

[60 & 61 VICT.]

Local Government Board's

[Ch. cxi.]

Provisional Orders Confirmation (No. 13) Act, 1897.



CHAPTER cxi.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Clare-and-Bumpstead the Luddenden Foot and the Penybont United Districts and to the Ports of Harwich Milford and Wisbech.

A.D. 1897.

[6th August 1897.]

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

38 & 39 Vict.
c. 55.

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

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

1. The Orders as altered and set out in the schedule hereto shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force.

Orders in
schedule
confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 13) Act 1897.

Short title.

A.D. 1897.

SCHEDULE.

*Clare and
Bumpstead
Order.*

CLARE AND BUMPSTEAD JOINT HOSPITAL DISTRICT.

*Provisional Order for forming a United District under Section 279
of the Public Health Act 1875.*

To the Rural District Council of Bumpstead ; —

To the Rural District Council of Clare ; —

And to all others whom it may concern.

38 & 39 Vict.
c. 55.

WHEREAS the district councils named in column 2 of the Schedule to this Order (herein-after referred to as "the Schedule") are the local authorities within the meaning of the Public Health Act 1875 (herein-after referred to as "the Act") for the districts named in column 1 of the Schedule :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 279 of the Act and by any other Statutes in that behalf do hereby order as follows viz.,—

Art. I. This Order shall come into operation from and after the date of the Act of Parliament confirming the same (herein-after referred to as "the appointed day").

Art. II. The Rural Districts named in column 1 of the Schedule (which districts are herein-after referred to as "the Constituent Districts") shall be formed into a United District to be called the Clare and Bumpstead Joint Hospital District for the purposes of the provision maintenance and management for the use of the inhabitants of the Constituent Districts of a hospital or hospitals for the reception of cases of infectious diseases.

Art. III. The Joint Board which shall be the governing body of the said United District shall consist of two ex-officio and six elective members and shall be called the Clare and Bumpstead Joint Hospital Board (herein-after referred to as "the Joint Board").

Art. IV. The ex-officio members shall be the persons described in column 3 of the Schedule and the elective members shall be elected by the district councils mentioned in column 2 of the Schedule (herein-after referred to as "the Constituent Authorities").

Art. V. The number of members of the Joint Board to be elected by each of the Constituent Authorities shall be that set opposite to the name of each of such authorities in column 4 of the Schedule and the said members shall be chosen by each of the Constituent Authorities from among its own members.

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Art. VI. Such of the provisions of Section 46 of the Local Government Act 1894 as relate to members of councils of districts other than boroughs shall with the necessary modifications apply to members of the Joint Board.

A.D. 1897.

*Clare and
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Art. VII. The first election of members of the Joint Board shall take place at a meeting of each of the Constituent Authorities to be held within six weeks from the appointed day or within such further time as the Local Government Board may allow and fourteen days' previous notice in writing of such meeting shall be given or sent to each member of a Constituent Authority by the clerk to such authority.

56 & 57 Vict.
c. 73.

Art. VIII. The clerk to each of the Constituent Authorities shall notify in writing to the Local Government Board within seven days after such first election shall have taken place the names address and occupation of each of the persons elected by such authority as a member of the Joint Board.

Art. IX. An elective member of the Joint Board shall continue in office until the expiration of the period for which he was elected a member of the Joint Board or until he dies or resigns or ceases to be a member of the Constituent Authority as a member of which he was qualified to be elected or otherwise becomes disqualified or until he becomes an ex-officio member of the Joint Board whichever shall first happen :

Provided always that an elective member shall not continue in office for a longer period than three years without re-election and a member who ceases to hold office by reason of the expiration of his period of office or by reason of his resignation or disqualification or ceasing to be a member of such Constituent Authority shall subject to the provisions of Article VI. of this Order be re-eligible as a member of the Joint Board if at the time of re-election he is qualified to be so re-elected.

Art. X. Any vacancy occurring in the Joint Board by death resignation disqualification or otherwise shall be filled up by the Constituent Authority in whose representation the vacancy happens at a meeting to be held within six weeks of such vacancy occurring or within such further period as the Local Government Board may determine and fourteen days' previous notice in writing of such meeting shall be given or sent to each member of the Constituent Authority by the clerk to such authority and such clerk shall forthwith notify in writing to the clerk to the Joint Board the names address and occupation of the person elected to fill such vacancy.

Art. XI.—(1.) The time and place of holding the first meeting of the Joint Board shall be fixed by the Local Government Board and the subsequent ordinary meetings of the Joint Board shall be held at such times and places as the Joint Board may appoint and at all meetings of the Joint Board three members shall constitute a quorum.

(2.) An extraordinary meeting shall be summoned by the clerk to the Joint Board when a requisition for that purpose is addressed to him by the chairman or any three members of the Joint Board.

(3.) Such requisition shall be in writing and no business other than that specified in the requisition shall be transacted at such extraordinary meeting.

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(4.) Notices of all meetings of the Joint Board shall be delivered or sent by post so as to reach the last known place of abode or business in England of each member of the Joint Board three clear days before the day of meeting or at such earlier time as the Joint Board may from time to time direct.

(5.) The Joint Board may from time to time appoint committees consisting of members of the Joint Board for the exercise of any powers which in the opinion of the Joint Board can be properly exercised by committees but the acts of every such committee shall unless otherwise directed by the Joint Board be submitted to the Joint Board for approval Provided that a committee so appointed shall in no case be authorised to borrow money or to issue any precept for contributions or to enter into any contract and it shall be subject to the provisions of Part IV. of the First Schedule to the Local Government Act 1894 so far as they are applicable.

56 & 57 Vict.
c. 73.

Art. XII. The Joint Board shall at their first meeting or at an adjournment thereof and from time to time thereafter as occasion shall require appoint a chairman (who shall subject to the provisions of Articles VI. and IX. of this Order continue chairman for such period not exceeding three years as may be determined by the Joint Board at the time of his appointment) a treasurer and a clerk and they may from time to time appoint one or more medical officers who shall be registered medical practitioners and such other officers and servants as they think requisite They may pay their treasurer clerk medical officers and other officers and servants such reasonable remuneration as they shall deem expedient and every such treasurer clerk medical officer and other officer and servant shall be removable by the Joint Board at their pleasure.

