



### CHAPTER cxviii.

An Act to consolidate the townships and parts of townships within the borough of Blackburn into one township to constitute the Council of the said borough the Burial Board for the said borough to vest in the Mayor Aldermen and Burgesses the Blackburn Technical School and for other purposes. [20th June 1892.]

A.D. 1892.

**W**HEREAS the borough of Blackburn in the county palatine of Lancaster is a municipal borough under the government of the mayor aldermen and burgesses of the borough and the borough is a county borough within the meaning of the Local Government Act 1888 :

And whereas the Corporation acting by the council of the borough are the sanitary authority for the district of the borough with the powers and obligations of an urban sanitary authority :

And whereas the Blackburn Improvement Act 1882 and the portions of the local Acts in that Act mentioned and which are by that Act left unrepealed are still in force in the borough :

And whereas there are at present five townships or parts of townships comprised within the borough and the rateable value of the borough according to the poor rate valuation for the present year is four hundred and twenty-one thousand one hundred and forty-four pounds and the number of inhabitants at the last census was one hundred and twenty thousand and sixty-four and there is a very considerable difference in the rateable value and number of inhabitants in the respective townships and parts of townships comprised within the borough and the raising of rates by calls or precepts directed to the overseers of each township causes great inequality in the amount of rate in the pound actually levied in the said respective townships and parts of townships and the employment of an assistant overseer for each separate township also causes considerable expense and considerable inconvenience is experienced annually in the making out of the lists and registers of the voters

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A.D. 1892. and burgesses for the borough and it is expedient that the borough should be constituted one township for all purposes other than ecclesiastical purposes :

And whereas there is at present in existence a burial board for the township of Blackburn constituted under the Burial Acts 1852 to 1871 and the district of the burial board is the area of the township of Blackburn as the same existed prior to the passing of this Act :

And whereas the township and parts of townships (other than the township of Blackburn) comprised within the borough have at present no burial ground and the inhabitants of such township and parts of townships have in consequence to use the burial ground of the burial board and in respect of such user have to pay to the burial board double fees as compared with the inhabitants of the township of Blackburn :

And whereas it is expedient that the burial board should be dissolved that the burial district should be extended and made conterminous with the boundaries of the borough that the council should be constituted the burial board for the borough and that the estate property rights powers duties and liabilities of the burial board should be transferred to the council :

And whereas there is in the borough an institution called the Blackburn Technical and Trade School governed by a council constituted under the provisions of an indenture bearing date the fifth day of July one thousand eight hundred and eighty-nine a copy of which is set out in the First Schedule to this Act :

And whereas the technical school has been erected and built out of moneys in part derived from public subscription and in part provided by the council under the provisions of the Technical Instruction Acts 1889 and 1891 and the Local Taxation Customs and Excise Act 1890 :

And whereas at a meeting of the school council held on the ninth day of November one thousand eight hundred and ninety-one the following resolution was passed :—

“ That in the opinion of this council it is expedient that the Blackburn Technical and Trade School with its trust fund and school premises should be transferred to and vested in the town council of the borough of Blackburn and that the institution should in future be administered and governed under the town council in accordance with the provisions which by arrangement have been inserted by the said town council in the draft of a Bill which that body is intending to promote in the next session of Parliament ” :



And whereas the foregoing resolution received the approval of the donors and subscribers at a special general meeting of the donors and subscribers held on the twenty-third day of November one thousand eight hundred and ninety-one and duly convened and held in accordance with the provisions of the said indenture: A.D. 1892.

And whereas it is expedient to give effect to the said resolution in manner in this Act provided:

And whereas it is expedient to make better provision with respect to the pensions allowances and gratuities of the members of the police fire brigade and of supernumerary constables of the borough:

And whereas in consequence of the increase of population and buildings in the borough considerable inequalities exist in the population and rateable value of the various wards into which the borough is divided and it is expedient to alter the number and boundaries of the wards of the borough in manner by this Act provided:

And whereas the Corporation are the local authority as defined by the Lunacy Act 1890 for the purpose of putting in force within the borough the provisions of such last-mentioned Act and are about to provide and maintain an asylum for the accommodation of pauper lunatics as required by that Act:

And whereas the Corporation have with the approval of the Secretary of State purchased a site for the erection of such asylum and are taking steps for obtaining the necessary plans and estimates previous to entering into a contract for the erection of the buildings required for such asylum:

And whereas Her Majesty was pleased to grant in the year 1886 that a separate court of quarter sessions be holden in and for the borough and in consequence of such grant the present police offices and sessions house have become inadequate for the accommodation of the business connected with the said court of quarter sessions and the present police offices and sessions house are within the town hall and owing to the necessity for altering the town hall for municipal purposes the said police offices and sessions house cannot be extended or enlarged and it is expedient that central police offices and a sessions house be erected within the borough:

And whereas the Corporation intend to alter and improve the town hall and have agreed to purchase certain lands for the purpose of the alteration and enlargement of the municipal offices of the borough and for providing central police offices and sessions house:

And whereas the Corporation have recently agreed to and made arrangements for the enlargement of the public museums connected with their free public library:

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And whereas it is expedient to make the provision for certain new streets and street improvements herein-after mentioned and for conferring upon the Corporation further powers in relation to the markets of the borough and for other purposes :

And whereas the Corporation have in pursuance of the local Acts acquired lands and sewage farms and constructed works for sewage disposal and it is expedient to confer upon the Corporation the further powers in this Act contained for construction of additional main conduits or pipes :

And whereas plans and sections showing the lines situations and levels of the works authorised by this Act and also books of reference to such plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were duly deposited with the clerk of the peace for the county of Lancaster and are in this Act respectively referred to as the deposited plans sections and books of reference :

And whereas estimates have been prepared for the purchase of land for and the execution of the works by this Act authorised and such estimates are as follows (that is to say) :—

For the provision of a lunatic asylum for the borough	-	-	-	-	£50,000
For markets	-	-	-	-	£28,000
For central police offices sessions house and other public offices	-	-	-	-	£20,000
For alteration and enlargement of town hall and municipal offices	-	-	-	-	£10,000
For main conduits and sewage disposal purposes	-	-	-	-	£25,000
For new streets and street improvements	-	-	-	-	£75,000
For free library and museum purposes	-	-	-	-	£7,000

And whereas the several works included in such estimates are permanent works within the meaning of section 234 of the Public Health Act 1875 :

And whereas it is expedient that the Corporation be authorised to raise further money by borrowing and to apply their existing borrowing powers in manner provided by this Act :

And whereas an absolute majority of the whole number of the council at a meeting held on the sixteenth day of November one thousand eight hundred and ninety-one after ten clear days notice by public advertisement of such meeting and of the purposes thereof in the "Northern Daily Telegraph" a local newspaper published and circulating in the borough (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 borough fund : A.D. 1892.

And whereas such resolution was published twice in the "Blackburn Standard and Weekly Express" a local newspaper published and circulating in the borough and has received the approval of the Local Government Board in respect of matters within the jurisdiction of that Board and the approval of one of Her Majesty's Principal Secretaries of State in respect of other matters :

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 in pursuance of a similar notice on the fourth day of February one thousand eight hundred and ninety-two being not less than fourteen days after the deposit of the Bill in Parliament :

And whereas the owners and ratepayers of the borough by resolution in the manner provided in Schedule III. of the Public Health Act 1875 consented to the promotion of the Bill for this Act :

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

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows :—

#### PART I.—PRELIMINARY.

1. This Act may be cited as the Blackburn Corporation Act 1892. Short title.

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

"Borough" means the municipal borough of Blackburn ;

"Corporation" means the mayor aldermen and burgesses of the borough ;

"Council" means the town council of the borough ;

"Technical Instruction Acts" means the Technical Instruction Acts 1889 and 1891 and all Acts for the time being in force amending or altering those Acts ;

"Burial Acts" means the Burial Acts 1852 to 1871 and all Acts for the time being in force amending or altering those Acts ;

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- “Free Libraries Acts” means the Public Libraries (England) Acts 1855 to 1889 and all Acts for the time being in force amending or altering those Acts ;
- “Burial board” means the burial board for the township of Blackburn as that township existed immediately prior to the date of the passing of this Act ;
- “Burial district” means the district of the burial board ;
- “Trust deed” means the indenture referred to in the preamble to this Act and a copy whereof is set out in the First Schedule ;
- “Technical school” means the Blackburn Technical and Trade School referred to in the trust deed ;
- “School council” means the council of the technical school as constituted by the trust deed ;
- “Police authority” “police fund” and “pension fund” respectively mean the police authority police fund and the pension fund of the borough as defined by the Police Act 1890 ;
- “Borough fund” “borough rate” “general district fund” and “general district rate” mean respectively the borough fund borough rate general district fund and general district rate of the borough ;
- “Town clerk” “treasurer” and “surveyor” mean respectively the town clerk treasurer and surveyor of the borough and include any deputy already appointed or hereafter to be appointed ;
- “Schedule” means schedule to this Act ;
- “Municipal Corporations Acts” means the Municipal Corporations Act 1882 and all Acts for the time being in force amending or altering that Act “Public Health Acts” means the Public Health Act 1875 and all Acts for the time being in force amending or altering that Act ;
- “Registration Acts” means the Registration of Electors Acts 1843 to 1891 and all Acts for the time being in force amending or altering those Acts ;
- “Act of 1882” means the Blackburn Improvement Act 1882 :

Words and expressions to which meanings are assigned in the Act of 1882 and the Acts incorporated therewith and in the trust deed shall in this Act have the same respective meanings so far as may be consistent with this Act.

Incorporation of Acts.

3. The Lands Clauses Acts (except section 10 of the Lands Clauses Consolidation Act 1845) and the provisions of the Railways Clauses Consolidation Act 1845 with respect to the temporary occupation of lands near the railway during construction thereof and with



respect to the crossing of roads or other interference therewith (except where expressly varied or otherwise provided for by this Act) are incorporated with and form part of this Act and are in this Act at times referred to as "the incorporated Acts" and in construing the incorporated Acts for the purposes of this Act the expressions the "promoters of the undertaking" "the company" or other like expressions shall mean the Corporation and the expression "the railway" shall mean the main conduits by this Act authorised.

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4. Subject to the provisions of this Act this Act shall be carried into execution by the Corporation acting by the council.

Act to be executed by council.

## PART II.—CONSOLIDATION OF TOWNSHIPS.

5. From and after the twenty-fifth day of March one thousand eight hundred and ninety-three (which date is herein-after in this part of this Act referred to as "the commencement of this part of this Act") the following provisions shall apply and have effect (that is to say):—

Consolidation of all the townships of the borough into one township.

(A) The area included within the borough shall for all purposes be one township to be called (and herein-after referred to as) the township of Blackburn;

(B) Where a part of any township has by virtue of this Act become part of and been included in the township of Blackburn the remaining part of such township shall thenceforth for all purposes be and constitute a separate township;

(C) All and every right custom privilege or power vested in or exerciseable by the parishioners ratepayers or inhabitants in vestry assembled of any township which or any part of which is by this Act included within the township of Blackburn shall as to the township or part of the township so included within the township of Blackburn cease to be so vested or exerciseable and every office of overseer assistant overseer and collector of poor rates in or for any township which or any part of which is by this Act included in the township of Blackburn shall as to the township or part of the township so included be vacated and determine Provided nevertheless that all officers whose offices are hereby declared to be vacated and who are charged with or liable for the collection of any rate shall notwithstanding the vacation of their respective offices complete and be responsible for the completion of the collection and recovery of all rates and arrears of rates made previously to the twenty-fifth day of March one thousand eight hundred and ninety-three and the determination of their respective offices shall not take



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- away prejudice or affect any security right or remedy for those purposes or any proceeding or thing pending or in course of being done on the said twenty-fifth day of March one thousand eight hundred and ninety-three or any liability to account or audit ;
- (D) All and every such right custom privilege or power as aforesaid shall for and in respect of the township of Blackburn vest in and be exerciseable by the inhabitants of the township of Blackburn in vestry assembled ;
- (E) Vestry meetings for the township of Blackburn shall unless otherwise determined in vestry be held at the town hall in the borough and the first vestry meeting shall be summoned by the town clerk by notice advertised twice in two newspapers published in the borough and affixed for the space of ten clear days before the meeting on at or near the principal door of the town hall and subsequent vestry meetings shall be summoned by the overseers or assistant overseer of the township of Blackburn or one of them by notice published in manner herein-after mentioned ;
- (F) Any assistant overseer or collector of poor rates of or for any township or part of a township by this Act made part of the township of Blackburn who was in office before the thirtieth day of November one thousand eight hundred and ninety-one and who shall be in office at the commencement of this part of this Act shall as and from the last-mentioned date if willing to continue to discharge the duties hitherto appertaining to his office or analogous and equivalent duties within the area of the township or part of the township of which he was such assistant overseer or collector of poor rates (or any other area which may be agreed on) be and be deemed (subject to his first giving proper security for the due honest and faithful discharge of such duties) an officer of the township of Blackburn holding office by the same or the like tenure and on and subject to the same or like terms and conditions as he held his former office and entitled to the like salary and emoluments as he was entitled to in respect of his former office for the year ending the twenty-fifth day of March one thousand eight hundred and ninety-two and subject to the duties obligations and liabilities of and incident to his former office or as near thereto as circumstances will admit Provided nevertheless that if such officer and the vestry of the township of Blackburn shall either before or after the said twenty-fifth day of March one thousand eight hundred and ninety-three. so agree it shall be lawful for the vestry instead of retaining such



services of such officer to award him compensation for loss of office. Such compensation may be paid by way of annuity or in a gross sum or otherwise and the amount thereof shall be determined by agreement between such officer and the vestry or in the event of dispute by the Local Government Board and shall be provided by the Corporation out of the borough fund ;

(G) Any doubt question or difficulty which may arise as to the status salary or future duties of any officer or as to the apportionment or adjustment of any property debt or liability as between any of the townships affected by this Act shall be determined by the Local Government Board whose decision shall be binding and conclusive on all bodies and persons concerned and any costs which may be incurred by the Local Government Board under this section shall be paid by the Corporation out of the borough fund ;

(H) Notwithstanding anything herein-before contained the provisions of this part of this Act shall not extend to or in any wise affect the administration of or any right to the benefit of any charity or charitable trust or property ;

(J) The representation of the township of Blackburn on the board of guardians of the poor of the union of Blackburn shall unless and until it be otherwise determined or ordered by the Local Government Board be and equal the combined representation of the respective townships of Blackburn and Little Harwood as it existed at the date of the passing of this Act and (subject as herein provided) the mode of election of such guardians shall be the same as before the incorporation of the townships and parts of townships in the borough by this Act into one township and if any difficulty shall arise in determining the number of such guardians the same shall be settled by the Local Government Board. The wards of the township of Blackburn for the election of guardians shall subject as herein-after provided be the wards existing at the date of the passing of this Act and in addition and as separate wards—

(Y) The area of the township of Little Harwood as that township existed at the date of the passing of this Act to be called and known as “ St. Stephen’s Ward ” ;

(Z) The area contained in the portions of the townships of Lower Darwen Livesey and Witton comprised within the borough at the date of the passing of this Act to be called and known as “ St. Mark’s Ward ” ;

in like manner as though the township of Blackburn had been divided into the said several wards for the election of guardians



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by an order of the Local Government Board pursuant to the Act 39th and 40th Vict. cap. 61 sec. 12 and the Local Government Board may from time to time by order alter such division or make a new division of the township of Blackburn into wards and may determine the number of guardians to be assigned to each ward ;

(K) Subject to the provisions of this Act two guardians shall be elected for and shall represent Park Ward on the said board of guardians and one guardian shall be elected for and shall represent St. Stephen's Ward aforesaid on the said board of guardians and one guardian shall be elected for and shall represent St. Mark's Ward aforesaid on the said board of guardians ;

(L) Within a period of one month after the commencement of this part of this Act the said board of guardians shall subject as herein-after is provided nominate one of the guardians representing Park Ward at the date of the commencement of this part of this Act to be the guardian for and to represent St. Mark's Ward on the said board of guardians Provided that if after the commencement of this part of this Act and prior to the nomination aforesaid there shall be any vacancy in the representation of Park Ward on the said board of guardians then and in such case no nomination shall be made by the said board of guardians as aforesaid but in lieu thereof a casual vacancy shall be deemed to exist in the representation of St. Mark's Ward on the said board of guardians ;

The guardian representing the township of Little Harwood on the said board of guardians at the date of the commencement of this part of this Act shall be deemed to be the guardian for and to represent St. Stephen's Ward on the said board Subject to the provisions of this Act the guardians representing the townships of Blackburn and Little Harwood on the said board of guardians at the date of the passing of this Act shall continue in office till the date of their successors coming into office as if this Act had not been passed ;

(M) At any meeting of the vestry of the township of Blackburn the mayor of the borough if present and willing to preside shall take the chair and in the case of his absence or unwillingness to preside a chairman shall be appointed by the meeting ;

(N) Notwithstanding anything herein-before contained any power by this section conferred on the Local Government Board may be exercised and any proceedings (including the giving of any notice) preliminary to the election of guardians for the township of Blackburn may be taken before the twenty-fifth day of



March one thousand eight hundred and ninety-three and it shall be the duty of the clerk to the guardians of the Blackburn Union and of all other persons to take proceedings so as to conform to the provisions of this section; A.D. 1892.

