



CHAPTER lxii.

An Act to confirm a Provisional Order of the Minister of Health relating to Ealing. A.D. 1926.
[4th August 1926.]

WHEREAS the Minister of Health has made the Provisional Order set forth in the schedule hereto under the provisions of the Local Government Act 1888 : 51 & 52 Vict. c. 41.

And whereas it is requisite that the said Order 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 Order as amended and set out in the schedule hereto shall be and the same is hereby confirmed and all the provisions thereof shall have full validity and force. Order in schedule confirmed.

2. This Act may be cited as the Ministry of Health Provisional Order Confirmation (Ealing Extension) Act 1926. Short title.

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SCHEDULE.

BOROUGH OF EALING.

*Ealing
Order.*

*Provisional Order made in pursuance of the Local
Government Act 1888 for the extension of a Borough.*

WHEREAS by Section 54 of the Local Government Act 1888 the Minister of Health is empowered to make a Provisional Order for altering the boundary of any borough;

And whereas the existing Borough of Ealing in the County of Middlesex is a Borough within the meaning of the Local Government Act 1888 and the inhabitants are a body corporate by the name of the Mayor Aldermen and Burgesses of the Borough of Ealing and act by the Council of the Borough which now consists of the Mayor (who is also a councillor) six aldermen and seventeen other councillors and the Borough for the election of councillors is divided into six wards;

And whereas the Borough is co-extensive with the Parish of Ealing and is an Urban District under the jurisdiction of the Mayor Aldermen and Burgesses acting by the Council;

And whereas in pursuance of the Education Act 1921 the Council of the Borough are the local education authority for the purposes of elementary education;

And whereas the Urban Districts of Greenford and Hanwell immediately adjoin the Borough of Ealing;

And whereas the Urban District of Greenford comprises the Parishes of Greenford Perivale and Twyford Abbey (otherwise known as the Parish of West Twyford) and the Parish last-mentioned is detached from the main portion of that Urban District but immediately adjoins the Borough of Ealing;

And whereas the Urban District of Hanwell is co-extensive with the Parish of Hanwell and a detached part of that Urban District and Parish immediately adjoins the Borough of Ealing:

Now therefore the Minister of Health in pursuance of the powers given to him by Sections 54 and 59 of the Local Government

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Act 1888 and of all other powers enabling him in that behalf hereby orders as follows:— A.D. 1926.

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Order.

PART I.

INTERPRETATION AND COMMENCEMENT.

1: In this Order unless the context otherwise requires— Definitions.

“Existing” in relation to any area altered by this Order means existing immediately before the first day of October Nineteen hundred and twenty-six;

“Hanwell Detached” means the detached part of the existing Urban District and Parish of Hanwell which is coloured blue on the Borough maps and is marked “Hanwell Detached” on those maps;

“The abolished Parishes” means the existing parishes of Greenford Hanwell and Perivale and the existing Parish of Twyford Abbey (otherwise known as the Parish of West Twyford);

“The Act of 1888” and “the Act of 1894” mean respectively the Local Government Act 1888 and the Local Government Act 1894;

“The added areas” means the Urban Districts of Greenford and Hanwell which are added to the existing Borough of Ealing by this Order;

“The appointed day” means the First day of October Nineteen hundred and twenty-six;

“The Borough” means the existing Borough of Ealing as extended by this Order;

“The Borough maps” means the duplicate maps marked “Map of the Borough of Ealing as extended by the Ealing (Extension) Order 1926” and sealed with the official seal of the Minister;

“The Brentford Guardians” means the Board of Guardians of the Brentford Union;

“The Corporation” means as the context requires the Mayor Aldermen and Burgesses of the existing Borough or of the Borough acting by the Council;

“The County” and “the County Council” mean respectively the Administrative County of the County of Middlesex and the County Council of that County;

“The Greenford District” and “the Greenford Council” mean respectively the existing Urban District of Greenford (the area whereof is coloured yellow on the Borough maps) and the Urban District Council of that District;

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“The Hanwell District” and “the Hanwell Council” mean respectively the existing Urban District of Hanwell inclusive of Hanwell Detached (the area whereof is coloured blue on the Borough maps) and the Urban District Council of that District;

“The Minister” means the Minister of Health;

“The Municipal Corporations Acts” means the Municipal Corporations Act 1882 and the Acts amending and extending the same;

“The Parish of Ealing” means the existing Parish of Ealing as extended by this Order;

“The Urban Councils” means the Greenford Council and the Hanwell Council;

“The Ward maps” means the duplicate maps marked “Map of the Wards of the Borough of Ealing as extended by the Ealing (Extension) Order 1926” and sealed with the official seal of the Minister.

Commence-
ment of
Order.

2. Save as otherwise expressly provided this Order shall come into operation on the First day of October Nineteen hundred and twenty-six:

Provided that for the purposes of—

(a) The division of the Borough into wards and all proceedings preliminary or relating to any election to be held in September or October Nineteen hundred and twenty-six for any area affected by this Order;

(b) The compilation alteration or re-arrangement of any register of electors made under the Representation of the People Acts 1918 to 1922; and

(c) The revision of the basis of the county rate of the County or the preparation of any precept or contribution order to be made on or after the appointed day;

this Order shall operate from the date of the Act of Parliament confirming this Order.

PART II.

ALTERATIONS OF BOUNDARY.

Extension of
existing
Borough.

3.—(1) The boundary of the existing Borough the area whereof is coloured pink on the Borough maps shall be altered so as to include in addition to that area the Greenford District and the Hanwell District.

(2) The boundary of the Borough shall be that shown by the red line on the maps and the whole of the area within that boundary shall for the purposes of the Municipal Corporations Acts and for all other purposes be the Borough.

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4. The existing Parishes of Greenford Hanwell and Perivale and the existing Parish of Twyford Abbey (otherwise known as West Twyford) shall be added to and form part of the Parish of Ealing.

—
Ealing
Order.
 Alteration of
 parishes.

5.—(1) One of the Borough maps and one of the Ward maps shall be deposited in the office of the Minister and the duplicate of each map shall be deposited by the town clerk of the existing Borough at his office.

Deposit and
 copies of
 Borough and
 Ward maps.

(2) Copies of the Borough map deposited with the town clerk certified by him to be true shall be sent by him within one month after the date of the Act of Parliament confirming this Order to the Board of Inland Revenue to the Commissioners of Customs and Excise to the Registrar-General to the Board of Trade to the Minister of Transport to the Minister of Agriculture and Fisheries and to the Electricity Commissioners and copies of the Ward map so deposited and certified in like manner shall be sent within the same period to the Clerk of the County Council to the Clerk to the Brentford Guardians to the Registrar-General and to the Minister of Agriculture and Fisheries.

6.—(1) Copies of or extracts from the Borough map deposited with the town clerk and certified by him to be true shall be received in all courts of justice and elsewhere as *prima facie* evidence of the contents of that map so far as it relates to the boundary of the Borough.

Copies of
 map to be
 evidence.

(2) The Borough map deposited with the town clerk shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough and any such person shall be entitled to a copy of or extract from the map certified by the town clerk to be true on payment of a reasonable fee to be determined by the Corporation.

(3) All fees so received shall be carried to the Borough fund.

PART III.

PROVISIONS CONSEQUENT ON EXTENSION OF BOROUGH.