Art. XIII. The purposes for which the United District is formed are the provision maintenance and management of a hospital or hospitals for the reception of cases of infectious diseases for the use of the inhabitants of the Constituent Districts.

Art. XIV.—(1.) Persons shall be admitted into a hospital provided by the Joint Board in any of the following modes and not otherwise except with the consent of the Constituent Authorities viz,—

- a. By an order of the Joint Board or of either of the Constituent Authorities ;
- b. By an order of a medical officer of health of either of the Constituent Authorities ;
- c. By an order of a medical officer appointed by the Joint Board ;
- d. By an order of a justice made under the provisions of Section 124 of the Act with the consent required by that section.

(2.) If the Guardians of the Poor of the Risbridge Union and the Joint Board agree for the reception into the hospital of persons in the receipt of relief from the said Guardians any such person may be admitted into the hospital in such manner and on such terms as any such agreement shall prescribe.

Art. XV. For the purposes of this Order the following sections of the Act the Public Health (Officers) Act 1884 and the Public Health (Members and Officers) Act 1885 shall apply and the Joint Board shall have exercise perform

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and be subject to all the powers rights duties capacities liabilities and obligations of an Urban District Council under the same sections so far as the same are applicable viz.,—

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Of the Act:—

Sections 122 123 131 and 132 relating to infectious diseases and hospitals.

Sections 173 and 174 (except sub-section 3) relating to contracts.

Sections 175 176 and 177 relating to purchase of lands.

Sections 179 to 181 both inclusive relating to arbitration.

Sections 192 to 197 both inclusive and Sections 205 and 206 (except so much of Section 206 as requires the publication in a local newspaper of the annual report) relating to officers and conduct of business of local authorities.

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

Sections 251 253 and 254 and Sections 258 to 263 and 265 to 267 all inclusive and Section 269 as amended by the Summary Jurisdiction Act 1884 relating to legal proceedings.

Section 298 as to costs of Provisional Orders.

Sections 306 to 309 both inclusive relating to miscellaneous provisions.

Of the Public Health (Officers) Act 1884 :—

Section 2.

47 & 48 Vict.
 c. 74.

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

Section 2.

48 & 49 Vict.
 c. 53.

Art. XVI. The Joint Board shall for the purpose of the sections of the Act with regard to the "Prevention of epidemic diseases" be a local authority so as to enable the Local Government Board by any regulations under those sections to confer powers and to impose duties on the Joint Board and so far as regards any powers so conferred and any duties so imposed but nothing in this Order contained shall prevent the Local Government Board from imposing any duties by any regulations under the said sections on the Constituent Authorities or either of them or affect the powers of such authorities so far as the same may be required to be exercised in pursuance of such regulations.

Art. XVII. Until a hospital provided by the Joint Board is ready for the reception of patients nothing in this Order shall take away abridge or prejudicially affect any power vested in either of the Constituent Authorities with regard to the provision of a hospital or hospitals for the use of the inhabitants of their district.

Art. XVIII. A copy of Section 132 of the Act shall be hung up in a conspicuous place at the principal entrance of the hospital or hospitals.

Art. XIX.--(1.) All the expenses incurred by the Joint Board shall be defrayed out of a common fund to which shall be paid the sums received from the Constituent Authorities in respect of the cost of maintenance of patients as herein-after provided and the sums recovered by the Joint Board from or repaid to the Joint Board by or for patients.

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(2.) The common fund so far as the same shall not be provided by such payments thereto as aforesaid shall be contributed by the Constituent Districts in the manner provided by Section 283 of the Act.

Art. XX.—(1.) The cost of maintenance of patients shall be ascertained and paid as follows viz.,—

(a.) Within five weeks after the Thirty-first day of March and the Thirtieth day of September in each year the Joint Board shall ascertain the average weekly cost per patient of the maintenance of patients who have been in the hospital during the previous half-year.

(b.) The cost of maintenance of patients shall include all the expenses incurred in and about the maintenance and care of the patients in the hospital and in and about their medical treatment (except so far as the same shall be included in the salaries of the medical officer or medical officers and permanent nurse or nurses) and in and about the clothing conveyance to and from the hospital burials and funerals of patients and shall also include during any week in which a patient or patients may have been in the hospital the remuneration and rations of temporary nurses but shall not include the cost of the repairs to the hospital or to the fittings and furniture thereof or the salaries remuneration or rations of the officers or servants other than temporary nurses.

(2.) The clerk to the Joint Board shall within six weeks after the Thirty-first day of March and the Thirtieth day of September in each year transmit to the clerk of each Constituent Authority an account showing in respect of the patients received into the hospital from the district of such authority after deducting any sums recovered by the Joint Board from or repaid to the Joint Board by or for such patients—

(a) the name of each patient ;

(b) the number of weeks (and for the purposes of this Order any period less than seven days shall be calculated as one week) during such half-year each patient has remained in the hospital ; and

(c) the amount (calculated according to the weekly average ascertained as aforesaid) due from such authority.

(3.) The amount shown by such account to be due shall be paid by the Constituent Authority from whose district such patients have been received into the hospital and shall be included in the precepts which the Joint Board issue to the Constituent Authorities respectively under Section 284 of the Act stating the sums to be contributed by the Constituent Authorities towards the common fund of the district and in case of default shall be recovered in like manner as the sums to be contributed towards such common fund.

Art. XXI. The accounts of the Joint Board shall at all reasonable times be open to inspection and transcription by any member of either of the Constituent Authorities or by any officer of either of the Constituent Authorities authorised by them for that purpose without payment.

Art. XXII. A copy of the auditor's report and of the abstract of the accounts of the Joint Board when duly audited shall be sent by the Joint Board to each of the Constituent Authorities.

