



CHAPTER lxxiii.

An Act to confirm certain Provisional Orders of the Minister of Health relating to Blackpool Denton Derwent Valley Water Board North Cornwall Joint Water District Poole and Wimbleton. [1st August 1924.]

A.D. 1924.

WHEREAS the Minister of Health has 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 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 Orders 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 Ministry of Health Provisional Orders Confirmation (No. 7) Act 1924.

Short title.

A.D. 1924

SCHEDULE.

BOROUGH OF BLACKPOOL.

*Blackpool
Order.*

Provisional Order for amending certain Local Acts.

WHEREAS the Borough of Blackpool is an Urban Sanitary District of which the Mayor Aldermen and Burgesses acting by the Council (hereinafter referred to as "the Corporation") are the local authority for the purposes of the Public Health Act 1875 and there are in force in the Borough numerous Local Acts and Orders confirmed by Parliament including the Blackpool Improvement Acts 1865 1879 1893 1896 1898 1899 1901 1917 and 1920 and the Blackpool Orders 1894 (No. 2) 1902 (No. 1) 1913 and 1923;

And whereas the Corporation are authorised by the said Acts and Orders to construct and maintain certain shore works which include (or when completed will include) a parade or promenade (hereinafter referred to as "the promenade") running along the sea front from the northern to the southern boundary of the Borough and by Sections 14 17 and 18 of the Act of 1865 and Section 8 of the Act of 1899 provision is made with respect to the user of portions of the promenade and to the construction and working of a tramway (hereinafter referred to as "the promenade tramway");

And whereas the works authorised as above-mentioned include certain open-air swimming baths;

And whereas by Section 46 of the Act of 1901 provision was made with respect to the regulation and control by the Corporation of temporary and moveable buildings and structures;

And whereas by Section 85 of the Act of 1893 the Corporation are empowered to make contributions for the purpose of erecting enlarging or maintaining any hospital infirmary or dispensary in the Borough for the reception and maintenance of persons being inhabitants of the Borough;

And whereas the Corporation have made application to the Minister of Health for the issue of a Provisional Order to alter and amend the above-mentioned Local Acts in the manner hereinafter set forth:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 303 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders that from and after the date of the Act of Parliament

[14 & 15 GEO. 5.] *Ministry of Health* [Ch. lxxiii.]
Provisional Orders Confirmation (No. 7) Act, 1924.

confirming this Order the Local Acts shall be altered and amended in manner following :— A.D. 1924.

1.—(1) The Corporation may on such days and during such hours on those days as they think fit close to the public any portion of the promenade constructed or to be constructed between the northern boundary of the North Pier premises of the Blackpool Pier Company Limited and the southern boundary of the Borough and may set apart and use such portion for the purposes of processions carnivals sports motor races shows and exhibitions or for any public purposes :

—
*Blackpool
 Order.*
 Power to
 close
 promenade.

Provided that—

- (i) The powers conferred on the Corporation by this Article shall not be exercised on any Sunday nor on more than fourteen days in any one year nor on more than five consecutive days on any one occasion; and
- (ii) Nothing in this Article shall authorise the Corporation to close at any time the carriage roadway of the promenade or the foot pavement between such roadway and the premises fronting or abutting upon the promenade.

(2) Whenever any portion of the promenade is closed under the powers conferred by this Article the Corporation may close and discontinue the running of tramcars along that part of the promenade tramway which is co-extensive with the portion of the promenade so closed and may set apart and use such part of the tramway for or in connection with the purposes for which the promenade is set apart and used.

(3) The Corporation may charge or authorise any company body or person to charge for admission to any portion of the promenade or promenade tramway closed and set apart under this Article.

2. The Corporation may provide and maintain refreshment rooms in or in connection with and for the purposes of any swimming bath for the time being belonging to them or under their control and may either manage such refreshment rooms themselves or if they think fit let them to any company body or person for any term not exceeding three years without renewal.

Refreshment
 rooms at
 swimming
 baths.

3. Any expenses incurred by the Corporation in the exercise of their powers under Articles 1 and 2 of this Order shall be defrayed out of the fund or rate out of which the expenses of the promenade or swimming baths as the case may be are defrayed and any receipts arising from the exercise of any such powers shall be carried to the credit of that fund.

Expenses.

4. Section 46 of the Blackpool Improvement Act 1901 shall be amended by the substitution for subsection (4) of the following subsection—

Temporary
 and
 moveable
 buildings
 and
 structures.

“ (4) If any such building or structure is commenced erected or set up without such application accom-

[Ch. lxxiii.] *Ministry of Health* [14 & 15 GEO. 5.]
Provisional Orders Confirmation (No. 7) Act, 1924.

