



### CHAPTER clxix.

An Act for amending the provisions of certain Local Acts A.D. 1890.  
in force in the city of Liverpool and for other purposes.

[4th August 1890.]

**W**HEREAS the city of Liverpool (herein-after called "the city") is under the Municipal Corporation Acts a municipal borough and is under the government for municipal sanitary and other purposes of the mayor aldermen and citizens of the city (in this Act called "the Corporation"):

And whereas the city is a county borough under the Local Government Act 1888: 51 & 52 Vict.  
c. 41.

And whereas on the south-west side of the city the respective parochial boundaries of the parish of Liverpool and of the township of Kirkdale and of the portion of the parish of Toxteth Park within the city extend to the centre of the River Mersey while the municipal boundary of the city extends to high-water mark and it is expedient to adopt the parochial boundary as the municipal boundary so that the boundaries shall be uniform for parochial and municipal purposes:

And whereas by the Liverpool Corporation Waterworks Act 1880 the Corporation were authorised to construct large waterworks and to borrow not exceeding three millions two hundred and fifty thousand pounds for the purpose of meeting the great increase in the demand for water within the district of supply of the Corporation:

And whereas at the time the said Act was passed it was anticipated that the said works would be completed in or about the year one thousand eight hundred and eighty-six and the said Act provided that the commencement of the sinking fund to repay the money so borrowed should be deferred until ten years from the passing of the Act:

And whereas it has been found that considerable additional works have had to be constructed in order to carry out the obligations thrown on the Corporation by the said Act and unforeseen delays and difficulties have arisen in the construction of the said waterworks

A.D. 1890.

and they are still incomplete so that no revenue is as yet derived from the said works :

And whereas it is just and reasonable that under the circumstances the period for commencement of the sinking fund should be deferred for a further period of five years :

And whereas the Corporation supply water for domestic trade manufacturing and other purposes within the borough of Bootle and it is expedient that water charges shall be equalised and that all differences in relation to water supply and charges shall be abolished as between the city of Liverpool and the borough of Bootle :

And whereas it is expedient to make such provisions as this Act contains with respect to utilising public baths and washhouses not required for their original purpose and with respect to proceedings for breach of byelaws and other matters :

And whereas the objects aforesaid cannot be attained without the authority of Parliament :

And whereas an absolute majority of the whole number of the council at a meeting held on the eleventh day of December one thousand eight hundred and eighty-nine after ten clear days notice by public advertisement of such meeting and of the purpose thereof in the "Liverpool Courier" a local newspaper published or circulating in the city such notice being in addition to the ordinary notices required for summoning such meeting resolved that the expense in relation to promoting the Bill for this Act should be charged on the capital estate of the Corporation :

And whereas such resolution was published twice in the said newspaper and has received the approval of the Local Government Board :

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 council at a further special meeting held on the fifteenth day of January one thousand eight hundred and ninety in pursuance of a similar notice not less than fourteen days after the deposit of the Bill in Parliament :

And whereas the owners and ratepayers in the city 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 (that is to say) :—

Short title.

1. This Act may be cited as the Liverpool Corporation Act 1890.

Execution of Act.

2. This Act shall be carried into execution by the Corporation acting by the council.

A.D. 1890.

3. The boundary of the city where it abuts on the River Mersey is hereby extended to the centre of the bed of the said river and shall be the same for parochial and municipal purposes.

Assimilation of parochial and municipal boundaries.

4. Notwithstanding anything contained in section fifty-one of the Liverpool Corporation Waterworks Act 1880 the Corporation shall not be required to commence to set aside a sinking fund to repay the moneys borrowed under the powers of that Act until the sixth day of August one thousand eight hundred and ninety-five.

As to sinking fund on water account.

5.—(1) From and after the thirty-first day of December one thousand eight hundred and ninety the existing differences in relation to water charges shall be abolished as between the city and the borough of Bootle and the Corporation shall be entitled to levy receive and recover within the present or any future boundaries of the borough of Bootle the same water charges as they are entitled to levy receive and recover within the city of Liverpool and the inhabitants of the borough of Bootle shall be entitled to a supply of water from the Corporation on the same terms and conditions in all respects as the inhabitants of the city of Liverpool are entitled in the like circumstance Provided that so far as regards any premises situate within the borough of Bootle a water rate shall not be made unless mains or pipes have been laid for the supply of water so that the water can be laid on to such premises by laying not exceeding fifty yards of pipes:

Supply of water within the borough of Bootle.

(2) Except as herein-after provided all the provisions of the Liverpool Corporation Waterworks Act 1862 as amended by the Liverpool Improvement and Waterworks Act 1871 or any subsequent Act with reference to water charges within the city of Liverpool shall apply in all respects to the water charges made or levied under this Act within the borough of Bootle:

(3) The corporation of Bootle shall be entitled to a supply of water for public purposes at the rate of threepence per thousand gallons subject to their providing meters or other means or appliances for measuring or calculating the quantity of water supplied and making provisions against waste to the reasonable satisfaction of the water engineer of the Corporation:

(4) It shall be lawful for the mayor aldermen and burgesses of the borough of Bootle to appoint annually two of the members of the council of the borough to represent such council on the water committee of the Corporation and the members so appointed shall be entitled to sit and vote on such committee accordingly:

(5) In this section "water charges" includes all water rates water rents and water charges leviable or receivable by the Corporation.