7. The number of councillors of the Borough shall be increased from eighteen to thirty and the number of aldermen of the Borough shall be increased from six to ten.

Number of
 councillors
 and alder-
 men.

8. Subject to the provisions of the Municipal Corporations Acts with respect to the alteration of wards the following provisions shall have effect:—

Division of
 Borough
 into new
 wards.

(1) For the purposes of the election of councillors the Borough shall be divided into the ten wards mentioned in column 1 of the First Schedule to this Order and the

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wards shall be designated by the names appearing in that column;

- (2) Each ward shall comprise that portion of the Borough which is indicated by a separate colour and distinguished by the name of the ward on the Ward maps;
- (3) Three councillors shall be assigned to each ward constituted by this Order.

Term of office of existing mayor aldermen and councillors.

9.—(1) Notwithstanding any enactment to the contrary the following provisions shall have effect with regard to the persons who at the passing of the Act confirming this Order are the mayor aldermen and councillors of the existing Borough—

- (a) The mayor and such of those persons as are aldermen shall retire from office on the days on which they would have retired if this Order had not been made;
- (b) Such of those persons as are councillors shall retire from office as councillors on the Sixteenth day of September Nineteen hundred and twenty-six; and
- (c) All those persons shall unless disqualified be eligible for election as councillors of the Borough on the Sixteenth day of September Nineteen hundred and twenty-six.

(2) If on or after the date of the passing of the Act confirming this Order any casual vacancy shall occur among the councillors of the existing Borough the vacancy shall not be filled.

Election of councillors in 1926.

10. The first election of councillors for the Borough shall be held in September Nineteen hundred and twenty-six and the following provisions shall apply to the election:—

- (1) The mayor and the town clerk of the existing Borough or such other persons as the Minister may appoint shall perform the duties devolving upon a mayor and town clerk respectively under the Municipal Corporations Acts and the mayor shall be the returning officer at the election for all the wards but may appoint some other person to act as returning officer at the election for any of the wards;
- (2) Thirty councillors shall be elected on the Sixteenth day of September Nineteen hundred and twenty-six.

First election of additional aldermen.

11. The first election of the four additional aldermen of the Borough shall take place on the First day of October Nineteen hundred and twenty-six and of the four aldermen on that day to be elected one shall be chosen from persons qualified to be councillors whose qualification arises in the Greenford District and two from persons qualified to be councillors whose qualification arises in the Hanwell District.

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12. For the purposes of the application to the Borough of the provisions of the County and Borough Councils (Qualification) Act 1914 the added areas shall be deemed to have always formed part of the Borough.

Ealing
Order.

County and
Borough Coun-
cils (Qualifica-
tion) Act 1914.

13.—(1) The councillors elected in the year Nineteen hundred and twenty-six for each ward constituted by this Order shall retire as follows—

Retirement
of coun-
cillors and
aldermen
elected in
1926.

(a) The councillor for each ward who is elected by the smallest number of votes on the First day of November Nineteen hundred and twenty-seven;

(b) The councillor for each ward who is elected by the largest number of votes on the First day of November Nineteen hundred and twenty-nine;

(c) The other councillor for each ward on the First day of November Nineteen hundred and twenty-eight.

(2) The four additional aldermen elected in pursuance of this Order shall retire as follows—

(a) The two aldermen elected by the smallest number of votes on the Ninth day of November Nineteen hundred and twenty-nine;

(b) The other two aldermen on the Ninth day of November Nineteen hundred and thirty-two.

(3) If for any reason it is doubtful which of the councillors or aldermen as the case may be ought to retire on a date mentioned in this article the question shall be determined at the first or second meeting of the council of the Borough by lot conducted under the direction of the person presiding at that meeting.

14.—(1) The first meeting of the council of the Borough shall be held on the First day of October Nineteen hundred and twenty-six or on such other day as the Minister may appoint and such meeting shall not be in substitution for one of the quarterly meetings of the council.

First
meeting of
Borough
Council.

(2) If under this article a day shall be appointed by the Minister for the first meeting of the council of the Borough that day shall be substituted for the First day of October Nineteen hundred and twenty-six in the foregoing provisions of this Part of this Order.

15.—(1) For the purpose of the election of county councillors the Borough shall be divided into five electoral divisions of the County to be designated by the names appearing in column 2 of the First Schedule to this Order and each electoral division shall be co-extensive with the area of those two of the new municipal wards mentioned in column 1 of that Schedule which are opposite the name of the new electoral division in column 2 of the Schedule.

County
electoral
divisions.

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Order.

(2) Any person who immediately before the appointed day is in office as a county councillor representing one of the existing electoral divisions of the County mentioned in column 3 of the First Schedule to this Order shall be deemed to have been elected to represent the new electoral division mentioned in column 2 of that Schedule opposite the name of the existing electoral division in column 3 of the Schedule and shall retire from office on the day on which he would have retired if this Order had not been made.

Corporation
property
liabilities &c.

16. Subject to the provisions of this Order all property immediately before the appointed day vested in the Corporation for the benefit of the existing Borough shall by virtue of this Order be held by the Corporation for the benefit of the Borough and the Corporation shall hold enjoy and exercise for the benefit of the Borough all the powers which immediately before that day are exerciseable by or vested in the Corporation for the benefit of the existing Borough and all liabilities which immediately before the appointed day attach to the Corporation in respect of the existing Borough shall on that day attach to them in respect of the Borough.

Local Acts
Scheme and
Orders
relating to
existing
Borough.

17.—(1) The Ealing Highways Act 1874 and so much of the Confirmation Acts specified in the Second Schedule to this Order as relate to the Provisional Orders specified in that Schedule are hereby repealed.

(2) Subject to the provisions of this Order the unrepealed provisions of—

- (a) The Ealing Corporation Act 1905;
- (b) The Confirmation Acts specified in the Third Schedule to this Order so far as those Acts respectively relate to the Scheme or Provisional Orders specified in that Schedule; and
- (c) Any other Local Act or Provisional Order duly confirmed and affecting the existing Borough or the Corporation (including any such Local Act or Provisional Order passed or confirmed during the present session of Parliament);

as the same respectively are in force within the existing Borough immediately before the appointed day shall extend and apply to the Borough:

Provided that public notice shall be given in the added areas of the provisions of Sections 55 to 57 (relating to ice-cream and laundries) of the Ealing Corporation Act 1905 and of Part VII. (Milk supply) of that Act in the manner prescribed by Sections 57 and 71 of that Act and that the provisions aforesaid shall come into operation within the added areas at such time

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not being less than one month after the first publication of the advertisement as the Corporation may fix.

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—
Ealing
Order.

(3) Any reference in any Local Act Confirmation Act Scheme or Provisional Order mentioned in paragraph (2) of this article—

(a) to the Ealing Local Board the Ealing Urban District Council or the Corporation shall be read as a reference to the Corporation of the Borough;

(b) to the Local Government District or Urban District of Ealing or to the existing Borough shall be read as a reference to the Borough; and

(c) to the existing Parish of Ealing shall be read as a reference to the Parish of Ealing.

(4) Hanwell Detached shall be included within the limits for the supply by the Corporation of electricity under the Ealing Electric Lighting Order 1891 but no other provision of this article shall affect the limits for the supply by the Corporation of electricity.

