

## CHAPTER ccix.

An Act to confer further powers upon the Mayor Aldermen and Citizens of the city of Manchester in the county of Lancaster with respect to street improvements and other works and the acquisition of lands and for other purposes. A.D. 1894.  
[25th August 1894.]

**W**HEREAS it is expedient that the mayor aldermen and citizens of the city of Manchester in the county of Lancaster (in this Act called "the Corporation") should be empowered to make and maintain the street improvements and other works and to exercise the other powers in this Act respectively mentioned and to acquire for the purposes of such works and for other purposes the lands in this Act also mentioned or referred to :

And whereas plans and sections showing the lines and levels of the works authorised by this Act and plans of the lands by this Act authorised to be acquired and a book of reference containing the names of the owners or reputed owners and lessees or reputed 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 which plans sections and book of reference are in this Act respectively referred to as the deposited plans sections and book of reference :

And whereas estimates have been prepared by the Corporation in relation to the following purposes in respect of which they are by this Act authorised to raise money which are as follows :—

For street improvements and the new road in continuation of Hulme Hall Road one hundred and seventy-three thousand pounds ;

For lands for purposes in connexion with the gas undertaking of the Corporation six thousand pounds ;

For lands for purposes in connexion with their sewage farm and sewage outfall works and for deviation of the footpath across the sewage farm ten thousand pounds :

A.D. 1894.

And whereas the several works and purposes mentioned 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 agreements with respect to the cathedral churchyard as set forth in the first and second parts of the First Schedule to this Act should be confirmed :

And whereas it is expedient that further and better provision should be made for preventing the driving of two or more carts by one person :

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

And whereas an absolute majority of the whole number of the council at a meeting held on the fifteenth day of November one thousand eight hundred and ninety-three after ten clear days' notice by public advertisement of such meeting and of the purpose thereof in the Manchester Guardian newspaper being a local newspaper published or circulating in the city of Manchester such notice being in addition to the ordinary notice required for summoning such meeting resolved that the expense in relation to promoting the Bill for this Act should be charged on the city rate of the city :

And whereas such resolution was published twice in the said Manchester Guardian newspaper and has received the approval of the Local Government Board and one of Her Majesty's Principal Secretaries of State :

And whereas the propriety of the promotion of the Bill for this Act was confirmed by an absolute majority of the whole number of the council at a further special meeting held in pursuance of a similar notice on the seventh day of February 1894 being not less than fourteen days after the deposit of the Bill in Parliament :

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

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

Short title.

1. This Act may be cited for all purposes as the Manchester Corporation Act 1894.

Incorporation of Lands Clauses Acts.

2. The Lands Clauses Acts are (except where expressly varied or otherwise provided for by this Act) incorporated with and form part of this Act.

**3.**—(1.) In this Act the several words and expressions to which meanings are assigned by the Acts incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction. Provided always that in the Acts incorporated with this Act and for the purposes of this Act the expression “the undertakers” and “the promoters of the undertaking” shall mean the Corporation unless there be something in the subject or context repugnant to such construction : A.D. 1894.  
Interpreta-  
tion.

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

“City” means the city of Manchester ;

“Council” means the council of the city ;

“City rate” means the city rate of the city ;

“Town clerk” means the town clerk of the city ;

“Owner” shall (except in the section of this Act of which the marginal note is “Improvement charge”) have the meaning given to that word by section 36 of the Manchester Corporation Act 1891 ;

“Scheduled agreements” means the agreements set forth in the First Schedule to this Act :

(3.) For the purposes of this Act the expression “superior courts” or “court of competent jurisdiction” or any other like expression in this Act or any Act incorporated herewith shall be read and have effect as if the debt or demand with respect to which the expression is used were a simple contract debt and not a debt or demand created by statute.

**4.** The Corporation by the council are hereby empowered to carry this Act and the several powers thereof into execution. Corporation  
to execute  
Act.

**5.** Any summons demand notice order or document (other than a conveyance contract or security) to be given made delivered or served by or on the part of the Corporation under this Act shall if signed by the town clerk be of the same effect as if sealed by the Corporation and the provisions of the fifty-first section of the Manchester Corporation Waterworks and Improvement Act 1867 shall apply to every such summons demand notice order or other document. Authentica-  
tion of  
notices.

**6.** Subject to the provisions of this Act the Corporation may in the lines shown upon the deposited plans and according to the levels shown upon the deposited sections relating thereto respectively make and maintain the street improvements and other works herein-after described and may in the lines shown on the deposited Power to  
make street  
improve-  
ments &c.

A.D. 1894. — plans relating thereto make the new footpath in the township of Barton-upon-Irwell herein-after described with all proper works and conveniences connected therewith respectively and may exercise the powers herein-after mentioned (that is to say):—

Firstly. They may widen on the east side thereof in the township and parish of Manchester in the county of Lancaster the street known as Half Street between Fennel Street and the street called Hanging Ditch so as to make the same of the width of ten yards;

Secondly. They may widen on the east side thereof so much of Victoria Street in the township and parish aforesaid as lies between Cathedral Yard and Cateaton Street;

Thirdly. They may make a new road in the township of Hulme in the parish of Manchester in the county of Lancaster in continuation of the proposed road or street leading from the north-west end of Hulme Hall Road across the Bridgewater Canal to and under the Manchester South Junction and Altrincham Railway such new road commencing at the westerly side of the said railway and terminating at the westerly side of the railway of the Cheshire Lines Committee and for the purpose thereof may alter the viaduct upon which the last-mentioned railway is constructed;

Fourthly. They may stop up and discontinue and extinguish all rights of way over so much of the public footpath in the township of Barton-upon-Irwell in the parish of Eccles in the county of Lancaster leading from Davyhulme to Barton which crosses the sewage outfall works of the Corporation as lies between a point on such footpath 447 yards or thereabouts northwards from its junction with Davyhulme Lane and the point where it joins Barton Road and in lieu thereof they may make a new footpath in the same township and parish between the points aforesaid.

Power to deviate.

7. Subject to the provisions of the scheduled agreements the Corporation in constructing the street improvements and other works by this Act authorised may deviate from the lines thereof to the extent of the limits of deviation marked on the deposited plans and may deviate from the levels of the said works as shown on the deposited sections to any extent not exceeding three feet.

Corporation may acquire lands for street improvements.

8. The Corporation may subject to the provisions of this Act and of the scheduled agreements from time to time enter upon take and use and appropriate for the purpose of the aforesaid street improvements and for purposes connected therewith and for general improvement purposes and works for the improvement of the city

and other purposes authorised by the Acts for the time being in force within the city including this Act and for the purpose of resale all or any of the lands houses and buildings streets courts and passages described in the deposited plans and book of reference under the headings—

- “ Widening of Half Street ” ;
- “ Widening of Victoria Street ” ; and
- “ Extension of Hulme Hall Road.”

9. Subject to the provisions of this Act the Corporation may enter upon take and use and appropriate for purposes in connexion with their gas undertaking other than the construction of gas-works or the manufacture conversion utilization storage or supply of gas tar pitch or other residual products all or any of the lands next herein-after described or referred to delineated on the deposited plans and described in the deposited book of reference relating thereto (that is to say) :—

A.D. 1894.  
Power to acquire lands for gas purposes.

(1.) Certain lands in the township and parish of Manchester in the county of Lancaster bounded on the south and east by the Gaythorn Gasworks of the Corporation on the west by Albion Street and on the north by the viaduct of the Manchester South Junction and Altrincham Railway and the Corporation may when they have become owners in possession of all the houses and property on the southerly side of so much of Hewitt Street as lies east of Albion Street stop up and extinguish all rights of way over that portion of Hewitt Street :

(2.) Certain lands in the same township and parish lying on the north-east side of and adjoining Poland Street and on the north-west side of and adjoining the approach from Poland Street to the yard of the Gas Street Mains Department of the Corporation and including the said approach and the Corporation may when they have become owners in possession of all the houses and property in the said approach stop up and extinguish all rights of way over the same.

10. Subject to the provisions of this Act the Corporation may enter upon take and use and appropriate for purposes in connexion with their sewage farm and sewage outfall works including the erection of dwelling-houses and other buildings thereon all or any of the lands next herein-after described or referred to delineated on the deposited plans and described in the deposited book of reference relating thereto (that is to say) :—

Power to acquire lands for sewage purposes.

Certain lands in the township of Barton-upon-Irwell in the parish of Eccles lying on the east side of and adjoining the sewage outfall works of the Corporation and bounded by an imaginary

A.D. 1894.

line commencing on the northerly side of the new approach road leading to the said works from Barton Road at a point thereon two hundred and fifty-five yards from the westerly side of Barton Road and extending at right angles from such approach road for a distance of two hundred and sixty-seven yards in a northerly direction to its junction with a fence thence along such fence in a north-westerly direction to the said sewage outfall works thence in a south-westerly and south-easterly direction along the boundary of the said sewage outfall works to a point being thirty-eight yards from and on the southerly side of the said approach road thence in a north-easterly direction to the northerly side of the said approach road and thence in an easterly direction along the northerly side of the said approach road to the point first mentioned.

For protection of the Flixton Urmston and South Barton Highway Board.

