



CHAPTER ci.

An Act to extend the boundaries of the city of Leeds to confer further powers upon the lord mayor aldermen and citizens of that city relative to the acquisition of the undertaking of the Crossgates Halton and Seacroft Gas Company Limited the construction of street improvements and other matters and for other purposes.

A.D. 1927.

[29th July 1927.]

WHEREAS the city of Leeds (hereinafter called "the city") is a county borough under the government of the lord mayor aldermen and citizens of the city (hereinafter called "the Corporation"):

And whereas the unrepealed provisions of the local Acts specified in Part I of the First Schedule to this Act and of the Orders specified in Part II of that schedule are in force in the city:

And whereas—

- (a) the township of Templenewsam which is a contributory place in the rural district of Hunslet;
- (b) the township of Austhorpe which is a contributory place in the rural district of Tadcaster; and
- (c) the townships of Alwoodley and Eccup which are contributory places in the rural district of Wharfedale;

A.D. 1927. are situate in the administrative county of the west riding of Yorkshire and immediately adjoin the city :

And whereas it is expedient to alter and extend the boundaries of the city so as to include therein the townships of Templenewsam Alwoodley and Eccup and part of the township of Austhorpe :

And whereas the Leeds Union comprises the township of Leeds which is co-terminous with the city and the township of Templenewsam :

And whereas the township of Austhorpe forms part of the Tadcaster Union and the townships of Alwoodley and Eccup form part of the Wharfedale Union :

And whereas it is expedient to extend the boundaries of the township of Leeds so as to include therein the several areas added to the city :

And whereas the greater part of the city is supplied with gas by the Corporation and part thereof together with (amongst other places) the township of Templenewsam is supplied by the Crossgates Halton and Seacroft Gas Company Limited under powers conferred upon them by the Crossgates Halton and Seacroft Gas Order 1898 and the Crossgates Halton and Seacroft Gas Order 1903 :

And whereas the said company have agreed with the Corporation for the transfer of their undertaking to the Corporation and it is expedient that the agreement (a copy of which is set forth in the Fourth Schedule to this Act) should be carried into effect :

And whereas it is expedient to confer further powers upon the Corporation for and in relation to the construction of street improvements and to make further provision for the health and local government of the city :

And whereas it is expedient that the other provisions contained in this Act be enacted :

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

And whereas an estimate has been prepared for the purpose hereinafter mentioned and such estimate is as follows :—

For and in connection with the construction of the street improvements authorised by this Act	£ 51,150
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And whereas the several works included in such estimate are permanent works and it is expedient that the cost thereof should be spread over a term of years :

And whereas in relation to the promotion of the Bill for this Act the requirements of the Borough Funds Acts 1872 and 1903 have been observed :

And whereas plans and sections showing the lines and levels of the works authorised by this Act and also a book of reference containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were duly deposited with the clerk of the peace for the west riding of Yorkshire which plans sections and book of reference are in this Act respectively referred to as the deposited plans sections and book of reference :

May it therefore please Your Majesty that it may be enacted and be it 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 (that is to say) :—

PART I.

PRELIMINARY.

1.—(1) This Act may be cited as the Leeds Corporation Act 1927.

Short and
collective
titles.

(2) The Leeds Corporation Acts 1896 to 1925 and this Act may be cited jointly as the Leeds Corporation Acts 1896 to 1927.

2. This Act is divided into Parts as follows (that is to say) :—

Division of
Act into
Parts.

Part I.—Preliminary.

Part II.—Lands and street improvements.

Part III.—Extension of city.

Part IV.—Purchase of gas undertaking.

Part V.—Sanitary provisions.

Part VI.—Financial provisions.

Part VII.—Miscellaneous provisions.

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Incorporation
of Acts.

3. The Lands Clauses Acts (so far as the same are applicable for the purposes and are not inconsistent with the provisions of this Act) are hereby incorporated with this Act with the following exception and modification (namely) :—

- (a) Section 127 (relating to the sale of superfluous lands) of the Lands Clauses Consolidation Act 1845 is not incorporated with this Act;
- (b) The bond required by section 85 of the Lands Clauses Consolidation Act 1845 shall be under the corporate seal of the Corporation and shall be sufficient without the addition of the sureties mentioned in that section.