Art. XXIII. If at any time any new district is formed including the whole or any part of either of the Constituent Districts or the boundaries of either of the Constituent Districts are otherwise altered or the whole of either of the Constituent Districts is created or included in a municipal borough or any repeal or alteration is made in the law affecting the United District or the Joint Board or either of the Constituent Districts or Authorities in matters touching their relation to the United District or the Joint Board then and in every such case the Local Government Board may by Order to be published as they shall direct make such provision as to them seems fit for adapting the provisions of this Order to the alteration so made and to the incidents and consequences thereof and every such Order shall have effect as if the terms thereof were inserted in this Order.

A.D. 1897.

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Bumpstead

Order.

Art. XXIV. If at any time any difference arises between the Joint Board on the one hand and any Constituent Authority or Authorities on the other hand or between the Constituent Authorities respecting any matter arising out of the provisions of this Order the same shall be referred to and be settled by arbitration in the manner provided by the Act except in any case otherwise herein provided for.

Art. XXV. This Order may be cited as the Clare and Bumpstead Joint Hospital Order 1897.

The SCHEDULE above referred to.

1.	2.	3.		4.
Name of District.	Name of District Council.	Ex-officio Members.		Elective Members.
		Number.	Description.	Number.
The Rural District of Bumpstead.	The Rural District Council of Bumpstead.	1	The Chairman of the Rural District Council.	2
The Rural District of Clare.	The Rural District Council of Clare.	1	Ditto - -	4

Given under the Seal of Office of the Local Government Board this
First day of May One thousand eight hundred and ninety-seven.

(L.S.)

HENRY CHAPLIN President.

HUGH OWEN Secretary.

A.D. 1897.

LUDDENDEN FOOT JOINT SEWERAGE DISTRICT.

*Luddenden
Foot
Order.*

*Provisional Order for forming a United District under Section 279
of the Public Health Act 1875.*

To the Urban District Council of Luddenden Foot ; —

To the Urban District Council of Midgley ; —

To the Urban District Council of Warley ; —

And to all others whom it may concern.

WHEREAS the several District Councils named in column 2 of the Schedule to this Order (herein-after referred to as "the Schedule") are the local authorities within the meaning of the Public Health Act 1875 (herein-after referred to as "the Act") for the several districts named in column 1 of the Schedule ;

And whereas application has been made to the Local Government Board by the said local authorities to form the said districts into a United District for the purpose of making main sewers and otherwise carrying into effect a system of main sewerage and sewage disposal for those districts ;

60 & 61 Vict.
c. lxxiv.

And whereas by virtue of the Luddenden Foot Order 1897 which was duly confirmed by the Local Government Board's Provisional Orders Confirmation (No. 9) Act 1897 the Urban District Council of Luddenden Foot have in pursuance of the powers of section 176 of the Act been empowered to put in force with reference to the lands described in the schedule to that Order the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement or any of them and it is expedient that the Joint Board herein-after mentioned should for the purposes of this Order have perform and be subject to all the powers rights duties liabilities and obligations under the Act exerciseable by or vested in or imposed on the Luddenden Foot Urban District Council under or by virtue or in pursuance of the Luddenden Foot Order 1897 :

38 & 39 Vict.
c. 55.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 279 of the Act and by any other Statutes in that behalf do hereby Order as follows viz.,—

Art. I. This Order shall come into operation from and after the date of the Act of Parliament confirming the same (herein-after referred to as "the appointed day").

Art. II. The Urban Districts named in column 1 of the Schedule (which districts are herein-after referred to as "the Constituent Districts") shall be formed into a United District to be called the Luddenden Foot Joint Sewerage District (herein-after referred to as "the United District") for the purposes herein-after mentioned.

Art. III. The Joint Board which shall be the governing body of the United District shall consist of three ex-officio and six elective members and shall be called the Luddenden Foot Joint Sewerage Board (herein-after referred to as "the Joint Board").

[60 & 61 Vict.] *Local Government Board's* [Ch. cxl.]
Provisional Orders Confirmation (No. 13) Act, 1897.

Art. IV. The ex-officio members shall be the persons described in column 3 of the Schedule and the elective members shall be elected by the District Councils mentioned in column 2 of the Schedule (herein-after referred to as "the Constituent Authorities").

A.D. 1897.

Luddenden
Foot
Order.

Art. V. The number of members of the Joint Board to be elected by each of the Constituent Authorities shall be that set opposite to the name of each of such authorities in column 4 of the Schedule and the said members shall be chosen by each of the Constituent Authorities from among its own members.

Art. VI. Such of the provisions of Section 46 of the Local Government Act 1894 as relate to members of councils of districts other than boroughs shall with the necessary modifications apply to members of the Joint Board.

56 & 57 Vict.
c. 73.

Art. VII. The first election of members of the Joint Board shall take place at a meeting of each of the Constituent Authorities to be held within six weeks from the appointed day or within such further time as the Local Government Board may allow and fourteen days' previous notice in writing of such meeting shall be given or sent to each member of the Constituent Authorities by the clerk to such authority.

Art. VIII. The clerk to each of the Constituent Authorities shall notify in writing to the Local Government Board within seven days after such first election shall have taken place the names address and occupation of each of the persons elected by such authority as a member of the Joint Board.

Art. IX. An elective member of the Joint Board shall continue in office until the expiration of the period for which he was elected a member of the Joint Board or until he dies or resigns or ceases to be a member of the Constituent Authority as a member of which he was qualified to be elected or otherwise becomes disqualified or until he becomes an ex-officio member of the Joint Board whichever shall first happen :

Provided always that an elective member shall not continue in office for a longer period than three years without re-election and a member who ceases to hold office by reason of the expiration of his period of office or by reason of his resignation or disqualification or ceasing to be a member of such Constituent Authority shall subject to the provisions of Article VI. of this Order be re-eligible as a member of the Joint Board if at the time of re-election he is qualified to be so re-elected.

Art. X. Any vacancy occurring in the Joint Board by death resignation disqualification or otherwise shall be filled up by the Constituent Authority in whose representation the vacancy happens at a meeting to be held within six weeks of such vacancy occurring or within such further period as the Local Government Board may determine and fourteen days' previous notice in writing of such meeting shall be given or sent to each member of the Constituent Authority by the clerk to such authority and such clerk shall forthwith notify in writing to the clerk to the Joint Board the names address and occupation of the person elected to fill such vacancy.