(o) Notwithstanding anything herein-before contained the registers of persons entitled to vote at the election of a knight of the shire for the parliamentary division of Darwen for the five townships or parts of townships comprised within the borough shall be deemed to be the register of such parliamentary voters entitled to vote as aforesaid for the township of Blackburn until a new register of parliamentary voters for the township of Blackburn shall have been prepared according to law and shall have come into force;

(p) For the purpose of the county rate basis and all enactments relating to the county rate the township of Blackburn shall be substituted for and stand in place of the five townships or parts of townships comprised within the borough before the passing of this Act and those enactments shall be read and have effect accordingly;

(q) All valuation lists in relation to hereditaments and premises in the township and parts of townships by this Act included in the township of Blackburn and in force at the date of the commencement of this part of this Act shall until new valuation lists are made be and be deemed to be part of the valuation lists for the township of Blackburn.

6. The overseers of the poor of the township of Blackburn may from time to time if they think fit make an allowance by way of discount not exceeding the rate of five per centum on the amount due in respect of any rate or rates (including any borough rate) leviable by them from every person who pays the same within such time not exceeding three months after the laying of the rate as the said overseers think fit to prescribe in that behalf and from and after the passing of this Act section 265 of the Act of 1882 shall be read and have effect as if the word "five" was inserted therein instead of the word "ten."

Overseers may make allowance by way of discount.

### PART III.—BURIALS.

7. From and after the twenty-fifth day of March one thousand eight hundred and ninety-three (which date is herein-after in this part of this Act referred to as "the commencement of this part of this Act") the following provisions shall apply and have effect (that is to say):—

Dissolution of burial board and vesting same in Corporation.

(A) The burial board is by this Act dissolved and extinguished and all the estate property rights powers duties privileges Dissolution of Blackburn Burial Board.

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Constitution  
of council as  
burial  
board.

Application  
of existing  
fees &c. to  
the extended  
district.

Officers of  
the burial  
board to be  
officers of  
the Corpora-  
tion.

As to clerks  
and sextons  
in extended  
burial dis-  
trict.

and liabilities of the burial board shall be and the same are hereby transferred to and vested in the Corporation ;

(B) The council shall be the burial board for the township of Blackburn and the burial district shall be extended and become conterminous with the township of Blackburn and the council shall have all such estate property rights powers duties and liabilities as if they had been duly appointed a burial board for the township of Blackburn under the Burial Acts ;

(c) All fees payments and sums chargeable and charged by the burial board within the burial district at the date of the commencement of this part of this Act shall from thenceforth be the fees payments and sums to be charged and receivable by the council within the township of Blackburn subject and without prejudice to the provisions of the Burial Acts with respect to the revision and alteration from time to time of such fees payments and sums ;

(D) All officers and servants of the burial board (other than the clerk) who shall be in office at the date of the passing of this Act shall be and remain the officers and servants of the Corporation upon the same terms as to tenure of office and emolument as they were on under the burial board.

8.—(1.) Notwithstanding the extension of the burial district under this Act the provisions of section 32 of the Act 15 and 16 Victoria chapter 85 (as extended by section 7 of the Act 16 and 17 Victoria chapter 134) relating to clerks and sextons shall not extend or apply to the clerk or sexton of any parish or part of a parish (as defined by those Acts) which is by this Act added to the existing burial district in respect of the burial of the remains of the parishioners or inhabitants of such parish in the cemetery of the burial board.

(2.) At the expiration of twelve months from the passing of this Act the said provisions of section 32 of the Act 15 and 16 Vict. cap. 85 shall cease to apply to the clerk or sexton of any and every parish (defined as aforesaid) within the existing burial district.

(3.) Compensation shall be paid by the council (out of the borough fund) to any such clerk or sexton as last aforesaid in respect of the loss (if any) of fees and emoluments of his office by reason of the passing of this Act Any such compensation may (at the option of the council) be by way of annuity or otherwise and in case of difference between the council and any such clerk or sexton as to the right of such clerk or sexton to compensation or as to the amount of compensation payable to him the difference shall be settled by the Secretary of State whose decision shall be final and conclusive.



9. All moneys (except fees payable to any incumbent clerk and sexton) received by the council in respect of the existing and any future cemetery shall be applied by the council in or towards defraying the expenses of the council as a burial board and whenever after repayment of all moneys which may be hereafter borrowed by or on behalf of the council for purposes of the Burial Acts and the interest thereof and after satisfying all the liabilities of the council with reference to the exercise of the Burial Acts and providing such a balance as the council shall deem requisite there shall be any surplus money at the disposal of the council the council shall pay the same to the overseers of the poor of the township of Blackburn in aid of the rate for the relief of the poor of the township of Blackburn and subject to the provisions in this section contained the council may if and when necessary apply the borough fund to the discharge of the duties of the council as a burial board.

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Application  
of moneys  
received by  
the Corpora-  
tion in  
respect of  
cemeteries.

#### PART IV.—TECHNICAL INSTRUCTION.

10. Subject to the provisions of this Act the trust deed is as from the ninth day of November one thousand eight hundred and ninety-two hereby cancelled and made void and the school council is as from the same date hereby dissolved and extinguished and from and after the same date the school premises and trust fund and all apparatus moneys securities choses in action books writings plans chattels credits effects and other property claims and demands whatsoever of against or held in trust for the school council and the benefit and obligation of all contracts or engagements entered into by or on behalf of the school council and all their authorities powers and privileges are hereby respectively transferred to and vested in the Corporation to the same extent and for the same estate and interest as the same were previously vested in the school council or any trustee or trustees on their behalf.

Cancellation  
of indenture  
of 5th July  
1889.

11. Subject as herein-after provided as to perpetual and life members of the school council the council shall at its quarterly meeting on the ninth day of November one thousand eight hundred and ninety-two and thereafter annually at its quarterly meeting in November appoint a committee for the purpose (subject to the provisions of this Act) of administering and carrying on the technical school (herein-after referred to as "the technical school committee") and the said committee shall be appointed in like manner and as if it were a committee appointed under and in pursuance of the provisions of the Technical Instruction Act 1889

Appointment  
of com-  
mittee.



A.D. 1892. — Provided nevertheless that nothing in this Act contained shall prejudice affect or take away any of the rights duties or privileges of any persons who under the trust deed were at the passing of this Act or but for the passing of this Act would be entitled to be or become perpetual or life members of the school council and all such last-mentioned persons shall be and be entitled to be or become perpetual and life members of the technical school committee in like manner and to the like extent and with the like rights duties authorities powers and privileges as if the school council had not been dissolved and extinguished.

Trade societies &c. to nominate members of committee.

**12.** It shall be lawful for each of the bodies and trade societies mentioned in the first column of the Second Schedule annually to submit to the council not later than the month of October by notice in writing under the hand of its clerk or secretary and sent by post addressed to the town clerk at his office the name or names of one or more of its members (not exceeding the number appearing opposite to its name in the second column of the Second Schedule) for appointment on the technical school committee and the council shall at its following quarterly meeting in November appoint every person whose name is so submitted to be a member of the technical school committee for the ensuing year.

Technical school committee may exercise powers of school council.

**13.** Subject as in this Act provided it shall be lawful for the technical school committee from time to time and to such extent as they may deem expedient to exercise all or any of such powers as were conferred by the trust deed upon the school council.

Technical school committee to be a committee of the council.

**14.** All powers and authorities conferred upon the council by section 12 of the Act of 1882 may be exercised by the council in relation to the technical school committee in all respects as if that committee were a committee appointed under the last-mentioned section and the provisions of that section and of section 13 of the Act of 1882 shall be deemed to apply to the technical school committee.

General saving of rights and liabilities with respect to the school council.

**15.** Except as is by this Act otherwise expressly provided everything before the ninth day of November one thousand eight hundred and ninety-two done or suffered under or by virtue of the trust deed shall be as valid as if this Act had not been passed and the provisions of this Act shall accordingly be subject and without prejudice to everything so done or suffered and to all rights liabilities claims and demands which if this Act had not passed would be incident to or consequent on any and every thing so done or suffered and with respect to all such rights liabilities claims and demands the Corporation shall to all intents and purposes represent the school council and the property of the school council as the



case may be and the generality of this enactment shall not be restricted by any of the other sections of this Act. A.D. 1892.

**16.** Except as is by this Act otherwise expressly provided all purchases sales conveyances grants assurances deeds contracts bonds and agreements entered into or made before the ninth day of November one thousand eight hundred and ninety-two by to or with the school council or by to or with any trustee or trustees on their behalf or by to or with any other person to whose rights and liabilities they have succeeded and then in force shall after the ninth day of November one thousand eight hundred and ninety-two be as binding and of as full force and effect in every respect against or in favour of the Corporation and may be enforced as fully and effectually as if instead of the school council or the trustees or persons acting on behalf of the school council the Corporation had been a party thereto. Contracts &c. of school council to be binding.

**17.** Nothing in this Act contained shall release discharge or suspend any action or other proceeding which may be pending by or against the school council or any past or present member or members thereof or any past or present trustee or trustees of the school premises and trust fund in relation to the affairs of the technical school or to which the school council or any such member or trustee in relation to such affairs may be parties or party immediately before the ninth day of November one thousand eight hundred and ninety-two but such action or other proceeding may be maintained prosecuted or continued by or in favour of or against the Corporation (as the case may be) in the same manner and as effectually and advantageously as the same might have been maintained prosecuted or continued by or in favour of or against the school council or any such member or trustee as aforesaid if this Act had not been passed the Corporation being in reference to the matters aforesaid in all respects substituted for the school council and any member or trustee aforesaid. Actions &c. by or against school council not to abate.

**18.** Every trustee or other person in whom or in whose name any lands works buildings rights property or effects belonging to the school council may be vested immediately before the ninth day of November one thousand eight hundred and ninety-two and who (being authorised so to do) entered into any bond covenant contract or engagement in respect of the same or otherwise on behalf of the school council shall after the ninth day of November one thousand eight hundred and ninety-two be indemnified by the Corporation against all liability (including costs charges and expenses) which he may sustain or incur or be put unto by reason of his having entered into such bond covenant contract or engagement. Trustees of technical school to be indemnified.

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Corporation  
to satisfy  
liabilities of  
school  
council.

**19.** From and after the ninth day of November one thousand eight hundred and ninety-two the Corporation shall in all respects be subject to and shall discharge all obligations and liabilities to which the school council immediately before the ninth day of November one thousand eight hundred and ninety-two were lawfully subject and shall indemnify the members officers and servants of the school council and their respective representatives from all such obligations and liabilities and from all expenses and costs in that behalf.

Recovery of  
debts.

**20.** All sums of money which immediately before the ninth day of November one thousand eight hundred and ninety-two were due or accruing to the school council shall be payable to and may be collected and recovered by the Corporation in like manner as if they had become payable to the Corporation for the like matters supplied or done by the Corporation under this Act.

As to pay-  
ment of  
debts owing  
to school  
council.

**21.** All persons who immediately before the ninth day of November one thousand eight hundred and ninety-two owed any money to the school council or to any person on their behalf shall pay the same with all interest (if any) due or accruing upon the same to the Corporation and all debts and moneys which immediately before the ninth day of November one thousand eight hundred and ninety-two were due or recoverable from the school council or for the payment of which the school council were or but for this Act would be liable shall be paid with all interest (if any) due or accruing upon the same by or be recoverable from the Corporation.

Books &c. of  
school  
council con-  
tinued evi-  
dence.

**22.** All documents books and writings which if this Act had not passed would have been receivable in evidence for or against the school council shall from and after the ninth day of November one thousand eight hundred and ninety-two be admitted as evidence in all courts and elsewhere for or against the Corporation for the same purposes for which they would have been receivable in evidence for or against the school council.

Resolutions  
of school  
council &c.  
to remain in  
force.

**23.** All resolutions of the school council or of any special or ordinary meeting of donors and subscribers or of any duly constituted and authorised committee thereof so far as the same are applicable and remain in force shall notwithstanding the transfer of the technical school to the Corporation continue to be operative and shall apply to the Corporation and to the officers and servants of the Corporation until or except so far as such resolutions are duly revoked or altered by the council or technical school committee or under their respective authority.

Officers of  
the school  
council to be

**24.** All professors teachers lecturers officers and servants of the school council who shall be in the employment of the school



council at the date of the passing of this Act shall be and remain in the employment of the Corporation upon the same terms as they were on under the school council.

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officers of  
the Corpora-  
tion.

For con-  
tinuation of  
science and  
art classes.

**25.** In the event of the Corporation ceasing at any time hereafter to use for the accommodation of science and art classes the rooms in the school premises which are now appropriated to those purposes without providing for those purposes other rooms in the school premises to the satisfaction of the Committee of the Privy Council on Education (Science and Art Department) they shall pay to the said Committee of the Privy Council such a sum of money as shall be equal to the amount of any building grant which the said Committee of the Privy Council may before the passing of this Act have made to the school council to be recovered by the said Committee of the Privy Council with full costs of suit in any court of competent jurisdiction.

#### PART V.—ALTERATION OF WARDS.

**26.** Except as herein otherwise provided this part of this Act shall come into force on the first day of November one thousand eight hundred and ninety-two Provided—

Commence-  
ment of this  
part of this  
Act.