11. For the protection of the Flixton Urmston and South Barton Highway Board (in this section called "the board") the following provisions shall have effect unless otherwise agreed on in writing between the Corporation and the board (that is to say):—

- (1.) The Corporation shall construct the new footpath at Davy-hulme authorised by the section of this Act the marginal note of which is "Power to make street improvements &c." as a cinder footpath of not less than six feet in width :
- (2.) The Corporation shall for ever maintain such footpath between the point marked "A" on the deposited plans and the point where the said new footpath intersects the most northerly boundary of the lands forming the sewage outfall works of the Corporation in an efficient state of repair for the public use to the reasonable satisfaction of the board :
- (3.) The Corporation shall also construct and for ever after maintain in an efficient state of repair for the public use to the reasonable satisfaction of the board a cinder footpath of not less than six feet in width upon the lands of the Corporation between the easterly termination of Bent Lanes and a point upon the said new footpath one hundred and sixty-seven yards measured in an easterly direction from the point marked "A" on the deposited plans.

Errors and omissions in plans and book of reference.

12. If any omission misstatement or wrong description shall have been made of any land or of the owners lessees or occupiers of any land described in the deposited plans or mentioned in the deposited book of reference the Corporation after giving ten days' notice to the owners lessees and occupiers of the lands affected by such proposed correction may apply to any two justices for the correction thereof and if it appear to such justices that such omission

misstatement or wrong description arose from mistake they shall certify the same accordingly and they shall in such certificate state the particulars of any such omission misstatement or wrong description and such certificate with the other documents to which it relates shall be deposited with the clerk of the peace for the county of Lancaster and with the town clerk and such certificate shall be kept by such clerk of the peace and town clerk respectively with the other documents to which it relates and thereupon such plan or book of reference shall be deemed to be corrected according to such certificate and the Corporation may take any land in accordance with such certificate as if such omission misstatement or wrong description had not been made.

A.D. 1894.

**13.** A copy of the deposited plans sections and book of reference respectively shall be kept by the town clerk who shall permit all persons to inspect the same at reasonable times and to make copies and extracts of and from the same respectively on payment by such person of one shilling for every inspection and of the further sum of one shilling for every hour during which such inspection shall continue after the first hour and after the rate of sixpence for every one hundred words copied therefrom.

Plans &c. to be open to inspection.

**14.** Copies of the deposited plans sections and book of reference or of any alteration or correction thereof or extract therefrom certified to be correct by the clerk of the peace for the county of Lancaster or by the town clerk which certificate such clerk of the peace and town clerk respectively shall give to all parties interested when required shall be received in all courts of justice or elsewhere as *prima facie* evidence of the contents thereof.

Certified copies of plans &c. to be evidence.

**15.** The powers of the Corporation for the compulsory purchase of lands under this Act shall cease after the expiration of three years from the passing of this Act.

Limiting time for compulsory purchase of lands.

**16.** The Corporation may if they shall think fit so to do with reference to the execution of the works of making the new footpath at Davyhulme authorised by the section of this Act the marginal note of which is "Power to make street improvements &c." acquire such easements and rights in such lands as they may require for the purpose of executing the works of making the said new footpath and may give notice to treat in respect of such easement and rights and may in such notice describe the nature thereof and the several provisions of the Lands Clauses Acts inclusive of those with regard to arbitration and the summoning of a jury shall apply to such easement and rights as fully as if the same were lands within the meaning of such Acts :

Corporation may acquire easement only in certain lands.

A.D. 1894.

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.

Power to persons under disability to grant easements.

17. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may subject to the provisions of those Acts and of this Act grant to the Corporation any easement right or privilege (not being an easement right or privilege of water in which other than the parties to the agreement have an interest) required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Power to stop up streets &c.

18. For the purposes and during the execution of the street improvements by this Act authorised the Corporation may stop up alter or interfere with temporarily any streets roads lanes ways courts and passages within the limits of land to be acquired and limits of deviation respectively shown upon the deposited plans and which they may from time to time find it expedient for those purposes so to stop up alter or interfere with.

Ground laid into new streets to be public highways.

19. The sites of the houses and all lands which may be purchased by the Corporation and laid into and appropriated for streets or roads shall when and so soon as the same shall be so laid into and appropriated for streets or roads and for ever thereafter form part of the public highways and shall be repaired and maintained and kept in order in such and the same way and manner as the highways in the same district shall for the time being be by law repaired maintained and kept in order.

Site and soil of streets &c. acquired to vest in Corporation.

20. The streets roads lanes courts paths and passages comprised within the limits of the land to be acquired or limits of deviation under this Act as marked upon the deposited plans may from and immediately after the purchase and acquisition by the Corporation of all the lands immediately adjoining to and using the same respectively be permanently stopped up by the Corporation and thereupon the site and soil of the said streets roads lanes courts paths and passages and of the fee simple and inheritance thereof respectively shall be wholly and absolutely vested in the Corporation free from any rights of way or passage whether public or private over the same.



21.—(1.) The Corporation shall not under the powers by this Act granted purchase or acquire in any parish 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.D. 1894.  
—  
Restrictions  
on displacing  
persons of  
labouring  
class.

(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

A.D. 1894.

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 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 date of such scheme 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.) The expression "labouring class" includes mechanics artizans 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 any of such persons who may be residing with them.

22. And whereas the street improvements firstly and secondly described in and authorised by this Act including those referred to in or arising out of the scheduled agreements (in this section referred to as "the improvement") will be effected out of public funds charged over the whole city and will or may substantially and permanently increase in value lands in the neighbourhood of the above-mentioned street improvements which will not be acquired for the purpose thereof and it is reasonable that provision should be made under which in respect or in consideration of such increased value a charge should be placed on such lands Therefore the following provisions shall have effect provided that the same shall not be put into force unless the Corporation by resolution of the council within two years after the passing of this Act determine so to do:—

A.D. 1894.  
 —  
 Improve-  
 ment charge.

(1.) All lands within the limits marked on the deposited plans as "limits of deviation and of land to be acquired" in relation to the improvement but which shall not be purchased and taken by the Corporation under the powers of this Act shall be liable to have an improvement charge placed on such lands or some of them (in accordance with the provisions herein-after set forth) in respect or in consideration of any substantial and permanent increase in value which is clearly shown to be derived from the improvement:

Lands  
 charged.

(2.) At least two months before the Corporation commence any part of the improvement and as soon after the passing of this Act as the Corporation think fit the Corporation shall make under their seal a specification of all the lands upon which they propose to place a charge and which they desire to include in the assessment hereafter mentioned;

They shall give notice by registered letter addressed to each owner lessee or occupier of any such lands within the limits of deviation and of land to be acquired shown on the deposited plans as the Corporation include in such specification;

Thereupon any such owner lessee or occupier may apply to the Local Government Board to appoint some independent person to make a valuation of the several lands within the limits of deviation and of land to be acquired which the Corporation have included in the specification;

A copy of the specification shall be delivered to the person so appointed within twenty-one days after his appointment and the person so appointed shall thereupon after giving such notice or notices as the Local Government Board may direct and hearing any parties interested and applying to be heard proceed to make a valuation of all such lands which valuation is hereafter referred to as "the initial valuation" The proper cost

A.D. 1894.

of making the initial valuation including the reasonable costs charges and expenses of all or any of the parties interested (to be fixed in case of difference by the Local Government Board) shall be paid by the Corporation ;

Provided that if within one month after the service of the said notices no application be made for the appointment of a person to make the initial valuation the Corporation shall make such application and the valuation shall be made accordingly ;

In making such valuation the valuer shall separately distinguish and assess in each case the value of the land apart from that of any existing buildings thereon and shall also value the land and buildings as a whole and shall not take into consideration any increased value accruing or supposed to accrue to such land or buildings from or in consequence of the improvement but shall only take into consideration the value independently of the improvement and as if the improvement had not been contemplated ;

The valuer shall also separately value the interest of the owner of any such lands and the interest of every lessee of any such lands for a term having not less than twenty-one years to run at the date of the valuation excluding from each such valuation any trade interest and shall not take into consideration any increased value accruing or supposed to accrue to such lands from or in consequence of the improvement but shall only take into consideration the value of the said lands independently of the improvement and as if the improvement had not been contemplated ;

The initial valuation when made shall be deposited with the town clerk and shall be kept deposited at his office and shall be open to inspection at all reasonable times by any persons and their duly authorised agents interested in any lands comprised in the said valuation :

Assessment.

(3.) The Corporation shall not sooner than twelve months nor later than three years after the issue by them of a certificate under seal of the completion of the improvement cause to be framed an assessment describing the lands situate within the said limits and comprised in the said valuation which the Corporation allege ought to bear and pay the said improvement charge and the Corporation shall in such assessment state and specify—

(a.) The names of the owners lessees and occupiers of the lands described in the said assessment respectively so far as they can be ascertained ;

(b.) The amounts by way of charge which the Corporation allege ought to be charged upon such lands respectively ;

The assessment shall contain a statement of the amount which the Corporation allege is the enhanced market value derived by the lands respectively from the improvement;

The amount to be proposed in the assessment as the charge to be placed on any lands under the provisions of this section shall be equal to three per centum per annum upon one half of the amount which the Corporation allege is the enhanced market value derived by the said lands from the improvement after making all fair and proper deductions for rates taxes assessments and impositions on the said lands according to such increased value :

(4.) The assessment shall be submitted to and considered by the Corporation at a meeting or meetings of the council and the Corporation may by resolution approve the same either with or without modification or addition as they think fit:

Approval of assessment by Corporation.

