl.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Local Government District of Alfreton, the Borough of Cardiff, the Local Government Districts of Leadgate and Llanfrechfa Upper, the Port of Lowestoft, the Local Government Districts of Oswaldtwistle and South Gosforth, and the Improvement Act District of Spalding. A.D. 1888.
[28th June 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 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. The Orders in schedule confirmed.

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

A.D. 1888.

S C H E D U L E.

*Alfreton
Order.*

LOCAL GOVERNMENT DISTRICT OF ALFRETON.

*Provisional Order for extending the Local Government District of
Alfreton, and for other purposes.*

To the Alfreton Local Board of Health, being the Sanitary Authority for
the Urban Sanitary District of Alfreton, in the County of Derby ; —

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

And to all others whom it may concern.

WHEREAS the Local Government District of Alfreton, in the County of
Derby, which comprises part of the Parish of Alfreton, is an Urban Sanitary
District, of which the Alfreton Local Board of Health (herein-after referred to
as "the Local Board") are the Urban Sanitary Authority ;

And whereas the Local Board have borrowed certain sums, amounting in the
whole to the sum of eighteen thousand and four hundred pounds, for the con-
struction of permanent works in their District, of which the sum of sixteen
thousand one hundred and twelve pounds four shillings and tenpence now
remains unpaid ;

And whereas the remainder of the said Parish of Alfreton is a contributory
place within the Rural Sanitary District of the Belper Union, in the same
County, and immediately adjoins the said Local Government District ;

And whereas the Guardians of the Poor of the Belper Union, as the Sanitary
Authority for the said Rural Sanitary District, have borrowed certain sums,
amounting in the whole to the sum of thirty-six thousand three hundred and
twenty pounds, for the construction of permanent works in the said contributory
place, of which the sum of thirty-two thousand five hundred and twenty-one
pounds eighteen shillings and one penny now remains unpaid :

Now therefore, We, the Local Government Board, in pursuance of the powers
given to Us by Section 270 of the Public Health Act, 1875, and by any other
Statutes in that behalf, do hereby declare that, from and after the commencement
of this Order, all that part of the Parish of Alfreton which is comprised in the
said Rural Sanitary District shall be included in, and form part of, the Local
Government District of Alfreton, which last-mentioned District as so extended
is herein-after referred to as "the District."

[51 & 52 VICT.] *Local Government Board's* [Ch. xl.]
Provisional Orders Confirmation (No. 2) Act, 1888.

And We do hereby Order as follows ; viz.,—

A.D. 1888.

Art. I. This Order shall come into operation on the Twenty-fourth day of June, One thousand eight hundred and eighty-eight (herein referred to as "the commencement of this Order").

*Alfreton
Order.*

Art. II. For the purposes of the election of members of the Local Board for the District, the District shall be divided into four wards, which shall be termed respectively the Alfreton Ward, the Somercotes-and-Riddings Ward, the Swanwick Ward, and the Ironville Ward ; and which wards are shown and distinguished by different colours on the map marked A., sealed with the official seal of the Local Government Board and deposited in their office, a copy whereof, sealed in like manner, shall be deposited in the offices of the Local Board.

Art. III. Fifteen persons who shall have the qualification prescribed by the law in force for the time being with regard to the election of members of a Local Board shall be elected as members of the Local Board, viz., six by the persons qualified to vote in the Alfreton Ward, six by the persons qualified to vote in the Somercotes-and-Riddings Ward, two by the persons qualified to vote in the Swanwick Ward, and one by the persons qualified to vote in the Ironville Ward, and, subject to Rule 2 of Schedule II. to the Public Health Act, 1875, the number of members of the Local Board shall be fifteen.

Art. IV. For the purposes of the first elections for the said wards, the chairman of the Local Board, or if the chairman be unable or unwilling to act, or the office of chairman be vacant, such person as the Local Government Board shall, by their Order, appoint, shall be the Returning Officer.

Such elections shall be conducted in accordance with the rules, excepting Rule 55, contained in Schedule II. to the Public Health Act, 1875, as if each election were the first election of a Local Board constituted after the passing of that Act, and the members then elected shall come into office on the day on which the first meeting of the Local Board shall be held after the Returning Officer shall have made his certificate of election in accordance with Rule 42 or Rule 52, as the case may require, of the said schedule, and such members shall continue in office until the days herein-after fixed for their retirement.