Art. XI.—(1.) The time and place of holding the first meeting of the Joint Board shall be fixed by the Local Government Board and the subsequent ordinary meetings of the Joint Board shall be held at such times and places as

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A.D. 1897. the Joint Board may appoint and at all meetings of the Joint Board three members shall constitute a quorum.

*Luddenden
Foot
Order.*

(2.) An extraordinary meeting shall be summoned by the clerk to the Joint Board when a requisition for that purpose is addressed to him by the chairman or any three members of the Joint Board.

(3.) Such requisition shall be in writing and no business other than that specified in the requisition shall be transacted at such extraordinary meeting.

(4.) Notices of all meetings of the Joint Board shall be delivered or sent by post so as to reach the last known place of abode or business in England of each member of the Joint Board three clear days before the day of meeting or at such earlier time as the Joint Board may from time to time direct.

(5.) The Joint Board may from time to time appoint committees consisting of members of the Joint Board for the exercise of any powers which in the opinion of the Joint Board can be properly exercised by committees but the acts of every such committee shall unless otherwise directed by the Joint Board be submitted to the Joint Board for approval. Provided that a committee so appointed shall in no case be authorised to borrow money or to issue any precept for contributions or to enter into any contract and it shall be subject to the provisions of Part IV. of the First Schedule to the Local Government Act 1894 so far as they are applicable.

56 & 57 Vict.
c. 73.

Art. XII. The Joint Board shall at their first meeting or at an adjournment thereof and from time to time thereafter as occasion shall require appoint a chairman (who shall subject to the provisions of Articles VI. and IX. of this Order continue chairman for such period not exceeding three years as may be determined by the Joint Board at the time of his appointment) a treasurer and a clerk and they may from time to time appoint such other officers and servants as they think requisite. They may pay their treasurer clerk and other officers and servants such reasonable remuneration as they shall deem expedient and every such treasurer clerk and other officer and servant shall be removable by the Joint Board at their pleasure.

Art. XIII. The purposes for which the United District is formed are the purchase of lands and making erecting maintaining and working such joint main sewers works machinery and plant as may be required for conveying sewage from the several Constituent Districts to a convenient place or places where it may be purified and for purifying the same by precipitation and filtration or otherwise in such manner that it may be discharged into any stream river or watercourse without breach of the Rivers Pollution Prevention Act 1876 the West Riding of Yorkshire Rivers Act 1894 or of any other provisions of the law and it shall be the duty of the Joint Board to carry out and perform the purposes for which the United District is formed within a period of three years from the commencement of this Order and in default of their so doing they shall be deemed to be a local authority which has made default in providing their district with sufficient sewers within the meaning of Section 299 of the Act.

39 & 40 Vict.
c. 75.
57 & 58 Vict.
c. clxv.

Art. XIV.—(1.) For the purposes of this Order the following sections of the Act the Public Health (Officers) Act 1884 and the Public Health (Members and Officers) Act 1885 shall apply and the Joint Board shall for the purposes of this Order have exercise perform and be subject to all the powers rights duties

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capacities liabilities and obligations of an Urban District Council under the same sections so far as the same are applicable viz.,—

A.D. 1897.

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Foot
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c. 55.

Of the Act :—

Sections 14 to 20 and 26 to 34 all inclusive as to sewerage and drainage.
 Section 153 as to removal of gas and water pipes.
 Sections 173 and 174 relating to contracts.
 Sections 175 176 and 177 relating to purchase of lands:
 Sections 179 to 181 both inclusive relating to arbitration.
 Section 192 (except as regards the inspector of nuisances) Sections 193 to 197 both inclusive and Sections 205 and 206 (except so much of Section 206 as requires the publication in a local newspaper of the annual report) relating to officers and conduct of business of local authorities.
 Sections 245 247 (as amended by the District Auditors Act 1879) 249 and 250 relating to audit.
 Sections 251 253 and 254 and Sections 258 to 263 and 265 to 267 all inclusive and Section 269 as amended by the Summary Jurisdiction Act 1884 relating to legal proceedings.
 Section 285 relating to the execution of works in adjoining districts and combination for execution of works.
 Section 298 as to costs of Provisional Orders.
 Sections 299 (except so far as relates to water supply) 300 301 and 302 relating to defaulting local authorities.
 Sections 305 to 309 both inclusive relating to miscellaneous provisions.
 Sections 327 328 and 329.

Of the Public Health (Officers) Act 1884 :—

Section 2.

47 & 48 Vict.
c. 74.

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

Section 2.

48 & 49 Vict.
c. 53.

Provided that nothing herein contained shall affect the powers of the Constituent Authorities with reference to sewers other than joint main sewers or to any other works required for the sewerage of any of the Constituent Districts and not for that of any other Constituent District or Districts.

(2.) For the purposes for which the United District is formed as defined in Article XIII. of this Order the Joint Board shall have exercise perform and be subject to all the powers rights duties liabilities and obligations under the Act exerciseable by or vested in or imposed on the Luddenden Foot Urban District Council under or by virtue or in pursuance of the Luddenden Foot Order 1897 and the reasonable costs of that Urban District Council in respect of the said Order and of the inquiry preliminary thereto as sanctioned by the Local Government Board shall be deemed to be costs charges and expenses of and incidental to the formation of the United District within the meaning of section 279 of the Act and shall be defrayed accordingly.

Art. XV.—(1.) The expenses incurred by the Joint Board in carrying out the purposes for which the United District is formed shall except so far as is otherwise herein expressly provided be defrayed out of a common fund to be contributed by the Constituent Districts respectively in proportion to the number

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of inhabitants in each Constituent District such number to be ascertained from the last published census at the time of issuing the precepts for obtaining payment of the several contributions.