(5) For the purposes of this article any order which has effect as if enacted by Parliament shall be deemed to be a Provisional Order confirmed by Parliament.

18. The Greenford Order 1922 which was confirmed by the Ministry of Health Provisional Orders Confirmation (No. 7) Act 1922 shall have effect with the substitution of the Corporation for the Urban District Council of Greenford.

Provisional
Order
relating to
Greenford.

19. The provisions of any protective clause for the benefit of the Greenford Council or the Hanwell Council (or the predecessors of that Council) contained in any Local Act Confirmation Act or Order (by whomsoever obtained) shall in respect of all matters relating to or affecting any part of the added areas enure to the benefit of the Corporation and shall be construed as if a reference to the Corporation were substituted for any reference to the Urban Council (or their predecessors) as the case may be.

Saving for
protective
clauses for
Greenford
or Hanwell
Council.

20.—(1) The Corporation are hereby invested with the rights and powers—

(a) of the Hanwell Council under the Hanwell Electric Lighting Order 1904 which was confirmed by the Electric Lighting Orders Confirmation (No. 2) Act 1904;

(b) of the Greenford Council under the Uxbridge and District Electricity Supply (Extension) Order 1903 which was confirmed by the Electric Lighting Orders Confirmation (No. 7) Act 1903

Electric
Lighting
Orders for
Hanwell
and
Uxbridge
Districts.

and under any deeds agreements and instruments relating to the undertakings authorised by those Acts and Orders including in

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cases where the undertaking or any portion of the undertaking has been transferred to any company the rights and powers of the Hanwell Council or the Greenford Council under the deed of transfer or any other agreement or instrument.

(2) Nothing in this Order shall extend the limits for the supply of electricity under either of the Orders mentioned in paragraph (1) of this article.

Saving for
Electric
Supply
Companies.

21. Nothing in this Order shall prejudice or affect the rights and powers of the Metropolitan Electric Supply Company Limited or the Uxbridge and District Electric Supply Company Limited or the area of supply of either of those companies.

Middlesex
Districts
Joint
Small-pox
Hospital
District.

22.—(1) The Greenford District and the Hanwell District shall cease to form part of the Middlesex Districts Joint Small-pox Hospital District and references to the Urban District of Greenford and the Urban District of Hanwell and to the Greenford Urban District Council and the Hanwell Urban District Council shall be omitted from the Middlesex Districts Joint Small-pox Hospital Orders 1905 to 1924.

(2) The elective members of the Middlesex Districts Joint Smallpox Hospital Board who represent the Greenford District and the Hanwell District shall retire from office on the appointed day.

(3) As soon as practicable after the appointed day an equitable adjustment shall be made between the Corporation on the one hand and the Middlesex Districts Joint Small-pox Hospital Board on the other hand with respect to the interest or share of the Greenford District and the Hanwell District in the property and liabilities of the Joint Board.

Joint Com-
mittee for
appointment
of member
of Metro-
politan
Water
Board and
deficiency
rate of that
Board.

23.—(1) The Hanwell Council shall cease to be represented on the joint committee constituted by the order of the Local Government Board dated the Ninth day of January Nineteen hundred and three for the purpose of the appointment with seven other urban district councils of one representative upon the Metropolitan Water Board and the two members of that joint committee appointed by the Hanwell Council shall retire from office on the appointed day.

(2) The references to the Council of the Urban District of Hanwell in Section 1 of the Metropolis Water Act 1902 in paragraph (9) of the Third Schedule to that Act and in the Schedule to the order mentioned in paragraph (1) of this article shall be omitted.

(3) Nothing in this Order shall render those portions of the Borough which comprise the Greenford District liable to contribute to any deficiency rate of the Metropolitan Water Board and any sum payable under a precept issued to the Corporation by that Board shall be levied on the remainder of

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the Borough together with and as an additional item of the general district rate and as from the date on which the first new valuation list made for the Borough under the Rating and Valuation Act 1925 comes into force together with and as an additional item of the general rate.

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—
Ealing
Order.

24. The agreement between the Urban District Council of Chiswick (in this article referred to as "the Chiswick Council") and the Corporation dated the Thirteenth day of January Nineteen hundred and twenty-one providing for the appointment of a joint committee by the Chiswick Council and the Corporation for the control and management of hospitals provided respectively for the reception and treatment of maternity patients and for the reception and treatment of patients suffering from infectious disease shall be amended so that the following provisions shall take effect—

Modification
of agreement
between
Chiswick
Council and
Corporation
as to
hospitals.

- (1) At any time after the passing of the Act of Parliament confirming this Order all or any of the provisions of the agreement may be determined or varied by a further agreement made between the Chiswick Council and the Corporation and in case of a difference as to the terms of such further agreement the same shall be settled by an arbitrator to be appointed by the Chiswick Council and the Corporation and failing agreement as to such appointment then on such terms as may be settled by the Minister or by an arbitrator to be appointed by him ;
- (2) On and after the appointed day references to the Urban District of Ealing as extended by this Order shall be substituted for references to the existing Urban District of Ealing in such of the provisions of the agreement as for the time being may be in force ;
- (3) If the Urban District of Chiswick shall be united with the Urban District of Brentford by an order of the County Council made under Section 57 of the Act of 1888 as from the date of the commencement of that order references to the Urban District constituted by that order shall be substituted for references to the existing Urban District of Chiswick in such of the provisions of the agreement as for the time being may be in force and references to the Council of the Urban District so constituted shall be substituted for references to the Chiswick Council in paragraph (1) of this article.

25.—(1) The provisions of—

- (a) the Baths and Washhouses Acts 1846 to 1925 ;
- (b) the Infectious Disease (Prevention) Act 1890 ;

Adoptive
Acts.

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Ealing
Order.

(c) the Public Health Acts Amendment Act 1890 (except Part IV. of that Act);

(d) the Public Libraries Acts 1892 to 1919; and

(e) the Local Government and other Officers' Superannuation Act 1922;

shall be in force within and apply to the Borough as if the same had been adopted for the Borough.

(2) If before the appointed day any provisions of the Public Health Act 1925 shall have been adopted by the Corporation and shall be in force within the existing Borough those provisions shall be in force within and apply to the Borough.

(3) The provisions of any adoptive Act shall subject to the provisions of this article cease to be in force within or apply to any part of the added areas.

(4) Notwithstanding paragraph (3) of this article all powers duties capacities liabilities and obligations under the Private Street Works Act 1892 with which the Greenford Council may be invested immediately before the appointed day shall be deemed to vest in and attach to the Corporation so far as regards any works in the added areas executed by the Greenford Council under that Act before the appointed day or in respect of which that Council before that day shall have passed a resolution or shall have served notices.

(5) Any order under the Infectious Disease (Notification) Act 1889 or under any adoptive Act mentioned in paragraph (1) or paragraph (2) of this article which is in force immediately before the appointed day throughout the existing Borough shall extend and apply to the added areas and any order under the Infectious Disease (Notification) Act 1889 in force immediately before that day within the added areas shall save as hereinbefore provided cease to be in force within those areas.

Corporation
to be local
authority
for certain
Acts.

26. For the purposes of the Small Dwellings Acquisition Acts 1899 to 1923 the Notification of Births Acts 1907 and 1915 and the Maternity and Child Welfare Act 1918 the Corporation shall be the local authority for the Borough.

Ealing and
Old Brent-
ford Burial
Board.