Provided that the Returning Officer shall publish notice of the said election, in accordance with Rule 36 of the said schedule, within fourteen days after the commencement of this Order, and shall specify in such notice the dates on which the several proceedings necessary to complete such election shall be taken.

Art. V. The six members so elected for each of the Alfreton and Somercotes-and-Riddings Wards shall go out of office in the following order, viz., two from each ward, to be selected by the Local Board by ballot, on the Fifteenth day of April, One thousand eight hundred and ninety ; two from each ward, to be selected as aforesaid, on the Fifteenth day of April, One thousand eight hundred and ninety-one ; and the remaining two members on the Fifteenth day of April, One thousand eight hundred and ninety-two. The two members so elected for the Swanwick Ward and the one member so elected for the Ironville Ward shall go out of office on the Fifteenth day of April, One thousand eight hundred and ninety-two.

[Ch. xl.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 2) Act, 1888.

A.D. 1888.

Alfreton
Order.

Art. VI. Any casual vacancy in the places of the members representing the said wards respectively which may occur prior to the Fifteenth day of April, One thousand eight hundred and ninety-two, shall be filled up in accordance with Rule 65 of Schedule II. to the Public Health Act, 1875.

Art. VII. The first meeting of the Local Board elected under the provisions of this Order shall be held at such place and on such day (not being more than ten days after the completion of such election) as the Returning Officer may, by written notice to each member of the Local Board, appoint.

Art. VIII. On the day on which the first meeting of the Local Board elected under the provisions of this Order shall be held, all the persons who, previous to such meeting, composed the Local Board, shall go out of office, and all the powers, rights, duties, capacities, liabilities, obligations, and property which are exerciseable by, or attaching to, or vested in the Local Board before the commencement of this Order shall pass to and vest in the Local Board elected under the provisions of this Order, which last-mentioned Local Board shall be the Local Board for the District.

Art. IX. The Local Board shall from time to time make separate assessments, and levy and make such rates, in the nature of a general district rate, upon the Alfreton Ward as will be sufficient to defray, in the manner provided by Section 234 of the Public Health Act, 1875, the said sum of sixteen thousand one hundred and twelve pounds four shillings and tenpence, or so much thereof as shall be owing at the commencement of this Order, and the interest due or to become due thereon, within the respective periods for which the loans, in respect of which the said sum is owing, were originally sanctioned.

Art. X. The liability for the repayment of the said sum of thirty-two thousand five hundred and twenty-one pounds eighteen shillings and one penny, and the interest thereon, or so much thereof as shall be owing at the commencement of this Order, shall be transferred from the said Rural Sanitary Authority to and be vested in the Local Board, and the Local Board shall from time to time make separate assessments, and levy and make such rates, in the nature of a general district rate, upon the part of their District which comprises the Somercotes-and-Riddings, the Swanwick, and the Ironville, Wards as shall be sufficient to defray, in the manner provided by Section 234 of the Public Health Act, 1875, the said sum of thirty-two thousand five hundred and twenty-one pounds eighteen shillings and one penny, or so much thereof as shall be owing at the commencement of this Order, and the interest due or to become due thereon, within the respective periods for which the loans, in respect of which the said sum is owing, were originally sanctioned.

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

(J.S.)

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

BOROUGH OF CARDIFF.

A.D. 1888.

Provisional Order for altering certain Local Acts.

Cardiff
Order.

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

And to all others whom it may concern.

WHEREAS the Borough of Cardiff, in the County of Glamorgan (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 Cardiff Improvement Act, 1875 (herein-after referred to as "the Act of 1875"), and the Cardiff Corporation Act, 1884 (herein-after referred to as "the Act of 1884"), are in force in the Borough ;

And whereas by Section 67 of the Act of 1875 the Corporation were empowered to lay out, drain, sewer, pave, gravel, turf, plant, ornament, and otherwise improve all or any of the lands described in Part II. of the Third Schedule to that Act, and any lands then vested in them or which might be acquired by them under the powers of that Act, and which should not be required for the purposes for which they should have been so acquired, and to appropriate the same, or any part thereof, for the purposes of pleasure-grounds ;