(1) That as to all proceedings or things to be done or taken in or towards the preparation revision and completion of the burgess list burgess roll or other list to be made under the Municipal Corporations Acts and the Registration Acts and for all purposes of nominations for or otherwise preliminary or incidental to municipal or other elections (including the appointment of polling districts) to be held in or after November one thousand eight hundred and ninety-two this Act shall come into operation immediately on the passing thereof; and

(2) That for the purposes of any such burgess list burgess roll and other lists and of the functions of overseers and the mayor and town clerk under the Municipal Corporations Acts and the Registration Acts in relation thereto respectively and for the purposes of occupation rating or any other matter of qualification the wards of the borough as set forth in the Third Schedule to this Act shall be deemed to have always been the wards of the borough and for those purposes this Act and the Municipal Corporations Acts and the Registration Acts shall have effect as if the provisions of this part of this Act took effect on and after the passing of this Act.

**27.** Sections 4 5 and 6 of the Act of 1882 are hereby repealed.

Repeal of  
sections 4 5 &  
6 of the Act of  
1882.

**28.** The boundaries of the borough shall be and continue as the same existed at the date of the passing of this Act and the borough

Boundaries  
of the  
borough and  
wards.

[Ch. cxviii.] *Blackburn Corporation Act, 1892.* [55 & 56 VICT.]

A.D. 1892. shall be divided into fourteen wards having respectively the names and boundaries set forth in the Third Schedule and a ward plan showing the boundaries of the borough and the names and boundaries of the said wards signed in duplicate by Leonard Henry Courtney the Chairman of the Committee of the House of Commons to whom the Bill for this Act was referred (in this Act called "the borough plan") shall within two weeks after the passing of this Act be deposited in the Private Bill Office of the House of Commons and with the town clerk at his office and copies thereof certified by the town clerk shall be sent as soon as may be after such deposit to the Director General of Her Majesty's Ordnance Survey and to the Local Government Board.

In case of any discrepancy between the description of the borough and wards in the Third Schedule to this Act and in the borough plan the description in the schedule shall prevail.

Copies of plan showing boundaries to be evidence.

**29.** Copies of the plan referred to in the last preceding section of this Act and deposited with the town clerk or any extract therefrom certified by him to be true shall be received in all courts of justice or elsewhere as primâ facie evidence of the contents of such plan and such plan shall at all reasonable times be open to the inspection of the persons liable to rates imposed by the Corporation and all persons so liable shall be entitled to a copy of or extract from such plan certified by the town clerk upon payment of a reasonable fee for every such copy or extract.

Number of aldermen and councillors.  
Election of aldermen.

**30.** The borough shall continue to have fourteen aldermen and forty-two councillors and each ward shall return three councillors.

**31.** All aldermen of the borough holding office at the date of the commencement of this part of this Act shall continue to hold office and be subject to the same regulations as to retirement and rotation as if this Act had not passed and subject to the provisions of this Act all elections vacations of office and rotations shall be regulated and governed by the Municipal Corporations Acts and other Acts for the time being in force with respect thereto respectively.

Election of councillors.

**32.** Subject as herein-after is provided the council shall on or before the first day of October one thousand eight hundred and ninety-two assign the councillors of the borough who do not retire in rotation on the first day of November one thousand eight hundred and ninety-two to the several wards of the borough as described in the Third Schedule not exceeding two councillors to each ward and the councillors so assigned shall for all purposes including retirement and rotation on and from the first day of November one thousand eight hundred and ninety-two be deemed to be councillors for the wards of the borough to which they may



be assigned and shall be subject to the like regulations as to retirement and rotation as they were under with respect to the wards of the borough as constituted at the date of the passing of this Act and subject to the provisions of this Act all elections vacations of office and rotations shall be regulated and governed by the Municipal Corporations Acts and other Acts for the time being in force with respect thereto respectively. Provided that if at the date when the council assign the said councillors as herein-before provided there is any vacancy amongst such councillors the council shall specify to which of the said wards the vacancy shall be deemed to apply as from the date of the commencement of this part of this Act and no election to fill any vacancy amongst the councillors of the borough shall be held between the date of the passing of this Act and the commencement of this part of this Act.

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**33.** Notwithstanding anything in this Act section 30 of the Municipal Corporations Act 1882 (proceedings for division of boroughs into wards or alteration of wards) and any enactment substituted for or amending the same shall continue to apply to the borough.

Saving for  
45 & 46 Vict.  
c. 50. s. 30.

#### PART VI.—NEW STREETS AND STREET IMPROVEMENTS.

**34.** If any omission mis-statement or wrong description of any land or of any owner lessee or occupier of any lands described in or intended or purporting to be described in the deposited plans sections and book of reference be discovered the following provisions shall have effect (that is to say):—

Correction  
of errors as  
to lands.

- (1) The Corporation may apply to two justices for the correction thereof giving ten days notice in writing to the owners lessees and occupiers of the lands affected by the proposed correction;
- (2) If it appears to such justices that the omission mis-statement or wrong description arose from mistake they shall certify the same stating in the certificate the particulars of the omission mis-statement or wrong description;
- (3) The certificate shall be deposited with the clerk of the peace for the county of Lancaster who shall safely keep the same in like manner and subject to the like regulations as the deposited plans sections and book of reference;
- (4) Thereupon the deposited plans sections and book of reference shall be deemed to be corrected according to the certificate and the Corporation may enter on take and use the lands for the several purposes to which they are appropriated by this Act in

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accordance with the certificate as if there had not been any omission mis-statement or wrong description ;

- (5) A copy of or an extract from such certificate purporting to be under the hand of the clerk of the peace aforesaid (which copy or extract he shall give when required under his hand to any person interested) shall be conclusive evidence of such correction.

Power to  
make street  
improvements.

**35.** Subject to the provisions of this Act the Corporation may make and maintain the new streets and street improvements herein-after mentioned and shown on the deposited plans together with all necessary works and conveniences connected therewith or incident thereto in the lines and situations shown on the deposited plans and upon the levels shown on the deposited sections and for those purposes may enter upon purchase take and use such of the said lands delineated on the deposited plans and described in the deposited books of reference as shall be necessary for such works and also for the purpose of securing sites for the erection of suitable houses and buildings adjoining thereto (that is to say) :—

- (1) To widen and improve King William Street on its easterly side from the southerly side of the premises numbered 40 in that street to Lord Street ;
- (2) To widen and improve Lord Street on its south side from the easterly side of King William Street to a point measuring seven yards or thereabouts to the east thereof and terminating in the easterly boundary of the shop and premises numbered 24 in King William Street ;
- (3) To widen and improve Lord Street on its north side from or near the westerly side of the shop and premises numbered 8 in that street to Northgate ;
- (4) To widen and improve the following streets namely :—
  - (A) Northgate on its westerly side between Cannon Street and Blakey Moor ;
  - (B) Blakey Moor on its northerly side between Cannon Street and Northgate ;
- (5) To widen and improve Follywell Street on its south-easterly side between Hodson Street and Whalley Range ;
- (6) To widen and improve Penny Street on its south-easterly side between Syke Street and Starkie Street ;
- (7) To construct a new street at a point commencing in New Park Street on its westerly side opposite the junction of that street with Simmons Street and proceeding thence in a westerly direction to and terminating in Snig Brook on its easterly side



at a point opposite the junction of that street with Barley Lane ; A.D. 1892.

- (8) To construct a new street at a point commencing in Richmond Terrace on its northerly side opposite the junction of that street with Tacketts Street and proceeding thence in a northerly direction to and terminating in Richmond Hill at its southerly end :

Provided always that notwithstanding anything herein-before contained the Corporation shall not purchase or acquire the property numbered 9 on the deposited plans in the parish and township of Blackburn (Street Improvement No. 1) otherwise than by agreement.

**36.** The powers of the Corporation for the compulsory purchase of lands for the purposes of this part of this Act shall not be exercised after the expiration of three years after the passing of this Act. Compulsory purchase of lands.

**37.** The works authorised by this part of this Act shall be completed within five years from the passing of this Act and on the expiration of that period the powers by this Act granted to the Corporation for executing those works or otherwise in relation thereto shall cease except as to so much thereof as shall then be completed. Provided that the cesser of those powers shall not prevent the Corporation from executing from time to time thereafter any works in connexion with so much of those works as is then completed. Period for completion of works.

**38.** In the construction of the works authorised by this part of this Act the Corporation may deviate vertically from the levels shown on the deposited sections to any extent not exceeding two feet upwards and two feet downwards and they may deviate laterally within the limits of deviation shown on the deposited plans. Deviation.

**39.** Subject to the provisions of this Act and within the limits defined on the deposited plans the Corporation in connexion with the new streets and street improvements authorised by this Act and for the purposes thereof may make junctions and communications with any existing streets which may be intersected or interfered with by or be contiguous to the new streets and street improvements or any of them and may make diversions widenings or alterations of lines or levels of any existing streets for the purpose of connecting the same with the new street and the improved streets or any of them or of crossing under or over the same or otherwise and may alter divert stop up enclose use or appropriate all or any part of any street square place court alley or passage whether a thoroughfare or not or of any thoroughfare road lane or Power to make subsidiary works.

A.D. 1892. — way or of any drain sewer channel void ground or other property shown on the deposited plans the Corporation providing a proper substitute before interrupting the flow of sewage in any drain or sewer Provided that the provisions of section 308 of the Public Health Act 1875 (compensation in case of damage by local authority) shall apply as if the acts done under the authority of this section were done in exercise of the powers of that Act.

Power to alter steps areas pipes &c.

40. The Corporation within the limits of deviation defined upon the deposited plans may raise sink or otherwise alter or cause to be altered the position of any of the steps areas cellars windows and channels pipes or spouts belonging to any house or building and also the drains mains and the leaden or other pipes which for the purpose of conveying water or gas to any house or other place shall be laid into or from any main or pipe laid down by the Corporation and may remove all other obstructions so as the same be done with as little delay and inconvenience to the inhabitants as the circumstances of the case will admit and the Corporation shall make reasonable compensation to any corporation or person who suffers damage by any such alteration.

Power to set out carriage-way and footway.

41. The Corporation may cause such part of the new street and streets improved by them under the provisions of this part of this Act to be laid out for a carriageway and footway respectively as they think proper.

Power to sell materials.

42. The Corporation may sell the materials of the houses and buildings which may be purchased or taken by them under the powers of this part of this Act.

Lands laid into streets to be public highways.

43. The sites of all houses and all lands purchased by the Corporation under the powers of this part of this Act and laid into and appropriated for streets shall when and so soon as the same are so laid into and appropriated for streets be and for ever thereafter form part of the public highways and shall be repaired and maintained and kept in repair in such and the same way and manner as the highways in the borough repairable by the inhabitants at large are for the time being by law maintained repaired and kept in order.

Power as to surplus lands.

44. The provisions of sections 188 to 193 and section 196 of the Act of 1882 shall apply to any lands acquired by the Corporation for the purpose of the new streets and street improvements by this part of this Act authorised and not required for the purposes of the said new streets and street improvements and to all lands acquired by the Corporation under the Act of 1882 and this Act for purposes of sites.



PART VII.—MAIN SEWAGE CONDUITS.

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45. Subject to the provisions of this Act the Corporation may make maintain and use in the lines or situations and according to the levels shown on the deposited plans and sections the works herein-after described with all proper works and conveniences connected therewith respectively and may enter upon purchase take and use such of the lands delineated on the deposited plans and described in the deposited book of reference or any of them as may be required for that purpose.

Power to  
make new  
main con-  
duits or  
pipes.

The works herein-before referred to and authorised by this Act are the following :—

- (1) A main conduit or pipe conduits or lines of pipes one mile eight hundred and eighty-five yards or thereabouts in length commencing in the township of Witton (as that township existed at the time of the passing of this Act) within the borough at the sewage outfall works of the Corporation and terminating by a junction with the easterly end of the existing tunnel in the existing sewage conduit belonging to the Corporation near Tongue Hill in the township of Pleasington in the parish of Blackburn ;
- (2) A main conduit or pipe conduits or lines of pipes one mile four hundred and forty-eight yards or thereabouts in length commencing in the said township of Pleasington by a junction with the westerly end of the tunnel lastly herein-before mentioned and terminating by a junction with the southerly end of another tunnel in the said existing sewage conduit near Alum House Brook in the township of Pleasington in the parish of Blackburn ;
- (3) A main conduit or pipe conduits or lines of pipes four hundred and fourteen yards or thereabouts in length commencing in the said township of Pleasington by a junction with the last-mentioned tunnel at its northerly end and terminating by a junction with the southerly end of another tunnel in the said existing sewage conduit near the River Darwen in the township of Samlesbury in the parish of Blackburn ;
- (4) A main conduit or pipe conduits or line of pipes one thousand four hundred and eighty-five yards or thereabouts in length commencing by a junction with the last-mentioned tunnel at its northerly end and terminating at a point in the northerly boundary of the Lower Nab's Head Farm belonging to the Corporation near Spring Lane one hundred and sixty-five yards or thereabouts north-west of the junction of that lane with Sorbrose Lane in the township of Samlesbury in the parish of Blackburn.



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Corporation  
may acquire  
easements  
only in cer-  
tain lands.

46. The Corporation may in lieu of acquiring any lands in the county of Lancaster acquire such easements and rights in such lands as they may require for the purpose of constructing placing laying inspecting maintaining cleansing repairing conducting or managing the works for main sewage conduits by this Act authorised and may give notice to treat in respect of such easements and rights and may in such notice describe the nature thereof and the several provisions of the Lands Clauses Consolidation Act 1845 inclusive of those with regard to arbitration and the summoning of a jury shall apply to such easements and rights as fully as if the same were lands within the meaning of such Act Provided always that nothing herein contained shall authorise the Corporation to acquire by compulsion any such easement in any case in which the owner in his particulars of claim shall require the Corporation to acquire the lands in respect of which they have given notice to treat for the acquisition of an easement only and every notice to treat for the acquisition of an easement shall be endorsed with notice of this proviso.

Vertical  
deviation.

47. Whereas the said conduits and works run through lands of such a conformation that any lateral deviation from the lines as shown upon the deposited plans may necessitate a vertical deviation of a great extent and it may be advisable to accommodate landowners by making such lateral deviation Therefore whenever any such lateral deviation is made to accommodate any landowner then in the construction of any of the said works the extent to which the Corporation may deviate vertically from the level thereof as shown on the deposited sections shall be any extent not exceeding twenty feet and in any other case the Corporation may deviate to any extent not exceeding five feet Provided that the Corporation shall make compensation to all parties interested for any damage sustained by them by reason of any deviation under the powers of this section.

Lateral  
deviation.

48. Where the line of any works as shown upon the deposited plans passes along any highway turnpike or other road bridge or street and no limits of lateral deviation are shown on the deposited plans the Corporation may in making the works deviate laterally from the line thereof as laid down on the deposited plans to the extent of the boundaries of such highways turnpikes or other roads bridges or streets respectively.

Time for  
completion  
of works.

49. The works by this part of this Act authorised shall be completed within five years from the passing of this Act and if the same shall not be completed within that period then on the expiration thereof the powers by this Act granted to the Corporation for making and completing the same or otherwise in relation



[55 & 56 VICT.] *Blackburn Corporation Act*, 1892. [Ch. cxviii.]

thereto shall cease except as to so much thereof as shall then be completed. A.D. 1892.

**50.** The powers of the Corporation for the compulsory purchase of lands for the purposes of the works authorised by this part of this Act shall cease after the expiration of three years from the passing of this Act. Period for compulsory purchase.