A.D. 1924.

*Blackpool
Order.*

panied by such plan section and specification or after the disapproval of the Corporation or before the expiration of the said fourteen days without such approval or is in any respect not in conformity with any condition attached by the Corporation to their approval or if such building or structure is not removed within the period allowed by the Corporation or any prolongation thereof the person who commenced erected or set up the same or if any such building or structure is not removed within the period allowed by the Corporation or any prolongation thereof the owner or occupier thereof shall for every such offence be liable to a penalty not exceeding forty shillings and to a daily penalty not exceeding a like amount and the Corporation may cause the building or structure to be pulled down or removed and any expense incurred by them in and about such pulling down or removal may at their discretion be recovered summarily as a civil debt from the owner of the building or structure or from the person erecting or setting up the same or from the occupier thereof."

"Where any such building or structure is pulled down or removed by the Corporation then unless the expenses incurred by the Corporation be repaid to them within fourteen days after such pulling down or removal the Corporation may sell the materials as they may think proper and shall apply the proceeds of the sale in or towards the payment of the expenses incurred by them in relation to the pulling down or removal and shall pay any balance to the owner of the building or structure."

*Hostels for
women and
girls.*

5. The provision of Section 85 of the Blackpool Improvement Act 1893 shall extend and apply to any hostel or home for the welfare and protection of women and girls who are temporarily out of employment and require assistance in the provision of dwelling accommodation and maintenance whilst so unemployed or who for any other reason are unable to obtain suitable lodging accommodation.

*For pro-
tection of
Blackpool
Pier Com-
pany.*

6.—(1) Nothing in this Order contained shall extend to prejudice diminish alter or take away any of the powers rights privileges or authorities of the Blackpool Pier Company.

(2) Throughout any period during which the portion of the promenade in front of the North Pier is closed to the public the Corporation shall provide as a means of ingress and egress to and from the Pier from and to Talbot Square two openings each six feet wide at least in the barricades or other obstructions erected or placed on the length of promenade and tramway

[14 & 15 GEO. 5.] *Ministry of Health* [Ch. lxxiii.]
Provisional Orders Confirmation (No. 7) Act, 1924.

A.D. 1924.

co-extensive with the frontage of the pier one of such openings to be at the north and the other at the south side of the pier.

Blackpool Order.

7. Nothing in this Order contained shall be construed so as to affect any provision contained in Section 70 of the Blackpool Improvement Act 1917 for the benefit and protection of the Starr Estate Company Limited.

For protection of Starr Estate Company Limited.

8. This Order may be cited as the Blackpool Order 1924.

Short title.

Given under the Official Seal of the Minister of Health this Twenty-third day of April One thousand nine hundred and twenty-four.

(L.S.)

H. W. S. FRANCIS
Assistant Secretary Ministry of Health.

URBAN DISTRICT OF DENTON.

Provisional Order to enable the Urban District Council of Denton to put in force the Compulsory Clauses of the Lands Clauses Acts.

Denton Order.

WHEREAS the Council of the Urban District of Denton (hereinafter referred to as "the Council") require to purchase and take the lands described in the Schedule hereto for the purposes of (a) widening opening enlarging or otherwise improving the streets known as Ashton Road Howard Lane and Hyde Road and (b) the deposit and disposal of refuse and for access thereto in the said District:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect that is to say:—

1. The Council shall be empowered for the purposes aforesaid to put in force with reference to the lands described in the Schedule hereto (subject to the continuance of existing public rights of highway if any) the powers of the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Compulsory powers of purchase.

2. This Order may be cited as the Denton Order 1924.

Short title.

[Ch. lxxiii.] *Ministry of Health* [14 & 15 GEO. 5.]
Provisional Orders Confirmation (No. 7) Act, 1924.

A.D. 1924.

The SCHEDULE above referred to.

*Denton
Order.*

Parish and Urban District of DENTON in the County
of LANCASTER.

No. on Deposited Plan.	Description of Lands.	Owner or Reputed Owner.	Occupier.
1.	Shop (No.1 Hyde Road).	Williams Deacon's Bank Limited.	William Catlow.
2	Premises yard and out- buildings (No. 2 Ashton Road).	Ditto	Williams Deacon's Bank Limited.
3	Dwelling-house shop yard and outbuildings (No. 4 Ashton Road).	Ditto	Joseph Heywood.
3a	Passage	Ditto	—
4	Dwelling-house (No. 72 Ashton Road).	Moss Side Brewery Company Limited.	Arthur Jones.
5	Dwelling-house (No. 74 Ashton Road).	Ditto	William Henson.
6	Dwelling-house (Nos. 76 and 78 Ashton Road).	Ditto	George Bardsley.
7	Land and building used as store room.	Ditto	Ditto
8	Dwelling-house (No. 1 Howard Lane).	Ditto	Joe Hardy.
9	Dwelling-house (No. 3 Howard Lane).	Ditto	Dan Ryan.
10	Dwelling-house (No. 5 Howard Lane).	Ditto	Wilfred Wilson.
11	Dwelling-house (No. 7 Howard Lane).	Ditto	Agnes Ryan.
12	Yard and passage and outbuildings.	Ditto	—
13	Land and billposting station.	Ditto	Hyde and District Billposting and Advertising Com- pany Limited (Arnold Pritchard Secretary).