(2.) The expenses incurred by the Joint Board in the construction and maintenance of any main sewer for the joint use of any two of the Constituent Districts and not for the joint use of all the districts shall be defrayed out of a common fund to be contributed by the Constituent Districts respectively for whose use the main sewer is provided and the contributions shall be in proportion to the number of inhabitants in each of those districts such number to be ascertained as aforesaid.

(3.) The sums payable in respect of the contributions under subdivision (2) of this Article shall be included in the precepts which the Joint Board issue under Section 284 of the Act stating the sums to be contributed by the Constituent Authorities towards the common fund of the United District and in case of default shall be recovered in like manner as the sums to be contributed towards such common fund:

Provided that if any work of which the cost of construction shall have been so defrayed as aforesaid by any two of the Constituent Authorities shall be afterwards used for the benefit of all of the Constituent Authorities the two Constituent Authorities shall be entitled to compensation in respect of the cost of construction to be paid by the other authority.

Art. XVI. The accounts of the Joint Board shall at all reasonable times be open to inspection and transcription by any member of any of the Constituent Authorities or by any officer of any of the Constituent Authorities authorised by them for that purpose without payment.

Art. XVII. A copy of the auditor's report and of the abstract of the accounts of the Joint Board when duly audited shall be sent by the Joint Board to each of the Constituent Authorities.

Art. XVIII. The provisions of Section 305 of the Act shall apply for the purposes of this Order not only in the cases therein mentioned but also where the Joint Board desire to exercise the powers thereof for the purpose of discovering or ascertaining any communication with or opening into any of the sewers of the Joint Board or the flowing or passing of any matter into such sewers or into any drain channel or watercourse communicating therewith.

Art. XIX. If at any time any new district is formed including the whole or any part of any of the Constituent Districts or the boundaries of any of the Constituent Districts are otherwise altered or the whole or any of the Constituent Districts is created or included in a municipal borough or any repeal or alteration is made in the law affecting the United District or the Joint Board or any of the Constituent Districts or Authorities in matters touching their relation to the United District or the Joint Board then and in every such case the Local Government Board may by Order to be published as they shall direct make such provision as to them seems fit for adapting the provisions of this Order to the alteration so made and to the incidents and consequences thereof and every such Order shall have effect as if the terms thereof were inserted in this Order.

Art. XX. For the purposes of this Order all sewers made by the Joint Board shall vest in and be under the control of the Joint Board but each Constituent Authority shall be entitled as of right to have communication from any of their sewers into the sewers of the Joint Board subject to the following provisions :—

A.D. 1897.

—
*Luddenden
Foot
Order.*

(1.) The communications between the sewers of each Constituent Authority and those of the Joint Board shall be made by the Joint Board at the expense of the Constituent Authority and such communication shall when made be wholly under the control of the Joint Board and the Joint Board shall at their own cost be at liberty at any time to alter such communication accordingly.

(2.) After the commencement of this Order any Constituent Authority proposing to construct any new sewer for the purpose of bringing the sewage of their district or of any part thereof into any sewer under the control of the Joint Board by a new communication with such last-mentioned sewer shall two months at least before they commence the construction thereof send to the Joint Board plans and sections showing the proposed places of communication and the proposed level at such places of the intended new sewer and the place of every such communication and the level thereof of every such new sewer shall be such as shall be determined by the Joint Board and every dispute respecting any such determination which may arise between any of the Constituent Authorities and the Joint Board shall be determinable in accordance with the provisions of Article XXII. of this Order.

Art. XXI.—(1) For the purpose of enabling the Joint Board to dispose of the sewage of any county borough or county district other than one of the Constituent Districts the Joint Board may with the consent of the Local Government Board agree to allow the sewers of the council of any county borough or county district to communicate either directly or indirectly with the sewers vested in or under the control of the Joint Board or deliver sewage at the purification works of the Joint Board but such agreement and communication shall be subject to the consent of the council through whose sewers any such indirect communication with the sewers of the Joint Board is effected.

(2) The conveyance and purification of any sewage admitted to the sewers or delivered at the purification works under any such agreement shall be deemed to be within the purposes for which the United District is formed.

Art. XXII. If at any time any dispute or difference arises between the Joint Board on the one hand and any of the Constituent Authorities on the other hand or between the Constituent Authorities or any of them respecting any matter arising out of the provisions of this Order the same shall be referred to and be settled by arbitration in the manner provided by the Act except in any case otherwise herein-before provided for.

Art. XXIII. This Order may be cited as the Luddenden Foot Joint Sewerage Order 1897.

[Ch. cxl.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 13) Act, 1897.

A.D. 1897.

The SCHEDULE above referred to.

*Luddenden
Foot
Order.*

1.	2.	3.		4.
Name of District.	Name of District Council.	Ex-officio Members.		Elective Members.
		Number.	Description.	Number.
The Urban District of Luddenden Foot.	The Urban District Council of Luddenden Foot.	1	The chairman of the District Council.	2
The Urban District of Midgley	The Urban District Council of Midgley.	1	Ditto - -	2
The Urban District of Warley	The Urban District Council of Warley.	1	Ditto - -	2

Given under the Seal of Office of the Local Government Board this
Eighth day of May One thousand eight hundred and ninety-seven.

(L.S.)

HENRY CHAPLIN President.
HUGH OWEN Secretary.

*Penybont
Order.*

PENYBONT MAIN SEWERAGE DISTRICT.

*Provisional Order for forming a United District under Section 279
of the Public Health Act 1875.*

To the Urban District Council of Bridgend ; —

To the Rural District Council of Penybont ; —

And to all others whom it may concern.

WHEREAS the several District Councils named in column 2 of Schedules A and B to this Order (herein-after respectively referred to as “ Schedule A ” and “ Schedule B ” and jointly as “ the Schedules ”) are the local authorities within the meaning of the Public Health Act 1875 (herein-after referred to as “ the Act ”) for the several districts named in column 1 of the Schedules ;

And whereas application has been made to the Local Government Board by the said local authorities to form the said districts into a United District for the purpose of making a main sewer and otherwise carrying into effect a system of main sewerage and sewage disposal for those districts :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 297 of the Act and by any other Statutes in that behalf do hereby order as follows viz.,—

Art. I. This Order shall come into operation from and after the date of the Act of Parliament confirming the same (herein-after referred to as “ the appointed day ”).