#### PART VIII.—MARKETS.

**51.** Subject and according to the provisions of this Act the Corporation may from time to time provide construct maintain and regulate a place or places for an additional fish market within and for the borough together with all necessary houses erections works and conveniences connected therewith and may enter on take hold and use the land herein-after and in the deposited plans and deposited book of reference described or such part thereof as they may require for that purpose The land required for the new fish market is as follows:— Power to provide places for fish market &c. and to take lands.

A plot of land containing three thousand four hundred and sixteen square yards or thereabouts situate in the township and parish of Blackburn and bounded on its north-westerly side partly by premises belonging or reputed to belong to Thomas Stothert partly by premises belonging to or reputed to belong to William Tattersall and partly by Mount Street on its north-easterly side by an unnamed street leading from premises belonging to or reputed to belong to the Lancashire and Yorkshire Railway Company to Mount Street on its south-easterly side partly by other premises belonging to or reputed to belong to the Lancashire and Yorkshire Railway Company and partly by premises belonging or reputed to belong to the trustees of Daniel Thwaites deceased and on its south-westerly side by Railway Road.

**52.** The fish market and works by this part of this Act authorised shall be deemed part of the markets and markets undertaking of the Corporation and all the provisions of the Act of 1882 (except sub-section 7 of section 200 of that Act) shall so far as the same are applicable apply to the fish market and works by this Act authorised. Application of provisions of Act of 1882 to new fish market and works

**53.** The powers of the Corporation for the compulsory purchase of land for the purposes of the fish market and works by this part of this Act authorised shall cease after the expiration of three years from the passing of this Act. Period for compulsory purchase of land for new fish market.

**54.** The fish market by this part of this Act authorised shall be completed within five years from the passing of this Act and if Period for completion of works for

A.D. 1892.  
new fish  
market.

the same shall not be completed within that period then on the expiration thereof the powers by this Act granted to the Corporation for making and completing the same or otherwise in relation thereto shall cease except as to so much thereof as shall then be completed.

Repeal of  
sub-section  
(7) of sec.  
200 of the  
Act of 1882.

**55.** Sub-section 7 of section 200 (power to continue and establish markets and fairs and slaughter-houses) of the Act of 1882 is hereby repealed.

PART IX.—BORROWING.

Power to  
borrow.

**56.** The Corporation may from time to time in addition to any moneys they are now authorised to borrow borrow at interest on the following securities and for the following purposes such moneys as they may from time to time think requisite for those respective purposes not exceeding the following sums (that is to say):—

(1) On the security of the borough fund and borough rate:—

(A) For the provision of a lunatic asylum for the borough	-	-	-	-	-	£50,000
(B) For central police offices sessions house and other public offices	-	-	-	-	-	£20,000
(c) For alteration and enlargement of town hall and municipal offices	-	-	-	-	-	£10,000
(D) For library and museum purposes	-	-	-	-	-	£7,000

(2) On the security of the general district fund and general district rate:—

(A) For markets	-	-	-	-	-	£28,000
(B) For main conduits and sewage disposal purposes	-	-	-	-	-	£25,000
(c) For new streets and street improvements	-	-	-	-	-	£75,000

(3) For the costs of this Act on the security of the borough fund borough rate general district fund and general district rate or any of them such sum as is necessary for the purpose.

Application  
of the pro-  
visions as to  
borrowing of  
the Act of  
1882 to this  
Act.

**57.** Subject as herein-before provided the provisions of the Act of 1882 with reference to loans authorised to be raised thereunder shall apply mutatis mutandis to all loans authorised to be raised under this Act Provided that as regards any loans to be raised under this Act for central police offices and sessions house and for alterations and enlargement of town hall and municipal offices and for library and museum purposes the prescribed period of discharge shall in each case be forty years Provided also that as regards any money hereafter to be raised by borrowing the Corporation shall not raise such moneys by the creation of irredeemable stock and provided further that notwithstanding anything in the Act of 1882 contained it shall not be lawful for the Corporation hereafter to



create irredeemable stock nor to invest any loans fund or sinking fund of the Corporation in any securities of the Corporation. Provided also that the interest and annual contribution to the sinking fund in respect of any loan raised under the authority of this Act for library and museum purposes shall be paid out of the moneys which the Corporation are entitled to raise by rate in pursuance of the Free Libraries Acts and nothing in this Act contained shall authorise or empower the Corporation to levy any rate for free library and museum purposes exceeding one penny in the pound :

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Provided also that any agreement which may be entered into by the Corporation with the Commissioners of Inland Revenue for the payment of a composition in lieu of stamp duty shall be in accordance with the provisions of the Stamp Act 1891.

#### PART X.—MISCELLANEOUS.

**58.** The police authority may continue to employ from time to time the constables and officers of the borough police force on fire extinguishment duty whether within or without the borough and for all purposes connected with weights and measures within the borough and all such constables and officers so from time to time employed whether before or after the passing of this Act shall for all the purposes of the Police Act 1890 but subject and without prejudice to the powers of the Secretary of State under sub-section 5 of section 17 of that Act be deemed to be constables and officers of the borough police force and entitled to have and receive their pensions allowances and gratuities as constables and officers of the borough police force out of the pension fund. Provided that the Corporation shall in each financial year pay from the borough fund to the police pension fund a sum bearing such proportion to the pay of such constables during the time that they are employed on the above-mentioned duties as the Corporation may consider a fair contribution to meet the prospective charge on the pension fund in respect of such constables.

Corporation may continue to employ constables as firemen &c.

**59.** The words "from the time of the commencement of the work in respect of which such expenses are incurred" in section 245 and the words "created subsequently to the day of the commencement of the works" and "subject to all prior charges as aforesaid" in section 246 of the Act of 1882 are as from the passing of this Act hereby repealed.

Repeal of parts of sections 245 and 246 of the Act of 1882.

**60.** The provisions of section 14 of the Gasworks Clauses Act 1847 and of section 18 of the Gasworks Clauses Act 1871 shall apply to any gas meter and any gas fittings belonging to the Corporation notwithstanding that such meter or fittings as the

Application of Gasworks Clauses Acts 1847 and 1871.

[Ch. cxviii.] *Blackburn Corporation Act, 1892.* [55 & 56 VICT.]

A.D. 1892. case may be shall not have been let for hire or for remuneration in money.

Application of sub-section (3) of section 281 of the Lunacy Act 1890.

**61.** The provisions of sub-section (3) of section 281 of the Lunacy Act 1890 shall apply to the borough with the following modifications namely:—

The borough fund shall be substituted for the county fund and the council shall be substituted for the county council:

Provided that this section shall not come into operation unless and until the council shall have withdrawn the borough from the operation of the Lancashire County (Lunatic Asylums and other Powers) Act 1891 in manner provided by section thirty-seven of the said Act.

Power to council to collect borough rate.

**62.**—(1) It shall be lawful for the council from time to time if they think fit to assess on and levy by their own officers and servants from the occupiers of hereditaments rateable to the poor rate within the township of Blackburn the amount of any borough rate which the council may order and for this purpose the council shall possess all the powers belonging to overseers of the poor for levying a poor rate and in the event of the council levying any borough rate in manner herein provided the provisions of section 265 of the Act of 1882 shall apply to such borough rate as if such borough rate were a rate leviable by the Corporation under the Act of 1882.

(2) Any person rated under this section may appeal against the rate in like manner and with the like consequences and subject to the like provisions and regulations as in appeals against a poor rate.

(3) The council in estimating the amount of their assessment under this section may include a sum for costs of assessment and collection and a reasonable sum for rates excused or irrecoverable.

Power for owners to make deductions from general district rate in respect of empties.

**63.** Subject to any regulations or regulation to be made by the Corporation as herein-after provided every owner of any rateable property rated to the general district rate shall be entitled at the time of paying any such rate to deduct therefrom such a sum as may be proportionate to the time if any during which such property may have been unoccupied during the currency and subsequent to the payment of the preceding general district rate and the Corporation may from time to time make and alter or amend such regulations or regulation with reference to allowances to or deductions by any such owner as aforesaid as they may deem equitable or expedient.

Extending gas limits and water limits.

**64.** The gas limits are hereby for all purposes of the Act of 1882 extended to include the township of Billington in the county of Lancaster and the water limits are hereby for all purposes of the



Act of 1882 extended to include the townships of Wilpshire Ramsgreave Mellor Pleasington and Billington all in the said county of Lancaster and the provisions of sections 174 175 and 176 of the Act of 1882 shall extend and apply to the township and townships hereby added to the said gas and water limits respectively :

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Provided that if the Corporation have not at the expiration of three years from the passing of this Act made provision for the supply of water throughout the said townships the restriction imposed by section 52 of the Public Health Act 1875 on the construction of waterworks by the local authority (as defined by that Act) within such townships shall cease to apply and for the purposes of that section the Corporation shall be deemed to be a water company.

**65.** Any mains pipes culverts or other works which the Corporation may under the authority of the Act of 1882 or the portions of the local Acts in that Act mentioned and which are by that Act left unrepealed or this Act lay down or execute under over or alongside or which may affect the railway stations sidings bridges works or property of any railway company shall be so laid down and executed and subsequently maintained and repaired under the direction and superintendence and to the reasonable satisfaction of the engineer for the time being of the railway company affected and in accordance with plans sections and specifications to be from time to time approved by such engineer and the engineer of the Corporation or in the event of difference by an engineer to be appointed by the President for the time being of the Institution of Civil Engineers on the application of either party.

As to works affecting railways.

**66.—(A)** Nothing herein contained shall lessen or control any right power or authority now vested in the county council for the county palatine of Lancaster in this section referred to as the county council for repairing altering or rebuilding any bridge and the lengths of roadway adjacent thereto repairable by the inhabitants of the said county or of any hundred therein which may be crossed or affected by any works of the Corporation but all such rights powers and authorities shall remain in as full force as if this Act had not passed and the county council shall not be liable to make any compensation whatever for any damage or injury to the Corporation by the repairing altering or rebuilding of any such bridge or the lengths of roadway adjacent thereto Provided that in repairing altering or rebuilding any such bridge or lengths of roadway adjacent thereto nothing shall be done to impede or interfere with the works of the Corporation for any greater length of time or in any other manner than shall be necessary for the execution of

For the protection of the county council of Lancashire.

A.D. 1892.

the work and before commencing any such repairing alteration or rebuilding ten days notice thereof shall be given to the Corporation and the county council shall afford to the Corporation all necessary and reasonable temporary facilities for enabling them to continue the supply of gas or water during such repairing alteration or rebuilding.

(B) If any bridge repairable by the inhabitants of the said county or of any hundred therein upon or along which any pipe of the Corporation is laid be altered or rebuilt by the county council the county council may require the Corporation to alter any such pipes in such manner as the circumstances of the case may reasonably require. Provided that in case of any difference between the county council and the Corporation as to such alteration the same shall be referred to arbitration under the Arbitration Act 1889.

(C) If and whenever the county council deem it necessary to require the Corporation to raise sink or otherwise alter the situation of any of the mains pipes branch pipes stopcocks or syphons which shall be placed along any main road within the jurisdiction of the county council the Corporation shall at their own expense within a reasonable time after being required so to do by notice in writing under the hand of the clerk of the county council raise sink or alter the same and in default thereof the county council or their surveyor or any other person acting by their order or under their authority may raise sink or alter the same and the expenses thereby incurred shall be paid by the Corporation.

Restrictions  
on displacing  
persons of  
labouring  
class.

**67.**—(1) The Corporation shall not under the powers by this Act granted purchase or acquire in the borough ten or more houses which after the passing of this Act have been or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers unless and until—

(A) They shall have obtained the approval of the Local Government Board to a scheme for providing new dwellings for such number of persons as were residing in such houses on the fifteenth day of December last or for such number of persons as the Local Government Board shall after inquiry deem necessary having regard to the number of persons on or after that date residing in such houses and working within one mile therefrom and to the amount of vacant suitable accommodation in the immediate neighbourhood of such houses or to the place of employment of such persons and to all the circumstances of the case; and

(B) They shall have given security to the satisfaction of the Local Government Board for the carrying out of the scheme.



(2) The approval of the Local Government Board to any scheme under this section may be given either absolutely or conditionally and after the Local Government Board have approved of any such scheme they may from time to time approve either absolutely or conditionally of any modifications in the scheme.

(3) Every scheme under this section shall contain provisions prescribing the time within which it shall be carried out and shall require the new dwellings proposed to be provided under the scheme to be completed fit for occupation before the persons residing in the houses in respect of which the scheme is made are displaced :

Provided that the Local Government Board may dispense with the last-mentioned requirement subject to such conditions (if any) as they may see fit.

(4) Any provisions of any scheme under this section or any conditions subject to which the Local Government Board may have approved of any scheme or of any modifications of any scheme or subject to which they may have dispensed with the above-mentioned requirement shall be enforceable by a writ of Mandamus to be obtained by the Local Government Board out of the High Court.

(5) If the Corporation acquire or appropriate any house or houses under the powers by this Act granted in contravention of the foregoing provisions or displace or cause to be displaced the persons residing in any house or houses in contravention of the requirements of the scheme they shall be liable to a penalty of five hundred pounds in respect of every such house which penalty shall be recoverable by the Local Government Board by action in the High Court and shall be carried to and form part of the Consolidated Fund of the United Kingdom . Provided that the court may if it think fit reduce such penalty

(6) For the purpose of carrying out any scheme under this section the Corporation may appropriate any lands for the time being belonging to them or which they have power to acquire :

Provided that nothing in this section shall relieve the Corporation from the necessity of obtaining the approval of the Local Government Board for such appropriation or use of their corporate land as would require such approval under the Municipal Corporations Act 1882 (as amended by section 72 of the Local Government Act 1888) or any other general Act.

(7) Subject to the provisions of this section the Corporation and the Local Government Board and their inspectors shall have and may exercise for any purpose in connexion with any scheme under this section all or any of the powers vested in them under the Public



[Ch. cxviii.] *Blackburn Corporation Act, 1892.* [55 & 56 VICT.]

A.D. 1892. Health Act 1875 in the same manner in every respect as if the preparation and carrying into effect of such scheme were one of the general purposes of that Act:

Provided that all lands on which any buildings have been erected or provided by the Corporation in pursuance of any scheme under this section shall for a period of twenty-five years from the passing of this Act be appropriated for the purpose of dwellings and every conveyance demise or lease of such lands and buildings shall be endorsed with notice of this enactment:

Provided also that the Local Government Board may at any time dispense with all or any of the requirements of this sub-section subject to such conditions (if any) as they may see fit.

(8) The Corporation shall pay to the Local Government Board a sum to be fixed by that Board in respect of the preparation and issue of any provisional order in pursuance of this section and any expenses incurred by that Board in relation to any inquiries under this section including the expenses of any witnesses summoned by the inspector holding the inquiry and a sum to be fixed by that Board not exceeding three guineas a day for the services of such inspector.

(9) For the purposes of this section the expression "labouring class" includes mechanics artisans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of such persons who may be residing with them.

Notice to be signed by town clerk or surveyor.

**68.** Any notice or other such document under this Act may be in writing or print or partly in writing and partly in print and if the same require authentication by the Corporation the signature thereof by the town clerk or the surveyor on behalf of the Corporation shall be sufficient authentication.

Powers of Act to be cumulative.