And whereas by Section 68 of the Act of 1875 the Corporation were empowered from time to time to make byelaws for (inter alia) appointing and regulating keepers or servants employed in pleasure-grounds ;

And whereas by Section 69 of the Act of 1875 the Corporation were empowered, subject and according to the provisions of that Act, to enter upon, take, and use (inter alia) the lands mentioned in Part II. of the Third Schedule to that Act, including the lands known as Ely Common and Canton Common ;

And whereas by Section 86 of the Act of 1875 the Corporation were empowered to borrow the sum of two hundred and sixty-six thousand five hundred pounds, but it was by Section 88 of the Act of 1875 enacted that the sum to be expended by the Corporation on capital account in connexion with pleasure-grounds should not exceed four thousand pounds ;

And whereas by the Act of 1884 the Corporation were empowered to create and issue Corporation stock, either redeemable or irredeemable :

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. Section 68 of the Act of 1875 shall be altered so as to provide that the Corporation may cause the keepers or servants employed in the pleasure-grounds provided or appropriated under that Act to be sworn before a justice as constables, and any such keeper or servant so sworn shall, as regards such pleasure-grounds, when in uniform, have all such powers, authorities, and privileges, and

[Ch. xl.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 2) Act, 1888.

A.D. 1888. be liable to all such responsibilities, and (subject to the directions of the Corporation shall perform all such duties as a constable appointed under Section 191 of the Municipal Corporations Act, 1882, and any Act amending the same :

Cardiff
Order.

Provided that nothing in this Article shall be deemed to render applicable to any such keeper or servant the provisions of the Police Superannuation Acts, or of the Municipal Corporations Act, 1882, or any Act amending the same, relative to a police superannuation fund or superannuation allowances.

Art. II. The Act of 1875 shall be further altered so as to provide as follows:—

- (1.) The Corporation may, with the sanction of the Local Government Board, and subject to the provisions of this Order, borrow, on the security of the district fund and general district rate of the Borough, and in addition to any moneys which they are authorised to borrow under the Act of 1875, any sum or sums, not exceeding in the whole the sum of thirty thousand pounds, for the purchase, laying out, and improvement of the pleasure-grounds now or hereafter provided or appropriated under the Act of 1875, and may expend for such purposes the moneys so borrowed, anything contained in Section 88 of that Act to the contrary notwithstanding.
- (2.) For the purpose of raising money under this Order the provisions of the Local Loans Act, 1875 (including the power of creating debenture stock), shall be available to the Corporation, and Sections 236 to 239, both inclusive, of the Public Health Act, 1875, shall apply to all money raised and borrowed under this Order, other than money borrowed under the provisions of the Local Loans Act, 1875.
- (3.) The moneys borrowed under the powers conferred by this Order shall be repaid within such period, not exceeding sixty years, as the Corporation, with the sanction of the Local Government Board, shall determine, and such period shall be deemed to be the "prescribed period" within the meaning of the Local Loans Act, 1875, and is herein-after referred to as "the prescribed period."
- (4.) The Corporation shall repay the moneys borrowed under the powers conferred by this Order, other than money borrowed under the provisions of the Local Loans Act, 1875, either by equal annual instalments of principal, or of principal and interest, or by setting apart in every year as a sinking fund such a sum or sums as will, according to a reasonable calculation for the time being, with accumulations in the way of compound interest, be sufficient, after payment of all expenses, to pay off the money so borrowed within the prescribed period, and shall invest the same 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.
- (5.) The Corporation may at any time apply the whole or any part of such sinking fund in or towards the discharge of the money for the repayment of which the fund is established : Provided that the Corporation pay into the fund each year, and accumulate until the whole of the money borrowed

is discharged, a sum equivalent to the interest which would have been produced by the sinking fund or the part of the sinking fund so applied.

A.D. 1888.

Cardiff
Order.

(6.) The Corporation may re-borrow moneys paid off otherwise than by instalments or by means of a sinking fund upon the security mentioned in subdivision (1) of this Article, for the purpose of discharging any loans contracted under that subdivision, other than loans contracted under the Local Loans Act, 1875 : Provided that the money borrowed for such purpose shall be repaid in the manner provided by subdivisions (3) and (4) of this Article, and the time for repayment of the money so borrowed shall not, except with the sanction of the Local Government Board, extend beyond the unexpired portion of the prescribed period, and shall in no case be extended beyond the period mentioned in subdivision (3) of this Article.