[14 & 15 GEO. 5.] *Ministry of Health* [Ch. lxxiii.]
Provisional Orders Confirmation (No. 7) Act, 1924.

No. on Deposited Plan.	Description of Lands.	Owner or Reputed Owner.	Occupier.
14	Land and claypit	J. and A. Jackson Limited.	J. and A. Jackson Limited.
15	Land and footpath	The Right Honourable Seymour Edward Frederic Earl of Wilton Trustees of the Settlement of the Settled Estates of the Earl of Wilton namely— Alan Lowther Grant George Henry Drummond.	William Oakden.

A.D. 1924.
Denton Order.

The above-mentioned lands are more particularly delineated on a plan (being a copy of the deposited plan) in duplicate sealed with the Official Seal of the Minister of Health and marked "Plan referred to in the Denton Order 1924" of which duplicate plan one part is deposited in the offices of the Minister of Health and the other shall be deposited in the offices of the Council within fourteen days from the date of this Order.

Given under the Official Seal of the Minister of Health this Thirtieth day of April One thousand nine hundred and twenty-four.

(L.S.)

H. W. S. FRANCIS
 Assistant Secretary Ministry of Health.

**DISTRICT OF THE DERWENT VALLEY
 WATER BOARD.**

*Provisional Order for altering the Derwent Valley
 Water Act 1920.*

*Derwent
 Valley
 Order.*

WHEREAS by the Derwent Valley Water Act 1899 the Derwent Valley Water Board (hereinafter referred to as "the Water Board") was constituted which Board consists of members of and representing the councils of the Borough of Derby the Cities of Leicester Nottingham and Sheffield and the County of Derby;

[Ch. lxxiii.] *Ministry of Health* [14 & 15 GEO. 5.]
Provisional Orders Confirmation (No. 7) Act, 1924.

A.D. 1924.

—
*Derwent
Valley
Order.*

And whereas by Section 43 of the Derwent Valley Water Act 1920 (hereinafter referred to as "the Act of 1920") the Water Board were authorised to borrow money for the purchase of land for and the execution of the works specified in Section 18 of that Act;

And whereas the Water Board have made application to the Minister of Health for the issue of a Provisional Order to alter or amend the Act of 1920 in the manner hereinafter set forth:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 303 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Act of 1920 shall be altered so that the following provisions shall take effect that is to say:—

Additional
borrowing
powers.

1.—(1) The Water Board in addition to any other moneys which they are authorised to borrow under the Act of 1920 may borrow such sums as may from time to time be necessary to pay the interest accrued or accruing due on or before the Thirty-first day of March One thousand nine hundred and twenty-six on any moneys borrowed or to be borrowed under Section 43 of the Act of 1920 for the purchase of land for and the execution of the works numbered 2 3 4 8 9 10 11 11A 12 13 14 15 16 16A 16B 17 18 19 and 20 in Section 18 of the Act of 1920.

(2) Moneys borrowed in pursuance of this Article for the payment of interest upon any loan shall be repaid within a period or periods expiring contemporaneously with the expiration of the period or periods allowed for the repayment of that loan and the provisions of the Act of 1920 shall apply as if the moneys so borrowed were borrowed under the powers of that Act.

Scheme for
equation of
loans.

2.—(1) The Water Board may at any time hereafter and from time to time make a scheme for prescribing one or more equated period or periods within which all or any loans contracted by them under statutory borrowing powers shall be discharged and such scheme may extend or vary the periods within which such loans shall be discharged and may make provision in regard to all matters incidental thereto.

(2) No scheme made by the Water Board under this Article shall have any force until confirmed by the Minister of Health who may by order confirm the same with or without modification and when so confirmed the scheme shall have full force and effect and shall be deemed to be within the powers of this Order.

(3) Nothing in any scheme made under this Article shall prejudice or affect the security rights or remedies of any mortgagee under any mortgage existing at the time of the confirmation of the scheme or of the holder of any Water Board stock existing at that time except with the consent of such mortgagee or holder.

A.D. 1924.

(4) Any scheme confirmed under this Order may be altered or annulled by any other scheme prepared and confirmed in like manner as the original scheme.