**69.** All powers given by this Act shall unless otherwise expressly stated be deemed to be in addition to and not in derogation from any other powers conferred upon the Corporation by the Public Health Acts and the Municipal Corporations Acts provided that no person shall incur more than one penalty (other than a daily penalty for a continuing offence) for the commission of the same offence.

Liability to rates not to disqualify justices.

**70.** No justice shall be disabled from acting in the execution of this Act by reason of his being liable to the payment of any money towards the rates of the borough.



[55 & 56 VICT.] *Blackburn Corporation Act*, 1892. [Ch. cxviii.]

71. Any cost incurred by the Local Government Board in pursuance of the powers of this Act (including such reasonable sum not exceeding three guineas a day for the services of an inspector) shall be paid by the Corporation or by such one or more of the local authorities concerned and in such proportions as the Local Government Board shall direct and shall be recoverable summarily.

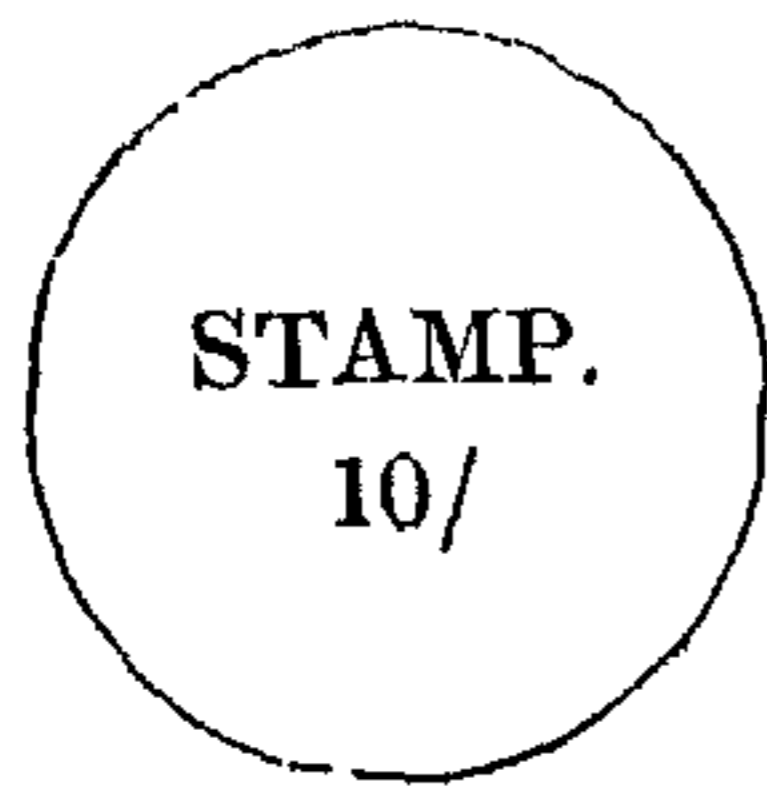
A.D. 1892.  
Costs of  
Local  
Government  
Board.

72. The schedules to this Act shall be read and have effect as if they were part of this Act.

Effect of  
schedules.

73. The costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of 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 moneys borrowed under the authority of this Act or out of the borough fund.

Costs of Act.



A.D. 1892.

SCHEDULES referred to in the foregoing Act.

THE FIRST SCHEDULE.

COPY OF THE DEED OF TRUST OF THE BLACKBURN TECHNICAL  
AND TRADE SCHOOL.

THIS INDENTURE made the 5th day of July 1889 between EDGAR APPLEBY HENRY HARRISON ELI HEYWORTH ADAM DUGDALE and JOSEPH DUGDALE all of Blackburn in the county of Lancaster Esquires herein-after referred to as "the Grantors" of the first part and GEORGE WHITELEY of The Woodlands Livesey near Blackburn in the said county Cotton Spinner and Manufacturer WILLIAM EDWARD BICKERDIKE of Clayton Grange Clayton-le-Dale in the said county Chemical Manufacturer WILLIAM TAYLOR of Staveleigh Blackburn aforesaid Cotton Spinner and Manufacturer THOMAS HIGSON of Holly Mount Adelaide Terrace Blackburn aforesaid Gentleman ANGELO WILLIAM ROBERT SIMPSON of No. 2 Hazel Bank Blackburn aforesaid Architect JOSEPH BRIERLY of Wellington Street Blackburn aforesaid Civil Engineer JAMES HERBERT STONES of No. 55 Alexandra Road Blackburn aforesaid Architect JAMES KENYON of No. 57 Preston New Road Blackburn aforesaid Gentleman ROBERT THOMAS EASTWOOD of No. 7 Regent Street Blackburn aforesaid Flagger and Slater DAVID GEDDES of No. 15 Altom Street Blackburn aforesaid Librarian WILLIAM THOM of Athol House West Park Road Blackburn aforesaid Engineer EDWIN HAMER of Brae Side Revidge Blackburn aforesaid Auctioneer and Valuer THOMAS FENTON of No. 63 Whalley Range Blackburn aforesaid Secretary to the Blackburn and District Operative Cotton Spinners Association GEORGE BARKER of No. 10 Adelaide Street Blackburn aforesaid Secretary to the Blackburn and District Power-Loom Weavers Association JOHN THOMPSON of Beardwood Cliffe Blackburn aforesaid Cotton Spinner and Manufacturer HENRY LIVESEY of Bastwell View Whalley New Road Blackburn



aforesaid Machinist and Cotton Manufacturer JAMES HOYLE of Oak Mount East Park Road Blackburn aforesaid Gentleman THOMAS WALSH of Brae Side Revidge Blackburn aforesaid Gentleman WILLIAM DITCHFIELD of Blackburn aforesaid Clerk to the Blackburn School Board and the said EDGAR APPLEBY HENRY HARRISON ELI HEYWORTH ADAM DUGDALE and JOSEPH DUGDALE herein-after referred to as "the Grantees" of the second part. A.D. 1892.

WHEREAS by an indenture bearing date the 12th day of May 1888 and made between Sarah Esther Hacking of the first part Alice Walsh of the second part Nicholas Hartley Hacking Margaret Alice Hacking and Sarah Ann Hacking of the third part William Farnworth of the fourth part James Eatough and Martha Letitia his wife of the fifth part William Young Hardie and Elizabeth his wife of the sixth part the said William Farnworth of the seventh part Martha Livesey of the eighth part the said William Farnworth of the ninth part Eliza Farnworth of the tenth part and the Grantors of the eleventh part the lands and premises herein-after firstly described and intended to be hereby conveyed were with the appurtenances in consideration of the sum of £1,750 expressed to be paid by the Grantors as in the now reciting indenture mentioned granted and conveyed unto and to the use of the Grantors in fee simple And whereas by another Indenture also bearing date the 12th day of May 1888 and made between the said Sarah Esther Hacking of the first part the said Alice Walsh of the second part Nicholas Hartley Hacking Margaret Alice Hacking and Sarah Ann Hacking of the third part and the Grantors of the fourth part the lands and premises herein-after secondly described and intended to be hereby conveyed were with the appurtenances in consideration of the sum of £850 expressed to be paid by the Grantors as in the now reciting indenture mentioned granted and conveyed unto and to the use of the Grantors in fee simple And whereas by an indenture bearing date the 18th day of June 1888 and made between Edelston Peers and the Rev. Ernest Campbell Lowndes of the one part and the Grantors of the other part the lands and premises herein-after thirdly described and intended to be hereby conveyed were with the appurtenances in consideration of the sum of £1,625 expressed to be paid by the Grantors as in the now reciting indenture mentioned granted and conveyed unto and to the use of the Grantors in fee simple And whereas by an indenture bearing date the 5th day of December 1888 and made between Randle Joseph Feilden of the first part William Leyland Feilden and Edward Henry Cardwell of the second part and the Grantors of the third part the lands and premises herein-after fourthly described and intended to be hereby conveyed were with the appurtenances in consideration of the sum of £1,000 expressed to be paid by the Grantors as in the now reciting indenture mentioned conveyed unto and to the use of the Grantors in fee simple:

And whereas the said sums of £1,750 £850 £1,625 and £1,000 were (as the Grantors do hereby respectively acknowledge and declare) paid respectively out of moneys contributed by merchants manufacturers operatives and others interested in the commerce and industrial operations carried on in Blackburn aforesaid and its neighbourhood for the purpose of establishing an institution in Blackburn aforesaid to be called "the Blackburn Technical and Trade School" the objects and purposes of which are herein-after stated as well as the mode in which it has been agreed that such institution shall be governed and regulated



A.D. 1892.

and the residue of the said contributions amounting to the sum of £6,839 10s. 10d. is now deposited at the Manchester and County Bank to the joint account of the Grantors:

And whereas the Grantees have been nominated to be the Council for governing and regulating the said institution until the first meeting of the Council constituted under the rules contained in the first part of the schedule hereto and they have also agreed to act as trustees of the property of the said institution as may be required either until the first meeting of or until the incorporation of the Council constituted under the rules aforesaid and the Grantors have accordingly paid over the said sum of £6,839 10s. 10d. to the said Grantees the receipt of which said sum and that the same has been received and is held by them on the trusts and for the purposes of the said intended institution they the Grantees hereby acknowledge and it has also been determined that the Grantors shall convey the said lands and premises and their appurtenances to the use of the Grantees upon the trusts and with under and subject to the powers provisoes conditions and agreements herein-after expressed and declared of and concerning the same Now this indenture witnesseth that in consideration of the premises they the said Edgar Appleby Henry Harrison Eli Heyworth Adam Dugdale and Joseph Dugdale as trustees do and each of them as trustee by the direction of the others of them directing as trustees doth hereby grant and convey unto the Grantees Firstly all that piece or parcel of land situate in Blackburn aforesaid and bounded on its southerly side by a street known as Nab Lane on its westerly side by premises belonging or reputed to belong to Mr. T. Whewell on its northerly side by the lands and premises secondly herein-after described and on its easterly side by vacant land known as Blakey Moor and fourthly herein-after described and containing in the whole 1,354 superficial square yards or thereabouts be the same more or less together with the dwelling-houses messuages and buildings erected standing and being thereon and the appurtenances thereto belonging all which said plot piece or parcel of land hereditaments and premises with the boundaries and abuttals thereto are more particularly delineated or described in the map or plan drawn on the sixth skin of these presents and therein edged and surrounded with red colour Secondly all that piece or parcel of land adjoining the westerly side of Blakey Moor aforesaid containing in the whole 773 superficial square yards or thereabouts be the same more or less together with the messuages or tenements erected standing and being thereon numbered respectively 1 29 31 33 35 2 3 4 5 and 6 and the appurtenances thereto belonging all which last-mentioned lands and premises are delineated or described in the said plan and therein edged and surrounded with blue colour Thirdly all those eleven cottages or dwelling-houses situate and numbered respectively 47 49 51 53 55 and 57 adjoining the westerly side of Blakey Moor aforesaid and 1 2 3 4 and 5 in Edelston Court within Blackburn aforesaid with the lands and appurtenances thereto belonging containing in the whole 812 superficial square yards or thereabouts all which last-mentioned lands and premises are but without intending to delineate their exact boundaries and abuttals delineated or described in the said plan and therein edged and surrounded with green colour And fourthly all that piece or parcel of land or ground situate in Blackburn aforesaid called Blakey Moor formerly part of the waste lands of the manor of Blackburn containing in the whole 2,688 square yards or thereabouts (exclusive of any land now forming part of the public streets or roads) and more particularly delineated or described in the said plan and therein edged and surrounded with purple colour To hold unto the Grantees in fee simple to the use of the Grantees their heirs and assigns upon and for the trusts intents



and purposes herein-after expressed and declared concerning the same (that is to say): A.D. 1892.

INTERPRETATION OF TERMS.

1. The term "school" as and when herein-after used shall mean and imply the institution to be established in Blackburn aforesaid intended to be called "the Blackburn Technical and Trade School" the term "school premises" as and when herein-after used shall mean and imply the said lands and premises hereby conveyed with their appurtenances and any building or buildings to be erected thereon and also the furniture and apparatus from time to time placed therein and belonging to the school the term "Council" as and when herein-after used shall until the first meeting of the Council constituted under the rules contained in the first part of the schedule hereto mean and imply the Grantees (being the several persons parties hereto of the second part) or the survivors or survivor of them or other the trustees or trustee for the time being of these presents and after such first meeting the body of persons for the time being constituted the Council by the said rules in the schedule hereto the term "trust fund" as and when herein-after used shall mean and imply the said sum of £6,839 10s. 10d. and all other moneys which may at any time be contributed by any person or persons for the use or benefit of the school or which may at time be applicable to the general purposes of the school Words in the masculine gender shall include females and words in the singular number shall if the context admit include more persons than one.

2. The Council shall stand seised and possessed of the trust fund and school premises upon trust that a school building or buildings with requisite outbuildings engine-house engines machinery and other plant and fittings may be erected upon the said lands and premises hereby conveyed or upon some part thereof by means of the application for that purpose of the trust fund or some part thereof and of grants or contributions obtained or to be obtained for that purpose and to permit and suffer the school premises to be used and occupied under and according to the direction and control of the Council for the time being for the purpose of imparting to and diffusing among girls boys young men workmen artisans and others technical scientific artistic and general instruction in and knowledge of the various processes used in or incident to the production of articles of textile and other manufacture and of processes used in or incident to carrying on or conducting any business manufacture trade or industry which now is or may for the time being be carried on practised or followed in Blackburn aforesaid or its neighbourhood or which the Council may determine or in any matters connected with the aforesaid processes businesses manufactures trades or industries or any of them and also in art and science generally and particularly in the application of art and science to the processes businesses trades and manufactures aforesaid provided always that it shall be lawful for some part or parts of the school premises to be used and appropriated for the purpose of a residence or residences for the masters teachers curators and other persons employed in or in connexion with the school or any of them.

PROVISIONS AS TO DEALING WITH SCHOOL PREMISES BY WAY OF LETTING  
SALE OR MORTGAGE.

3. The Council may at any time or from time to time let or demise the school premises or any part thereof to such person or persons for such term or terms of years day or days hour or hours or other period at such rent whether nominal or



[Ch. cxviii.] *Blackburn Corporation Act, 1892.* [55 & 56 VICT.]

A.D. 1892.

substantial and upon such conditions as the Council shall think fit but so that no such letting shall interfere with the due working of the school or diminish its usefulness as to which the judgment and opinion of the Council shall be conclusive.

4. If and when it shall seem to the Council to be desirable for the purpose of better carrying out the trusts and objects of these presents to alter enlarge take down and wholly or partially rebuild the school premises or any part thereof it shall be lawful for them so to do and to erect such other buildings either additional or substituted as they may deem necessary or convenient and to pay the expenses of and incident to any such alteration enlargement taking down re-building and addition as the case may be out of the trust fund including the expenses of all plans sections estimates and other matters preliminary.

5. It shall be lawful for the Council at any time and from time to time to raise any money which may be required for the purpose of carrying out the trusts and objects of these presents or any of them by mortgage of the school premises or of any other hereditaments for the time being held upon or subject to the trusts of these presents or any part of them respectively upon such terms and with such powers of sale or other powers as they shall approve and to concur in the transfer of any mortgage.