(7.) The Treasurer of the Borough 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 under the provisions of this Order, 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, and the description of the securities upon which any investment has been made, and the purposes to which any portion of the sinking 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.

(8.) 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 have applied any portion of the moneys set apart for any sinking fund, or of the sums accumulated by way of interest, to any purposes 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, 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.

Art. III. The Act of 1884 shall be altered so as to provide that, for the purpose of raising the money authorised to be borrowed under Article II. of this Order, the Corporation may from time to time create and issue Cardiff Corporation Redeemable Stock : Provided that the annual contributions to the Corporation Loans Fund under that Act for payment of dividends on and towards the redemption and extinction, or purchase and extinction, of stock created and issued by the Corporation for the purposes of this Order shall

[Ch. xl.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 2) Act, 1888.

A.D. 1888. be payable out of the district fund and general district rate, and that the Corporation shall not, under the powers of this Order, create or issue any irredeemable stock.

Cardiff
Order.

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

(L.S.)

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

Leadgate
Order.

LOCAL GOVERNMENT DISTRICT OF LEADGATE.
Provisional Order for extending the Local Government District of
Leadgate.

To the Leadgate Local Board, being the Sanitary Authority for the Urban Sanitary District of Leadgate, in the County of Durham ; —

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

And to all others whom it may concern.

WHEREAS the Local Government District of Leadgate, in the County of Durham (herein-after called "the District"), is an Urban Sanitary District, of which the Leadgate Local Board are the Urban Sanitary Authority ;

And whereas the portion of the Rural Sanitary District of the Lanchester Union, in the same County, which is herein-after described, immediately adjoins the District :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 270 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby declare that, from and after the date when this Order shall come into operation, all that portion of the Rural Sanitary District of the Lanchester Union which comprises the part of the Township of Iveston, known as the Burnhouse Estate, and is wholly surrounded by the District, shall be included in, and form part of, the District.

And We hereby Order as follows ; viz.,—

Art. I. This Order shall come into operation on the Twenty-ninth day of September, One thousand eight hundred and eighty-eight.

Art. II. The number of members to be elected for the District, as hereby altered, shall, subject to the provisions of Rule 2 of Schedule II. to the Public Health Act, 1875, be the same as before the date of this Order.

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

(L.S.)

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

LOCAL GOVERNMENT DISTRICT OF LLANFRECHFA
UPPER.

A.D. 1888 .

*Llanfrechfa
Upper
Order.*

*Provisional Order for altering the Llanfrechfa Upper Local
Board Waterworks Act, 1884.*

To the Llanfrechfa Upper Local Board, being the Sanitary Authority for
the Urban Sanitary District of Llanfrechfa Upper, in the County of
Monmouth ; —

And to all others whom it may concern.

WHEREAS the Local Government District of Llanfrechfa Upper, in the
County of Monmouth (herein-after referred to as "the District"), is an Urban
Sanitary District, of which the Llanfrechfa Upper Local Board (herein-after
referred to as "the Local Board"), are the Urban Sanitary Authority, and the
Llanfrechfa Upper Local Board Waterworks Act, 1884 (herein-after referred to
as "the Local Act"), is in force in the District ;

And whereas by Section 28 of the Local Act the Local Board were empowered
to borrow all such sums as they might from time to time think requisite for
any of the purposes of that Act, not exceeding eleven thousand and five hundred
pounds :

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

Art. I. Section 28 of the Local Act shall be altered—

- (a) by the insertion of the words "not exceeding fifteen thousand and five
" hundred pounds " in lieu of the words "not exceeding eleven thousand
" and five hundred pounds " ; and
- (b) by the addition of the following words : " Provided always, that no more
" than eleven thousand and five hundred pounds may be borrowed by the
" Local Board without the approval of the Local Government Board."

Art. II. Sections 32 and 34 shall be altered so as to provide that any moneys
borrowed by the Local Board in excess of the said sum of eleven thousand and
five hundred pounds shall be repaid, either by equal yearly or half-yearly instal-
ments of principal or of principal and interest, or by means of a sinking fund,
within such period, not exceeding fifty years, as the Local Government Board
shall sanction ; and that the first payment to any such sinking fund shall be made
within one year from the date of the borrowing of the sum in respect whereof
such payment shall be required.

