

[11 & 12 GEO. 5.] *Dumbarton Burgh* [Ch. cix.]
(*Water*) *Order Confirmation Act, 1921.*



CHAPTER cix.

An Act to confirm a Provisional Order under the Private Legislation Procedure (Scotland) Act 1899 relating to Dumbarton Burgh (Water). A.D. 1921.
[19th August 1921.]

WHEREAS His Majesty's Secretary for Scotland has made the Provisional Order set forth in the schedule hereunto annexed under the provisions of the Private Legislation Procedure (Scotland) Act 1899 and it is requisite that the said Order should be confirmed by Parliament: 62 & 63 Vict. c. 47.

Be it therefore enacted by the King'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 Provisional Order contained in the schedule hereunto annexed shall be and the same is hereby confirmed. Confirmation of Order in schedule.

2. This Act may be cited as the Dumbarton Burgh (Water) Order Confirmation Act 1921. Short title.

A.D. 1921.

SCHEDULE.

DUMBARTON BURGH.

Provisional Order to extend the time for the completion of the works authorised by the Dumbarton Burgh (Water &c.) Order 1914 to authorise the provost magistrates and councillors of the burgh of Dumbarton to borrow additional money and for other purposes.

WHEREAS by the Dumbarton Waterworks Reclamation and Municipal Extension Act 1857 (hereinafter called "the Act of 1857") the provost magistrates and councillors of the burgh of Dumbarton (hereinafter respectively called "the Town Council" and "the burgh") were appointed commissioners for executing that Act and were empowered to supply water within the parliamentary burgh of Dumbarton and the districts and places defined in the said Act and to construct certain reservoirs and other works for the purpose of providing and affording such supply of water :

And whereas by the Dumbarton Waterworks and Municipality Act 1869 and by the Dumbarton Waterworks Streets and Buildings Act 1883 (hereinafter called "the Act of 1883") the Town Council were authorised to make and maintain the additional waterworks therein mentioned and to borrow additional money :

And whereas by the Dumbarton Burgh (Water &c.) Order 1914 (hereinafter called "the Order of 1914") the Town Council were authorised to make and maintain the further additional waterworks and to borrow the further money therein mentioned :

And whereas it is expedient that the period limited by the Order of 1914 as extended by the Dumbarton Burgh (Water &c.) Order 1914 (Extension of Time) Orders 1918 to 1920 made under the Special Acts (Extension of Time) Act 1915 for the completion of the works authorised by the Order of 1914 should be further extended as by this Order provided :

And whereas the estimates for the construction of the works authorised by the Order of 1914 have been

found to be insufficient by the sum of eleven thousand pounds : A.D. 1921.

And whereas it is expedient that the Town Council should be authorised to borrow the said sum of eleven thousand pounds and also to borrow a further sum of thirty-nine thousand pounds for the general purposes of their water undertaking as hereinafter in this Order provided :

And whereas it is expedient that the other powers in this Order contained should be conferred on the Town Council :

And whereas the purposes aforesaid cannot be effected without an Order of the Secretary for Scotland confirmed by Parliament under the provisions of the Private Legislation Procedure (Scotland) Act 1899 :

Now therefore in pursuance of the powers contained in the last-mentioned Act the Secretary for Scotland orders as follows :—

1. This Order may be cited for all purposes as the Short title.
Dumbarton Burgh (Water) Order 1921.

2. This Order shall commence and have effect on Commence-
and from the date of the passing of the Act confirming ment of
the same which date is hereinafter referred to as “the Order.
commencement of this Order.”

3. In this Order the following words and expressions Interpre-
shall have the meanings assigned to them in this section tation.
(that is to say) :—

“The burgh” means the burgh of Dumbarton within the municipal limits and boundaries thereof as existing at the commencement of this Order ;

“The Town Council” means the provost magistrates and councillors of the burgh ;

“The Act of 1857” means the Dumbarton Waterworks Reclamation and Municipal Extension Act 1857 ;

“The Act of 1883” means the Dumbarton Waterworks Streets and Buildings Act 1883 ;

“The Order of 1914” means the Dumbarton Burgh (Water &c.) Order 1914 ;

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“The Water Acts” means the waterworks provisions of the Act of 1857 the Dumbarton Waterworks and Municipality Act 1869 the Act of 1883 the Dumbarton Burgh Act 1899 and the Order of 1914.

Extension of time for completion of works authorised by Order of 1914.

4. The powers granted by the Order of 1914 as extended by the Dumbarton Burgh (Water &c.) Order 1914 (Extension of Time) Orders 1918 to 1920 for the completion of the works authorised by the Order of 1914 are hereby further extended and shall continue in force and may be exercised by the Town Council for the further period of three years from the twenty-eighth day of August one thousand nine hundred and twenty-two and on the expiration of that period those powers shall cease except as to so much of the said works as are then completed.

Additional borrowing powers.

5. In addition to any money which the Town Council have borrowed or are authorised to borrow under the Act of 1883 and the Order of 1914 the Town Council may from time to time borrow by way of mortgage or otherwise any sums not exceeding the following sums namely:—

- (A) For the construction and completion of Work No. 7 authorised by the Order of 1914 the sum of eleven thousand pounds;
- (B) For additional service tank accommodation and for additional supply and service pipes and for the general purposes of the water undertaking of the Town Council the sum of thirty-nine thousand pounds; and
- (C) For paying the costs charges and expenses of and in relation to this Order and the confirmation of the same such sum as may be necessary for that purpose.

Estimate &c. by Town Council to include purposes of this Order.

6. The estimate required to be made and the assessment and rates rents and charges authorised and required to be levied by the Town Council under and for the purposes of the Water Acts shall be made and levied so that the same shall include and be sufficient with the other revenues of the Town Council not only for the purposes specified in the Water Acts but also for the purposes of this Order.

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7. The provisions as to security repayment of borrowed moneys reborrowing sinking fund form of mortgage and appointment of a judicial factor and the other provisions contained in the Order of 1914 with reference to the sum therein authorised to be borrowed shall apply to the additional money authorised to be borrowed under this Order Provided that the prescribed periods for the repayment of the said additional money shall be as follows (that is to say) :—

A.D. 1921.
—
Application
of provisions
of Order of
1914.

- (1) As respects money borrowed for the purposes mentioned in paragraph (A) of the section of this Order of which the marginal note is "Additional borrowing powers" fifty years from the date or dates of borrowing;
- (2) As respects money borrowed for the purposes mentioned in paragraph (B) of the said section thirty-five years from the date or dates of borrowing; and
- (3) As respects money borrowed for the purposes mentioned in paragraph (C) of the said section five years from the commencement of this Order.

8. All costs charges and expenses of and incidental to the preparing for obtaining and confirming this Order or otherwise in relation thereto shall be paid by the Town Council out of their water revenues or money borrowed for water purposes and in the event of such costs being paid out of borrowed money the same shall be repaid within five years after the commencement of this Order.

Costs of
Order.

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