Interpreta-
tion.

4.—(1) In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith or by the Public Health Acts shall have the same respective meanings unless there be something in the subject or context repugnant to such construction.

(2) In this Act unless the subject or context otherwise requires—

- (i) “The Corporation” means as the context requires the lord mayor aldermen and citizens of the existing city or of the city acting by the council;
- (ii) “The city” means the existing city of Leeds as extended by this Act;
- (iii) “The existing city” means the city as it exists immediately before the appointed day;
- (iv) “The council” means the council of the city;
- (v) “The town clerk” and “the medical officer” mean respectively the town clerk and the medical officer of health of the city and respectively include any person duly authorised to discharge temporarily the duties of those offices;
- (vi) “The general rate fund” and “the general rate” mean respectively the general rate fund and the general rate of the city or until the date when the first new valuation list made under Part II of the Rating and Valuation Act 1925 comes into force in the city the city fund and the city rate of the city;

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- (vii) "The county" and "the county council" mean respectively the administrative county of the west riding of Yorkshire and the county council of that county;
- (viii) "The Hunslet district" "the Tadcaster district" "the Wharfedale district" "the Hunslet Council" "the Tadcaster Council" and "the Wharfedale Council" mean respectively the rural districts of Hunslet Tadcaster and Wharfedale and the rural district councils of those districts;
- (ix) "The rural councils" means the councils last mentioned;
- (x) "The added part of Austhorpe" means the part of the existing township of Austhorpe the boundary whereof is shown by the outer edge of the grey line on the city map and "the excluded part of Austhorpe" means the remaining part of the existing township;
- (xi) "The added areas" means the parts of the Hunslet district the Tadcaster district and the Wharfedale district which are added to the existing city by this Act;
- (xii) "The Tadcaster Union" "the Wharfedale Union" "the Tadcaster guardians" and "the Wharfedale guardians" mean respectively the poor law unions bearing those names and the respective boards of guardians of those unions;
- (xiii) "The Leeds guardians" means the guardians of the poor of the township of Leeds;
- (xiv) "The city map" means the map signed in triplicate by Sir Thomas Robinson the Chairman of the Committee of the House of Commons to whom the Bill for this Act was referred one of which has been deposited in the Parliament Office of the House of Lords one in the Private Bill Office of the House of Commons and one with the town clerk at his office;
- (xv) "The appointed day" means the first day of April nineteen hundred and twenty-eight;
- (xvi) "Existing" in relation to any area altered by this Act means existing immediately before the appointed day;

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- (xvii) "Officer" includes a servant;
- (xviii) "The Lands Clauses Acts" means the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919;
- (xix) "The Act of 1888" and "the Act of 1894" mean respectively the Local Government Act 1888 and the Local Government Act 1894;
- (xx) "The Rating Act" means the Rating and Valuation Act 1925;
- (xxi) "The Public Health Acts" means the Public Health Act 1875 and the Acts amending and extending the same;
- (xxii) "The Municipal Corporations Acts" means the Municipal Corporations Act 1882 and the Acts amending and extending the same;
- (xxiii) "The local Acts" means the local Acts specified in Part I of the First Schedule to this Act the Orders specified in Part II of that schedule and so much of the confirmation Acts specified in that Part as relates to those Orders and each of the Acts and Orders specified in the said schedule is referred to as the Act or Order of the year in which it was passed or confirmed;
- (xxiv) "The Minister" means the Minister of Health;
- (xxv) "Provisional Order" includes a Special Order and any order having effect as an Act of Parliament.

PART II.

LANDS AND STREET IMPROVEMENTS.

Power to
acquire
lands.

5. Subject to the provisions and for the purposes of this Act (including the providing of space for the erection of buildings adjoining or near to any street) the Corporation may enter on take and use all or any of the lands delineated on the deposited plans and described in the deposited book of reference.

Period for
compulsory
purchase of
lands.

6. The powers of the Corporation for the compulsory purchase of lands for the purposes of this Act shall cease after the expiration of five years from the thirty-first day of October nineteen hundred and twenty-seven.