[60 & 61 VICT.] *Local Government Board's* [Ch. cxl.]
Provisional Orders Confirmation (No. 13) Act, 1897.

Art. II. The Urban District named in column 1 of Schedule A. and the part of the Rural District which comprises the contributory places named in column 1 of Schedule B. (which Urban District and part of the Rural District are herein-after referred to as "the Constituent Districts") shall be formed into a United District to be called the Penybont Main Sewerage District (herein-after referred to as "the United District") for the purposes herein-after mentioned.

A.D. 1897.

*Penybont
Order.*

Art. III. The Joint Board which shall be the governing body of the United District shall consist of two ex-officio and seven elective members and shall be called the Penybont Main Sewerage Board (herein-after referred to as "the Joint Board").

Art. IV. The ex-officio members shall be the persons described in column 3 of the Schedules and the elective members shall be elected by the District Councils mentioned in column 2 of the Schedules (herein-after referred to as "the Constituent Authorities").

Art. V. The number of members of the Joint Board to be elected by each of the Constituent Authorities shall be that set opposite to the name of such authority in column 4 of the Schedules and the said members shall be chosen by each of the Constituent Authorities from among its own members :

Provided that the members to be chosen by the Constituent Authority mentioned in Schedule B shall be selected from among the members of such authority representing the contributory places mentioned in column 1 of Schedule B.

Art. VI. Such of the provisions of Section 46 of the Local Government Act 1894 as relate to members of councils of districts other than boroughs shall with the necessary modifications apply to members of the Joint Board. 56 & 57 Vict. c. 73.

Art. VII. The first election of members of the Joint Board shall take place at a meeting of each of the Constituent Authorities to be held within six weeks from the appointed day or within such further time as the Local Government Board may allow and fourteen days' previous notice in writing of such meeting shall be given or sent to each member of a Constituent Authority by the clerk to such authority.

Art. VIII. The clerk to each of the Constituent Authorities shall notify in writing to the Local Government Board within seven days after such first election shall have taken place the names address and occupation of each of the persons elected by such authority as a member of the Joint Board.

Art. IX. An elective member of the Joint Board shall continue in office until the expiration of the period for which he was elected a member of the Joint Board or until he dies or resigns or ceases to be a member of the Constituent Authority as a member of which he was qualified to be elected or otherwise becomes disqualified or until he becomes an ex-officio member of the Joint Board whichever shall first happen :

Provided always that an elective member shall not continue in office for a longer period than three years without re-election and a member who ceases to

A.D. 1897.
 —
Penybont
Order.

hold office by reason of the expiration of his period of office or by reason of his resignation or disqualification or ceasing to be a member of such Constituent Authority shall subject to the provisions of Article VI. of this Order be re-eligible as a member of the Joint Board if at the time of re-election he is qualified to be so re-elected.

Art. X. Any vacancy occurring in the Joint Board by death resignation disqualification or otherwise shall be filled up by the Constituent Authority in whose representation the vacancy happens at a meeting to be held within six weeks of such vacancy occurring or within such further period as the Local Government Board may determine and fourteen days' previous notice in writing of such meeting shall be given or sent to each member of the Constituent Authority by the clerk to such authority and such clerk shall forthwith notify in writing to the clerk to the Joint Board the names address and occupation of the person elected to fill such vacancy.

Art. XI.—(1.) The time and place of holding the first meeting of the Joint Board shall be fixed by the Local Government Board and the subsequent ordinary meetings of the Joint Board shall be held at such times and places as the Joint Board may appoint and at all meetings of the Joint Board three members shall constitute a quorum.

(2.) An extraordinary meeting shall be summoned by the clerk to the Joint Board when a requisition for that purpose is addressed to him by the chairman or any three members of the Joint Board.

(3.) Such requisition shall be in writing and no business other than that specified in the requisition shall be transacted at such extraordinary meeting.

(4.) Notices of all meetings of the Joint Board shall be delivered or sent by post so as to reach the last known place of abode or business in England of each member of the Joint Board three clear days before the day of meeting or at such earlier time as the Joint Board may from time to time direct.

(5.) The Joint Board may from time to time appoint committees consisting of members of the Joint Board for the exercise of any powers which in the opinion of the Joint Board can be properly exercised by committees but the acts of every such committee shall unless otherwise directed by the Joint Board be submitted to the Joint Board for approval. Provided that a committee so appointed shall in no case be authorised to borrow money or to issue any precept for contributions or to enter into any contract and it shall be subject to the provisions of Part IV. of the First Schedule to the Local Government Act 1894 so far as they are applicable.

56 & 57 Vict.
 c. 73.

Art. XII. The Joint Board shall at their first meeting or at an adjournment thereof and from time to time thereafter as occasion shall require appoint a chairman (who shall subject to the provisions of Articles VI. and IX. of this Order continue chairman for such period not exceeding three years as may be determined by the Joint Board at the time of his appointment) a treasurer and a clerk and they may from time to time appoint such other officers and servants as they think requisite. They may pay their treasurer clerk and other officers and servants such reasonable remuneration as they shall deem expedient and every such treasurer clerk and other officer and servant shall be removable by the Joint Board at their pleasure.

[60 & 61 Vict.] *Local Government Board's* [Ch. cxl.]
Provisional Orders Confirmation (No. 13) Act, 1897.

Art. XIII. The purposes for which the United District is formed are the purchase of lands and making erecting maintaining and working such main sewers works machinery and plant as may be required for conveying sewage from the several Constituent Districts to a suitable outfall or outfalls into the sea or tidal waters or to a convenient place or places where such sewage may be purified and for purifying the same by precipitation and filtration or otherwise in such manner that it may be discharged into any stream river or watercourse without breach of the Rivers Pollution Prevention Acts 1876 and 1893 or of any other provisions of the law and it shall be the duty of the Joint Board to carry out and perform the purposes for which the United District is formed within a period of three years from the appointed day and in default of their so doing they shall be deemed to be a local authority which has made default in providing their district with sufficient sewers within the meaning of Section 299 of the Act.