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

(L.S.)

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

[Ch. xl.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 2) Act, 1888.

A.D. 1888.

Lowestoft
(Port)
Order.

PORT OF LOWESTOFT.

Provisional Order for altering a Confirming Act.

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

To the Directors and Acting Guardians of the Poor within the Hundred of Mutford and Lothingland, in the County of Suffolk, being the Sanitary Authority for the Rural Sanitary District of that Hundred;—

And to all others whom it may concern.

WHEREAS by a Provisional Order of the Local Government Board dated the Twenty-fifth day of April, One thousand eight hundred and seventy-nine, and duly confirmed by the Local Government Board's Provisional Orders Confirmation (Abergavenny Union, &c.) Act, 1879 (which Order and Act are herein-after respectively referred to as "the Order" and "the Confirming Act"), the Lowestoft Improvement Commissioners, being at that time the Sanitary Authority for the Urban Sanitary District of Lowestoft, in the County of Suffolk, were on the Twenty-ninth day of September, One thousand eight hundred and seventy-nine, permanently constituted the Port Sanitary Authority for so much of the Port of Lowestoft as lies between Mutford Lock at the head of Lake Lothing Inner Harbour and the mouth of the new Harbour of Lowestoft, and as abuts on the Urban Sanitary District of Lowestoft;

And whereas by a Royal Charter of Incorporation dated the Twenty-ninth day of August, One thousand eight hundred and eighty-five, the said Urban Sanitary District was created a Municipal Borough by the name of the "Borough of Lowestoft" (herein-after referred to as "the Borough"), and the inhabitants of the said District and their successors were declared to be one body politic and corporate by the name of the "Mayor, Aldermen, and Burgesses of the Borough of Lowestoft"; and by virtue of Section 310 of the Public Health Act, 1875, all the powers, rights, duties, capacities, liabilities, obligations, and property exerciseable by, attaching to, or vested in the said Commissioners under the Public Health Act, 1875, passed to and became exerciseable by, and vested in, the Council of the Borough (herein-after referred to as "the Corporation");

And whereas the Borough is an Urban Sanitary District, of which the Corporation are the Urban Sanitary Authority:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 297 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. The Confirming Act, so far as it relates to the Order, shall be altered—

- (1.) By the insertion throughout the Order of the words "the Mayor, Aldermen, and Burgesses of the Borough of Lowestoft, acting by the Council," in lieu of the words "the Lowestoft Improvement Commissioners."

(2.) By the insertion of the words "abuts on the sea coast of the Borough, and of the Parish of Gunton, and of the Parish of Corton as far northwards as League Hole, together with Lake Lothing Inner Harbour below Mutford Lock, and the waters of" in lieu of the words "lies between Mutford Lock at the head of Lake Lothing Inner Harbour and the mouth of the new Harbour of Lowestoft, and as abuts on the Urban Sanitary District of Lowestoft, together with the waters abutting on"; and by the omission of the word "water-sides."

A.D. 1888.

Lowestoft
(Port)
Order.

Art. II. The Confirming Act, so far as it relates to the Order, shall be further altered by the omission of so much of the Order as assigned to the Port Sanitary Authority all the powers, rights, duties, capacities, liabilities, and obligations of an Urban Sanitary Authority under the sections of the Public Health Act, 1875, therein set forth, so far as those sections were applicable to a Port Sanitary Authority and to ships, vessels, boats, waters, or persons within the jurisdiction of such Port Sanitary Authority, and by the insertion in the Order of the following provisions:—

For the purposes of the Order the following sections of the Public Health Act, 1875, the Public Health (Officers) Act, 1884, the Public Health (Ships, &c.) Act, 1885, and the Public Health (Members and Officers) Act, 1885, shall apply; and the said Port Sanitary Authority shall have, exercise, perform, and be subject to, all the powers, rights, duties, capacities, liabilities, and obligations of an Urban Sanitary Authority under the same sections, so far as those sections are applicable to a Port Sanitary Authority, and to ships, vessels, boats, waters, or persons within the jurisdiction of such Port Sanitary Authority; namely,—

Of the Public Health Act, 1875:—

Sections 91 to 111, both inclusive, relating to Nuisances.