(5.) The resolution approving an assessment shall be published once in each of two successive weeks in two or more Manchester daily newspapers with an interval of at least six clear days between the two publications and copies of such resolution shall be publicly posted on the site of the improvement to which it relates and within seven days of the date of the first publication of the resolution copies thereof shall also be served on the owners lessees and occupiers of the lands described in the assessment Provided that in case the Corporation are unable after diligent inquiry to ascertain the name or address of any owner or lessee on whom a copy is to be served it shall be sufficient to serve a copy of the resolution either by delivering the same to the occupier of the lands with a notice that the same is to be given to each immediate or superior landlord or owner or by affixing a copy of the resolution to some conspicuous and convenient place on or near the lands;

Notice of assessment.

The notices served on the owners lessees and occupiers under this section shall state shortly the effect of the resolution and assessment upon the lands in respect of which they are served and also of the provisions of this section with respect to the time and mode of objecting to the assessment and the grounds on which the assessment may be objected to the right to have the matter decided by a jury and the payment of costs :

(6.) From and after the date of the first publication of the resolution and until the expiration of three months from the date of the last publication thereof the assessment or copies thereof certified by the town clerk or some other officer of the Corporation shall be kept deposited at the town hall and shall be

Copies to be deposited.

A.D. 1894.

Objections to  
assessment.

open to inspection at all reasonable times by any person interested :

(7.) During the said period of three months any owner or lessee of any lands described in the assessment or the occupier thereof for the time being may by written notice served on the Corporation object to the assessment on any of the grounds following :—

(i.) That any lands in which he is interested included in the assessment ought to be excluded by reason that it has not been or cannot be clearly shown that the market value of the lands to which the notice relates is substantially and permanently increased by the improvement;

(ii.) That the amount of any charge proposed to be placed upon any lands in which he is interested ought to be varied ;

(iii.) That the assessment is incorrect in respect of some matter of fact to be specified in the objection ;

At any time during the said period of three months after the last publication of the assessment the owner or lessee of any lands upon which a charge under this section is proposed to be placed who may be the owner or lessee of other property in the immediate neighbourhood of the improvement whether within or without the limits of deviation and of land to be acquired may give written notice to the Corporation that substantial and permanent decrease in the value of such other property has been caused by the improvement and that he claims that such decrease shall be considered by the arbitrator and if it be clearly shown that any substantial and permanent decrease in the value of such other property has been caused by the improvement the arbitrator shall deduct the same before determining the amount of the charge in respect of such lands ;

For the purposes of this section joint tenants or tenants in common may give any such notice as aforesaid through one of their number authorised in writing under the hands of the majority of such joint tenants or tenants in common and any lessees may combine in a notice :

If no objection assessment final.

(8.) If at the expiration of the said period of three months no notice of objection shall have been served on the Corporation then the Corporation may publish notice to that effect in the London Gazette and as from the date of such notice such assessment shall become final :

Arbitrator to settle objections.

(9.) If any such notice of objection be served on the Corporation within the said period of three months then the Corporation may

apply to the Local Government Board to appoint an arbitrator for the purposes of this section and the Local Government Board shall appoint an arbitrator accordingly and as often as any such arbitrator shall die or resign or become incapable of acting (previous to the making of an award as herein-after provided) the Corporation may in like manner apply to the said board and the said board shall from time to time appoint another arbitrator in his stead and every such arbitrator shall be entitled to such fees or remuneration as may be fixed by the Local Government Board ;

A.D. 1894.

Provided that at the time of serving an objection to the amount of the charge imposed upon any lands the owner lessee or occupier so objecting may give notice in writing to the Corporation that he requires the same to be determined by a jury instead of an arbitrator and thereupon the Corporation shall forthwith issue their warrant to the sheriff or other proper person requiring him to summon a jury to determine the matter of such objection and to determine the amount to be charged upon the lands in pursuance of this section Thereupon the matter of such objection shall (subject to the provisions as to costs herein-after set forth) be determined in the same manner as a question of disputed compensation under the Lands Clauses Acts The record of the verdict shall be delivered by the sheriff or other officer before whom such inquiry was held to the arbitrator who shall thereupon amend the assessment by inserting therein in respect of the lands to which the objection related the amount found by the verdict of the jury :

(10.) The Corporation may at any time before the appointment of the arbitrator but subject to the provisions of this section by resolution amend the assessment so as to include in the assessment as amended any lands by this Act made liable to have an improvement charge placed upon them and comprised in the initial valuation but not in the original assessment and may fix the sums proposed to be charged upon any such lands but any such resolution shall be published and copies thereof shall be served and copies of the amended assessment deposited for public inspection in the manner herein-before prescribed with respect to the original resolution and assessment and objections may be made to the amended assessment in like manner and if made shall be dealt with and determined in like manner as objections to the original assessment :

Amendment  
of assess-  
ment.

(11.)—(i.) The Corporation at any time after the appointment of the arbitrator may apply to the arbitrator to appoint a time for determining the matter of all objections made as

Procedure of  
arbitrator.

A.D. 1894.

in this section mentioned and for making an award and shall publish a notice of the time and place appointed and copies of such notice shall be served upon the objectors and also upon the owners lessees and occupiers of any lands inserted or which it may be proposed to insert in the award (being in all cases lands by this Act made liable to have an improvement charge placed upon them and comprised in the initial valuation) and at the time and place so appointed the arbitrator may proceed to hear and determine the matter of all such objections The arbitrator may amend the assessment on the application either of any objector or of the Corporation Provided that if he insert in the award any lands or the name of any person not included in the original assessment or increase the amount of the charge on any lands such notice as the arbitrator may think sufficient shall be given to the persons affected to enable them to object to such insertion or increase ;

(ii.) The arbitrator may also if he think fit adjourn the hearing and direct any further notices to be given ;

(iii.) No objection to any assessment or award which could be made under this Act shall be otherwise made or allowed in any court proceeding or manner whatsoever ;

(iv.) All the reasonable and proper costs of any such arbitration and of such inquiry before a jury and incident thereto shall be borne by the Corporation unless the arbitrator shall award or the jury shall give their verdict for the same amount of charge as shall have been proposed in the assessment or for a greater amount in which case each party shall bear his own costs incident to the inquiry or arbitration and the costs of the arbitrator or jury shall be borne in equal proportions Provided that if it shall appear to the arbitrator or in case of an inquiry by a jury to a judge of the High Court that any objection to the amount proposed to be assessed was frivolous and vexatious the arbitrator or judge may make such order concerning the costs of the person making such objection as to him may seem meet ;

(v.) Where such costs are ordered to be paid or become payable by an objector or objectors the arbitrator may if he thinks fit add such costs to the charge apportioned on the estate or interest of the objector or objectors :

Final award.

(12.) When and so soon as the assessment and any amendments thereof and all objections thereto respectively shall have been



disposed of as by this section directed the arbitrator shall issue an award under his hand which shall be final and conclusive for all purposes ;

A copy of the award shall be published once in the London Gazette and notice of such award shall be served upon the owners or reputed owners lessees or reputed lessees and occupiers of the lands affected thereby :

(13.) If no objection as herein-before provided be made to the assessment the amount defined by the assessment or the amended assessment (and if an award be made as herein-before provided then the amount defined by the award) as the charge in respect of any lands shall be a charge and incumbrance thereon and the Corporation shall cause the same to be registered as a land charge under the Land Charges Registration and Searches Act 1888 :

Effect of charge.

(14.) The charge in respect of any lands as fixed by the award shall (subject to the following provision) begin to be payable on the first day of April or October as the case may be next ensuing after the date of the award and shall be payable thereafter half yearly until redeemed and satisfied ;

Incidence of charge.

The arbitrator in making the award shall take into consideration all the circumstances of the case and in particular shall consider the several interests in such lands and the time at which they severally expire and may make the commencement of such charge dependent on the expiration of any term of years or other period or on the happening of any event as he shall deem fair and equitable ;

The improvement charge charged upon any lands shall be apportioned between the several parties having any estate or interest in such lands as they shall agree or as in the event of no agreement being made or so far as any such agreement shall not extend shall be determined by the arbitrator who may apportion the incidence of such charge as between the freehold and any other estate or interest in the lands during the period of any existing term of years for which the same is held at the date of the award :

(15.) The charge due in respect of any lands shall be payable to the Corporation on demand and may be collected on behalf of the Corporation by such persons as they may appoint for that purpose ;

Collection of charge.

Where any lands in respect of which a charge is payable are occupied by any person the Corporation may collect the annual payments due in respect of the charge from such person. But if he be not the person for the time being liable to the payment

A.D. 1894.

of the charge or any part thereof then he may deduct from any rent payable by him the charge or any part thereof payable by any other person and any person receiving such rent (if he be not the person liable to pay the charge or any part thereof) may in like manner deduct from any rent payable by him the charge or such part thereof as is payable by any other person so that the proper deduction may in each case be made from the rent paid to the person or persons by whom the charge or any portion thereof is payable ;

In case of default being made in any payment due to the Corporation in respect of the charge the amount thereof may be recovered in any court of summary jurisdiction and in addition the Corporation may have and exercise such remedies for recovering the same as are conferred by the Conveyancing and Law of Property Act 1881 with regard to sums payable by way of rentcharge :

Redemption  
of charge.