7. The powers of the Corporation of purchasing lands by agreement shall be deemed to extend to and to authorise the purchase by the Corporation by agreement of any lands which they may think it desirable to purchase in order to provide substituted sites or facilities for any persons whose lands may be acquired by them for the purposes of the local Acts or of this Act.

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Purchase of
lands for
exchange.

8. The Corporation may enter into and carry into effect agreements with the owners of or other persons interested in any land which may be acquired under the provisions of the local Acts or this Act or which may be in the neighbourhood of any of the street improvements authorised by such Acts with respect to the reinstatement of such owners or other persons and with respect to the exchange of lands for that purpose and the Corporation may pay or receive money for equality of exchange.

Power to
reinstate
owners of
property.

9. Subject to the provisions of this Act the Corporation may make and maintain in the lines and according to the levels shown on the deposited plans and sections the street improvements hereinafter mentioned together with all necessary approaches junctions abutments embankments cuttings bridges girders retaining walls arches steps sewers drains culverts works and conveniences connected therewith or incidental thereto.

Power to
make street
improvements.

The street improvements hereinbefore referred to and authorised by this section will be situate in the city and are :—

Street Work No. 1 A widening of Hunslet Road and Low Road on the north-easterly side and a widening of Low Road on the south-westerly side :

Street Work No. 2 A widening of Burley Road on both sides.

10. In the construction of the works authorised by this Act the Corporation may deviate from the lines thereof as shown on the deposited plans to any extent not exceeding the limits of deviation shown on those plans and from the levels thereof as shown on the deposited sections to any extent not exceeding five feet either upwards or downwards.

Limits of
deviation.

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Stopping]
up of
highways.

11.—(1) In connection with the street improvements authorised by this Act the Corporation may stop up the highways shown on the deposited plans as intended to be stopped up and thereupon all rights of way over or along the same shall be extinguished and the Corporation may appropriate and use the sites of the highways stopped up as far as the same are bounded on both sides by lands of the Corporation.

(2) The Corporation shall make full compensation to all parties interested in respect of any private rights of way extinguished by virtue of this section and such compensation shall be settled in manner provided by law with reference to the taking of lands otherwise than by agreement.

Power to
develop
lands.

12.—(1) The Corporation may lay out and develop and erect and maintain houses shops offices warehouses and other buildings upon any lands authorised to be acquired by the Act of 1925 for the purposes of street works numbers 1 2 and 3 authorised by that Act which have been or shall be acquired by the Corporation and shall not be required for the purposes of the said works and the Corporation may sell lease exchange or otherwise dispose of any such houses shops offices warehouses and buildings upon and subject to such terms conditions and restrictions as they may think fit.

(2) The Corporation may also grant building leases of any such lands as aforesaid subject to such restrictions and conditions as the Corporation may see fit to impose and may grant any easements rights or privileges in under or over such lands or any part or parts thereof.

(3) The Corporation in selling or disposing of such lands may attach to the same and may convey the same subject to any conditions and restrictions upon the use thereof and as to the buildings to be erected thereon and as to the use to which such buildings may be put.

(4) The Corporation shall not (unless the Minister otherwise direct) sell lease exchange or otherwise dispose of any of the lands to which this section applies except at the best price or on the best terms which can be obtained for the same but a purchaser or lessee shall not be concerned to inquire whether the direction of the Minister is necessary or has been obtained.

PART III.

A.D. 1927.

EXTENSION OF CITY.

Commencement.

13.—(1) This Part of this Act shall except so far as is otherwise herein expressly provided and so far as there may be anything in the subject-matter or context inconsistent therewith come into operation on the appointed day. Commence-
ment of this
Part of Act.

(2) Provided that for the purposes of all proceedings preliminary or relating to any election to be held for any area constituted or affected by this Act in the year nineteen hundred and twenty-eight this Part of this Act shall operate from the date of its passing.

Alteration of City and Parishes.

14.—(1) The boundary of the existing city which is shown by the outer edge of the brown line on the city map shall be altered so as to include in addition to that area— Extension
of city.

- (a) so much of the Hunslet district as comprises the existing township of Templenewsam the boundary of which is shown by the outer edge of the yellow line on the city map;
- (b) so much of the Tadcaster district as comprises the added part of Austhorpe; and
- (c) so much of the Wharfedale district as comprises the existing townships of Alwoodley and Eccup the boundaries of which are shown by the outer edge of the green and purple lines respectively on the city map.