Sections 120 to 133, both inclusive, relating to Infectious Diseases and Hospitals.

Sections 134 to 140, both inclusive, as to the prevention of Epidemic Diseases.

Sections 141 and 142, relating to Mortuaries.

Sections 173 and 174, relating to Contracts.

Sections 175, 176, and 177, relating to Purchase of Lands.

Sections 179, 180, and 181, relating to Arbitration.

Sections 182 to 185, both inclusive, and Section 188, relating to Byelaws.

Section 189 (except as regards the offices of Surveyor and Collector), Sections 191 to 196, both inclusive, and Sections 197, 198, 200, 203, 205, and 206, relating to Officers and Conduct of Business of Local Authorities.

Sections 245, 247 (as amended by the District Auditors Act, 1879), 249, and 250, relating to Audit.

Sections 251, and 253 to 268, both inclusive, and Section 269, as amended by the Summary Jurisdiction Act, 1884, relating to Legal Proceedings.

Section 278, relating to settlement of disputes as to Boundaries.

Sections 299 to 302, both inclusive, relating to defaulting Local Authorities.

Sections 305 to 309, both inclusive, relating to Miscellaneous Provisions.

[Ch. xl.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 2) Act, 1888.

A.D. 1888.

Lowestoft
(Port)
Order.

Sections 327, 328, and 329, being Saving Clauses.

Of the Public Health (Officers) Act, 1884 :—

Section 2.

Of the Public Health (Ships, &c.) Act, 1885 :—

Section 2.

Of the Public Health (Members and Officers) Act, 1885 :—

Section 2.

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

(L.S.)

CHAS. T. RITCHIE, President.

HUGH OWEN, Secretary.

Oswald-
twistle
Order.

LOCAL GOVERNMENT DISTRICT OF OSWALDTWISTLE.

Provisional Order for altering the Oswaldtwistle Local Board
Act, 1869.

To the Oswaldtwistle Local Board, being the Sanitary Authority for
the Urban Sanitary District of Oswaldtwistle, in the County of
Lancaster ;—

And to all others whom it may concern.

WHEREAS the Local Government District of Oswaldtwistle, in the County
of Lancaster (herein-after referred to as “the District”), is an Urban Sanitary
District, of which the Oswaldtwistle Local Board (herein-after referred to as
“the Local Board”) are the Urban Sanitary Authority, and the Oswaldtwistle
Local Board Act, 1869 (herein-after referred to as “the Local Act”), is in force
in the District ;

And whereas by Section 54 of the Local Act the Local Board were empowered
to borrow all such sums as they might from time to time think requisite for any
of the purposes of that Act, not exceeding in the whole twenty thousand
pounds ;

And whereas by a Provisional Order of the Local Government Board dated the
Twenty-third day of April, One thousand eight hundred and eighty, and duly
confirmed by the Local Government Board's Provisional Orders Confirmation
(Aberavon, &c.) Act, 1880. Section 54 of the Local Act was altered in such a
manner that the total amount thereby authorised to be borrowed for the purposes
of the Local Act should be deemed to have been twenty-eight thousand pounds
and not twenty thousand pounds, as provided in that section :

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

Art. I. The Local Board may, for the purposes of the Local Act, and with the
sanction of the Local Government Board, and subject to the provisions of this

[51 & 52 VICT.] *Local Government Board's* [Ch. xl.]
Provisional Orders Confirmation (No. 2) Act, 1888.

Order, borrow, on the security of the improvement rates, and of the gas rates and other rates, rents, and revenue under the Local Act, and of the district fund and general district rate of the District, or upon any of such securities, either together or separately, any sum or sums not exceeding in the whole the sum of ten thousand pounds, in addition to the said sum of twenty-eight thousand pounds.

A.D. 1888.

*Oswald-
twistle
Order.*

Art. II. For the purpose of raising money under Article I. of this Order the provisions of the Local Loans Act, 1875 (including the power of creating debenture stock), shall be available to the Local Board, and Sections 236 to 239, both inclusive, of the Public Health Act, 1875, shall apply to all money raised and borrowed under this Order, other than money borrowed under the provisions of the Local Loans Act, 1875.