(16.) Any owner lessee or occupier of any lands subject to the charge or any other person interested therein may from time to time redeem the same by agreement with the Corporation and shall be entitled from time to time to redeem the charge upon any lands on payment to the Corporation of any arrears thereof and of a sum equal to thirty-three times the amount of such charge and from and after such redemption the charge shall be deemed to be satisfied and shall be no longer payable in respect of the said lands and the Corporation shall give a certificate under their common seal that the said charge is redeemed and satisfied which shall be sufficient evidence thereof :

Purchase of  
estate or  
interest in  
certain cases.

(17.) If (A) any owner or owners of any lands in respect of which a charge is payable under this section who alone or together have power to sell the fee simple of such lands subject to any lease or leases thereof or (B) any such owner or owners of any such lands and any lessee or lessees of the same for a term having not less than twenty-one years to run at the date of the initial valuation who alone or together have power to surrender his or their lease or leases so that the terms of years thereby created shall merge in the fee simple and inheritance of such lands are of opinion that such charge is greater than it should be in reference to the enhancement or supposed enhancement of the value of such lands by reason of the improvement they may at any time within six months after such charge first becomes payable by notice in writing served upon the Corporation require them to purchase their estate and interest in such lands and the Corporation shall thereupon purchase and take

A.D. 1894.

the same accordingly at the value specified in the initial valuation :

(18.) If within one month after the receipt of any such notice by any owners or by any owners and lessees requiring the Corporation to purchase their estate and interest in any lands in manner aforesaid the Corporation shall elect to abandon the proposed charge to which such notice relates the Corporation may give notice by registered letter addressed to such owners or to such owners and lessees of their intention to abandon the same and thereupon the Corporation shall be relieved from any liability to purchase such lands or the estate or interest therein to which the notice relates and the charge so far as relates to such lands or any estate or interest therein shall cease Provided that the Corporation shall pay to the owners or to the owners and lessees as the case may be all costs charges and expenses reasonably and properly incurred by them in consequence of the said lands having been included in the assessment such costs failing agreement to be settled by a master of the High Court :

(19.) Where the incidence of the charge as between any persons interested in the lands is regulated or affected by contract or covenant the arbitrator shall have regard to such contract or covenant and this Act shall not be deemed to alter the effect of such contract or covenant :

As to existing contracts &c.

(20.) The expression "lands" in this section shall extend to messuages lands tenements and hereditaments but shall not include any main pipe or apparatus for supplying gas or water or any culvert pipe tube apparatus or wire for electric lighting telephone or hydraulic purposes or any estate or interest in land in respect of any such main pipe apparatus culvert tube or wire :

"Lands" not to include pipes &c.

(21.) The Arbitration Act 1889 shall subject to the provisions of this section apply to the arbitrator and procedure before him except that the award shall be final and binding on all parties.

Arbitration Act to apply.

**23.** In applying the provisions of the last preceding section of this Act to the properties numbered on the deposited plans 33 and 34 in the parish of Manchester the height of any buildings opposite the said properties which may be erected or proposed to be erected on the east side of Half Street as widened under the authority of this Act shall be taken into consideration.

Special provisions with reference to certain properties subject to the improvement charge.

**24.** The agreement made between the Lord Bishop of Manchester the Dean of Manchester the Dean and Canons of Manchester the churchwardens of the cathedral and parish church of Manchester

Confirming scheduled agreements.

A.D. 1894. — the overseers of the poor of the township of Manchester and the Corporation with regard to the cathedral churchyard as set forth in the first part of the First Schedule to this Act and the agreement made between the same parties and the Manchester Corn Grocery and Produce Exchange Limited as set forth in the second part of the same schedule are hereby confirmed and made binding upon the parties thereto respectively and the same shall and may be carried into effect by the respective parties thereto and the section of this Act of which the marginal note is "Improvement charge" shall not apply to any lands within the limits marked on the deposited plans "limits of deviation and of land to be acquired" which belong to the said Manchester Corn Grocery and Produce Exchange Limited.

As to the removal of remains in the cathedral churchyard.

25. The Corporation shall cause the remains of any person interred in the cathedral churchyard which it may be necessary to remove in carrying out the provisions of the scheduled agreements to be removed under the superintendence and to the satisfaction of the medical officer of health of the city of Manchester and interred in the consecrated part of the Manchester Southern Cemetery Provided that the legal representatives or failing such legal representatives the relations or friends of any person whose remains shall be interred in the said churchyard may if they so prefer (at the cost of the Corporation such costs not to exceed ten pounds in each case) and under such supervision as aforesaid remove the remains of such person to any consecrated burial-ground wherein burials may lawfully take place and remove the monument tablet or tombstone erected to the memory of such person to any place they may think fit.

Prohibiting the two-cart system.

26. Notwithstanding anything contained in section 102 of the Act 7th and 8th Victoria chapter xl. intituled "An Act for the good government and police regulation of the borough of Manchester" (in this Act referred to as "the Act of 1844") relating to persons driving or having the care of two carts or carriages or in the Towns Police Clauses Act 1847 or in the Highway Act 1835 or in any other public or local Act no one person shall act as the driver of or have the care of more than one cart or carriage in the city in any street within a radius of two miles from the base of the statue of the Prince Consort in Albert Square Any person acting in contravention of this enactment shall be deemed guilty of an offence under the said section 102 of the Act of 1844.

Amending section 19 of Act of 1866.

27. Section 19 of the Manchester Town Hall and Improvement Act 1866 shall be read and construed as if "chapter xl." had been substituted therein for "chapter 141" and section 119 of the Act of 1844 shall be deemed to have been repealed by and as from the passing of the said Act of 1866.

**28.** And whereas the provisions of section 196 of the Act of 1844 (Relief and superannuation fund to be provided for constables) and section 20 of the Manchester Improvement Act 1860 (Power to increase allowances out of Police Superannuation Fund in certain cases) have been superseded by the provisions contained in the Police Act 1890 the Police Act 1893 and the Fire Brigade Superannuation (Manchester) Provisional Order Confirmation Act 1891 subject to the first proviso to Article V. of the Fire Brigade Superannuation (Manchester) Order 1891 confirmed by the last-mentioned Act Therefore from and after the passing of this Act the said Article V. shall be read and construed as if the said sections 196 and 20 had been included amongst the enactments thereby repealed and Article IV. of the last-mentioned Order shall be read and construed as if section 21 of the Police Act 1890 had (subject to the modifications set forth in the said Article) been thereby made applicable to the fire brigade in addition to the other sections of the said Act therein mentioned.

A.D. 1894.  
Section 196  
of 7 & 8 Vict.  
c. xl. and  
section 20  
of 23 Vict.  
c. xlviii.  
repealed.

**29.**—(1.) The Corporation may (in addition to the other sums which they are authorised to raise by any Act) from time to time borrow and raise at interest on the credit of the city rate any sums of money not exceeding in the whole the sums following (that is to say):—

Power to  
borrow.

(a.) For the purposes of this Act relating to street improvements general improvement purposes and works for the improvement of the city inclusive of the cost devolving upon the Corporation under the scheduled agreements the sum of one hundred and seventy-three thousand pounds;

(b.) For the purposes of this Act relating to the acquisition and appropriation of lands for purposes in connexion with the gas undertaking of the Corporation the sum of six thousand pounds;

(c.) For the purposes of this Act relating to the diversion of a footpath and the acquisition and appropriation of additional lands for the sewage farm and sewage outfall works of the Corporation the sum of ten thousand pounds.

(2.) The enactments enumerated in the Second Schedule hereto shall apply to all moneys to be so borrowed by the Corporation under the authority of this Act as if the same had been expressly repeated and re-enacted in this Act with reference to the further sums so authorised to be borrowed.

(3.) The Corporation shall repay—

(a.) All moneys borrowed under sub-section (1) (a) of this section in any period not exceeding fifty years from the date of the borrowing of the same;

A.D. 1894.

(b.) All moneys borrowed under sub-section (1) (b) of this section in any period not exceeding fifty-five years from the date of the borrowing of the same; and

(c.) All moneys borrowed under sub-section (1) (c) of this section in any period not exceeding sixty years from the date of the borrowing of the same;

which respective periods shall be the prescribed periods for the purposes of section 45 of the Manchester Corporation Act 1891 being one of the enactments applied by sub-section (2) of this section.

Railways to be rated at one fourth only of the net annual value thereof.

**30.** As to any addition to the city rate made by the Corporation or under any precept from or at the instance or by the direction of the Corporation for the purposes or any of the purposes mentioned in the section of this Act the marginal note whereof is "Power to borrow" the owner or occupier of any land used only as a railway constructed under the powers of any Act of Parliament for public conveyance shall be assessed in respect of the same in the proportion of one fourth part only of the net annual value thereof as ascertained by the valuation list for the time being in force or if there be none by the rate for the relief of the poor made next before the making of such assessment. The Local Government Board may from time to time by order make such regulations as seem to the board necessary or proper respecting the form of the rates notices and accounts to be made used and kept by the overseers of any parish situate wholly or partly in the city with respect to any addition made under the powers of this Act to any city rate and to any assessment in respect thereof and an order under this section shall be deemed to be an order within the meaning of section 98 of the Poor Law Amendment Act 1834.

Expenses of Act.

**31.** The costs charges and expenses attending or incident to the 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 the city rate of the city.

SCHEDULES referred to in the foregoing Act.

A.D. 1894.

THE FIRST SCHEDULE.

FIRST PART.