27.—(1) The Burial Acts 1852 to 1906 shall continue in force within the district of the Ealing and Old Brentford Burial Board (in this Article referred to as "the Burial Board") which comprises the existing Parish of Ealing and the Parish of Old Brentford.

(2) Any vacancy among the representatives upon the Burial Board of that portion of the Parish of Ealing which is comprised within the district of the Burial Board shall be filled by the Corporation.

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(3) Any approval sanction or authorisation of an act of the Burial Board authorised by the Burial Acts to be given by any vestry or meeting in the nature of a vestry may in respect of that portion of the Parish of Ealing which is comprised within the district of the Burial Board be given by the Corporation.

A.D. 1926.

—
Ealing
Order.

(4) The power of appointing two of the auditors of the accounts of the Burial Board is hereby transferred from the vestry of the existing Parish of Ealing to the Corporation and the auditors so appointed shall report to the Corporation instead of to the vestry of that existing Parish.

(5) Nothing in this Order shall render any ratepayer of that part of the Borough which is not within the district of the Burial Board liable to contribute to any sum demanded by a precept of the Burial Board and any such precept shall be met in the manner prescribed by Section 13 of the Burial Act 1855.

(6) Nothing in this Order shall affect any table of fees or charges payable to the Burial Board.

28. Subject to any order which the Minister or the Secretary of State may make on or after the appointed day the following provisions shall have effect as regards orders under the Public Health Acts Amendment Act 1907 or the Public Health Act 1925—

Orders under
Public
Health Acts
Amendment
Act 1907 or
Public
Health
Act 1925.

(1) The provisions of any order made before the appointed day and declaring to be in force throughout the existing Borough any Parts or Sections of either of those Acts shall have effect as if any reference in that order to the existing Borough extended and applied to the Borough and as if the said Parts or Sections were accordingly declared to be in force within the Borough;

(2) Any other order under either of those Acts which is in force immediately before the appointed day throughout the existing Borough shall extend and apply to the added areas;

(3) The provisions of any order made before the appointed day and declaring to be in force within the added areas or any part thereof any Parts or Sections of either of those Acts shall cease to apply to the added areas and the Parts or Sections declared by any such order to be in force shall save as hereinbefore provided cease to be in force within the added areas.

29.—(1) The powers duties and liabilities transferred to or conferred upon the Corporation by orders of the Local Government Board under Section 33 of the Act of 1894 dated the Twenty-third day of March Eighteen hundred and ninety-five

Orders under
Sections 33
and 34 of
Act of 1894.

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the Twenty-third day of August Eighteen hundred and ninety-nine and the Twenty-sixth day of May Nineteen hundred and four in relation to the appointment of Overseers and Assistant Overseers to the revocation of the appointment of Assistant Overseers to certain powers duties and liabilities of Overseers and to any other matter referred to in those orders shall be deemed to have been transferred to or conferred on the Corporation in respect of the Borough and save as in this article provided in respect of the Parish of Ealing.

(2) The powers duties and liabilities of a parish council under Section 14 of the Act of 1894 conferred upon the Corporation and the Hanwell Council respectively by orders of the Local Government Board dated the Twenty-third day of August Eighteen hundred and ninety-nine and the Twenty-sixth day of October Eighteen hundred and ninety-six shall be deemed to have been conferred upon the Corporation in respect of the areas comprising the existing Parish of Ealing and the existing Parish of Hanwell respectively.

(3) The powers duties and liabilities of a parish council under Section 14 of the Act of 1894 conferred upon the Greenford Council by the order of the Local Government Board dated the Fifteenth day of November Nineteen hundred and two shall be deemed to have been conferred upon the Corporation in respect of the areas comprising the existing Parishes of Greenford Perivale and Twyford Abbey respectively.

(4) The orders of the Local Government Board referred to in the foregoing paragraphs of this article shall be read as amended so as to give effect to the provisions of this article and any other order under Section 33 or Section 34 of the Act of 1894 shall cease to have effect in the Borough or any part thereof.

Orders under
Shop Hours
Act 1904 or
Shops Acts
1912 to 1920.

30. Any order made under the Shop Hours Act 1904 or under the Shops Act 1912 or any subsequent Act providing for the closing of shops and in force immediately before the appointed day in any area affected by this Order shall subject to the provisions of such Acts remain in force and apply to the area to which it applied before that day.

Town
Planning
Schemes.

31. Any resolution passed or other proceeding taken by the Greenford Council or by the Hanwell Council under the Town Planning Act 1925 or any enactment thereby repealed (including agreements orders and consents entered into made or given under that Act or repealed enactment) shall in so far as they relate to land within the Greenford District or the Hanwell District have effect as if they had been passed or taken by the Corporation in respect of the Greenford District or the Hanwell District.

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32.—(1) All byelaws and every scale of charges made by the Corporation or by the Greenford Council or by the Hanwell Council (or by the predecessors of the Corporation or of either Council) which immediately before the appointed day may be in force within the existing Borough the Greenford District or the Hanwell District or any part of that Borough or District shall remain in force and apply to the area to which they apply before that day until such byelaws or scale of charges may expire be altered or repealed and as if any byelaw or scale of charges made by the Greenford Council or the Hanwell Council had been made by the Corporation.

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Order.

Continuation
of byelaws
&c. of Cor-
poration and
Urban
Councils.

(2) In this article "byelaws" includes any regulation and "scale of charges" includes any list of tolls or table of fees or payments.

33.—(1) Subject to the provisions of this Order all byelaws made by the County Council or by the Standing Joint Committee of the County and in force immediately before the appointed day within the added areas shall in so far as byelaws to the like effect could be made by the Corporation cease to be in force within those areas.

Byelaws of
County
Council
or Standing
Joint Com-
mittee.

(2) Any proceedings which if this Order had not been made might have been taken by the County Council or by the Standing Joint Committee of the County for any offence committed before the appointed day against any byelaws which by virtue of this article cease to be in force may be taken by the Corporation as if those byelaws had remained in force and the Corporation had been substituted therein for that Council or Committee.

(3) In this article "byelaws" includes any regulation.

34.—(1) Subject to the provisions of this Order—

(a) The Greenford Council and the Hanwell Council shall be abolished and shall cease to exist;

(b) All property or liabilities which immediately before the appointed day are vested in or attach to either of the Urban Councils shall by virtue of this Order be transferred to vest in or attach to the Corporation as urban authority for the execution of the Public Health Acts.

Dissolution
property &c.
of Urban
Councils.

(2) All rates made by either of the Urban Councils which are not collected immediately before the appointed day and all other sums then due to either of the Urban Councils may be recovered by the Corporation.

35.—(1) Subject to the provisions of this Order—

(a) The liability for the repayment of so much of any moneys borrowed by either of the Urban Councils as

Mortgage
debts of
Urban
Councils and
Corporation.

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Order.

immediately before the appointed day are owing and for the payment of the interest thereon shall by virtue of this Order be transferred to and attach to the Corporation;

- (b) So much of any moneys borrowed by either of the Urban Councils as immediately before the appointed day are owing and charged upon a fund or rate of that Council together with so much of any sums borrowed by the Corporation as immediately before that day are owing and charged upon a fund or rate of the existing Borough shall be charged upon the corresponding fund or rate of the Borough;
- (c) All borrowed moneys to which this article applies shall together with the interest to accrue due thereon be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned or within which the same are otherwise required to be repaid or are made repayable.