6. It shall be lawful for the Council at any time or times to sell the school premises or any part of them either together or in parcels and either by public auction or private contract and on any such sale to make any stipulations as to title or evidence or commencement of title or otherwise which the Council may deem proper and also to buy in any premises offered for sale or to rescind or vary any contract for sale and to resell without being responsible for any loss occasioned thereby and for the purposes aforesaid or any of them to execute and do all such assurances acts and things as they may think fit but the powers contained in this clause or any of them shall not be exercised unless the propriety of so doing shall be sanctioned by a majority consisting of three fourths of the members of the Council present and voting on the matter at two successive meetings of the Council to be convened the second of such meetings being held not sooner than fourteen days nor later than twenty-eight days after the first of such meetings.

7. Provided always that upon any sale or mortgage purporting to be made under the aforesaid powers or any of them no purchaser or mortgagee shall be bound or concerned to see or inquire whether any money is required for the purposes of the trusts or objects of these presents or any of them or that no more than is required is raised nor as to the propriety of any such sale or mortgage and notwithstanding any impropriety or irregularity whatever in any such sale or mortgage the same shall as regards the safety of the purchaser or purchasers mortgagee or mortgagees be deemed to be within the aforesaid powers and be valid and effectual accordingly.

PROVISIONS AS TO DISPOSAL OF MORTGAGE AND SALE MONEYS.

8. It is hereby declared that the Council shall by and out of the moneys which shall arise from any such mortgage or sale as aforesaid in the first place reimburse themselves or pay or discharge all the costs and expenses incurred in or about such mortgage or sale or otherwise in respect of the matters aforesaid and also pay or discharge all incumbrances or claims charged on or incurred in respect of the premises sold and shall lay out the residue of the moneys arising



from any such mortgage or mortgages sale or sales in or towards the enlargement alteration rebuilding renewal improvement or repair of any buildings erections fixtures plant machinery or apparatus from time to time remaining subject to the trusts of these presents or in or towards the purchase of any other land of freehold or copyhold tenure or of leasehold tenure not having less than sixty years of the term unexpired at the time of purchase or the erection on such other land of any other buildings (the same land or buildings being situate within five miles from the town hall of Blackburn aforesaid) with such title on such terms and in such manner as the Council shall think fit and to be held upon the trusts hereby declared concerning the school premises so far as the tenure thereof will admit or partly in some or one of the modes of application aforesaid and partly in other or another and shall hold the ultimate residue of such proceeds of sale or mortgage as part of the trust fund and as applicable under the trusts hereby declared for the establishment and maintenance of the school.

9. It is hereby also declared that until the moneys arising from any such mortgage or sale as aforesaid shall be required for the purposes herein-before mentioned or any of them the Council may invest the same upon some or one of the securities authorised in the 29th clause of the schedule hereto and may from time to time vary such investments for others of a like nature and may accumulate the resulting income thereof by way of compound interest or at their discretion apply such resulting income in the same manner as the income belonging to the school is by the 28th clause of the said schedule directed to be applied.

#### MISCELLANEOUS PROVISIONS.

10. The receipts of the Council or of their treasurer for the time being for any money which may become payable upon the sale of any hereditaments which may be sold under the power of sale herein-before contained or for any money which may be advanced by any mortgagee or mortgagees upon any mortgage purporting to be made under the power herein-before contained for raising money or for any other money which may be paid to them under these presents or in the execution of any of the trusts or powers hereof shall effectually discharge the person or persons paying the same therefrom and from being bound to see to the application or being answerable for the loss or mis-application thereof.

11. The Council shall so soon as conveniently may be apply to the Charity Commissioners for England and Wales in pursuance of the Charitable Trustees Incorporation Act 1872 or any statute which may be in operation for facilitating or regulating the incorporation of charitable trustees for a certificate of incorporation under the title of "The Council of the Blackburn Technical and Trade School Registered."

12. It is hereby declared that as well the said several persons parties hereto of the second part as any other person or persons who may become a member or members of the Council hereafter to be appointed under the rules contained in the first part of the schedule hereto shall as well before as after the granting of such certificate as is referred to in the last preceding clause be bound by and conform in all respects to the provisions contained in the said schedule and that the said several persons parties hereto of the second part (other than those who shall under the provisions of the said schedule become perpetual or life members of the Council) shall retire upon the first meeting of the Council constituted under the rules contained in the first part of the said schedule and on such

A.D. 1892. retirement and as often as occasion shall require as well the said several persons parties hereto of the second part and their respective representatives as the Council hereafter constituted under the rules contained in the first part of the said schedule shall at the expense of the trust estate execute and do all such acts deeds assurances and things whatsoever as shall be requisite or expedient for effectually vesting the trust fund and school premises and all other hereditaments and property for the time being subject to the trusts of these presents in the Council or until the incorporation of the Council in the persons who shall for the time being constitute the Council under the rules contained in the first part of the said schedule.

13. It is hereby declared that except in the cases where an absolute majority of the Council may be expressly required by any rules to be made in pursuance of the power for that purpose contained in the said schedule a majority of the members of the Council who shall be present at any meeting of their body duly constituted shall have power to exercise all discretions and powers and do all acts and things hereby or by the said schedule given to or directed to be done by the Council.

14. It is hereby further declared that subject to the trusts and provisions of these presents the Council shall at all times have full and complete power and control over the trust fund and school premises and over any other hereditaments or property for the time being held on or subject to the trusts of these presents and absolute discretion in dealing with them according to their judgment and discretion so as most effectively to carry out the objects and purposes herein set forth.

15. In case the Council shall at any time hereafter consider that the school is from circumstances likely to prove permanent failing to carry out the objects and purposes herein set forth it shall be lawful for the Council with the sanction and approval of the Charity Commissioners for England and Wales or of any public body or functionary to which or to whom the authority and powers of such Commissioners may hereafter be transferred to settle or concur in settling some scheme or schemes for the better adaptation of the school to the said objects and purposes and for the future conduct and management thereof and for such purpose or purposes to do and execute all such acts deeds assurances and things as may be requisite and proper.

16. The provisions contained in the Schedule hereto shall be read and have effect as if the same provisions were contained in these presents and words and expressions to which meanings are expressly assigned by these presents shall when used and appearing in the said schedule have like meanings In witness whereof the said parties to these presents have hereunto set their hands and seals the day and year first herein-before written.

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The SCHEDULE herein-before referred to.

PART I.

CONSTITUTION OF COUNCIL.

1. The general management and control of the school shall be exercised by the Council and the Council shall subject to the provisions of the above written indenture consist of perpetual members life members nominated members representative members and co-optative members as herein-after defined The



nominated and representative members shall be appointed as soon as practicable in manner herein-after provided and subject as herein-after provided a meeting of the perpetual life nominated and representative members shall be held within a period of three calendar months from the date of the above written indenture and for the purposes of the above indenture and of the rules herein-after contained such meeting shall be deemed to be the first meeting of the Council constituted under the rules herein contained provided that if after reasonable opportunity the appointing body as herein-after mentioned fail to appoint all or any nominated or representative members in manner herein-after provided such meeting shall consist of the perpetual and life members and of such of the nominated or representative members as may have been appointed and the absence of any member or members or the existence of any vacancy or vacancies amongst the nominated or representative members shall not affect the validity of such meeting.

2. Every person who has already given or shall hereafter give to the trust fund a sum of £1,000 or upwards either at one time or by several donations shall be a perpetual member and his rights and privileges as such member shall on his death be transmitted to such person as shall be nominated for that purpose by his will or in default of such nomination as shall be nominated for that purpose in writing by his executors or administrators and such nominee shall have the same power and right of transmission as was possessed by the original donor the privilege being treated in perpetuity as a right or privilege in the nature of personal estate. If any such gift involving the right to perpetual membership shall be the donation of a firm such firm may nominate any partner therein to exercise the powers incident to such membership provided that every such nomination shall be in writing and notice thereof given to the Council in such form as shall be prescribed by the Council before the person nominated shall be entitled to exercise the powers of a member. The first perpetual members shall be the said Edgar Appleby and Randle Joseph Feilden of Witton Park near Blackburn aforesaid a Lieutenant-General in Her Majesty's Army a Companion of the Order of St. Michael and St. George and a Member of Parliament.

3. Every person who has already given or shall hereafter give the sum of £500 or upwards either at one time or by several donations to the trust fund shall be a life member. In case a partnership firm shall be donors of the amount aforesaid the partners in the firm may by notice in writing addressed and forwarded to the Council appoint one of their number to be a life member. The first life members shall be the Right Worshipful the Mayor of Blackburn (John Rutherford Esquire) of Wellington Street Blackburn aforesaid brewer the said Joseph Dugdale Eli Heyworth Adam Dugdale and Henry Harrison and William Coddington of Wycollar Blackburn aforesaid Member of Parliament William Henry Hornby of Whinfield Blackburn aforesaid Member of Parliament William Tattersall of Quarry Bank Blackburn aforesaid brewer and James Pilkington of Swinithwaite Hall Bedale in the county of York Esquire.

4. The nominated members shall be twenty in number of whom two shall be appointed by the town council of the borough of Blackburn and two by the Blackburn and District Power-Loom Weavers Association and one by each of the following bodies and trade societies namely:—

The Council of the Blackburn Chamber of Commerce.

The School Board for Blackburn.



A.D. 1892.

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- The Blackburn and District Operative Cotton Spinners Association.  
The United Operative Plumbers of Great Britain and Ireland (Blackburn Branch).  
The Managers and Overlookers Friendly Society No. 3 (Blackburn Branch).  
The Amalgamated Society of Engineers (Blackburn District).  
The Blackburn Power-Loom Weavers Protection Society.  
The Friendly Society of Operative Stonemasons of England and Wales (Blackburn Branch).  
The Amalgamated Union of Cabinet Makers (Blackburn Branch).  
The Steam-Engine Makers Society (Blackburn Branch No. 7).  
The Typographical Association (Blackburn Branch).  
The North-East Lancashire Card and Blowing Room Operatives Association (Blackburn District).  
The Blackburn Amalgamated Power-Loom Overlookers Provident Association.  
The Amalgamated Society of Carpenters and Joiners (Blackburn Branch).  
The National Amalgamated Society of Operative House and Ship Painters and Decorators (Blackburn Branch).  
The United Pattern Makers Society (Blackburn Branch No. 7).

Nominated members shall hold office for the term of three years from the date of their appointment. Any nominated member may be re-appointed.

5. The representative members shall be twelve in number and shall be appointed annually at the ordinary general meeting as herein-after defined of the donors and subscribers as also herein-after defined to the trust fund in manner herein-after prescribed. The first appointment of representative members by the said donors and subscribers shall be made at a special general meeting of their body to be convened in manner herein-after prescribed and held within two calendar months after the date of the above written indenture and the representative members so first appointed shall retire at the first ordinary general meeting aforesaid held in pursuance of the provisions herein contained. Any representative member may be re-appointed.

6. The co-optative members shall be six in number and shall be appointed by the Council. The first appointment shall be made at the first meeting of the Council. Co-optative members shall hold office for the term of three years from the date of their appointment. Any co-optative member may be re-appointed.

7. If during his term of office any nominated representative or co-optative member of the Council shall become bankrupt or take or suffer statutory proceedings for liquidation of his affairs or for composition with his creditors or shall become incapacitated to act or express to the Council in writing his wish to retire or shall omit for the space of six months to attend any meeting of the Council (except in case of sickness) or shall accept any office under the trusts of the above written indenture entitling him to receive a salary the Council shall cause a record of the fact to be entered in their books and upon such record being entered the member to whom it applies shall forthwith cease to be a member.

8. Notice of each vacancy among the nominated members of the Council whether caused by death by such retirement as aforesaid or otherwise shall be given by the Council to the nominating body who shall fill the vacancy as soon as convenient. Any vacancy among the representative members of the Council shall be supplied at the then next ordinary general meeting as herein-after defined of donors and subscribers as also herein-after defined held in pursuance







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contributed such sum for more than one year and shall have paid two such annual subscriptions in consecutive years and who shall be a continuing subscriber of that sum shall be entitled to one vote.

(g) Every person appointed a representative in manner herein-after provided by the operatives and employés employed in any mill or workshop who during any year preceding the ordinary general meeting shall have collectively subscribed to the trust fund the sum of £5 or upwards shall in respect of each full sum of £5 of the amount so collectively subscribed be entitled for the year commencing on the day of the ordinary general meeting to one vote. A representative of operatives and employés employed as aforesaid may be appointed at a meeting of the subscribing operatives and employés to be convened at any time after 48 hours notice posted in the mill or workshop and signed by any subscribing operative or employé or such representative may be appointed in such other manner or by such other means as the subscribing operatives or employés may think fit provided that every such representative shall immediately upon his appointment forward to the secretary of the Council his name and address and if required so to do he shall produce to the said secretary satisfactory evidence of his appointment.

12. A special general meeting of the donors and subscribers may be convened by the Council when and as often as they shall think fit. The Council shall also convene a special general meeting of donors and subscribers for the first appointment of representative members of the Council as and within the time herein-before provided and also at any time upon a requisition addressed to them in writing signed by not less than twelve persons being donors or subscribers stating the object of the meeting. Notice in writing of every general meeting ordinary or special shall be delivered or sent through the post by the secretary of the Council to each donor and subscriber at his usual or last known place of abode in Great Britain ten clear days at the least before the time appointed for holding the same and notice in writing of every adjourned meeting shall be given immediately after the adjournment in like manner so far as the interval between the original and adjourned meetings will permit to every donor and subscriber not present at the original meeting. Every notice of meeting shall state the place day and hour for holding the meeting and every notice of a special meeting shall further state the matters to be discussed or transacted thereat.

13. Twelve persons being respectively either donors or subscribers shall constitute a quorum at every general meeting. If within one hour from the time appointed for a general meeting a quorum shall not have assembled the meeting if convened upon a requisition of donors or subscribers or of donors and subscribers shall be dissolved and in any other case it shall stand adjourned from week to week until a quorum shall be present.

14. So soon as a quorum shall have assembled at a general meeting the president for the time being of the Council or in his absence the vice-president of the Council for the time being shall take the chair of the meeting but in the absence of both the president and vice-president the donors and subscribers present or represented shall elect one of their body to be chairman and in the event of an equality of votes in any such election the choice of one of the persons proposed shall be decided by lot. The chairman of every meeting shall in the event of an equality of votes have a second or casting vote whether he shall have previously voted on the same question or not.



15. The acts and proceedings of the donors and subscribers present or represented at any general meeting of their body shall be binding on the whole body but such acts and proceedings or any of them may be revoked or altered from time to time either wholly or partially at a subsequent meeting provided that a special notice shall have been given of the proposal to effect such revocation or alteration at such meeting.

16. Every question which shall be submitted to a general meeting shall be decided by a show of hands unless a poll shall be demanded by two or more donors or subscribers present or represented at such meeting and in that case by a poll which shall be taken in such manner and at such place and time on a day subsequent to the day of meeting as the chairman shall direct. A declaration by the chairman that a resolution has been carried and an entry to that effect in the minutes of the meeting shall be sufficient evidence of the fact on all subsequent occasions without further proof. Every donor of the sum of £100 or upwards at one time to the trust fund shall be entitled to vote by proxy but other donors and subscribers shall vote in person only and not by proxy.

17. A general meeting may be adjourned at any time by the chairman upon the adoption by the meeting of a resolution for its adjournment but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place or of which notice shall have been given for the meeting at which such adjournment took place.