Art. III. The moneys borrowed under the powers conferred by Article I. of this Order shall be repaid within such period, not exceeding fifty years, as the Local Board, with the sanction of the Local Government Board, shall determine, and such period shall be deemed to be the "prescribed period" within the meaning of the Local Loans Act, 1875, and is herein-after referred to as "the prescribed period."

Art. IV. The Local Board shall repay the moneys borrowed under the powers conferred by Article I. of this Order, other than money borrowed under the provisions of the Local Loans Act, 1875, either by equal annual instalments of principal, or of principal and interest, or by setting apart in every year as a sinking fund such a sum or sums as will, according to a reasonable calculation for the time being, with accumulations in the way of compound interest, be sufficient, after payment of all expenses, to pay off the money so borrowed within the prescribed period, and shall invest the same 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 Local Board, the Local Board being at liberty from time to time to vary and transpose such investments.

Art. V. The Local Board may at any time apply the whole or any part of such sinking fund in or towards the discharge of the money for the repayment of which the fund is established: Provided that the Local Board pay into the fund each year, and accumulate until the whole of the money borrowed is discharged, a sum equivalent to the interest which would have been produced by the sinking fund or the part of the sinking fund so applied.

Art. VI. The Local Board may re-borrow moneys paid off otherwise than by instalments or by means of a sinking fund upon any or all of the securities mentioned in Article I. of this Order, for the purpose of discharging any loans contracted under that Article, other than loans contracted under the Local Loans Act, 1875: Provided that the money borrowed for such purpose shall be repaid in the manner provided by Articles III. and IV. of this Order, and the time for repayment of the money so borrowed shall not, except with the sanction of the Local Government Board, extend beyond the unexpired portion of the prescribed period, and shall in no case be extended beyond the period of fifty years from the date of the original borrowing.

Art. VII. The clerk to the Local Board shall, within twenty-one days after the expiration of each year ending on the Twenty-fifth day of March in which

[Ch. xl.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 2) Act, 1888.

A.D. 1888.

*Oswald-
twistle
Order.*

any sum is required to be paid as an instalment or to be set apart for a sinking fund in respect of moneys borrowed under the provisions of this Order, 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, and the description of the securities upon which any investment has been made, and the purposes to which any portion of the sinking 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 clerk 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.

Art. VIII. If it appears to the Local Government Board by that return, or otherwise, that the Local Board have failed to pay any instalment required to be paid, or to set apart any sum required for any sinking fund, or have applied any portion of the moneys set apart for any sinking fund, or of the sums accumulated by way of interest, to any purposes 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, 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.

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

(L.S.)

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

*South
Gosforth
Order.*

LOCAL GOVERNMENT DISTRICT OF SOUTH
GOSFORTH.

*Provisional Order for extending the Local Government District of
South Gosforth.*

To the South Gosforth Local Board, being the Sanitary Authority for the Urban Sanitary District of South Gosforth, in the County of Northumberland ;—

To the Guardians of the Poor of the Castle Ward Union, in the same County, being the Sanitary Authority for the Rural Sanitary District of that Union ;—

And to all others whom it may concern.

WHEREAS the Local Government District of South Gosforth, in the County of Northumberland (herein-after called "the District"), is an Urban Sanitary

[51 & 52 VICT.] *Local Government Board's* [Ch. xl.]
Provisional Orders Confirmation (No. 2) Act, 1888.

District, of which the South Gosforth Local Board are the Urban Sanitary Authority ;

A.D. 1888.

*South
Gosforth
Order.*

And whereas the portion of the Rural Sanitary District of the Castle Ward Union, in the same County, which is herein-after described, immediately adjoins the District :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 270 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby declare that, from and after the date when this Order shall come into operation, all that part of the Township of South Gosforth which is not at present included in the District, but forms a portion of the Rural Sanitary District of the Castle Ward Union, shall be included in, and form part of, the District.

And We hereby Order as follows ; viz.,—

Art. I. This Order shall come into operation on the Twenty-fourth day of June, One thousand eight hundred and eighty-eight.

Art. II. The number of members to be elected for the District, as hereby altered, shall, subject to the provisions of Rule 2 of Schedule II. to the Public Health Act, 1875, be the same as before the date of this Order.