(2) The boundary of the city shall be that shown by the inner edge of the red line on the city map and the whole of the area within that boundary (with the exception of the area of the detached part of the borough of Pudsey which is coloured purple and edged brown on the city map) shall for the purposes of the Municipal Corporations Acts and for all other purposes be the city and shall be the county borough of Leeds for the purposes of the Act of 1888 and for all other purposes.

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Alteration
of parishes
and unions.

15.—(1) The existing townships of Alwoodley and Eccup and the added part of Austhorpe shall cease to form parts of the Wharfedale Union and the Tadcaster Union respectively and together with the existing township of Templenewsam shall be added to and form part of the township of Leeds.

(2) The name of the guardians of the poor of the Leeds Union shall be altered to “the Guardians of the Poor of the Township of Leeds” but the guardians as a corporate body shall not otherwise be affected by this Act.

City map.

16.—(1) Copies of the city map deposited with the town clerk certified by him to be true shall be sent as soon as may be to the clerk of the county council to the clerk of each of the rural councils the respective clerks to the Leeds guardians the Tadcaster guardians and the Wharfedale guardians to the Commissioners of Customs and Excise to the Board of Inland Revenue to the Registrar-General to the Postmaster-General to the Board of Trade to the Minister of Health to the Minister of Transport to the Electricity Commissioners and to the Minister of Agriculture and Fisheries.

(2) Copies of or extracts from the city map deposited with the town clerk certified by him to be true shall be received in all courts of justice and elsewhere as *prima facie* evidence of the contents of the map so far as it relates to the boundaries of the city and the map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the city 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. All fees so received shall be carried to the credit of the general rate fund.

Provisions consequent on Extension.

Municipal
wards.

17. Subject to the provisions of the Municipal Corporations Acts with respect to the alteration of the number and boundaries of wards and the number of councillors the following provisions shall have effect:—

(1) For the purposes of the election of councillors the city shall continue to be divided into seventeen wards;

- (2) The existing municipal wards (other than the Roundhay Seacroft Shadwell and Cross Gates Ward the North Ward and the Headingley Ward) and the number of councillors assigned to those wards shall remain unaltered; A.D. 1927
- (3) So much of the added areas as comprises the existing township of Templenewsam and the added part of Austhorpe shall be included in the Roundhay Seacroft Shadwell and Cross Gates Ward and the councillors representing that ward immediately before the appointed day shall be deemed on and after that day to represent that ward as altered by this section;
- (4) So much of the added areas as comprises the existing townships of Alwoodley and the part of the existing township of Eccup east of the centre of the road known as Black Hill Road shall be included in the North Ward and the councillors representing that ward immediately before the appointed day shall be deemed on and after that day to represent that ward as altered by this section;
- (5) So much of the added areas as comprises the part of the existing township of Eccup west of the centre of the road known as Black Hill Road shall be included in the Headingley Ward and the councillors representing that ward immediately before the appointed day shall be deemed on and after that day to represent that ward as altered by this section.

18. For the purposes of the application to the city 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 city. County and Borough Councils Qualification Act 1914.

19. The added areas shall be separated from the county electoral divisions of which they respectively form part and the persons who immediately before the appointed day are the county councillors representing those divisions shall be deemed to have been elected to represent those divisions as altered by this Act and shall retire on the date on which they would have retired if this Act had not been passed. County electoral divisions.

A.D. 1927.

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Existing
lord mayor
and alder-
men.

20. The persons who hold office immediately before the appointed day as lord mayor and aldermen of the existing city shall on the appointed day become the lord mayor and aldermen of the city and shall respectively retire from office on the day on which they would have retired from office if this Act had not been passed.

Jurisdiction
of city
justices &c.
extended.

21.—(1) The powers and duties of the quarter sessions recorder clerk of the peace stipendiary magistrate and justices of the peace for the existing city and of the clerk to those justices and of the police constables and other peace officers of the existing city shall extend to and apply throughout the city :

Provided that—

(a) every person committing an offence in any part of the added areas prior to the appointed day shall be tried and dealt with as if this Act had not been passed;

(b) every proceeding which prior to the appointed day has been begun by or before any justice in relation to any matter arising in or concerning any part of the added areas may be continued or completed in like manner and with the like incidents and consequences as nearly as may be as if this Act had not been passed.