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Penybont
Order.

Art. XIV. For the purposes of this Order the following sections of the Act the Public Health (Officers) Act 1884 and the Public Health (Members and Officers) Act 1885 shall apply and the Joint Board shall for the purposes of this Order have exercise perform and be subject to all the powers rights duties capacities liabilities and obligations of an Urban District Council under the same sections so far as the same are applicable viz.,—

Of the Act :—

Sections 14 to 20 and 26 to 34 all inclusive as to sewerage and drainage.

Section 153 as to removal of gas and water pipes.

Sections 173 and 174 relating to contracts.

Sections 175 176 and 177 relating to purchase of lands.

Sections 179 to 181 both inclusive relating to arbitration.

Section 192 (except as regards the Inspector of Nuisances) Sections 193 to 197 both inclusive and Sections 205 and 206 (except so much of Section 206 as requires the publication in a local newspaper of the annual report) relating to officers and conduct of business of local authorities.

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

Sections 251 253 and 254 and Sections 258 to 263 and 265 to 267 all inclusive and Section 269 as amended by the Summary Jurisdiction Act 1884 relating to legal proceedings.

Section 285 relating to the execution of works in adjoining districts and combination for execution of works.

Section 298 as to costs of Provisional Orders.

Sections 299 (except so far as relates to water supply) 300 301 and 302 relating to defaulting local authorities.

Sections 305 to 309 both inclusive relating to miscellaneous provisions.

Sections 327 328 and 329.

38 & 39 Vict.
c. 55.

*Penybont
Order.*

47 & 48 Vict.
c. 74.

48 & 49 Vict.
c. 53.

Of the Public Health (Officers) Act 1884 :—
 Section 2.

Of the Public Health (Members and Officers) Act 1885 :—
 Section 2.

Provided that nothing herein contained shall affect the powers of the Constituent Authorities with reference to sewers other than main sewers or to any other works required for the sewerage of any of the Constituent Districts and not for that of any other Constituent District or Districts.

Art. XV. The expenses incurred by the Joint Board in carrying out the purposes for which the United District is formed including all establishment charges remuneration to treasurer clerk officers and servants shall be defrayed out of a common fund to be contributed by the Constituent Districts respectively in proportion to the amounts which at the time of the issuing of the precepts of the Joint Board for the payment of the contributions would be raised in the Constituent Districts respectively by a rate in the nature of a general district rate in the said Urban District and by a rate to defray special expenses in the said Rural District at an equal rate in the pound and the contributions of the Rural District Council towards such common fund shall be deemed to be "special expenses" within the meaning of the Act and shall be raised accordingly.

Art. XVI. The accounts of the Joint Board shall at all reasonable times be open to inspection and transcription by any member of any of the Constituent Authorities or by any officer of any of the Constituent Authorities authorised by them for that purpose without payment.

Art. XVII. A copy of the auditor's report and of the abstract of the accounts of the Joint Board when duly audited shall be sent by the Joint Board to each of the Constituent Authorities.

Art. XVIII. The provisions of Section 305 of the Act shall apply for the purposes of this Order not only in the cases therein mentioned but also where the Joint Board desire to exercise the powers thereof for the purpose of discovering or ascertaining any communication with or opening into any of the sewers of the Joint Board or the flowing or passing of any matter into such sewers or into any drain channel or watercourse communicating therewith.

Art. XIX. If at any time any new district is formed including the whole or any part of any of the Constituent Districts or the boundaries of any of the Constituent Districts are otherwise altered or the whole of any of the Constituent Districts is created or included in a municipal borough or any repeal or alteration is made in the law affecting the United District or the Joint Board or any of the Constituent Districts or Authorities in matters touching their relation to the United District or the Joint Board then and in every such case the Local Government Board may by Order to be published as they shall direct make such provision as to them seems fit for adapting the provisions of this Order to the alteration so made and to the incidents and consequences thereof and every such Order shall have effect as if the terms thereof were inserted in this Order.

[60 & 61 VICT.] *Local Government Board's* [Ch. cxi.]
Provisional Orders Confirmation (No. 13) Act, 1897.

Art. XX. For the purposes of this Order all sewers made by the Joint Board shall vest in and be under the control of the Joint Board but each Constituent Authority shall be entitled as of right to have communication from any of their sewers into the main sewer or sewers of the Joint Board subject to the following provisions :—

A.D. 1897.

*Penybont
Order.*

(1.) The communications between the sewers of each Constituent Authority and those of the Joint Board shall be made by the Joint Board at the expense of the Constituent Authority and such communication shall when made be wholly under the control of the Joint Board and the Joint Board shall at their own cost be at liberty at any time to alter such communication accordingly.

(2.) After the appointed day any Constituent Authority proposing to construct any new sewer for the purpose of bringing the sewage of their district or of any part thereof into any sewer under the control of the Joint Board by a new communication with such last-mentioned sewer shall two months at least before they commence the construction thereof send to the Joint Board plans and sections showing the proposed places of communication and the proposed level at such places of the intended new sewer and the place of every such communication and the level thereof of every such new sewer shall be such as shall be determined by the Joint Board and every dispute respecting any such determination which may arise between any of the Constituent Authorities and the Joint Board shall be determinable in accordance with Art. XXII. of this Order.

Art. XXI.—(1.) For the purpose of enabling the Joint Board to dispose of the sewage of any county borough or county district other than one of the Constituent Districts the Joint Board may with the consent of the Local Government Board agree to allow the sewers of the council of any county borough or county district to communicate either directly or indirectly with the sewers vested in or under the control of the Joint Board or deliver sewage at the outfall or purification works of the Joint Board but such agreement and communication shall be subject to the consent of the council through whose sewers any such indirect communication with the sewers of the Joint Board is effected.

(2.) The conveyance and purification of any sewage admitted to the sewers or delivered at the outfall or purification works under any such agreement shall be deemed to be within the purposes for which the United District is formed.