ARTICLES OF AGREEMENT made the twentieth day of February 1894 between The Right Reverend James Lord Bishop of Manchester of the first part The Very Reverend Edward Craig Maclure D.D. Dean of Manchester (who and his successors are herein-after referred to as the dean) of the second part The Warden and Fellows of the College of Christ in Manchester founded by King Charles otherwise styled the Dean and Canons of Manchester (herein-after called the dean and canons) of the third part John William Maclure M.P. John Howarth Clark Lieutenant-Colonel of Volunteers and Thomas Craven Esquire all of the city of Manchester the churchwardens of the cathedral and parish church of Manchester (who and their successors are herein-after referred to as the churchwardens) of the fourth part The overseers of the poor of the township of Manchester (herein-after referred to as the overseers) of the fifth part and the mayor aldermen and citizens of the city of Manchester in the county of Lancaster (herein-after referred to as the Corporation) of the sixth part Whereas the area extent and boundaries of the churchyard of the cathedral and parish church of Manchester (as now existing) are shown on the plan marked "A" six copies whereof have been signed by the parties of the first second and fourth parts and sealed by the parties of the third fifth and sixth parts and are thereon surrounded with a red line And whereas burials in the said churchyard have been wholly discontinued for many years past And whereas as appears by the said plan the streets surrounding the said churchyard on most sides thereof are narrow and inconvenient as well as a means of access to the said cathedral and parish church as for general traffic and the Corporation have requested the parties hereto of the first five parts to consent (so far as they lawfully can) to the widening of the said streets in manner herein-after mentioned and the Corporation have proposed to the parties hereto of the first five parts that the churchyard as altered by the widening of the said streets and as extended by the addition thereto herein-after provided for (and which as so altered and extended is herein-after referred to as "the altered churchyard") shall be laid open for the use of the public as herein-after provided and subject to the conditions herein-after expressed Now these presents witness as follows:—

1. The parties of the first five parts consent (but so far only as they lawfully can) to the pulling down and removal by the churchwardens of the present boundary walls iron fencing gate posts and gates of the said churchyard and the laying and dedication by the Corporation in perpetuity of such portions containing one thousand three hundred and ninety-five and a half square yards or thereabouts of the said yard as are outside the line edged yellow shown on the

A.D. 1894.

said plan "A" as surrounding the altered churchyard to the adjoining streets so as to make the said streets of the respective widths shown on the said plan "A" On pulling down and removing the said boundary walls iron fencing gate posts and gates the churchwardens shall place or stack the same on such parts of the altered churchyard as Basil Champneys Esquire of Buckingham Street Strand London architect or other the architect for the time being of the dean and churchwardens in relation to the works herein authorised (and which said Basil Champneys or other such architect is herein-after referred to as "the architect") shall direct the same to be used or disposed of by the churchwardens as they may think proper As a condition for the consent given by this clause the Corporation shall not pave with stone or face with macadam the southerly half of the carriage way of the street as widened on the northerly side of the altered churchyard nor any part of the carriage way of the street as widened at the westerly side of the altered churchyard for the respective lengths co-extensive with the northerly and westerly sides of the altered churchyard but will on widening the same under the provisions hereof pave the same respectively with wood or other noiseless material and at all times keep and maintain the same so paved so that as little annoyance as possible may be caused to the persons attending the services in the said cathedral by the widening of the said streets The footpaths of the widened streets on the northerly and westerly sides of the altered churchyard shall be made and ever afterwards maintained of the width of fifteen feet In widening the said streets on the said northerly and westerly sides of the churchyard the existing entrance to the arches under the street on the westerly side at the point marked "Z" on the said plan "A" shall be diverted in such manner that no portion of such entrance or arches shall be under the altered churchyard In building the new boundary wall round the altered churchyard and building or erecting posts for the entrance gates and setting steps and in building any extensions or additions to the said cathedral and parish church the churchwardens the dean and the dean and canons shall be at liberty to build footings for foundations under the adjoining footpaths streets and passages of such widths lengths and depths as they may find necessary but so that the top of such footings shall not be less than six inches below the level of the surface of the footpath street or passage.

2. The parties of the first five parts also consent (but only so far as they lawfully can) to the alteration of the level of the altered churchyard in accordance with the plan marked "B" signed and sealed as herein-before mentioned in connexion with the said plan "A" and to the laying out of the same with walks and grass plots as shown on the said plan "B" or otherwise as may be agreed between the parties of the second third fourth and sixth parts.

3. The Corporation will add the portion of land containing one hundred and ten square yards or thereabouts coloured blue on the said plan "A" to the altered churchyard so soon as they can make the necessary arrangements for the acquisition and application thereof to such purpose.

4. Before commencing the widening of the adjoining streets or the laying out the altered churchyard in manner aforesaid the Corporation shall cause a correct plan to be made of the existing churchyard showing by consecutive numbers the exact position of each grave and shall further cause an index to be prepared



giving an exact copy of every legible inscription upon the face of every gravestone or monument in such churchyard by reference to the number on the said plan. A copy of such plan and index engrossed on parchment and certified by the city surveyor as correct shall be forthwith lodged by the Corporation at the Diocesan Registry in Manchester.

5. For the purpose of executing the works contemplated by this agreement and any other works hereby authorised it may be necessary and it shall be lawful to move gravestones and to remove the remains of persons buried in the churchyard other than the gravestone and remains of the Reverend Cecil Wray formerly a canon of the said cathedral. Any such remains which it may be necessary to remove for the purposes aforesaid shall at the option of the churchwardens be reinterred either in the altered churchyard or in some consecrated portion of one of the cemeteries maintained by the Corporation.

6. So far as practicable simultaneously with the removal by the churchwardens of the boundary walls and railings of the existing churchyard and by the Corporation of the soil and human remains which it may be necessary to remove for executing the works hereby contemplated a boundary wall with railings entrance steps and entrance gates in accordance with the plans marked "B" "C" and "C 1" prepared by the architect and signed and sealed as herein-before stated in connexion with the said plan "A" and with so much of the specification contained in the schedule hereto as is applicable thereto shall be erected and set up by the churchwardens round the boundary of the altered churchyard as edged yellow on the said plan "A" such works to be executed under the direction of the architect and to be completed in all respects to his satisfaction.

7. Except as otherwise provided by these presents and the schedule hereto the works to be executed under this agreement shall be executed by and at the cost of the persons herein-after named (that is to say):—

(a.) The removal of the human remains and soil from the portions of the existing churchyard required for the foundations and erection of the new wall of the altered churchyard the lowering of the level of the portions of the churchyard to be laid to the adjoining streets to the level of such streets and the forming and flagging and afterwards maintaining the footpaths of the said streets as widened and the forming and paving with wood or other noiseless material and afterwards maintaining the carriage way on the westerly side and the southerly half of the carriage way on the northerly side of the altered churchyard as aforesaid and the cost of the alteration of the levels of the altered churchyard and the laying out of the same with walks and grass plots as provided by clause 2 and the moving of gravestones and the removal and reinterment of human remains as provided by clause 5 hereof shall be done and paid for by the Corporation :

(b.) The removal of the boundary walls iron fencing gate posts and gates of the churchyard as now existing and the placing and stacking the same in the altered churchyard and the erection of the new boundary walls of the altered churchyard pursuant to these presents with railings entrance steps and entrance gates as mentioned in clause 6 hereof shall be done and paid for by the churchwardens the Corporation paying to the churchwardens the sum of seven thousand pounds as herein-after provided :

A.D. 1894.

- (c.) The said new boundary walls railings entrance steps and entrance gates shall for ever after the erection thereof as provided in the last preceding sub-clause be kept in repair and painted by and at the expense of the Corporation :
- (d.) The maintenance of the altered churchyard as laid open for the use of the public as aforesaid after its being levelled and laid out as provided by clause 2 and all other liabilities undertaken by the Corporation under clause 8 hereof shall be done by and at the expense of the Corporation :
- (e.) The costs of all parties (other than the party of the first part and the Corporation) of and incident to this agreement and also the charges and expenses of the architect for the preparation of the said plans marked "B" "C" and "C 1" and the specification contained in the schedule hereto and all incidental work connected therewith and the superintendence of the works to be executed by the Corporation and the churchwardens respectively hereunder and the wages of a clerk of works to be appointed by the architect to assist in such superintendence shall be paid by the churchwardens. The Corporation shall bear and pay the costs of the party of the first part and their own costs of and incident to the matters aforesaid.
8. The altered churchyard shall be open to the public at all times during the day subject to the following conditions namely :—
- (a.) The Corporation undertake to keep order in the altered churchyard particularly during Divine Service in the church. If it is found that the services are interrupted by reason of the public being admitted to the altered churchyard then the public shall be excluded during the hours of Divine Service. The altered churchyard shall be closed to the public or opened to such limited extent only as the dean or dean and canons shall direct on the occasion of any special services or special meetings being held in the cathedral. The portion of the altered churchyard marked "Site of contemplated eastern addition to cathedral" on plan "B" shall be closed to the public at all times if the dean or the dean and canons shall so direct :
- (b.) The altered churchyard shall be closed to the public at sunset by some person to be appointed by and at the cost of the Corporation but so that this provision shall not interfere with the ingress and egress of persons attending Divine Service after sunset or of the clergy and other officials of the said cathedral and parish church :
- (c.) The Corporation shall keep and maintain the altered churchyard with the walks and the grass in order :
- (d.) The Corporation shall use their best endeavours to prevent the walks across the altered churchyard becoming simple thoroughfares :
- (e.) No intoxicating liquors shall be sold no meetings shall be held no trees shrubs or flowers shall be planted and no musical performance by bands or otherwise shall be allowed on the altered churchyard :
- (f.) The Corporation may make any other regulations with regard to the admission or exclusion of the public to or from the altered churchyard as they may think fit but so as not to hinder or interfere with the persons attending Divine Service in or the clergy or officials of the said cathedral and parish church.