(2) The added areas shall cease to form part of any petty sessional division of the county.

Coroner.

22.—(1) The powers and duties of the coroner of the existing city shall subject to the proviso to section 31 of the Act of 1925 and to subsection (2) of this section extend to and apply throughout the city.

(2) Until the death resignation or removal from office of Charles Joseph Haworth the present holder of the office of coroner for the Wakefield district of the county and of the office of coroner for the Wakefield district of the honour of Pontefract the added areas shall for all purposes of inquests continue within the county.

City
auditors.

23. The auditors of the existing city who are in office on the appointed day shall continue in office and shall for the purposes of the Municipal Corporations Acts be the city auditors until the next ordinary day of election of city auditors.

24. Subject to the provisions of this Act all property vested in the Corporation at the appointed day for the benefit of the existing city shall by virtue of this Act be held by the Corporation for the benefit of the city and the Corporation shall hold enjoy and exercise for the benefit of the city all the powers which at the date aforesaid are exerciseable by or vested in the Corporation for the benefit of the existing city and all liabilities which on the appointed day attach to the Corporation in respect of the existing city shall from and after that day attach to them in respect of the city.

A.D. 1927.
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Corporation
property.

25.—(1) Subject to the provisions of this Act the unrepealed provisions of the local Acts and of any other local Act (including any local Act passed or to be passed during the present session of Parliament) or of any other Provisional Order duly confirmed by Parliament and affecting the existing city or the Corporation as the same respectively are in force within the existing city on the appointed day shall extend and apply to the city and any reference therein to the existing city and the Corporation shall be deemed to refer to the city and the Corporation thereof:

Local Acts.

Provided that as respects the supply of electricity the provisions of this section shall only have effect subject to the provisions of the sections of this Act whereof the marginal notes are respectively "Provisions as to the Yorkshire Electric Power Company" and "Provisions as to Electrical Distribution of Yorkshire Limited."

(2) The following provisions of the local Acts are hereby repealed (namely):—

The Act of 1905.

Section 33 (Power to lay water pipes in streets not dedicated to public use);

Section 52 (Power to lay gas pipes in streets not dedicated to public use);

Section 220 (As to carriages plying for hire at railway stations);

Subsection (4) of section 264 (As to nuisances).

The Order of 1912.

Paragraph (c) of sub-division (1) of Article XI.

A.D. 1927. The Act of 1924.

Section 50 (Widening of road when only one side is built upon);

Section 52 (Restriction on placing rails beams &c. over streets).

(3) The provisions of any protective clause for the benefit of the county council or any of the rural councils (or the predecessors of any such council) contained in any local Act confirmation Act or Provisional 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 such council (or their predecessors) as the case may be.

Water. **26.** The limits for the supply of water by the Corporation shall include the whole of the city.

Gas. **27.** The limits for the supply of gas by the Corporation shall include the whole of the city.

Purchase of part of undertaking of Calverley and Horsforth District Gas Company. **28.**—(1) The Calverley and Horsforth District Gas Company may sell to the Corporation and the Corporation may purchase so much of that company's undertaking as is situate within the city (except so much thereof as is situate in the area comprising the Horsforth Station of the London and North Eastern Railway Company) at such price and upon and subject to such terms and conditions as may be agreed between the company and the Corporation.

(2) Upon the completion of a sale and purchase under this section—

(a) The part of the undertaking purchased shall form part of the Corporation's gas undertaking; and

(b) The Calverley and Horsforth District Gas Act 1868 shall be amended so that the limits thereof shall include no part of the city (except the said Horsforth Station);

and thereafter the said company shall not supply gas in or for use within the city except for use at the said station.

29. Except so far as may be otherwise agreed in writing between the Corporation and the Yorkshire Electric Power Company (in this section called "the company") under their respective common seals the following provisions shall apply and have effect (that is to say) :—

A.D. 1927.
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Provisions
as to the
Yorkshire
Electric
Power
Company.