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

(L.S.)

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

IMPROVEMENT ACT DISTRICT OF SPALDING.

*Provisional Order for altering the Spalding Improvement Act,
1853.*

*Spalding
Order.*

To the Spalding Improvement Commissioners, being the Sanitary Authority for the Urban Sanitary District of Spalding, in the County of Lincoln ;—

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

And to all others whom it may concern.

WHEREAS under the provisions of the Spalding Improvement Act, 1853 (herein-after referred to as "the Local Act"), certain Commissioners were incorporated by the name of the Spalding Improvement Commissioners (herein-after referred to as "the Commissioners"), for the purpose of carrying the Local Act into execution ;

And whereas by Section 2 of the Local Act it was enacted that the limits of that Act should comprise and include the Town and Parish of Spalding, in the County of Lincoln, and that a certain part of the said Parish therein described should be and be called the Town District, and that the residue of the lands within the limits of the Local Act should be and be called the Rural District, for all the purposes of that Act for which such defined Districts were respectively required to be described ;

[Ch. xl.] *Local Government Board's* [51 & 52 VICT.]
Provisional Orders Confirmation (No. 2) Act, 1888.

A.D. 1888.

*Spalding
Order.*
—

And whereas the District within the limits of the Local Act (herein-after referred to as "the District") is an Urban Sanitary District, of which the Commissioners are the Urban Sanitary Authority:

And whereas by the operation of the Divided Parishes and Poor Law Amendment Act, 1882, the area which is first described in Schedule A. hereto was, on the Twenty-fifth day of March, One thousand eight hundred and eighty-three, amalgamated with the Parish of Spalding;

And whereas in pursuance of an Order of the Local Government Board dated the First day of June, One thousand eight hundred and eighty-six, which became Provisional and was duly confirmed by the Local Government Board's Provisional Orders Confirmation (Poor Law, No. 2) Act, 1887, the portions of the Parishes of Cowbit and Pinchbeck which are secondly and thirdly described in Schedule A. hereto will, from and after the Twenty-fifth day of March, One thousand eight hundred and eighty-eight, be amalgamated with the said Parish of Spalding, and the portion of the Parish of Spalding which is described in the Schedule B. hereto will, from and after the same date, be amalgamated with the Parish of Pinchbeck:

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. Section 2 of the Local Act shall be altered so as to include within the limits in which that Act may and shall be put in force, and within the limits of the Rural District, the portions of the Rural Sanitary District of the Spalding Union, in the County of Lincoln, which are described in Schedule A. hereto, and so as to exclude from the limits in which that Act may and shall be put in force the portion of the District which is described in Schedule B. hereto.

Art. II. The Commissioners shall have jurisdiction as Urban Sanitary Authority, to the exclusion of any other Sanitary Authority, in the area which is described in Schedule A. hereto, and the Guardians of the Poor of the said Union shall, for the purposes of the said Public Health Act, 1875, have jurisdiction, as the Sanitary Authority for the Rural Sanitary District of that Union, to the exclusion of any other Sanitary Authority, in the area which is described in Schedule B. hereto.

The SCHEDULES above referred to.

SCHEDULE A.

All those portions of the Rural Sanitary District of the Spalding Union, in the County of Lincoln, which comprise—

- 1st. All that part of the Parish of Spalding situate in the South Fen which, prior to the Twenty-fifth day of March, One thousand eight hundred and eighty-three, was an isolated and detached part of the Parish of Cowbit.

[51 & 52 VICT.] *Local Government Board's* [Ch. xl.]
Provisional Orders Confirmation (No. 2) Act, 1888.

2ndly. All that isolated and detached part of the Parish of Cowbit which is bounded by the Parish of Spalding and the part of the Parish of Pinchbeck herein-after described.

A.D. 1888.

*Spalding
Order.*

3rdly. All that isolated and detached part of the Parish of Pinchbeck which is bounded by the Parishes of Spalding and Deeping Saint Nicholas and the part of the Parish of Cowbit herein-before described.

SCHEDULE B.

All that portion of the District which comprises the isolated and detached part of the Parish of Spalding which is bounded by the Parishes of Pinchbeck, Deeping Saint Nicholas, Haconby, Morton, and Bourn.

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

(L.S.)

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

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