(2) Nothing in this Order shall prejudice or affect any mortgage or other security which has been granted in respect of any borrowed moneys the liability for the repayment of which is transferred from the Urban Councils to the Corporation by this article or the powers of any 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.

Transfer
of public
elementary
schools &c.
within
added areas
and of loans.

36.—(1) For the purposes and subject to the provisions of the Education Act 1921—

- (a) Any public elementary school provided by the County Council as local education authority and situate within the added areas and the furniture fittings books and apparatus belonging to the County Council of any public elementary school within those areas shall by virtue of this Order be transferred to and vest in the Corporation as the local education authority for all the estate and interest therein of the County Council as the local education authority;
- (b) All contracts debts and liabilities which immediately before the appointed day are existing or are owing by or attach to the County Council in respect exclusively of any public elementary school within the added areas or of the furniture fittings books or apparatus or with

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respect to the officers and teachers of any such school within those areas shall by virtue of this Order enure to and be carried into effect by and be discharged and satisfied by the Corporation as the local education authority;

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(c) Section 68 of the Act of 1894 shall apply with respect to any adjustment required for the purposes of this article;

(d) Subject to any adjustment which may hereafter be made the liability for the repayment of so much of any loan raised exclusively in respect of any public elementary school or in respect of the furniture fittings or apparatus transferred to and vested in the Corporation by virtue of this Order as will be owing immediately before the appointed day and the liability for the payment of interest on that part of the said loan shall by virtue of this Order be transferred and attach to the Corporation as the local education authority and so much of any such loan as will then be owing shall be charged on the borough fund and the borough rate of the Borough and shall be repaid by the Corporation within the period for which that part of the loan was originally sanctioned or within which the said part of the loan is otherwise required to be repaid or is made repayable.

(2) In this article "public elementary school" includes the site and school house and also any land acquired and held by the County Council as the local education authority for purposes of elementary education.

37.—(1) Any byelaws under the Education Act 1921 or any enactment repealed by that Act which may be in force in the existing Borough immediately before the appointed day shall apply to the Borough until revoked or altered by the Corporation in substitution for any such byelaws which may be in force in the added areas.

Education
byelaws and
managers.

(2) Any manager of any public elementary school within the added areas who was appointed by the County Council or by either of the Urban Councils shall vacate office on the appointed day.

PART IV.

PROVISIONS CONSEQUENT ON ALTERATIONS OF PARISHES.

38.—(1) The number of guardians of the Brentford Union who represent the Parish of Ealing shall be increased from seven to ten.

Guardians
for Parish
of Ealing.

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Order.

(2) The Parish of Ealing shall for the purpose of the election of guardians be divided into ten wards which shall be co-extensive with and shall bear the same names as the wards constituted by this Order for the election of councillors of the Borough and one guardian shall be elected for each of the wards.

Allocation
of guardians
to wards.

39.—(1) The ten persons who immediately before the appointed day represent on the Brentford Guardians the existing Parishes of Ealing Greenford Hanwell Perivale and Twyford Abbey shall be allocated to the wards of the Parish of Ealing constituted by this Order and one guardian shall be allocated to each ward.

(2) Any guardian allocated under this article to a ward shall on and after the appointed day represent that ward.

(3) The Brentford Guardians at a meeting held in September or October Nineteen hundred and twenty-six shall by a majority of votes or in case of an equality of votes by the casting vote of the presiding chairman allocate in accordance with this article to the several wards constituted by this Order the persons then acting as guardians for the existing Parishes mentioned in paragraph (1) of this article.

(4) If at the date of the meeting of the Brentford Guardians any casual vacancy shall exist in the representation on the board of guardians of any of the existing Parishes mentioned in paragraph (1) of this article the vacancy shall at that meeting be allocated to one of the wards of the Parish of Ealing constituted by this Order and an election to fill the vacancy shall be held for the ward to which the vacancy is so allocated.

Term of
office of
guardians.

40. The guardians for the wards of the Parish of Ealing constituted by this Order shall retire on the Fifteenth day of April in the year Nineteen hundred and twenty-eight and in every third year thereafter.

Valuation
lists.

41. The valuation lists of the existing Parish of Ealing and of the abolished Parishes shall together form the valuation list of the Parish of Ealing.

County rate
basis.

42. The basis of the county rate for the Parish of Ealing shall be the aggregate of the existing bases of the county rate for the existing Parish of Ealing and for the abolished Parishes.

Poor law
settlements.

43. Every person who at any time before the appointed day has acquired or who immediately before that day is in the course of acquiring a settlement in any of the abolished Parishes by reason of residence birth or other qualification therein shall be deemed to have acquired or to be in the course of acquiring a settlement in the Parish of Ealing as if each of the abolished Parishes had always been a part of the Parish of Ealing.

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44.—(1) Any balance immediately before the appointed day standing in the books of the Brentford Guardians to the credit or debit of any of the abolished Parishes shall be carried by the guardians to the credit or debit of the Parish of Ealing.

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Ealing
Order.

Balances in
accounts of
guardians
overseers &c.

(2) Any balance immediately before the appointed day in the hands of the overseers of any of the abolished Parishes shall be duly accounted for and paid over to the overseers of the Parish of Ealing and any balance immediately before that day due to the overseers of any of the abolished Parishes shall be paid by the overseers of the Parish of Ealing and all debts and liabilities of the overseers of any of the abolished Parishes incurred in the discharge of the duties of overseers shall be a charge upon the poor rate of the Parish of Ealing.

45.—(1) Subject to any adjustment under Section 62 of the Act of 1888 the legal interest in all property vested in the overseers of any of the abolished Parishes shall by virtue of this Order be transferred to and vest in the overseers of the Parish of Ealing and where any such property is held under a trust for the benefit of any inhabitants or parishioners of any parish the property shall be held by the overseers of the Parish of Ealing for the benefit of the inhabitants or parishioners of the same area and for the same purposes as heretofore.

Property of
abolished
Parishes.

(2) Nothing in this Order shall prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment.

46. All rates not collected on the appointed day and levied by overseers upon any hereditament situate within any of the abolished Parishes shall be collected and recovered by the overseers of the Parish of Ealing or other proper officer of that Parish.

Arrears of
rates made
by overseers.

47. For the purposes of the application of Section 62 of the Act of 1888 to any adjustment which may be necessary in consequence of the provisions of this Order so far as such provisions relate to the alteration of the area or the abolition of any existing parish that Section shall have effect—

Parochial
adjustments.

(a) As if the overseers of any parish as altered in area and the persons who immediately before the appointed day were the overseers of any parish abolished by this Order or if the circumstances of the case so require any persons who may be substituted for those overseers or persons by the Minister were within the meaning of the said Section as applied by this Order authorities affected by this Order;

(b) As if the poor rate or any other rate leviable in pursuance of the said Section as applied by this Order were substituted for any fund mentioned in the Section; and

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(c) As if for subsections (6) and (7) of the said Section there were substituted the subsections hereunder appended that is to say:—

“ (6) If it is necessary for the purpose of giving effect to any agreement or award for an adjustment that a separate rate shall be levied in part of a parish only the agreement or award may authorise the making of such a separate rate as if it were a poor rate and as if the part of the parish on which it is to be levied were a whole parish.