- (1) At any time within six months after the appointed day the Corporation may by notice in writing require the company to sell and transfer to them and the company if so required shall sell and transfer to the Corporation that portion of the undertaking of the company which is situate in the added areas and all the cables mains plant fittings buildings machinery works and apparatus belonging to the company and used or applied for the purpose of supplying electrical energy within the added areas (all of which are in this section included in the expression "the said undertaking") on the terms and subject to the exceptions mentioned in the agreements dated the thirteenth day of June and the twenty-first day of December nineteen hundred and four and made between the Corporation of the one part and the company of the other part:
- (2) The said purchase shall be completed upon the twenty-fifth day of March twenty-fourth day of June twenty-ninth day of September or the twenty-fifth day of December which shall first happen after the expiration of three months after the amounts of the purchase moneys payable under this section and under the next succeeding section of this Act respectively have been determined either by agreement or by arbitration and the day fixed for completion is in this section referred to as "the day of transfer":
- (3) The purchase money payable to the company in respect of the transfer to the Corporation of the said undertaking as determined as aforesaid shall be paid by the Corporation to the company upon the day of transfer and if not so paid shall be a debt due from the Corporation to the

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company with interest thereon from the day of transfer at the rate of five per centum per annum until the date of payment:

- (4) On the day of transfer the said undertaking shall by virtue of this Act be transferred to and shall thenceforth vest in the Corporation freed from all debentures debenture stock mortgages charges debts liabilities and obligations upon or affecting the same and the added areas shall form part of the area of the Corporation for the supply of electricity but shall remain part of the area of supply of the company for the same purposes and subject to the same restrictions as the existing city:
- (5) Subject to the provisions of this Act all agreements conveyances contracts deeds and other instruments entered into or made with or by the company in relation to the said undertaking and in force at the day of transfer shall be as binding and of as full force and effect in every respect against or in favour of the Corporation and may be enforced as fully and effectually as if instead of the company the Corporation had been a party thereto:
- (6) Notwithstanding anything contained in any Act of or relating to the company the consent of the Corporation shall not be requisite to the supply by the company of electricity in the added areas or any part thereof at any time before the day of transfer to any company body or person to whom and for all or any of the purposes for which they could have supplied electricity if this Act had not been passed but subject as aforesaid section 50 (For protection of certain cities and boroughs) of the Yorkshire Electric Power Act 1901 shall apply to the city as extended by this Act as if the same were therein referred to instead of the city as existing at the passing of the said Act of 1901:
- (7) Notwithstanding anything contained in this Act the Corporation shall not supply to any other person electricity within the added areas or any

part thereof (other than the township of Alwoodley) until after the day of transfer: A.D. 1927.

- (8) Notwithstanding the purchase by the Corporation of the said undertaking the powers of the company in regard to the supply of electricity within or for use within the added areas or any part thereof shall be the same and subject to the same conditions and restrictions as the powers of the company in regard to the supply of electricity within or for use within the existing city.

30.—(1) Nothing in this Act shall prejudice or affect the rights and powers of Electrical Distribution of Yorkshire Limited (in this section called “the distribution company”) to supply electricity in the existing township of Eccup under the Wetherby and District Electricity Special Order 1926 (in this section called “the Order of 1926”):

Provisions
as to
Electrical
Distribution
of York-
shire
Limited.

Provided that the Corporation shall have all the rights and powers and be subject to all the obligations of the local authority under the Order of 1926 and under the Electricity (Supply) Acts 1882 to 1926 and under any deeds agreements and instruments relating to the undertaking authorised by the said Order so far as the same relates to the township of Eccup.

(2) At the same time as the Corporation purchase under the provisions of the last preceding section of this Act the portion of the undertaking of the Yorkshire Electric Power Company therein referred to the Corporation shall purchase from the distribution company and the distribution company shall sell and transfer to the Corporation so much of the undertaking authorised by the Order of 1926 as relates to the township of Eccup and such of the powers rights authorities and privileges of the undertakers under that Order as relate to the portion of the undertaking so purchased as aforesaid upon payment by the Corporation to the distribution company of the fair market value of so much of the undertaking as aforesaid as a going concern due regard being had to goodwill and to any loss occasioned by severance and the amount of such payment shall in default of agreement be determined by arbitration pursuant to the provisions of section 28 of the Electric Lighting Act 1882.