9. The Corporation not being at present in a position to add the plot of land coloured blue on the said plan "A" to the altered churchyard as provided by clause 3 the operation of this agreement as to the land lying on the east of the line "X" "Y" on the said plan "A" shall be suspended until such addition. The Corporation will as soon as may be after the execution of these presents use their best endeavours at their cost to acquire the necessary power and land to enable them to add the land coloured blue on the said plan "A" to the altered churchyard and also to form as the Corporation may determine either a passage of seven yards wide or a street of at least twelve yards wide parallel with the easterly side of the altered churchyard which passage or street when formed shall for ever thereafter be paved with wood or other noiseless material only so that as little noise as possible may be caused by the traffic along the same. When the said land so coloured blue shall have been added to the altered churchyard the same shall forthwith vest in the corporate body aggregate or sole in whom the existing churchyard is vested and be used as an extension of the churchyard free from all claims of the Corporation except as laid open for the use of the public under these presents.

10. The Corporation shall not at any time hereafter close or stop up the passage marked Hanging Bridge on the said plan "A" which is now used as a road to the south-westerly entrance to the said cathedral and parish church without previously providing a new means of access to the south-westerly entrance by widening Cannon Court also shown on the said plan "A" on the westerly side thereof so as to make the same a public thoroughfare of the width throughout of eighteen feet at least.

11. No length of time during which the altered churchyard is in the keeping or under the control of the Corporation shall prejudice the present rights (or as to the proposed addition to the churchyard the rights acquired under these presents) of the dean the dean and canons and the churchwardens therein and so that in addition to and not in limitation of such rights it shall be lawful for the dean the dean and canons or the churchwardens at any time and from time to time (as they are hereby empowered to do) to build on the altered churchyard and the proposed addition thereto any extensions of or additions to the present fabric of the said cathedral and parish church or any separate building or buildings to be used in connexion therewith or with the services thereof and for the purpose of building any such extensions additions or separate buildings and in connexion with any alterations or repairs to the present fabric of the said cathedral and parish church or of such extensions additions or separate buildings to place any sheds building materials and spoil on any part of the altered churchyard removing the same on the completion of such building alterations or repairs and restoring the surface of the ground not built upon to the same state as the same was in prior to commencing such building alterations or repairs.

12. Whereas in consideration of the laying to the streets surrounding the existing churchyard of the land mentioned in the first clause of this agreement and of the consequent removal of the present boundary walls steps fences and gates and the consequent necessity for the erection by the churchwardens of a new boundary wall with railings entrance steps and entrance gates the Corporation have agreed to make the payment of seven thousand pounds as

A.D. 1894. provided in sub-clause (b) of clause 7 Now the Corporation (with the approval of the parties hereto of the first second third and fifth parts) agree to pay to the churchwardens the said sum of seven thousand pounds of which one half shall be paid on the commencement of the works mentioned in the said sub-clause and the remaining half on the completion of such works.

13. And whereas in consideration of the Corporation (at the instance and as part of the terms stipulated by the parties hereto of the second third and fourth parts for their consent to the laying to the adjoining streets of parts of the said existing churchyard) relieving the overseers by the terms of these presents from the future liability to maintain such churchyard in decent order and to do the necessary repairs to the walls and other fences thereof as provided by statute the said overseers have agreed to pay to the churchwardens the sum of two thousand pounds Now the overseers (with the approval of the parties hereto of the first second third and sixth parts) agree to pay to the churchwardens the sum of two thousand pounds on the Act of Parliament confirming this agreement receiving the Royal Assent.

14. The said sum of seven thousand pounds to be paid by the Corporation and the said sum of two thousand pounds to be paid by the overseers shall be applied—

(a.) In the execution of the works mentioned in sub-clause (b) of clause 7 hereof and of the costs and expenses of all the parties hereto (other than the parties of the first and sixth parts) of and incident to the negotiation for and the preparation and execution of these presents and all other incidental expenses of the churchwardens connected with the said works or these presents and if after the payments aforesaid any balance shall remain in the hands of the churchwardens

(b.) Such balance shall be paid to the dean to be applied by him in or towards the erection of any extensions of or additions to the present fabric of the said cathedral and parish church or any separate building or buildings to be used in connexion therewith or with the services thereof or of one or more of such objects or of parts of all or any one or more of such objects as he may think proper.

15. This agreement is conditional on the same being confirmed by Parliament in its present form or with such modifications as may be approved by each of the parties by an Act to be promoted by the Corporation or in the alternative the Corporation will obtain such confirmation on the first occasion of their having to apply to Parliament for an Act.

IN WITNESS whereof the parties hereto of the first second and fourth parts have hereunto set their respective hands and seals and the parties hereto of the third fifth and sixth parts have hereunto affixed their respective common seals the day and year first before written.

The SCHEDULE referred to.

A.D. 1894.

GENERAL SPECIFICATION of the Works to be executed under the foregoing Agreement.

By whom to be executed.	Description of Works.	—
The Corporation.	Erect hoarding outside existing boundary and maintain the same until the completion of the new boundary wall If the Corporation think well after the removal of soil as below the Corporation may remove the hoarding and re-erect it nearer to the line of new boundary but so as to leave a clear space of at least three feet six inches between the hoarding and the new outer face of wall.	Hoarding.
The Corporation.	Remove all material soil and human remains to a line three feet within the line of new boundary wall Carefully take from soil removed all human remains which may be found therein which are to be carefully and reverently reinterred in the cathedral yard or in some consecrated portion of one of the cemeteries of the Corporation as may be directed by the churchwardens.	Excavation.
The Corporation.	Take up and store in churchyard where directed by the churchwardens such gravestones other than as aforesaid (whether containing inscriptions or not) as the churchwardens shall require to be so treated.	Gravestones.
The churchwardens.	Take down and remove the present boundary walls piers railings and gates All stones bricks ledges steps paving stones ironwork railings gates &c. or other building material removed during the operations are to remain the absolute property of the churchwardens and to be disposed of and used by them at their absolute discretion.	Taking down boundary walls &c.
The Corporation.	The depth to which soil is to be removed is to be at least one foot below present level of pavement.	Depth of excavation.
The Corporation.	Shore up the banks during or after the removal of soil as may be necessary and maintain the shoring during the rebuilding of new boundary wall and remove same when directed.	Shoring up.
The Corporation.	So soon as the soil has been removed stake out accurately the levels to which the Corporation intend to bring the new pavement in the several positions on the line of the new boundary.	Levels of new pavement.
The Corporation and the churchwardens.	During the operations of removing soil erecting new walls &c. laying out ground &c. convenient access to the cathedral is to be kept open and there shall be no interference with the free use of the cathedral.	Access to cathedral.
The churchwardens.	A temporary rail and posts are to be erected at the top of banks for the protection of passengers in the churchyard.	Temporary rail.
The Corporation and the churchwardens.	The detail arrangements for access to the church for protection against accidents and all other matters affecting the safety and convenience of the cathedral authorities the congregation visitors and others are to be subject to instructions to be given from time to time by the dean and churchwardens or their architect or his representative on the spot.	Details for access.

A.D. 1894.

By whom to be executed.	Description of Works.	—
The Corporation and the churchwardens.	Any questions which may arise as to the sufficiency of such arrangements for access or as to the adequacy of the temporary protections or as to the responsibility for any accidents which may occur or as to the property in any materials or as to any other matters or things arising out of the operations herein described or as to any delay which may be caused to the works to be executed by the churchwardens by any carelessness or remissness on the part of contractors which questions cannot be otherwise arranged between the parties shall be referred to an independent arbitrator to be agreed on between the parties whose decision shall be final and shall be binding upon both parties.	Arbitration clause.
The Corporation and the churchwardens.	The above works having been executed the shoring shall remain and be maintained by the churchwardens and the hoarding be maintained either in the new or original position as described above by the Corporation until such time as the works to be undertaken by the churchwardens shall have been completed when the hoarding is to be removed by the Corporation and the shoring by the churchwardens.	Maintenance of hoarding and shoring.
The Corporation.	To flag round the whole of the new boundary to the levels previously given and to make the flagging of the width of fifteen feet on the northerly and westerly sides of the altered churchyard To erect and house in to the new walls the steps at the south-western angle To pave the southerly half of the carriage way on the northerly side and the whole of the carriage way on the westerly side of the altered churchyard with wood or other noiseless material.	Flagging and paving.
The churchwardens.	The foundations for the several walls piers and buttresses to be formed with concrete composed of one measure of best Aberthaw blue lias ground lime and six measures of coarse ballast and sand well mixed together first and afterwards with water then thrown into trenches spread and levelled to receive the footings.	Concrete.
The churchwardens.	Footings to be made with large flat stones the top of set off to be six inches below the pavement level.	Footings.
The churchwardens.	The new boundary wall piers &c. to be carried up on same in irregular coursed rubble hammer dressed brought up to level courses with a battering face of Darley Dale or Bolton Wood stone with moulded plinth and coping and worked heads to piers. The coping to be well dowelled together and to walls.	Walls piers &c.
The churchwardens.	A damp course of Cliffe's asphalte to be laid over whole surface of wall piers &c. two inches above pavement level and the back of wall piers &c. to be coated with same as shown on drawing "C 1" with a six inch half-round tile gutter running along the bottom at back of wall to carry off the surface drainage.	Damp course.
The Corporation.	The drainage referred to in the last preceding paragraph to be connected with the street sewers.	Drainage.
The churchwardens.	To build out of old materials a temporary wall and coping with old iron railing on same to enclose ends at difference of line of old and new walls.	Temporary wall and railing.