6. The Corporation shall on the application of the mayor aldermen and burgesses of the borough of Bootle lay down or provide mains specially adapted to secure an efficient supply of water in case of

Fire mains to be laid in out-districts as within the city.

[Ch. clxix.] *Liverpool Corporation Act, 1890.* [53 & 54 VICT.]

A.D. 1890. fire (subject nevertheless to the exemptions contained in section thirty-two of the Liverpool Corporation Waterworks Act 1866) to any warehouse public building manufactory or works situate within the said borough where such mains do not already exist provided the water charges payable in respect of such property shall be not less than ten per cent. on the cost of such mains and of laying the same and the Corporation shall affix to such mains such fireplugs or hydrants as the Corporation can be required to fix at the instance of such local authority under the provisions of the Waterworks Clauses Act 1847.

Present supply to certain houses in Bootle to be continued.

7. Whereas certain houses known as 1 3 5 and 7 Merton Road and Sandfield Farm in the borough of Bootle have been furnished by the Corporation with a supply of water free of charge Therefore notwithstanding anything in this Act contained the said premises shall continue entitled to a supply of water for domestic purposes on the same terms as heretofore.

Power to utilise public baths &c.

8. Where any public baths or washhouses erected or provided by the Corporation are in the opinion of the Corporation not required for the purpose for which they were originally erected or provided the Corporation may if they see fit resolve to appropriate such baths or washhouses to any other public purpose or may sell or lease the same on such terms and conditions as they see fit subject to the provisions of sections one hundred and eight and one hundred and nine of the Municipal Corporations Act 1882 as amended by section seventy-two of the Local Government Act 1888 and those sections shall apply accordingly.

Procedure in case of offences against building &c. byelaws.

9. Section thirty-seven of the Liverpool Improvement Act 1882 (proceedings on failure to comply with building regulations) shall (notwithstanding anything contained in the Public Health Act or in any byelaw made by the Corporation before the passing of this Act) extend to all cases where any provisions regulations or requirements of any byelaw for the time being in force in the city are not duly complied with in regard to any building structure or drain or with regard to open space in connexion with dwelling-houses.

Power to dispose of certain lands.

10. Any lands acquired by the Corporation under the powers of the Liverpool Sanitary Amendment Act 1854 and not required for the purposes of that Act may be sold or otherwise disposed of by the Corporation as they may from time to time think fit:

Any moneys received by the Corporation on a sale under this section shall be applied in or towards discharge of moneys borrowed on the security of the general rate leviable under the Liverpool Sanitary Act 1846 but shall not be applicable to the payment of instalments or to payments into sinking fund except to such extent

and upon such terms as may be approved by the Local Government Board. A.D. 1890.

11. Section one hundred and sixty-four of the Liverpool Sanitary Act 1846 (owner of unoccupied premises to be rated to the sewer rate) and section thirty-two of the Liverpool Corporation Waterworks Act 1862 (owner of unoccupied premises to be rated to the water rate) are hereby repealed. Repeal of enactments for rating unoccupied premises to sewer and water rates.

12. Nothing in this Act shall take away abridge or prejudicially affect any right power duty authority estate or interest of the Corporation under the Municipal Corporation Acts or the Public Health Acts and every such right power duty authority estate and interest may be had enjoyed and exercised by the Corporation as fully and effectually as if this Act had not been passed. General saving for Corporation.

13. Nothing in this Act shall take away abridge or prejudicially affect any right privilege exemption power duty jurisdiction authority estate or interest of the Mersey Docks and Harbour Board or of the Commissioners for the Conservancy of the River Mersey. Saving for Mersey Docks and Harbour Board.

14. Nothing contained in this Act shall extend or operate to authorise the Corporation to take use enter upon or in any manner interfere with any land soil water or hereditaments or any land parcel of any manor or any manorial rights or any other rights of whatsoever description belonging to Her Majesty in right of Her Duchy of Lancaster without the consent in writing of the Chancellor for the time being of the said duchy first had and obtained (which consent the said Chancellor is hereby authorised to give) or take away prejudice or diminish any estate right privilege power or authority vested in or enjoyed or exerciseable by Her Majesty Her heirs or successors in right of Her said duchy. Saving rights of the Duchy of Lancaster.

15. The costs charges and expenses of and incidental to the preparing applying for and obtaining this Act as taxed and ascertained by the taxing officer of the House of Lords or the House of Commons shall be paid by the Corporation out of their capital estate and they shall repay to that account out of the city fund within ten years the full amount so paid. Costs of Act.

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Printed by EYRE and SPOTTISWOODE,

FOR

T. DIGBY PIGOTT, Esq., the Queen's Printer of Acts of Parliament.

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