—
*Derwent
Valley
Order.*

3. This Order may be cited as the Derwent Valley Water Order 1924 and this Order and the Derwent Valley Water Acts 1899 to 1920 may be cited together as the Derwent Valley Water Acts and Orders 1899 to 1924.

Short and
collective
titles.

Given under the Official Seal of the Minister of Health this
Sixteenth day of April One thousand nine hundred and
twenty-four.

(L.S.)

F. L. TURNER

Assistant Secretary Ministry of Health.

NORTH CORNWALL JOINT WATER DISTRICT.

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

*North
Cornwall
Order.*

WHEREAS the authorities named in column 2 of the First Schedule to this Order being local authorities within the meaning of the Public Health Act 1875 have made application to the Minister of Health for the issue of a Provisional Order forming portions of their respective districts into a United District for the purposes of a common supply of water :

Now therefore the Minister of Health in pursuance of the powers given to him by Section 279 of the said Act and by any other Statutes in that behalf hereby orders as follows viz. :—

PART I.

INTERPRETATION AND COMMENCEMENT.

1. In this Order unless the context otherwise requires—

Definitions.

“ The appointed day ” means the date of the Act of Parliament confirming this Order ;

“ Constituent District ” means a district specified in column 1 of the First Schedule to this Order ;

“ Constituent Authority ” means an authority named in column 2 of that Schedule ;

“ The United District ” means the United District formed by this Order ;

“ The Joint Board ” means the governing body of the United District ;

“ The Minister ” means the Minister of Health.

2. This Order shall come into operation upon the appointed day.

Commence-
ment of
Order.

[Ch. lxxiii.] *Ministry of Health* [14 & 15 GEO. 5.]
Provisional Orders Confirmation (No. 7) Act, 1924.

A.D. 1924.

*North
Cornwall
Order.*

PART II.

FORMATION OF THE UNITED DISTRICT AND CONSTITUTION OF
THE JOINT BOARD.

Formation of
United
District.

3. The Constituent Districts shall be formed into a United District under the government of a Joint Board for the purposes of procuring a common supply of water for the Constituent Districts and such United District shall be called the North Cornwall Joint Water District.

Constitution
of governing
body.

4. The Joint Board shall consist of two ex-officio members and thirteen elective members and shall be called the North Cornwall Joint Water Board.

Ex-officio
and elective
members.

5. Each of the persons specified in column 3 of the First Schedule to this Order shall ex-officio be a member of the Joint Board and the elective members shall be elected by the Constituent Authorities.

Number and
qualification
of elective
members.

6. The number of members of the Joint Board to be elected by each Constituent Authority shall be that appearing in column 4 of the First Schedule to this Order opposite to the name of the Constituent Authority and the said members shall be chosen by each Constituent Authority from among their own members.

Date of first
election.

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

Notification
to Minister
of members
first elected.

8. The clerk to each Constituent Authority shall notify in writing to the Minister within seven days after the first election has taken place the names address and occupation of each of the persons elected by the Constituent Authority as a member of the Joint Board and the names address and occupation of the person who will represent that authority as an ex-officio member of the Board.

First
meeting of
Joint Board.
Chairman.

9. The first meeting of the Joint Board shall be held at such time and at such place as may be fixed by the Minister.

10. The Joint Board shall from time to time appoint one of their number to be chairman for one year at all meetings at which he is present.

PART III.

POWERS AND DUTIES OF THE JOINT BOARD.

Application
of enactments
in Second
Schedule.

11. The Joint Board shall have exercise perform and be subject to all the powers rights duties capacities liabilities and obligations of a district council under the enactments in the

[14 & 15 GEO. 5.] *Ministry of Health* [Ch. lxxiii.]
Provisional Orders Confirmation (No. 7) Act, 1924.

Public Health Acts mentioned in the Second Schedule to this Order and those enactments shall extend to the Joint Board with such modifications as may be necessary to make them applicable to the Joint Board.

A.D. 1924.

—
*North
Cornwall
Order.*

12.—(1) The Joint Board shall appoint a treasurer and a clerk and such other officers and servants as they think requisite.

Appoint-
ment and
remunera-
tion of
officers.

(2) The Joint Board may pay their treasurer clerk and other officers and servants such reasonable remuneration as they deem expedient and every such treasurer clerk and other officer and servant shall be removable by the Joint Board at their pleasure.

13.—(1) All expenses incurred by the Joint Board shall be defrayed out of a common fund to which shall be paid all sums received by the Joint Board as payments for water supplied by the Joint Board.

Expenses of
Joint Board.