A.D. 1894.

By whom to be executed.	Description of Works.	—
The church-wardens.	To provide and fix at the entrances shown on plan "B" of the altered churchyard the entrance steps and landings marked on such plan.	Steps and landings.
The church-wardens.	Railings and gates to be in wrought iron secured so far as possible against rust and painted four coats of oil colour All connexions with the stonework to be made in rustless metal.	Railings and gates.
The Corpora-tion.	The Corporation is to level the altered churchyard to the levels and gradients shown on plan "B" As the finished will be on the whole somewhat lower than the present level the superfluous soil may be shot into the space between banks and new boundary walls To fill in behind boundary walls and well ram and consolidate the earth and bring up to the finished level any superfluous soil to be carted away Human remains to be taken out and interred as before directed.	Levelling altered churchyard.
The Corpora-tion.	To lay out and form the altered churchyard which will have been previously levelled according to plan "B."	Laying out altered churchyard.
The Corpora-tion.	To provide all necessary surface drains rainwater and other gullies to trap and connect with street sewers.	Drains.
The Corpora-tion.	To form all paths shown on plan "B" and to supply all materials for same.	Paths.
The Corpora-tion.	To level and lay the grass plots shown on plan "B" with turf of best quality.	Turf.
The Corpora-tion.	To remove the existing sun-dial to position shown on plan "B" and provide sufficient protection for same.	Sun-dial.

Signed sealed and delivered by the said JAMES LORD BISHOP OF MANCHESTER in the presence of E. P. CHARLEWOOD Secretary to the Bishop.

J. MANCHESTER.

Seal of the Lord Bishop of Manchester.

Signed sealed and delivered by the said EDWARD CRAIG MACLURE Dean of Manchester in the presence of WILLIAM ORFORD.

EDWARD C. MACLURE Dean.

L.S.

Sealed by the said Dean and Canons in the presence of WILLIAM ORFORD Chapter Clerk.

EDWARD C. MACLURE Dean.  
WM. CRANE.  
C. W. WOODHOUSE.  
J. DAVENPORT KELLY.  
E. L. HICKS.

Seal of the Dean and Canons of Manchester.

Canons.

Signed sealed and delivered by the said JOHN WILLIAM MACLURE in the presence of ARTHUR LINGS Solicitor Manchester.

JOHN W MACLURE.

L.S.

A.D. 1894. Signed sealed and delivered by the  
 said JOHN HOWARTH CLARK in  
 the presence of  
 ARTHUR LINGS.

J. HOWARTH CLARK.

L.S.

Signed sealed and delivered by the  
 said THOMAS CRAVEN in the  
 presence of  
 ARTHUR LINGS.

THOMAS CRAVEN.

L.S.

The common seal of the overseers of the poor of the township of  
 Manchester was hereunto affixed in the presence of

J. D. MILNE  
 Chairman.  
 THOS. LINGS  
 Comptroller.

Seal of  
 the Overseers of  
 the Poor of  
 Manchester.

The common seal of the Corporation of the city of Manchester  
 was hereunto affixed in pursuance of an order of the council  
 of the said city in the presence of

A. MARSHALL  
 Lord Mayor.  
 THOMAS HUDSON  
 Assistant Town Clerk.

Seal of  
 the Corporation of  
 Manchester.

16551

SECOND PART.

ARTICLES OF AGREEMENT made the twenty-fourth day of April 1894 between  
 The Right Reverend James Lord Bishop of Manchester of the first part The  
 Very Reverend Edward Craig Maclure D.D. Dean of Manchester (who and  
 his successors are herein-after referred to as the dean) of the second part the  
 Warden and Fellows of the College of Christ in Manchester founded by King  
 Charles otherwise styled the Dean and Canons of Manchester (herein-after  
 called the dean and canons) of the third part John William Maclure M.P.  
 John Howarth Clark Lieutenant-Colonel of Volunteers and Thomas Craven  
 Esquire all of the city of Manchester the churchwardens of the cathedral and  
 parish church of Manchester (who and their successors are herein-after referred  
 to as the churchwardens) of the fourth part the overseers of the poor of the  
 township of Manchester. (herein-after referred to as the overseers) of the fifth  
 part the mayor aldermen and citizens of the city of Manchester in the  
 county of Lancaster (herein-after referred to as the Corporation) of the sixth  
 part and the Manchester Corn Grocery and Produce Exchange Limited  
 (herein-after called the company) of the seventh part (supplemental to an  
 Agreement under seal dated the 20th day of February 1894 and made between the  
 parties to these presents of the first six parts and in the same order and  
 which Agreement under seal is herein-after called the principal deed) Whereas  
 the Corporation are promoting in the present session of Parliament a Bill  
 entitled "A Bill to confer further powers upon the mayor aldermen and citizens



of the city of Manchester in the county of Lancaster with respect to street improvements and other works and the acquisition of lands and for other purposes" (which Bill and the Act which may be passed thereupon are herein-after referred to as "the Bill") And whereas the Bill contains a clause as follows namely:—

"The agreement made between the Lord Bishop of Manchester the Dean of Manchester the Dean and Canons of Manchester the churchwardens of the cathedral and parish church of Manchester the overseers of the poor of the township of Manchester and the Corporation with regard to the cathedral churchyard as set forth in the First Schedule to this Act is hereby confirmed and made binding upon the parties thereto respectively and the same shall and may be carried into effect by the respective parties thereto":

And whereas the Bill proposes to authorise the Corporation to widen on the east side thereof in the township and parish of Manchester in the county of Lancaster the street known as Half Street between Fennel Street and the street called Hanging Ditch and also proposes to authorise the Corporation to enter upon take and use and appropriate for the purpose of the said authorised street improvement certain lands houses and buildings described in the deposited plan and book of reference under the heading "Widening of Half Street" And whereas the company are the owners of some of the lands houses and buildings so described in the deposited plan and book of reference and they have presented a petition to the House of Commons against the Bill And whereas the arrangements herein-after specified have been agreed to between the several parties to these presents Now these presents witness that it is hereby mutually and reciprocally covenanted and declared between and by the several parties to these presents in manner following (that is to say):—

1. Notwithstanding anything to the contrary in the Bill or in the principal deed the Corporation shall and will within three years from the passing of the Bill lay out and make a street of a width of ten yards throughout its entire length from Fennel Street to Hanging Ditch (being the widening of the street known as Half Street) and such street (herein-after referred to as the street) shall have its easterly boundary four yards on the easterly side of and parallel with the line marked A.B. on the deposited plan in relation to the Half Street improvement (being the line along which the section is taken) and such easterly boundary shall join the front line of Fennel Street by a curve of four yards radius and the Corporation shall not make any variation from the lines and position of the street as above defined without the consent of the company The street shall be opened at both ends and for its entire length for vehicular traffic and shall be paved with wood and provided with proper flagged footpaths of seven feet wide on each side thereof The street shall be laid out and formed at such levels (not being lower than the intended level thereof as shown on the deposited section and not being higher than three feet above such intended level) as shall be agreed between the parties hereto (other than the parties of the first and fifth parts) If the level of the street as agreed under the last provision shall require the churchwardens to execute any additional foundations or works in the erection of the new boundary wall at the easterly side of the altered churchyard beyond what would have been required if the levels of the street had been the same as the levels of Half Street as now

A.D. 1894. existing such additional foundations and works shall be considered and treated as made and done for and on behalf of the Corporation.

2. Notwithstanding anything in the Bill or the Lands Clauses Acts or otherwise the Corporation shall not be entitled or compellable to take from the company any lands on the easterly side of the easterly boundary of the street as above defined and the company shall and will sell to the Corporation and the Corporation will purchase from the company at the price of twenty-four pounds per square yard the land situate on the westerly side of the easterly boundary of the street and extending between Fennel Street and the southerly side of the Exchange Hotel which price includes all compensation for severance damage or otherwise under the Bill or the Lands Clauses Acts. The following provisions shall be applicable to the sale by the company and the purchase by the Corporation of the said land:—

(a.) The building materials down to the ground level of the street shall remain the property of and be removable by the company:

(b.) The sale shall be completed and vacant possession of the land given to the Corporation within two years from the passing of the Bill:

(c.) Forthwith after completion of the sale of the said land and delivery of vacant possession thereof to the Corporation the Corporation will proceed with the formation sewerage paving and flagging of the street so as to complete the same within the period in that behalf mentioned in Article 1:

(d.) Should any part of the said land be subject to any chief rent or chief rents the Corporation shall be indemnified against the same by covenant for payment and indemnification by the company and also by powers of distress and entry and perception of rents and profits over the remaining lands and hereditaments of the company which are subject to such chief rent or rents.