“ (7) Any capital sum paid for the purposes of any adjustment or in pursuance of any order or award of an arbitrator shall be applied by such person in such manner and for such purpose as the Minister of Health may authorise or direct.”

Parish books and documents.

48.—(1) All rate books parish books and documents belonging to any existing Parish altered by this Order and all documents directed by law to be kept with the public books writings and papers of any such Parish (except any book or document relating to ecclesiastical matters) shall be deposited in such custody as the Corporation may direct.

(2) Any ratepayer of any such existing Parish shall at all times have the same right of inspection and of making extracts from the books and documents referred to in this article which he would have had if this Order had not been made.

PART V.

OFFICERS.

Meaning in Part V. of “local authority” and “officer.”

49. In this Part of this Order unless the context otherwise requires—

“Local authority” means a local authority as defined in Section 3 of the Local Government and other Officers’ Superannuation Act 1922 and includes the standing joint committee of a county;

“Officer” includes a servant and any person whose remuneration is paid by a local authority.

Officers of Corporation continued.

50. The town clerk and all other officers of the Corporation of the existing Borough who hold office immediately before the appointed day shall continue to be the town clerk and officers of the Corporation of the Borough and shall hold their offices by the same tenure as before that day.

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51.—(1) The overseers of the existing Parish of Ealing shall be the overseers of the Parish of Ealing. A.D. 1926.

(2) Any person holding immediately before the appointed day the office of assistant overseer or vestry clerk of the existing Parish of Ealing shall act as assistant overseer or vestry clerk of the Parish of Ealing and shall hold office upon the same terms and subject to the same regulations liabilities and provisions as now apply to him in respect of his office. *Ealing Order.*
Parish officers of existing Parish of Ealing.

52.—(1) All persons who on the date of the Act of Parliament confirming this Order are officers of the Greenford Council or the Hanwell Council shall on the appointed day be transferred to and become officers of the Corporation but any officer (not being a servant) may within three months after the appointed day relinquish his office. Existing officers of Urban Councils.

(2) Every officer so transferred shall hold his office by the same tenure and upon the same terms and conditions as if this Order had not been made and while performing similar duties to those which he was required to perform immediately before the appointed day shall receive not less salary or remuneration and shall be entitled to not less pension (if any) than the salary remuneration or pension to which he would have been entitled if this Order had not been made.

(3) The Corporation may distribute their business among the transferred officers in such manner as they may think proper and every officer shall perform such duties in relation to that business as may be directed by the Corporation and the Corporation may abolish the office of any officer.

(4) If at any time within five years after the appointed day any transferred officer is required by the Corporation to perform duties which are not analogous to or which are an unreasonable addition to those which that officer was required to perform immediately before the appointed day the officer may relinquish his office.

53.—(1) Any assistant overseer collector of poor rates or vestry clerk of any of the abolished Parishes in office on the date of the Act of Parliament confirming this Order shall on the appointed day be transferred and become an assistant overseer of the Parish of Ealing as if he had been appointed to that office by the Corporation. Existing officers of abolished Parishes.

(2) Any order authorising the appointment of a vestry clerk or the appointment by the Brentford Guardians of an assistant overseer or collector of poor rates shall in so far as the order extends to any of the abolished Parishes cease to have effect as from the appointed day.

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Order.

(3) Paragraphs (2) (3) and (4) of the preceding article of this Order shall apply to any officer transferred by this article with such modifications as may be necessary.

(4) The remuneration of any officer transferred by this article shall be paid out of the poor rate of the Parish of Ealing.

(5) Notwithstanding the provisions of Section 61 of the Poor Law Amendment Act 1844 every assistant overseer of the Parish of Ealing shall give such security for the due performance of his duties as may be required by the Corporation and every such security shall be deposited with the Corporation and produced to the district auditor at the audit of the accounts of the Parish of Ealing.

Compensa-
tion to
existing
officers.

54.—(1) Every officer in office on the date of the Act of Parliament confirming this Order who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary (and for whose compensation no other provision is made by any enactment for the time being in force) shall be entitled to compensation for that loss from the Corporation.

(2) Any transferred officer who relinquishes his office or any officer whose services are dispensed with or whose salary is reduced within five years after the appointed day because his services are not required or his duties are diminished in consequence of this Order and not on the ground of misconduct shall be deemed unless the contrary is shown to have suffered a direct pecuniary loss in consequence of this Order.

Determina-
tion of com-
pensation.

55.—(1) In determining the compensation payable to any person who becomes entitled to compensation in pursuance of this Order regard shall be had to the conditions and circumstances mentioned in subsection (1) of Section 120 of the Act of 1888 and the compensation shall not exceed two-thirds of the annual pecuniary loss suffered by virtue of this Order or of anything done in pursuance or in consequence of this Order or if the compensation is payable otherwise than by way of an annual sum two-thirds of the capital value of such annual pecuniary loss.

(2) The provisions of Section 120 of the Act of 1888 shall apply to the determination and payment of compensation under this Order subject to the following and any necessary modifications:—

(a) Any reference in that Section to the County Council shall be construed as a reference to the Corporation and in subsection (7) of that Section for the words "the same or any other county council" there shall be substituted the words "the council of any county or county borough or under any district council";

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- (b) References in that Section to "the passing of this Act" shall be construed as references to the date on which the abolition or relinquishment of office takes effect or the direct pecuniary loss commences as the case may be; and
- (c) The expression in subsection (1) of that Section "the Acts and Rules relating to Her Majesty's Civil Service" shall mean the Acts and Rules relating to Her Majesty's Civil Service which were in operation at the date of the passing of the Act of 1888.

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Order.

(3) In computing the time of service in any capacity of any officer for the purpose of the award of compensation the Corporation shall take into account all the service of that officer (after the attainment of the age of seventeen years) in any capacity under any local authority whether such officer was appointed annually or otherwise.

(4) The compensation payable under this Order to an officer who on the date of the Act of Parliament confirming this Order shall hold two or more offices under any local authority or local authorities and who shall have devoted the whole of his time to the duties of such offices shall not be reduced by reason of the fact that he has devoted only part of his time to each of such offices.

(5) If any officer was temporarily absent from his employment during the war whilst serving in His Majesty's Forces or the Forces of the Allied or Associated Powers either compulsorily or with the sanction or permission of the local authority such period of temporary absence shall be reckoned as service under the local authority in whose employment he was immediately before and after such temporary absence:

Provided that in the case of an officer who after the Armistice voluntarily extended his term of service with the Forces no period of absence during such extension shall be so reckoned.

(6) The Corporation may in their discretion and in consideration of the fact that any officer was appointed to his office as a specially qualified person or of the fact that he had prior to his appointment served as a deputy assistant or clerk to any officer not holding a temporary appointment add any number of years (not exceeding ten) to the number of years which such officer would otherwise be entitled to reckon for the purpose of computing the compensation to which he would be entitled under the Acts and Rules relating to Her Majesty's Civil Service as applied by this Order.

56. Any compensation payable under this Order to any person whose office or employment relates wholly or partly to sanitary purposes as defined in the Public Health Act 1875

Fund or rate from which compensation payable.

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Order.

Compensa-
tion and
superannua-
tion.

shall be paid out of the district fund and general district rate of the Borough and to any other person out of the borough fund and borough rate of the Borough.