(2) To the common fund (so far as the same is not provided by the aforesaid payments) each Constituent Authority shall contribute in the proportion which the assessable value of the Constituent District comprised within their Rural District bears to the assessable value of the United District and for the purposes of this Article the assessable value of a Constituent District or of the United District shall mean the aggregate of the assessable values of the several contributory places comprised therein for the purposes of a rate for special expenses at the date of the issue of a precept of the Joint Board for contributions from the Constituent Authorities.

(3) The contributions of each of the Constituent Authorities towards the common fund shall be special expenses within the meaning of the Public Health Act 1875 and shall be deemed to have been apportioned between the said contributory places in proportion to their assessable values as aforesaid and shall be raised accordingly.

(4) The Minister may on the application of either of the Constituent Authorities or of the Joint Board by Order to be published as he shall direct vary the mode of contribution and also the proportions of contributions by this Article prescribed and every such Order shall have effect as if the terms thereof were inserted in this Order.

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

Inspection of
accounts.

15. A copy of the abstract of the accounts of the Joint Board and of any report made by the Auditor to the Joint Board shall be sent by the Joint Board to each Constituent Authority as soon as may be after the completion of the audit.

Abstract of
accounts and
Auditor's
report.

[Ch. lxxiii.] *Ministry of Health* [14 & 15 GEO. 5.]
Provisional Orders Confirmation (No. 7) Act, 1924.

A.D. 1924.

*North
Cornwall
Order.*

PART IV.

SUPPLEMENTAL.

Disqualifica-
tion for
membership
of Joint
Board and
absence from
meetings.

16. Such of the provisions of Section 46 of the Local Government Act 1894 as relate to the disqualification for being elected or being a member of the council of a district other than a borough and to absence from meetings of any such council shall with the necessary modifications extend to disqualification for being elected or being a member of the Joint Board and to absence from meetings of the Joint Board.

Tenure of
office of
members.

17. 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 by whom he was so elected or otherwise becomes disqualified or until he becomes ex-officio a member of the Joint Board :

Provided 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 the said Constituent Authority shall 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.

Supply of
vacancies.

18.—(1) Any vacancy occurring amongst the elective members of the Joint Board by death resignation disqualification or otherwise shall be filled up by the Constituent Authority in whose representation the vacancy occurs at a meeting to be held within six weeks of the occurrence of the vacancy or within such further period as the Minister may allow.

(2) The clerk to the Constituent Authority shall forthwith notify in writing to the clerk to the Joint Board the names address and occupation of the person elected in pursuance of this Article to fill a vacancy.

Meetings.

19.—(1) Subject to the provisions of this Order 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 five 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) The requisition shall be in writing and no business other than that specified in the requisition shall be transacted at the extraordinary meeting.

[14 & 15 GEO. 5.] *Ministry of Health* [Ch. lxxiii.]
Provisional Orders Confirmation (No. 7) Act, 1924.

(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 of each member of the Joint Board three clear days before the day of meeting or at such earlier time as the Joint Board direct.

A.D. 1924.

—
*North
Cornwall
Order.*

20. The Joint Board may 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 :

Committees.

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 any such committee shall be subject to the provisions of Part IV. of the First Schedule to the Local Government Act 1894 so far as those provisions are applicable.

21. If at any time any new district is formed including the whole or any part of a Constituent District or the boundaries of a Constituent District are otherwise altered or any alteration is made in the law affecting the United District or the Joint Board or a Constituent District or a Constituent Authority in matters touching their relation to the United District or the Joint Board the Minister may by order to be published as the Minister may direct provide for the adaptation of this Order to the altered circumstances.

Power of
Minister to
adapt provi-
sions of
Order on
alterations
of Constitu-
ent Districts.

22. Subject to the provisions of this Order any difference arising hereunder shall be referred to arbitration in the manner provided by the Public Health Act 1875 the provisions of which shall apply with the necessary modifications as if the Joint Board or a Constituent Authority (as the case may be) were a party within the meaning of those provisions.

Settlement
of differ-
ences.

23. This Order may be cited as the North Cornwall Joint Water Order 1924.

Short title.

[Ch. lxxiii.] *Ministry of Health* [14 & 15 GEO. 5.]
Provisional Orders Confirmation (No. 7) Act, 1924.

A.D. 1924.

THE FIRST SCHEDULE.

*North
 Cornwall
 Order.*

CONSTITUTION OF UNITED DISTRICT AND JOINT BOARD.