3.—(a.) The company shall and will pay to the Corporation towards the cost of the street the sum of three thousand pounds such sum to be paid on completion of the sale and purchase provided for in Article 2:

(b.) Notwithstanding anything contained in the Bill no part of the lands of the company being land within the limits marked on the deposited plans as “limits of deviation and of land to be acquired” in relation to the said street improvement but not purchased and taken by the Corporation under the powers of the Bill shall be liable to have an improvement charge placed on such lands or any of them in respect or in consideration of any increased value or benefit which such lands may derive from the improvements to be authorised by the Bill nor be included under any of the terms and provisions of the section of the Bill the marginal note whereof is “Improvement charge” or be liable to any other claim which the Corporation may be entitled to make in respect of any other matter incidental to the formation sewerage paving or flagging of the street.

4. The company shall have power when the street is made formed and opened for vehicular traffic to erect buildings on the easterly side of and to the line of the street opposite the choir of the Manchester Cathedral and the choir aisles and the adjoining chapels to such a height as will place the roof and gables of their new buildings fronting the street in the same horizontal planes as the roof and gables of their new buildings fronting Fennel Street and the dean and the dean and canons shall have power when the street is made formed and

A.D. 1894.

opened for vehicular traffic to extend the said choir and choir aisles at their present heights and of their present widths as far as the most easterly boundary of the present Lady or Chetham Chapel at the easterly end of the said choir and to build a Lady or Chetham Chapel to the height and of the width of the present Lady or Chetham Chapel up to the westerly boundary of the street notwithstanding that any damage or obstruction may be caused thereby to the access of light and air to the buildings to be erected by the company on the easterly side of the street Except as above provided all rights of light and air and other rights of each of the parties hereto in connexion with their respective properties are hereby reserved.

5. Subject to the provisions of Article 4 hereof nothing in this Agreement contained shall limit or prejudice the provisions of clause 11 of the principal deed so long as any buildings to be erected in pursuance of the provisions thereof do not interfere with the access of light and air to the buildings erected or to be erected by the company or their successors or assigns on their land on the easterly side of and facing the street.

6. The Corporation will pay the costs of the parties of the first five parts of and incident to this Agreement and will also pay to the company the sum of 50*l.* towards their costs up to and inclusive of the 16th April 1894.

7. This Agreement is conditional on the same being confirmed by Parliament in its present form or with such modifications as may be approved by each of the parties hereto and also on the passing of the Bill authorising the acquisition of the land required for the Half Street improvement.

In witness whereof the parties hereto of the first second and fourth parts have hereunto set their respective hands and seals and the parties hereto of the third fifth sixth and seventh parts have hereunto affixed their respective common seals the day and year first before written.

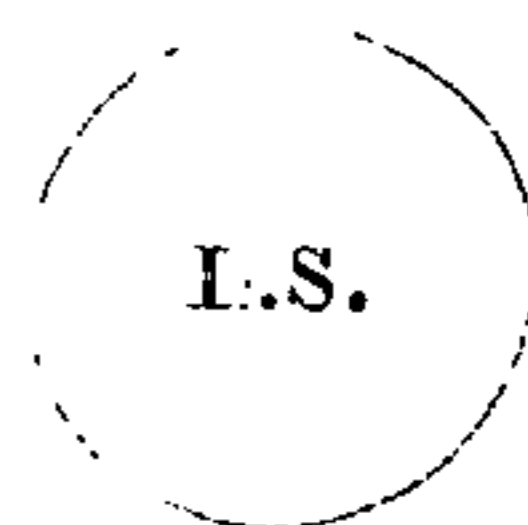
Signed sealed and delivered by the  
said JAMES LORD BISHOP OF  
MANCHESTER in the presence of  
E. P. CHARLEWOOD  
Secy. to the Bishop.

J. MANCHESTER.



Signed sealed and delivered by the  
said EDWARD CRAIG MACLURE  
Dean of Manchester in the  
presence of  
W. ORFORD.

EDWARD C. MACLURE Dean.



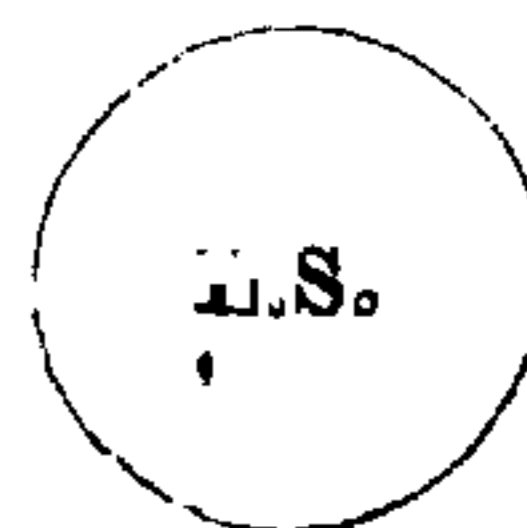
Sealed by the said Dean and Canons  
in the presence of  
W. ORFORD  
Chapter Clerk

WM. CRANE Sub-Dean  
Proxy for the Dean.  
C. W. WOODHOUSE }  
E. L. HICKS } Canons.



Signed sealed and delivered by the  
said JOHN WILLIAM MACLURE  
in the presence of  
ARTHUR LINGS  
Solr. Manchester.

JOHN W. MACLURE.



A.D. 1894.

Signed sealed and delivered by the  
said JOHN HOWARTH CLARK in  
the presence of  
ARTHUR LINGS.

J. HOWARTH CLARK.

L.S.

Signed sealed and delivered by the  
said THOMAS CRAVEN in the  
presence of  
ARTHUR LINGS.

THOS. CRAVEN.

L.S.

The common seal of the overseers  
of the poor of the township of  
Manchester was hereunto affixed  
in the presence of

W. M. MOLLISON  
Chairman.

THOS. LINGS  
Comptroller.

Seal of the Over-  
seers of the Poor  
of Manchester.

The common seal of the Corpora-  
tion of the city of Manchester  
was hereunto affixed in pursuance  
of an order of the council of the  
said city in the presence of

A. MARSHALL  
Lord Mayor.

THOMAS HUDSON  
Deputy Town Clerk.

Seal of  
the Corporation  
of Manchester.

17,002

The common seal of the Manchester  
Corn Grocery and Produce Ex-  
change Limited was hereunto  
affixed in the presence of

JOSEPH STOCKS  
FRDK. WM. ROYLANCE  
Two Directors

STANLEY C. JOHNSON  
Secretary.

Seal of the  
Manchester Corn  
Grocery and Pro-  
duce Exchange  
Limited.

THE SECOND SCHEDULE.

A.D. 1894.

LOCAL ENACTMENTS made applicable to the Borrowing Powers of the foregoing Act.

Act.	Extent of Application.
7 & 8 Vict. c. xl. An Act for the good government and police regulation of the borough of Manchester.	Section 16 (except the part thereof beginning "and in the event" and ending "at any one time" and except so much thereof as would enable the Corporation to borrow on the security of any property vested in or belonging to them or which may be acquired by them) and sections 17 18 and 23 to 27 and section 30 (as such sections or any of them are amended by Article VII. of the Manchester Order confirmed by 48 & 49 Vict. c. cvii. by Article VI. of the Manchester Order confirmed by 50 Vict. c. xvii. and by Article I. of the Manchester Order (3) confirmed by 56 & 57 Vict. c. cxxx.)
35 & 36 Vict. c. xxxi. The Manchester Corporation Waterworks and Improvement Act 1872.	Sections 34 to 49 (as amended by Article VII. of the Manchester Order confirmed by 48 & 49 Vict. c. cvii. by Articles III. IV. V. and IX. of the Manchester Order confirmed by 50 Vict. c. xvii. by the Manchester Corporation Act 1891 and by Article I. of the Manchester Order (3) confirmed by 56 & 57 Vict. c. cxxx.)
38 & 39 Vict. c. clxi. The Manchester Corporation Waterworks and Improvement Act 1875.	Sections 62 and 63 (as amended by Articles VII. and VIII. of the Manchester Order confirmed by 50 Vict. c. xvii.)
48 & 49 Vict. c. cvii. The Local Government Board's Provisional Orders Confirmation (No. 7) Act 1885.	Article VII. of the Manchester Order (as amended by Article I. of the Manchester Order (3) confirmed by 56 & 57 Vict. c. cxxx.)
50 Vict. c. xvii. The Local Government Board's Provisional Orders Confirmation (No. 11) Act 1886.	Articles III. to IX. of the Manchester Order.
54 & 55 Vict. c. cvii. The Manchester Corporation Act 1891.	Sections 2 44 45 (except sub-section (1) for which sub-section (3) of the section of this Act with the marginal note "Power to borrow" is for the purposes of this Act to be deemed substituted) and 47 to 54.
56 & 57 Vict. c. cxxx. The Local Government Board's Provisional Orders Confirmation (No. 12) Act 1893.	Article I. of the Manchester Order (3).

Printed by EYRE and SPOTTISWOODE,

FOR

T. DIGBY FIGOTT, Esq., C.B., the Queen's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from  
 EYRE AND SPOTTISWOODE, EAST HARDING STREET, FLEET STREET, E.C.; or  
 JOHN MENZIES & Co., 12, HANOVER STREET, EDINBURGH, and  
 90, WEST NILE STREET, GLASGOW; or  
 HODGES, FIGGIS, & Co., LIMITED, 104, GRAFTON STREET, DUBLIN.