### PART III.

#### MEETINGS POWERS AND DUTIES OF COUNCIL.

18. General meetings of the Council shall be held in some convenient place in the borough of Blackburn as often as may be found necessary for the management of the affairs of the school and at least once in every month except the month of August on some convenient days and hours to be appointed by themselves. Special meetings of the Council may be convened by any member thereof by requisition in writing signed by him and addressed to the secretary stating the object of the meeting. Five members shall form a quorum at every meeting of the Council.

19. The Council shall at their first meeting held after the ordinary general meeting of donors and subscribers in each year elect a president vice-president and treasurer for the ensuing year. The treasurer may be the manager or one of the officers for the time being of the bankers of the Council. If at any meeting of the Council neither the president nor vice-president be present at the time appointed for holding the same the members of the Council present shall choose same one of their number to be chairman of such meeting.

20. The rules and regulations herein-before prescribed for the regulating and conducting of general meetings of the donors and subscribers shall be applicable subject to the foregoing provisions and mutatis mutandis to the conducting of business by the Council save that no member of the Council shall be entitled to more than one vote except the chairman of any meeting who may give a casting vote. It shall not be competent for the Council to come to any resolution respecting the sale or mortgage of the school premises or any part thereof except at a special meeting of which ten days previous notice shall have been

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A.D. 1892. given by post to each member of the council specifying the object of such meeting.

21. The Council may appoint some fit person as their secretary at a reasonable salary who shall be removable by them at their pleasure. It shall be the duty of the secretary to give notice of the meetings of the Council to attend them and any committees of their body at their meetings to enter the minutes of their proceedings to collect and receive the donations subscriptions and income of the school from time to time under the direction of the treasurer and to pay the same to the account of the Council with their bankers and to perform such other duties as may be required of him by the council.

22. The Council may at any meeting of their body appoint one or more member or members of their body as there may be occasion to be a committee of the Council for making any inquiry or for superintending or performing any duty which in the judgment of the Council may be more efficiently and effectually executed by a committee but the acts and proceedings of a committee shall be submitted to the next meeting of the Council for confirmation and approval.

23. The Council shall provide minute books in which shall be entered the names of the members present at every meeting of the Council and minutes of the proceedings of every meeting of the donors and subscribers and of the Council and of any committee of the Council and of other transactions of the Council relating to the school. The minutes of each meeting shall be signed by the chairman of the next meeting.

24. The Council shall also provide proper account books wherein all receipts and payments on behalf of the school and such other particulars as the Council shall direct shall be regularly entered. The accounts shall be examined vouched and audited yearly at a meeting to be appointed for the purpose and shall be signed by the members of the Council present at such meeting or by the chairman on their behalf and the Council shall cause the accounts of the school when audited to be presented at the next general meeting of donors and subscribers.

25. The treasurer of the school shall be responsible for all moneys which may come to his hands on account of the school and for the payment and application thereof and shall act for these purposes under the direction of the Council.

26. The Council shall from time to time appoint bankers during their pleasure with whom shall be deposited all uninvested moneys of the school.

27. All cheques and orders for the payment of money shall be signed by two members of the Council and shall be countersigned by the secretary who shall be required to give security for all moneys passing through his hands.

28. The annual rents dividends contributions and income belonging or given to the trust fund shall after paying the expenses incurred in carrying out the trusts and provisions of these presents and providing for the payment of interest upon loans and the cost of repairs and insurance of buildings rates taxes and other necessary outgoings appertaining to the school be employed under the direction of the Council in paying the fees salaries or stipends of professors teachers and lecturers for the school and in providing books materials specimens models apparatus tools machinery and appliances for the school and in providing exhibitions and prizes for scholars attending the school.



29. If there be any surplus income it shall be deposited by the Council with their bankers and when the sums so deposited shall amount to £500 the Council shall invest the same in their names or in the names of four of their body in or upon Government or real securities in England or Wales including the security of a term of 300 years or upwards unexpired not liable to be determined under a proviso for re-entry or in the stock of the Bank of England or Metropolitan Board of Works or London County Council or in the stock or securities of the Government of India for the time being or in the stock or securities not payable to bearer of the Government of any British colony or dependency or in the purchase of the preference or wholly or partially guaranteed stock or shares or on the security of the bonds mortgages or debentures or in the purchase of debenture stock of any railway company in Great Britain which within one year before the investment shall have paid a dividend on its ordinary stock or shares or in or on the stock shares debentures or debenture stock of any railway company in India the dividends or interest whereon are is or shall be wholly partially or contingently guaranteed by the Government of India for the time being or by the Secretary of State for India on behalf of such Government or in or upon the stock shares or debentures of any dock canal gas or water company or in or upon the stock bonds or securities of any municipal or other corporation or like public body or with their bankers at such rate of interest as may be agreed upon with power for the Council from time to time to vary any such investments for others of a like nature and the resulting income shall be applicable as part of the general income of the trust fund Provided that the Council may at any time resort to the accumulations of any preceding year or years and apply the same for or towards any of the purposes aforesaid in the same manner as such accumulations might have been applied if they had been income of the trust fund arising in the year in which they shall be so applied.

30. The professors teachers and lecturers of the school shall be appointed from time to time by the Council and the Council shall also have power to remove suspend and re-engage all or any of them at their discretion.

31. The Council shall have power to appoint and employ such officers and servants as they may deem necessary for the conduct and management of the school and to assign to them such duties and pay them such salaries wages or other remuneration as the Council may think proper and to dismiss suspend and re-engage all or any of such officers and servants and generally to manage and control the school and the property funds and endowments thereof.

32. The Council and the treasurer respectively shall make a full report to the ordinary general meeting of donors and subscribers in every year as to the state of the school and school premises and the condition of the funds and property belonging thereto the constitution of the Council for the time being and all other matters touching the affairs and property of the school The report shall be printed and sent to the donors and subscribers not less than ten days before the holding of the meeting at which they are to be presented.

33. The Council shall have power from time to time to make ordain and constitute rules regulations and byelaws for regulating controlling and providing for the orderly conduct of the officers teachers servants scholars members or pupils and other persons admitted to the school the admission and expulsion of such scholars members pupils and persons and the fees to be paid by them the

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using and letting for hire of the school premises or any part thereof and generally for the efficient control and management of the school in conformity with the provisions of these presents and they shall also have power from time to time to alter vary add to or repeal such rules and regulations.

Signed sealed and delivered by  
 the within-named Edgar Appleby  
 Henry Harrison Eli Heyworth  
 Adam Dugdale Joseph Dugdale  
 Thomas Higson James Kenyon  
 Edwin Hamer John Thompson  
 George Whiteley James Hoyle  
 Joseph Brierley Angelo William  
 Robert Simpson George Barker  
 Thomas Fenton William Thom  
 and Thomas Walsh in the presence  
 of

WM. E. L. GAINÉ  
 Solicitor  
 Blackburn.

EDGAR APPLEBY,

L.S.

HENRY HARRISON,

L.S.

ELI HEYWORTH,

L.S.

ADAM DUGDALE,

L.S.

JOSEPH DUGDALE,

L.S.

GEORGE WHITELEY,

L.S.

WM. EDWARD BICKERDIKE,

L.S.

WILLIAM TAYLOR,

L.S.

THOMAS HIGSON,

L.S.

ANGELO W. R. SIMPSON,

L.S.

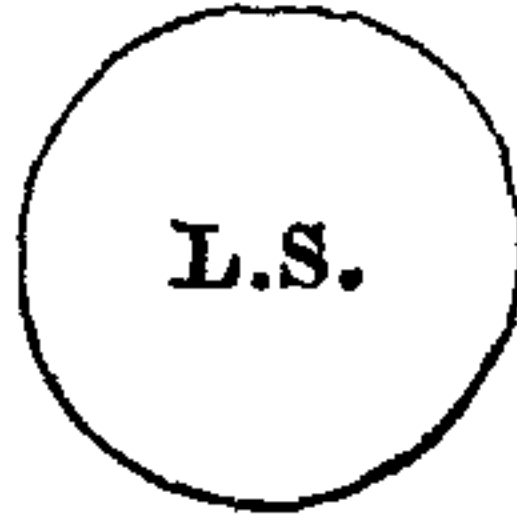


A.D. 1892.

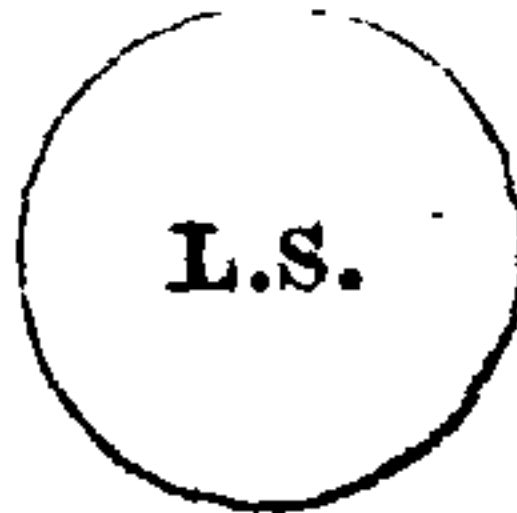
Signed sealed and delivered by  
the within-named Edgar Appleby  
and William Edward Bickerdike in  
the presence of

JAMES WHALLEY  
Town Clerk's Office  
Blackburn  
Clerk.