1. Constituent Districts.	2. Constituent Authorities.	3. Ex-officio Members.	4. Number of Elective Members.
The district comprising the contributory places of Endellion Saint Kew Saint Minver Highlands and Saint Minver Lowlands in the Rural District of Bodmin.	The Rural District Council of Bodmin.	The Chairman of the Bodmin Rural District Council or in the event of his being unwilling to act the Vice-Chairman of that Council.	7
The district comprising the contributory places of Saint Teath and Tintagel with Bossiney in the Rural District of Camelford.	The Rural District Council of Camelford.	The Chairman of the Camelford Rural District Council or in the event of his being unwilling to act the Vice-Chairman of that Council.	6

THE SECOND SCHEDULE.

ENACTMENTS APPLIED TO THE JOINT BOARD.

Session and Chapter.	Short Title.	Enactments applied.	Subject-matter.
38 & 39 Vict. c. 55.	The Public Health Act 1875.	Sections 51 to 68 Sections 173 and 174 except subsection (3) of Section 174. Sections 175 to 177 Sections 179 to 181 Sections 192 to 197 Section 205	Water supply. Contracts. Purchase and letting of lands. Arbitration. Officers and offices. Attendance of inspectors at meetings.

[14 & 15 GEO. 5.] *Ministry of Health* [Ch. lxxiii.]
Provisional Orders Confirmation (No. 7) Act, 1924.

Session and Chapter.	Short Title.	Enactments applied.	Subject-matter.
		Section 206 except so much as requires the publication in a local newspaper of the annual report. Sections 245 and 247 (as amended by the District Auditors Act 1879 Section 58 of the Local Government Act 1894 and the Finance Act 1921). Sections 251 253 254 258 to 262 and 265 to 267. Section 269 (as amended by the Summary Jurisdiction Act 1884). Section 285 - - - Section 298 - - - Sections 299 to 302 - Sections 305 to 309 - Sections 327 to 329 -	Annual reports. Audit of accounts and taxation of bills of costs. Legal proceedings notices &c. Appeal to Quarter Sessions. Works in adjoining districts &c. Costs of Provisional Orders. Defaulting local authorities. Miscellaneous. Interference with public property and rivers or with improvements to rivers.
41 & 42 Vict. c. 25.	The Public Health (Water) Act 1878.	Sections 8 9 and 10 -	Water supply.
47 & 48 Vict. c. 74.	The Public Health (Officers) Act 1884.	The whole Act - -	Restriction on recovery of penalties.
48 & 49 Vict. c. 53.	The Public Health (Members and Officers) Act 1885.	Sections 1 and 2 - -	Amendment of Section 193 of the Public Health Act 1875.

A.D. 1924.
 —
North Cornwall Order.

[Ch. lxxiii.] *Ministry of Health* [14 & 15 GEO. 5.]
Provisional Orders Confirmation (No. 7) Act, 1924.

A.D. 1924.

—
*North
Cornwall
Order.*

Given under the Official Seal of the Minister of Health
this Twenty-third day of April One thousand nine
hundred and twenty-four.

(L.S.)

H. W. S. FRANCIS
Assistant Secretary Ministry of Health.

BOROUGH OF POOLE.

*Poole Order. Provisional Order to amend the Poole (Extension) Order
1905 and for partially repealing the Poole Corporation
Water Act 1906.*

WHEREAS Article XXVI. of the Poole (Extension) Order 1905 which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 12) Act 1905 provided that a district fund should be established for the Borough of Poole as extended by that Order and a general district rate levied under the Public Health Act 1875 within the Borough as so extended;

And whereas by Section 78 of the Poole Corporation Water Act 1906 the Local Government Board were empowered from time to time to prescribe a form of rate to include the poor rate borough rate general district rate water rate or other rates or any of them and the form of demand note and of rate receipts;

And whereas it is proposed that the district fund and general district rate of the Borough should be abolished and that all the expenses of the Corporation should be defrayed out of the borough rate levied under the Municipal Corporations Act 1882 and the borough fund mentioned in that Act;

And whereas the Corporation have made application to the Minister of Health for the issue of a Provisional Order to amend the Poole (Extension) Order 1905 in the manner hereinafter set forth and for the purposes of the application so to alter or amend any Local Act in force in the Borough as may be necessary or desirable:

Now therefore the Minister of Health in pursuance of the powers given to him by Sections 297 and 303 of the Public Health Act 1875 and Sections 59 and 87 of the Local Government Act 1888 and of any other power in that behalf hereby orders that on and after the date of the Act of Parliament confirming this Order the following provisions shall take effect:—

Short title
and com-
mencement.

1. This Order may be cited as the Poole Order 1924 and shall come into operation on the First day of April Nineteen hundred and twenty-five.

[14 & 15 GEO. 5.] *Ministry of Health* [Ch. lxxiii.]
Provisional Orders Confirmation (No. 7) Act, 1924.