57. No officer shall be entitled to receive compensation under this Order for pecuniary loss and a superannuation or retiring allowance in respect of the same period of service and the same pecuniary loss.

Application
of Local
Government
and other
Officers'
Superannua-
tion Act
1922 to
transferred
officers.

58.—(1) The superannuation fund established by the Hanwell Council under the Local Government and other Officers' Superannuation Act 1922 (in this article referred to as "the Act of 1922") shall be merged with the superannuation fund established by the Corporation under that Act.

(2) The Greenford Council shall cease to be a constituent authority of the combination of local authorities within the County for the purposes of the Act of 1922 set up by the Middlesex Local Authorities Joint Superannuation Scheme 1924 and references to the Urban District Council of Greenford shall be omitted from that Scheme.

(3) The value on the appointed day of the share of the Greenford Council in the assets of the joint superannuation fund of the Middlesex Local Authorities Superannuation Joint Committee shall be certified by an actuary appointed by that Joint Committee and by the Corporation or in case of a difference as to the appointment by the President of the Institute of Actuaries and the Joint Committee within six weeks after the date of the actuary's certificate shall pay to the Corporation the sum certified by the actuary to be due from the Joint Committee.

(4) The Corporation shall pay into their superannuation fund under the Act of 1922 any sum received by them under paragraph (3) of this article and the costs of the reference under this article to an actuary shall be paid by the Corporation.

(5) Any superannuation allowance under the Act of 1922 which immediately before the appointed day is payable—

(a) by the Hanwell Council; or

(b) by the Middlesex Local Authorities Superannuation Joint Committee to a former officer of the Greenford Council;

shall as from the appointed day be payable by the Corporation.

(6) Any post duly designated as an established post by the Hanwell Council or by the Greenford Council shall be deemed as from the day on which the existing designation operated to be an established post in the service of the Corporation for the purposes of the Act of 1922.

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(7) Any officer of the Hanwell Council or of the Greenford Council transferred by this Order to the Corporation who upon the transfer holds an office designated by either of the Urban Councils as an established post for the purposes of the Act of 1922 shall while he performs under the Corporation the same or analogous duties remain subject to that Act and be deemed to continue to fill the designated post.

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Ealing
Order.

59.—(1) If the annual contributions required by the Poor Law Officers' Superannuation Act 1896 have been made by any officer transferred by this Order the provisions of that Act shall as respects the transferred office apply subject to such modifications as the Minister may by order direct for the purposes of making that Act applicable to the case.

Application
of Poor Law
Officers'
Superannua-
tion Act
1896 to
transferred
officers.

(2) The contributions which have been made by any such officer under the Poor Law Officers' Superannuation Act 1896 shall in so far as such contributions have been received by the Brentford Guardians be paid to the Corporation by those Guardians and shall be applied by the Corporation in aid of the poor rate of the Parish of Ealing.

(3) Nothing in this Order shall transfer any liability of the Brentford Guardians in respect of a superannuation allowance to an officer who shall have ceased to hold office before the appointed day.

PART VI.

SUPPLEMENTAL.

60.—(1) The Greenford Council and the Hanwell Council shall by the levy of a rate liquidate as far as practicable before the appointed day all current debts and liabilities incurred by them.

Liquidation
by Urban
Councils
of current
debts and
liabilities.

(2) If default is made by either of the Urban Councils in complying with the requirements in paragraph (1) of this article the Corporation may after the appointed day make and levy over those portions of the Borough which are co-extensive with the district of the Urban Council in default a general district rate of such an amount in the pound as will be sufficient to defray the liability of that district in respect of the current debts and liabilities of the Urban Council as if the district were the Borough and the provisions of the Public Health Acts relating to general district rates shall extend to any general district rate authorised by this article.

(3) Any such general district rate may be made retrospectively to raise money for the payment of charges and expenses incurred by the Urban Council in default at any time within one year before the appointed day.

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Ealing
Order.

Apportionment by
County
Council of
balances
and sums re-
ceived under
precepts.

61.—(1) As soon as practicable after the appointed day the County Council shall as regards any cash balance in their hands immediately before that day estimate the proportion thereof derived from county contributions in respect of elementary education paid by each of the abolished Parishes and subject to a deduction on account of undischarged liabilities in respect of those Parishes accruing up to the appointed day shall transfer those amounts to the Corporation.

(2) Any sum received on or after the appointed day by the County Council under a precept issued before that day in respect of any of the abolished Parishes shall be dealt with in the manner prescribed by paragraph (1) of this article.

(3) The apportionment under this article of any balance or any sum received under a precept shall be subject to review on an adjustment under this Order.

Duplicate
entries in
electors lists.

62.—(1) The Registration Officer of the Parliamentary County of Middlesex shall supply the Registration Officer of the Parliamentary Borough of Ealing on publication with a sufficient number of copies of the electors lists the lists of objections to the electors lists the lists of claimants and the lists of objections to claimants for each registration unit comprising any part of the added areas and shall forthwith notify the Registration Officer of the said Parliamentary Borough of his decisions on any objections or claims in respect of any such registration unit.

(2) It shall be the duty of the Registration Officer of the Parliamentary Borough of Ealing to issue such notices and otherwise to take such steps as are required by Rule 23 in the First Schedule to the Representation of the People Act 1918 in order to secure that no person is registered as a local government elector in respect of more than one qualification in the Borough for the purpose of borough council elections or in any ward of the Parish of Ealing for the purpose of guardians' elections.

(3) Where the Registration Officer of the said Parliamentary Borough considers (whether on account of an expression of choice by a person affected by a duplicate entry or otherwise) that any correction required for the purpose aforesaid should be made in the electors lists of any registration unit comprising any part of the added areas he shall forthwith notify the Registration Officer of the Parliamentary County of Middlesex and that officer shall make such correction accordingly.

(4) This article shall apply to the preparation of the autumn register for Nineteen hundred and twenty-six and of later registers.

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63.—(1) In the preparation of the autumn register for the year Nineteen hundred and twenty-six so far as it relates to any area affected by this Order it shall be competent to the Registration Officer to frame the register in separate parts for each area which will constitute a registration unit after this Order has come into operation instead of in separate parts for each area constituting a registration unit before the operation of this Order.

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Ealing
Order.
Provisions
as to register
of electors.

(2) If the register of local government electors for any electoral area affected by this Order is not so framed as to show the persons entitled to vote at an election to be held for an electoral division ward or other voting area—

- (a) The Town Clerk in the case of an election for any voting area within the Borough; and
- (b) The Registration Officer of the Parliamentary County of Middlesex in the case of an election for any voting area outside the Borough;

shall make such alteration or re-arrangement of the register as may be necessary for the purposes of such election.

(3) It shall be the duty of the overseers of any parish altered by this Order to render such assistance as may be required by the Town Clerk of the Borough or Registration Officer of the Parliamentary County for the purpose of such alteration or re-arrangement.

(4) Where in the opinion of the Secretary of State the circumstances so require the Secretary of State may make such order as appears to him to be necessary or desirable to give effect to the provisions of this Order and may vary so far as is requisite the provisions in force with regard to the lists and registers of electors.

64. For the purposes of the application of Section 62 of the Act of 1888 to any adjustment under that Section which may become necessary in consequence of this Order that Section shall have effect—

Adaptation
of provisions
as to adjust-
ments.