Art. XXII. If at any time any dispute or difference arises between the Joint Board on the one hand and any of the Constituent Authorities on the other hand or between the Constituent Authorities respecting any matter arising out of the provisions of this Order the same shall be referred to and be settled by arbitration in the manner provided by the Act except in any case otherwise herein-before provided for.

Art. XXIII. This Order may be cited as the Penybont Main Sewerage Order 1897.

[Ch. cxl.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 13) Act, 1897.

A.D. 1897.

*Penybont
Order.*

The SCHEDULES above referred to.

SCHEDULE A.

URBAN DISTRICT.

1.	2.	3.		4.
Name of District.	Name of District Council.	Ex-officio Member.		Elective Members.
		Number.	Description.	Number.
The Urban District of Bridgend.	The Urban District Council of Bridgend.	1	The Chairman of the District Council.	4

SCHEDULE B.

RURAL DISTRICT.

1.	2.	3.		4.
Name of District.	Name of District Council.	Ex-officio Member.		Elective Members.
		Number.	Description.	Number.
The Rural District of Penybont - Contributory places of Newcastle Higher Ynysawdre and Saint Bride Minor.	The Rural District Council of Penybont.	1	The Chairman of the Rural District Council or in case of his being also the ex-officio member mentioned in Schedule A then the Vice-Chairman of the Rural District Council.	3

Given under the Seal of Office of the Local Government Board this
Twenty-ninth day of April One thousand eight hundred and
ninety-seven.

(L.S.)

HENRY CHAPLIN President.

ALFRED D. ADRIAN Assistant Secretary.

PORTS OF HARWICH MILFORD AND WISBECH.

A.D. 1897.

Provisional Order for partially repealing certain Confirming Acts.

*Harwich
&c. (Ports)
Order.*

To the several Port Sanitary Authorities named in column 4 of the Schedule hereto ; —

To the several Authorities mentioned in column 5 of the Schedule hereto ; —

And to all others whom it may concern.

WHEREAS by virtue of the Orders made by the Local Government Board the dates whereof are set out in column 2 of the Schedule hereto (herein-after referred to as "the Schedule") as confirmed by the Acts mentioned in column 3 of the Schedule the authorities mentioned in column 4 of the Schedule were permanently constituted the Port Sanitary Authorities for the whole or parts of the Ports mentioned in column 1 of the Schedule and the several authorities mentioned in column 5 of the Schedule are Riparian Authorities for so much of the said Ports as is within the jurisdiction of the Port Sanitary Authorities so constituted ;

And whereas the Local Government Board propose by order under the Public Health Act 1875 and the Public Health (Ships &c.) Act 1885 to make other provision for permanently constituting Port Sanitary Authorities for the said Ports or some parts of them and it is expedient that the Confirming Acts mentioned in column 3 of the Schedule so far as they respectively relate to the Orders mentioned in column 2 of the Schedule should be repealed as herein-after mentioned :

38 & 39 Vict.
c. 55.
48 & 49 Vict.
c. 35.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 297 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby Order as follows :—

Art. I. From and after the day on which the first meeting shall be held of the Port Sanitary Authority permanently constituted for any of the Ports mentioned in column 1 of the Schedule or any part thereof or for any two or more ports including any of the said ports under any Order to be made by the Local Government Board pursuant to the provisions of the Public Health Act 1875 and the Public Health (Ships &c.) Act 1885 the property rights and liabilities of the existing Port Sanitary Authority for the same port shall pass to and vest in the Port Sanitary Authority so constituted and there-upon so much of the Confirming Act mentioned in column 3 of the Schedule as relates to the Order mentioned in column 2 of the Schedule affecting such Port shall be wholly repealed except so far as the same may have been acted upon.

38 & 39 Vict.
c. 55.
48 & 49 Vict.
c. 35.

Art. II. This Order may be cited as the Port Sanitary Authorities (Repeal) Order 1897.

[Ch. cxl.] *Local Government Board's* [60 & 61 Vict.]
Provisional Orders Confirmation (No. 13) Act, 1897.

A.D. 1897.

The SCHEDULE above referred to.

*Harwich
&c. (Ports)
Order.*

1.	2.	3.	4.	5.
Name of Port.	Date of Order.	Title of Confirming Act.	Name of Port Sanitary Authority.	Names of Riparian Authorities.
Harwich - -	<div>7th May 1881.</div> <div>31st May 1889.</div>	<div>The Local Government Board's Provisional Orders Confirmation (Acton &c.) Act 1881 (44 & 45 Vict. c. clxii.)</div> <div>The Local Government Board's Provisional Orders Confirmation (No. 12) Act 1889 (52 & 53 Vict. c. cxiv.)</div>	<div>The Harwich Port Sanitary Authority.</div>	<div>The Mayor Aldermen and Burgesses of the Borough of Harwich.</div> <div>The Urban District Council of Felixstowe and Walton.</div> <div>The Rural District Councils of Samford Tendring and Woodbridge.</div>
Milford - -	24th April 1878.	The Local Government Board's Provisional Orders Confirmation (Belper Union &c.) Act 1878 (41 & 42 Vict. c. cix.)	The Milford Port Sanitary Authority.	<div>The Mayor Aldermen and Burgesses of the Boroughs of Haverfordwest and Pembroke.</div> <div>The Urban District Council of Milford Haven.</div> <div>The Rural District Councils of Haverfordwest Narberth and Pembroke.</div>
Wisbech - -	30th April 1879.	The Local Government Board's Provisional Orders Confirmation (Aysgarth Union &c.) Act 1879 (42 & 43 Vict. c. lxxviii.)	The Mayor Aldermen and Burgesses of the Borough of Wisbech acting by the Council.	<div>The Mayor Aldermen and Burgesses of the Borough of Wisbech.</div> <div>The Urban District Councils of Sutton Bridge and Walsoken.</div> <div>The Rural District Councils of East Elloe Marshland and Wisbech.</div>

Given under the Seal of Office of the Local Government Board this
Fifth day of May One thousand eight hundred and ninety-seven.

(L.S.)

HENRY CHAPLIN President.
HUGH OWEN Secretary.

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