2. In this Order unless the context otherwise requires— A.D. 1924.

“ The Act of 1906 ” means the Poole Corporation Water Act 1906 and “ the Order of 1905 ” means the Poole (Extension) Order 1905; *Poole Order.*

“ The Borough ” means the Borough of Poole;

“ The commencement of this Order ” means the First day of April Nineteen hundred and twenty-five;

“ The Corporation ” means the Mayor Aldermen and Burgesses of the Borough acting by the Council thereof;

“ The Overseers ” means the Overseers of the Parish of Poole;

“ The Parish ” means the Parish of Poole;

“ Borough rate ” when used in relation to a rate made by the Overseers means any rate made together with the poor rate for the purpose of satisfying a precept of the Corporation for contributions to the borough fund of the Borough or any separate rate made for that purpose.

3. Article XXVI. of the Order of 1905 is hereby repealed. Repeal.

4.—(1) All expenses of the Corporation which if this Order had not been made would have been payable out of the district fund and general district rate of the Borough shall be charged on and defrayed out of the borough fund and the borough rate of the Borough and any reference to the district fund or general district rate in any Local Act or Provisional Order in force in the Borough shall be deemed to be a reference to the borough fund or borough rate of the Borough. Abolition of district fund and general district rate.

(2) The district fund of the Borough shall be closed and any balance which on the Thirty-first day of March Nineteen hundred and twenty-five is standing to the credit or to the debit of the said fund shall from and after that day be transferred to the credit or the debit (as the case may be) of the borough fund of the Borough and any moneys owing to the Corporation in respect of or in connection with the general district rate shall continue to be payable to and recoverable by the Corporation as if this Order had not been made and when received by the Corporation shall be carried to the credit of the borough fund.

(3) Nothing in this Order shall prejudice or affect any mortgage or other security which immediately before the commencement of this Order operates as a charge on the district fund and general district rate of the Borough in respect of moneys borrowed by the Corporation or the powers of any

[Ch. lxxiii.] *Ministry of Health* [14 & 15 GEO. 5.]
Provisional Orders Confirmation (No. 7) Act, 1924.

A.D. 1924.

—
Poole Order.

person entitled under any such mortgage or other security to enforce the same as if this Order had not been made and where for any such purpose it is necessary to continue the exercise of a power which would have existed but for this Order the power may continue to be exercised as if this Order had not been made.

Assessment
of certain
properties
to borough
rate.

5.—(1) The following provisions shall have effect with respect to any borough rate made after the commencement of this Order by the Overseers that is to say:—

(a) Subject to the provisions of this Article the owner of any tithes or of any tithe commutation rentcharge or the occupier of any other hereditament mentioned in the Schedule to this Order shall be assessed to the borough rate in respect of such hereditament on the full rateable value thereof but shall be liable to pay in each year forty-one and one-half per centum only of the rate in the pound payable in respect of hereditaments not mentioned in the Schedule to this Order:

(b) During the continuance of the Agricultural Rates Acts 1896 and 1923 the occupier of any agricultural land within the meaning of those Acts shall be assessed to the borough rate in respect of such land on the full rateable value thereof but shall be liable to pay in each year twenty-five per centum only of the rate in the pound payable in respect of hereditaments not mentioned in the Schedule to this Order;

Provided that on the expiration of the Agricultural Rates Act 1923 thirty-one per centum shall during the continuance of the Agricultural Rates Act 1896 be substituted for twenty-five per centum in the preceding provision of this Article:

(c) During the continuance of the Tithe Rentcharge (Rates) Act 1899 the owner of tithe rentcharge attached to a benefice shall under that Act be liable to pay three-fourths of the amount of the borough rate assessed on him as owner of the tithe rentcharge and the remaining one-fourth thereof shall on demand being made by the collector of the rate on the surveyor of taxes for the Borough or any district therein be paid by the Commissioners of Inland Revenue out of the sums payable by them to the Local Taxation Account on account of the estate duty grant.

(2) Nothing in this Order shall affect the operation of the Ecclesiastical Tithe Rentcharges (Rates) Acts 1920 and 1922.

(3) Nothing in this Order shall affect the share of the annual grant payable under the Agricultural Rates Act 1896 to any

[14 & 15 GEO. 5.] *Ministry of Health* [Ch. lxxiii.]
Provisional Orders Confirmation (No. 7) Act, 1924.

spending authority or save as expressly provided in this Order the operation of that Act. A.D. 1924.

Poole Order.

(4) Nothing in this Order shall affect the operation of the Agricultural Rates Act 1923 or the power of the Minister of Health to estimate as respects each half-year after the commencement of this Order the amount of the deficiency which would have arisen by reason of Section 1 of that Act if this Order had not been made in the produce of any precept of the Corporation for the purpose of the issue from the Local Taxation Account of the share of the Corporation in the additional annual grant under that Act.