- (a) As if in subsections (5) (6) and (7) thereof the expression "council" included any authority affected by this Order or by anything done in pursuance of this Order; and
- (b) As if in the case of any such authority not otherwise empowered to borrow under any Act or on any security or in any manner mentioned in the said subsection (6) that subsection empowered the authority to borrow under any Act relating to and conferring on the authority a power to borrow on the security of all or any of the funds rates and revenues of the authority and in the manner provided by the said Act but without

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Audit of
accounts of
Urban
Councils
and
overseers.

the consent of any other authority and subject to the requirement that all money so borrowed shall be repaid within such period as the Minister may sanction.

65.—(1) The accounts of the Urban Councils and of their committees and officers and of the overseers of the abolished Parishes shall be made up to the appointed day and shall be audited by the district auditor in like manner and subject to the like incidents and consequences as if this Order had not been made.

(2) Any sum certified by the district auditor to be due from any person at the audit of the accounts of either of the Urban Councils shall be paid to the Corporation and any sum so certified at the audit of the accounts of the overseers of a parish abolished by this Order shall be paid to the Brentford Guardians.

Inquiries by
Minister and
expenses of
inquiries.

66.—(1) The Minister may direct any inquiries to be held by his inspectors which he may deem necessary in regard to the exercise of any powers conferred upon him by this Order and his inspectors for the purposes of any inquiry shall have all such powers as are conferred upon them for the purposes of inquiries directed by the Minister under the Public Health Act 1875.

(2) Where the Minister causes any local inquiry to be held with reference to any of the purposes of this Order the costs incurred in relation to that inquiry (including the expenses of any witnesses summoned by the inspector and such reasonable sum not exceeding five guineas a day as the Minister may determine for the services of any inspector engaged in the inquiry) shall be paid by such local authorities and in such proportions as the Minister may direct.

(3) The Minister may certify the amount of the costs so incurred and any sum so certified and directed by the Minister to be paid shall be a debt due to the Crown.

Pending
legal
proceedings.

67.—(1) If immediately before the appointed day any action cause of action or proceeding is pending or existing by or against either of the Urban Councils in relation to their District or by or against the Overseers of any of the abolished Parishes in relation to their Parish the same shall not be in anywise prejudicially affected by reason of this Order but may be continued prosecuted and enforced by or against the Corporation or by or against the Overseers of the Parish of Ealing (as the case may require).

(2) All legal proceedings pending immediately before the appointed day may be amended in such manner as may be necessary or proper in consequence of this Order.

Existing
contracts
and
instruments.

68. All contracts deeds bonds agreements and other instruments (subsisting immediately before the appointed day) entered into or made by either of the Urban Councils or by the overseers

[16 & 17 GEO. 5.] *Ministry of Health* [Ch. lxii.]
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Act, 1926.

of any of the abolished Parishes shall be of as full force and effect against or in favour of the Corporation or the overseers of the Parish of Ealing (as the case may require) and may be continued and enforced as fully and effectually as if instead of that Urban Council or the overseers of the abolished Parish the Corporation or the overseers of the Parish of Ealing had been a party thereto. A.D. 1926.
Ealing Order.

69. Any alderman councillor or guardian who is to continue in office after the appointed day shall not during his present term of office be deemed to lose his qualification for being an alderman councillor or guardian by reason of the alterations of area made by this Order. Saving for qualification of aldermen councillors and guardians.

70. Notwithstanding the alterations of area effected by this Order all contribution orders and precepts made or issued before the appointed day shall be as valid in law as if this Order had not been made. Saving for contribution orders and precepts.

71. Nothing in this Order shall be construed as restricting the powers of the Minister under the Acts relating to the Relief of the Poor or the powers of the Secretary of State the Minister or of any county council under the Act of 1888 or the Act of 1894. Saving for powers of Minister &c.

72. Nothing in this Order shall affect the powers of the County Council under Section 31 of the Representation of the People Act 1918 or any order or scheme made by the County Council for the division of the Parliamentary County of Middlesex into polling districts and the appointment of polling places for parliamentary elections. Parliamentary polling districts.

73. Nothing in this Order shall alter or in any way affect the ecclesiastical divisions of any parish or the area of any petty sessional division. Ecclesiastical divisions and petty sessional divisions.

74. Nothing in this Order shall alter the area for the supply of gas or water by the Gas Light and Coke Company or by the Rickmansworth and Uxbridge Valley Water Company or shall prejudice or affect the existing rights and powers of either of those Companies or subject to the article in Part III. of this Order relating to the Metropolitan Water Board alter the limits of supply or affect the existing rights and powers of that Board. Saving for gas and water undertakers.

75. Nothing in this Order shall affect the provisions of the Rating and Valuation Act 1925. Saving for 15 & 16 Geo. 5. c. 90.

76. This Order may be cited as the Ealing (Extension) Order 1926. Short title.

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Provisional Order Confirmation (Ealing Extension)
Act, 1926.

A.D. 1926.

FIRST SCHEDULE.

Ealing
Order.

WARDS OF THE BOROUGH FOR THE ELECTION OF COUNCILLORS
 AND ELECTORAL DIVISIONS WITHIN THE BOROUGH FOR
 THE ELECTION OF COUNTY COUNCILLORS.

Column 1. New Wards.	Column 2. New Electoral Divisions.	Column 3. Existing Electoral Division.	
1. Castlebar - .	} 1. Ealing Central - .	1. Ealing North-West.	
2. Drayton - .		2. Ealing East - .	2. Ealing North-East.
3. Grange - .		3. Ealing South - .	3. Ealing South-West.
4. Mount Park - .		4. Ealing South-West	4. Ealing South-East.
5. Lammas - .		5. Ealing North-West	5. Hanwell.
6. Manor - .			
7. Grosvenor - .			
8. Hanwell South - .			
9. Greenford - .			
10. Hanwell North - .			

SECOND SCHEDULE.

CONFIRMATION ACTS RELATING TO EALING AND BRENTFORD TO
 BE REPEALED.

Session and Chapter.	Short Title.	Order thereby confirmed.
36 & 37 Vict. c. cxi.	The Local Government Board's Provisional Orders Confirmation Act 1873 (No. 4).	Order dated 6th June 1873 relating to the Parish of Ealing.
48 & 49 Vict. c. cxxviii.	The Local Government Board's Provisional Orders Confirmation (No. 6) Act 1885.	Order dated 21st May 1885 relating to the Local Government Districts of Brentford and Ealing.

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THIRD SCHEDULE.

A D. 1926.

CONFIRMATION ACTS RELATING TO THE EXISTING BOROUGH.

Ealing
Order.

Session and Chapter.	Short Title.	Scheme or Order thereby confirmed.
40 & 41 Vict. c. cci.	The Metropolitan Commons Supplemental Act 1877.	Scheme with respect to Ealing Commons.
54 Vict. c. 1.	The Electric Lighting Orders Confirmation (No. 2) Act 1891.	The Ealing Electric Lighting Order 1891.
13 & 14 Geo. 5. c. xxxvii.	The Ministry of Health Provisional Orders Confirmation (No. 4) Act 1923.	The Ealing Order 1923.

Given under the official seal of the Minister of Health
this Eighteenth day of May Nineteen hundred and
twenty-six.

(L.S.)

F. L. TURNER
Assistant Secretary Ministry of Health.

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