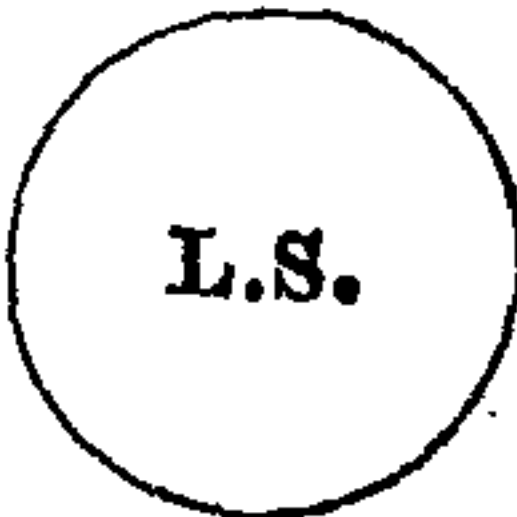
JOSEPH BRIERLEY,



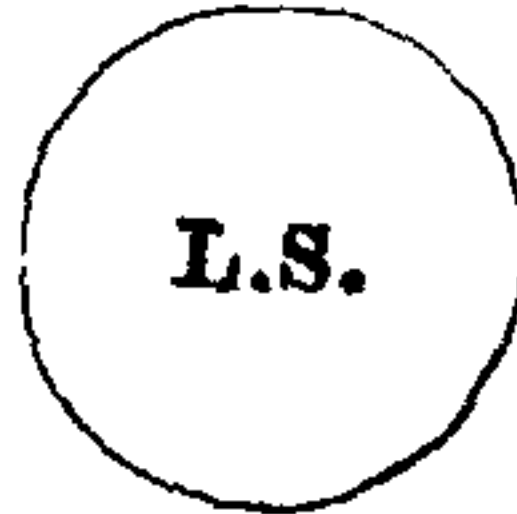
J. HERBERT STONES,



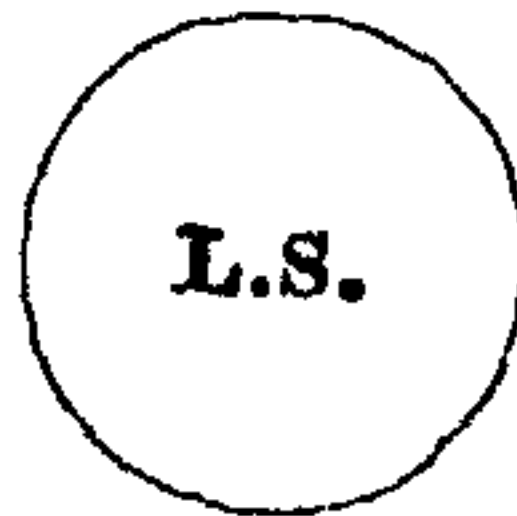
JAMES KENYON,



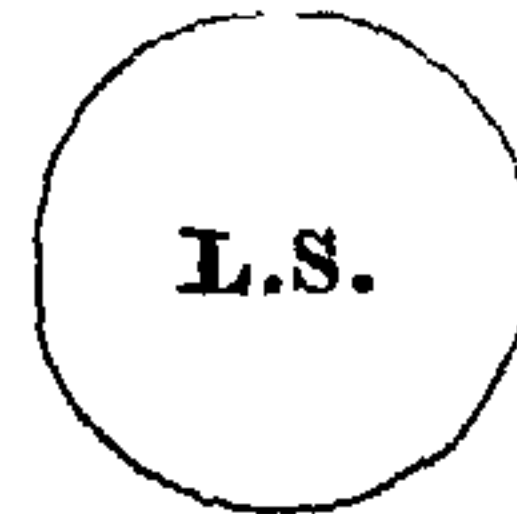
ROBT. T. EASTWOOD,



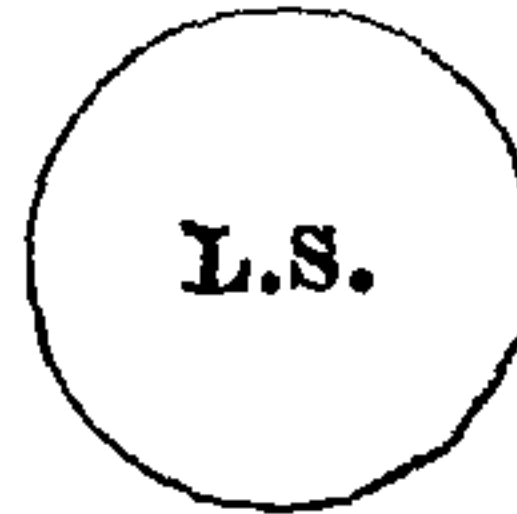
DAVID GEDDES,



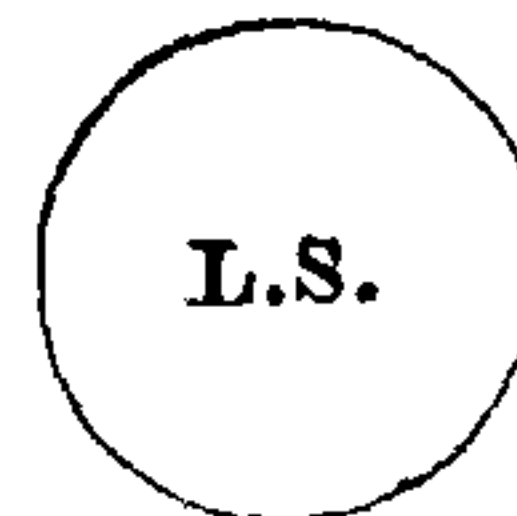
WILLIAM THOM,



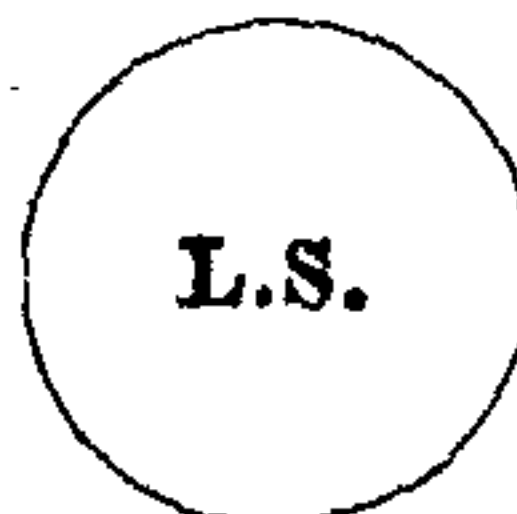
THOMAS WALSH,



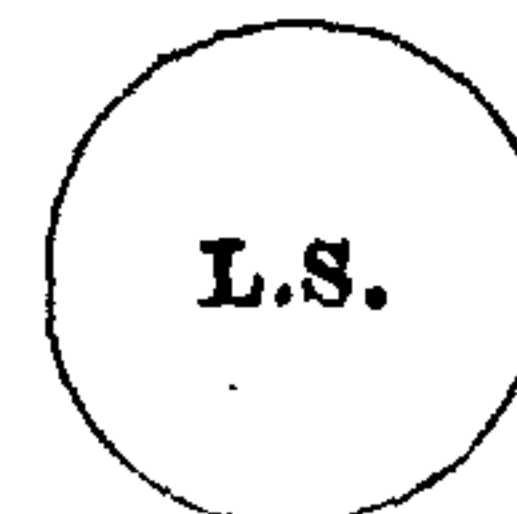
WILLIAM DITCHFIELD,



EDWIN HAMER,

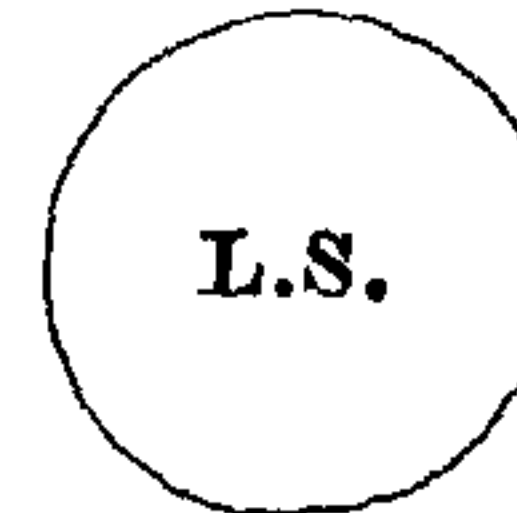


THOMAS FENTON,



Signed sealed and delivered by  
the within-named Robert Thomas  
Eastwood David Geddes James  
Herbert Stones William Ditchfield

GEORGE BARKER,



A.D. 1892. Henry Livesey and William Taylor  
in the presence of

ROBERT HILTON  
Town Clerk's Office  
Blackburn  
Clerk.

JOHN THOMPSON,

L.S.

HENRY LIVESEY,

L.S.

JAMES HOYLE,

L.S.

Enrolled in the High Court of Justice (Chancery Division) the ninth day of July in the year of our Lord 1889 (being first duly stamped) according to the tenor of the statute made for that purpose.

L.S.

## THE SECOND SCHEDULE.

### THE BODIES AND TRADE SOCIETIES ENTITLED TO REPRESENTATION ON THE TECHNICAL SCHOOL COMMITTEE.

Name of Body or Society.	Number of Representatives.
The Council of the Blackburn Chamber of Commerce -	One
The School Board for Blackburn - - - - -	One
The Blackburn and District Power-Loom Weavers Association.	Two
The Blackburn and District Operative Cotton Spinners Association.	One
The United Operative Plumbers of Great Britain and Ireland (Blackburn Branch).	One
The Managers and Overlookers Friendly Society No. 3 (Blackburn Branch).	One
The Amalgamated Society of Engineers (Blackburn District)	One
The Blackburn Power-Loom Weavers Protection Society -	One
The Friendly Society of Operative Stonemasons of England and Wales (Blackburn Branch).	One
The Amalgamated Union of Cabinet Makers (Blackburn Branch).	One



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Name of Body or Society.	Number of Representatives.
The Steam-Engine Makers Society (Blackburn Branch No. 7).	One
The Typographical Association (Blackburn Branch) -	One
The North-East Lancashire Card and Blowing Room Operatives Association (Blackburn District).	One
The Blackburn Amalgamated Power-Loom Overlookers Provident Association.	One
The Amalgamated Society of Carpenters and Joiners (Blackburn Branch).	One
The National Amalgamated Society of Operative House and Ship Painters and Decorators (Blackburn Branch).	One
The United Pattern Makers Society (Blackburn Branch No. 17).	One
The National Union of Teachers (Blackburn Branch) -	One
The Blackburn and District Trades Council - -	Two

THE THIRD SCHEDULE.

DESCRIPTION OF THE WARDS OF THE BOROUGH WITH THE NAMES AND BOUNDARIES OF SUCH WARDS.

Names of Wards.	Descriptions and Boundaries of Wards.
Saint Silas's Ward.	<p>So much of the area of the borough as is bounded by the following boundary line (that is to say):—</p> <p>A boundary line commencing in the northerly boundary of the borough in Whinney Lane and thence proceeding in a south-easterly direction along Whinney Lane Shear Brow and Limbrick to Sudell Cross and thence proceeding in a westerly direction along Preston New Road to the intersection of that road and Billinge Lane and thence proceeding along Billinge Lane to the boundary of the borough and thence proceeding along the borough boundary to and terminating therein at the point of commencement.</p>
Saint Michael's Ward.	<p>So much of the area of the borough as is comprised within the following boundary line (that is to say):—</p> <p>A boundary line commencing in the northerly boundary of the borough in Whinney Lane thence proceeding in a south-easterly direction along Whinney Lane and Shear Brow to the intersection of the last-named street and</p>

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Names of Wards.	Descriptions and Boundaries of Wards.
	<p>Saint James's Road and thence proceeding in an easterly direction along Saint James's Road to the intersection of that street and Earl Street and thence proceeding in a south-easterly direction along Earl Street and Brookhouse Lane to the intersection of the last-mentioned street and Larkhill and thence proceeding in a north-easterly and northerly direction along Larkhill and Whalley New Road to a point opposite the premises known as the Old Brownhill Toll House and thence proceeding by an imaginary line in an easterly direction to the boundary of the borough and thence proceeding along the borough boundary to and terminating therein at the point of commencement.</p>
<p>Saint Stephen's Ward.</p>	<p>So much of the area of the borough as is bounded by the following boundary line (that is to say):—                      A boundary line commencing in the boundary of the borough at the point opposite the Old Brownhill Toll House aforesaid and thence proceeding in an easterly direction by an imaginary straight line to a point in Whalley New Road opposite the said toll house and thence proceeding in a southerly direction along Whalley New Road to the intersection of that road and the Clitheroe and Hellifield Railway of the Lancashire and Yorkshire Railway Company and thence proceeding in a southerly direction along that railway to the intersection of that railway and the River Blakewater and thence proceeding in an easterly and south-easterly direction along the River Blakewater to the intersection of that river and the Accrington Railway of the said Lancashire and Yorkshire Railway Company and thence proceeding in a south-westerly direction along that railway to the intersection of that railway and Harwood Street and thence proceeding in a southerly direction along Harwood Street to the intersection of that street and the Leeds and Liverpool Canal and thence proceeding in a south-westerly direction along that canal to the intersection of that canal and Eden Street and thence proceeding along Eden Street to the intersection of that street and Coppy Nook and thence proceeding in an easterly direction along Coppy Nook Bottomgate Furthergate and Accrington Road to the boundary of the borough and thence proceeding along the borough boundary to and terminating therein at the point of commencement.</p>
<p>Saint Thomas's Ward.</p>	<p>So much of the area of the borough as is bounded by the following boundary line (that is to say):—                      A boundary line commencing in the easterly boundary of the borough in Accrington Road and thence proceeding</p>



Names of Wards.	Descriptions and Boundaries of Wards.
	<p>in a westerly direction along Accrington Road Furthergate Bottomgate and Copsy Nook to the intersection of the last-mentioned street and Audley Lane and thence proceeding in a southerly direction along Audley Lane and Queen's Park Road to the intersection of the last-mentioned road and Pringle Street and thence proceeding in a westerly direction along Pringle Street to the intersection of that street and Bennington Street and thence proceeding in a northerly direction along Bennington Street to a point opposite the northerly boundary of the premises known as the Audley Destructor Works belonging to the Corporation and thence proceeding by an imaginary line in a westerly direction to the intersection of that line and the Leeds and Liverpool Canal and thence proceeding in a south-westerly direction along the Leeds and Liverpool Canal to the intersection of that canal and Grimshaw Park Road and thence proceeding in a south-easterly direction along Grimshaw Park Road Brandy House Brow Roman Road and Davy Field Brow to the boundary of the borough and thence proceeding along the borough boundary to and terminating therein at the point of commencement.</p>
<p>Park Ward.</p>	<p>So much of the area of the borough as is bounded by the following boundary line (that is to say):—                      A boundary line commencing in the southerly boundary of the borough in Davy Field Brow and thence proceeding in a north-westerly direction along Davy Field Brow Roman Road Brandy House Brow Grimshaw Park Road and Park Road to the intersection of the last-mentioned road and Great Bolton Street and thence proceeding in a south-westerly direction along Great Bolton Street Nova Scotia and Bolton Road to the intersection of the last-mentioned road and the Leeds and Liverpool Canal and thence proceeding in a south-westerly direction along the Leeds and Liverpool Canal to the intersection of that canal and the Bolton and Manchester Railway of the said Lancashire and Yorkshire Railway Company and thence proceeding in a south-easterly direction along the last-mentioned railway to the southerly boundary of the borough and thence proceeding along the borough boundary to and terminating therein at the point of commencement.</p>
<p>Saint Andrew's Ward.</p>	<p>So much of the area of the borough as is bounded by the following boundary line (that is to say):—                      A boundary line commencing in the boundary of the borough in the said Bolton and Manchester Railway of the said Lancashire and Yorkshire Railway Company and thence</p>

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Names of Wards.	Descriptions and Boundaries of Wards.
<p>Saint Mark's Ward.</p>	<p>proceeding in a north-westerly direction along the last-mentioned railway to the intersection of that railway and the Leeds and Liverpool Canal and thence proceeding in a south-westerly direction along the Leeds and Liverpool Canal to the intersection of that canal and the River Darwen and thence proceeding in a north-westerly direction along the last-mentioned river to the intersection of that river and the Preston Railway of the said Lancashire and Yorkshire Railway Company and thence proceeding in a south-westerly direction along the said railway to the westerly boundary of the borough and thence proceeding along the borough boundary to and terminating therein at the point of commencement.</p> <p>So much of the area of the borough as is bounded by the following boundary line (that is to say):—</p> <p>A boundary line commencing in the westerly boundary of the borough in the said Preston Railway of the said Lancashire and Yorkshire Railway Company and thence proceeding in a north-easterly direction along the last-mentioned railway to the intersection of that railway and the River Darwen and thence proceeding in a northerly direction along the last-mentioned river to the intersection of that river and the boundary of the township of Witton as that township existed at the date of the passing of this Act and thence proceeding in a northerly direction along the last-mentioned township boundary line to the intersection of that line and Norman Street and thence proceeding in a westerly direction along Norman Street to the intersection of that street and Bombay Street and thence proceeding in a northerly direction along Bombay Street to the intersection of that street and Bank Top and thence proceeding in a westerly direction along Bank Top to the intersection of that street and Bridge Street and thence proceeding in a northerly direction along Bridge Street and Garden Street to the intersection of the last-mentioned street and Wensley Street and thence proceeding in a westerly direction along Wensley Street to the intersection of that street and Oozehead Lane and thence proceeding in a north-westerly direction along Oozehead Lane Long Row and Billinge Avenue to the intersection of the last-mentioned street and Preston New Road and thence proceeding in a north-westerly direction along Preston New Road to the intersection of that road and Billinge Lane and thence proceeding in a south-westerly direction along Billinge Lane to the boundary of the borough and thence proceeding along the borough boundary to and terminating therein at the point of commencement.</p>



Names of Wards.	Descriptions and Boundaries of Wards.
<p>Saint Paul's Ward.</p>	<p>So much of the area of the borough as is bounded by Saint Silas's Ward Saint Mark's Ward and the following boundary line (that is to say):—                      A boundary line commencing at the intersection of Wensley Street and Garden Street and thence proceeding in an easterly direction along Wensley Street Greaves Street Montague Street Saint Paul Street and Alma Street to and terminating at the intersection of the last-mentioned street and Preston New Road.</p>
<p>Saint John's Ward.</p>	<p>So much of the area of the borough as is bounded by Saint Silas's Ward Saint Michael's Ward and the following boundary line (that is to say):—                      A boundary line commencing at Sudell Cross and thence proceeding along Richmond Terrace Ainsworth Street James Street Brown Street and Larkhill to and terminating at the intersection of the last-mentioned street and Brookhouse Lane.</p>
<p>Trinity Ward.</p>	<p>So much of the area of the borough as is bounded by Saint Stephen's Ward Saint Michael's Ward and the following boundary line (that is to say):—                      A boundary line commencing at the intersection of Eden Street and Cobby Nook and thence proceeding along the streets known as Higher Eanam Bancroft Street and Birley Street to and terminating at the intersection of Birley Street and Whalley New Road.</p>
<p>Saint Matthew's Ward.</p>	<p>So much of the area of the borough as is bounded by Trinity Ward Saint Thomas's Ward Park Ward and the following boundary line (that is to say):—                      A boundary line commencing at the intersection of Park Road and Lower Audley Street and thence proceeding along Lower Audley Street Audley Range Higher Audley Street and Higher Barn Street to and terminating at the intersection of Higher Barn Street and Higher Eanam.</p>
<p>Saint Luke's Ward.</p>	<p>So much of the area of the borough as is bounded by Park Ward Saint Andrew's Ward Saint Mark's Ward Saint Paul's Ward and the following boundary line (that is to say):—                      A boundary line commencing at the intersection of Greaves Street and Addison Street and thence proceeding along Addison Street George Street West Pump Street Whalley Banks Duckworth Street Galligreaves Street to the intersection of the last-named street with the King Street railway siding of the said Lancashire and Yorkshire Railway Company and thence proceeding along the said railway siding to the intersection of that railway siding</p>

[Ch. cxviii.] *Blackburn Corporation Act, 1892.* [55 & 56 VICT.]

A.D. 1892.

Names of Wards.	Descriptions and Boundaries of Wards.
	with the said Preston Railway of the said Lancashire and Yorkshire Railway Company and thence proceeding along the said railway in a north-easterly direction to and terminating at the intersection of that railway and Park Road.
Saint Peter's Ward.	So much of the area of the borough as is bounded by Saint Silas's Ward Saint Paul's Ward Saint Luke's Ward and the following boundary line (that is to say):— A boundary line commencing at Sudell Cross and thence proceeding in a southerly direction along the streets known as Northgate Astley Gate Mincing Lane and Darwen Street to and terminating at the intersection of Great Bolton Street and Park Road.
Saint Mary's Ward.	So much of the area of the borough as is not comprised within any of the wards herein-before described.

NOTE.—For the purpose of the foregoing descriptions the point of intersection of any streets roads canals rivers railways or railway sidings as the case may be is deemed to be the point at which an imaginary line drawn along the centre of each street road canal river railway or railway siding as the case may be if on a level plane would intersect and a boundary line described as passing along a street road railway railway siding canal or river is deemed to pass along the centre of that street road railway railway siding canal or river.

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