6.—(1) For the purpose of satisfying a precept of the Corporation for the levy and collection of a borough rate the Overseers shall levy and collect the sums demanded by the Corporation together with the poor rate of the Parish or in the event of the issue by the Corporation of a supplementary precept for a further contribution to the borough rate the Overseers shall levy a separate rate on the Parish for which the Overseers shall have all the powers vested in them with respect to a poor rate of the Parish. Levy of rates by Overseers.

(2) Subsections (2) to (9) of Section 146 of the Municipal Corporations Act 1882 and Section 147 of that Act (which enactments provide for appeals against borough rates or the collection of such rates for the rating of owners and other matters) shall extend to any rate made by the Overseers under this Article.

7. For the purposes of Section 133 of the Lands Clauses Consolidation Act 1845 the borough rate for any one year levied in the Parish shall to the extent of twenty-five per centum thereof be deemed to be poor's rate within the meaning of that Section. Deficiency in poor rate.

8.—(1) Any water rate or water rent payable to the Corporation may be included with the borough rate and poor rate (but distinguished therefrom) in any book or books of account and in one demand note. Collection of water rate or rent with borough rate and poor rate.

(2) Any borough rate or poor rate made by the Overseers and the demand note and any other necessary documents to be used for the purposes of or in connection with the borough rate or poor rate and any water rate or water rent to be collected therewith shall be in such form as the Minister of Health may from time to time prescribe. Forms.

(3) Section 78 of the Act of 1906 is hereby repealed.

[Ch. lxxiii.] *Ministry of Health* [14 & 15 GEO. 5.]
Provisional Orders Confirmation (No. 7) Act, 1924.

A.D. 1924.

Poole Order.

THE SCHEDULE.

BOROUGH RATES.

HEREDITAMENTS EXEMPTED FROM A PERCENTAGE OF THE FULL
RATE IN THE POUND.

Tithes or tithe commutation rentcharge.

Agricultural land within the meaning of the Agricultural Rates Acts 1896 and 1923 and woodlands.

Land covered with water or used as a canal or towing-path for the same or land used as a railway constructed under the powers of any Act of Parliament for public conveyance.

Given under the Official Seal of the Minister of Health
this Twenty-ninth day of April One thousand nine
hundred and twenty-four.

(L.S.)

A. B. MACLACHLAN
Assistant Secretary Ministry of Health.

BOROUGH OF WIMBLEDON.

Wimbledon *Provisional Order for altering the Wimbledon Corporation*
Order. *Act 1914.*

WHEREAS the Borough of Wimbledon (hereinafter referred to as "the Borough") is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council (hereinafter referred to as "the Corporation") are the local authority for the purposes of the Public Health Act 1875 and the unrepealed provisions of the Wimbledon Corporation Act 1914 (hereinafter referred to as "the Local Act") as altered by a Provisional Order duly confirmed by Parliament are in force in the Borough;

And whereas by Section 77 of the Local Act the Corporation are empowered to cleanse and improve certain rivers and water-courses and by subsection (3) of the said Section the Urban District Council of The Maldens and Coombe are authorised to contribute to the cost of any works carried out by the Corporation under that Section and to borrow with the consent of the Minister of Health such moneys as may be necessary for the purpose as if such works or contributions were purposes of the Public Health Act 1875;

[14 & 15 GEO. 5.] *Ministry of Health* [Ch. lxxiii.]
Provisional Orders Confirmation (No. 7) Act, 1924.

And whereas the Corporation have at the request of the Urban District Council of Merton and Morden made application to the Minister of Health for the issue of a Provisional Order to alter or amend the Local Act in the manner hereinafter set forth :

A.D. 1924.

—
Wimbl edcn
Order.

Now therefore the Minister of Health in pursuance of the powers given to him by Section 303 of the Public Health Act 1875 and by any other Statutes in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Local Act shall be amended as follows :—

1. Subsection (3) of Section 77 of the Local Act shall be amended by the insertion therein of the words “ and the Urban District Council of Merton and Morden or either of those Councils ” immediately after the words “ and the said Council.”

Extension of
Section 77 of
Local Act.

2. All costs charges and expenses preliminary to and of and incident to the obtaining of this Order or otherwise in relation thereto may be paid by the Urban District Council of Merton and Morden out of the district fund and general district rate of their district.

Expenses
of Order
may be paid
by Urban
District
Council.

3. This Order may be cited as the Wimbledon Order 1924.

Short title.

Given under the Official Seal of the Minister of Health
this Twenty-third day of April One thousand nine
hundred and twenty-four.

(L.S.)

H. W. S. FRANCIS
Assistant Secretary Ministry of Health.

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