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(3) The Corporation shall not supply electricity within the existing township of Eccup until they shall have acquired the undertaking of the distribution company in that township.

(4) As from the completion of the purchase by the Corporation of so much of the undertaking of the distribution company as aforesaid the powers of the distribution company to supply electricity in the existing township of Eccup shall cease and determine but notwithstanding anything contained in this section the right of the distribution company to exercise their powers to construct and maintain works therein (including their powers to break up streets) for the purpose of facilitating the supply of electricity within the other parts of the area of supply under the Order of 1926 shall continue.

Adoptive
Acts.

31.—(1) The provisions of—

- (a) The Baths and Washhouses Acts 1846 to 1925;
- (b) The Public Libraries Acts 1892 to 1919;
- (c) The Infectious Disease (Prevention) Act 1890;
- (d) Parts II and III of the Public Health Acts Amendment Act 1890 (except section 19 of that Act);
- (e) The Museums and Gymnasiums Act 1891 (so far as it relates to museums);
- (f) The Local Government and other Officers' Superannuation Act 1922; and
- (g) The sections of the Public Health Act 1925 which immediately before the appointed day are in force in the existing city;

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

(2) The provisions of any adoptive Act other than the enactments mentioned in subsection (1) of this section shall cease to be in force in any part of the added areas and section 19 of the Public Health Acts Amendment Act 1890 shall cease to be in force in any part of the city.

(3) Any order under the Infectious Disease (Notification) Act 1889 or under any adoptive Act mentioned in subsection (1) of this section which is in force at the appointed day throughout the existing city shall extend

and apply to the added areas and any such order in force on the appointed day in the added areas shall save as hereinbefore provided cease to be in force in those areas.

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(4) The provisions of subsections (2) and (3) of this section shall not prejudice or affect any proceedings which are pending on the appointed day.

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

Powers
under
Public
Health Acts
Amendment
Act 1907.

(1) The provisions of any order made before the appointed day whereby any parts or sections of the Act are in force in the existing city shall have effect as if any reference in that order to the city as it existed at the date of such order extended and applied to the city as extended by this Act and as if the said parts or sections were accordingly declared to be in force in the city :

(2) Any other order under the Act which is in force on the appointed day throughout the existing city 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 in any part of the added areas any parts or sections of the Act shall cease to apply to such part of the added areas and subject to the provisions of this section the parts or sections declared by any such order to be in force shall cease to be in force in any such part but this provision shall not prejudice or affect any proceedings which are pending on the appointed day.

33. Subject to the provisions of any order which the Minister may hereafter make the provisions of any order heretofore made by the Local Government Board or the Minister and conferring upon the council of the existing city any of the matters mentioned in section 33 of the Act of 1894 and in that order so far as such provisions are still in force or still have effect shall be deemed to have effect as if any reference in those provisions to the existing city the council of the

Powers
under
section 33 of
Act of 1894.

A.D. 1927.

existing city and the parishes comprised therein extended and applied to the city the council of the city and the township of Leeds as extended by this Act and any other order under section 33 or section 34 of the Act of 1894 shall cease to have effect in the city or in any part thereof :

Provided that nothing in this section shall extend to the added areas the provisions of the order of the Local Government Board dated the seventeenth day of August nineteen hundred and four relating to the powers duties and liabilities of a parish council under section 14 of the Act of 1894 and an order may be made by the Minister under section 33 of that Act with respect to any charity held wholly or partly for the benefit of the inhabitants of any of the added areas.

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

34. 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 Act shall subject to the provisions of such Acts remain in force and apply to the area to which it applies immediately before the appointed day.

Orders
under
Wild Birds
Protection
Acts.

35. Any order under the Wild Birds Protection Acts 1880 to 1908 which is in force at the appointed day in the existing city shall extend to the added areas and any order under those Acts which is then in force in the county shall cease to extend to the added areas.

Byelaws &c.

36. Subject to the provisions of this Act—

(1) All byelaws (other than byelaws made under the Public Health Acts) and every scale of charges made by the Corporation or their watch committee which on the appointed day are in force in the existing city shall thenceforth apply to the city until or except in so far as any such byelaws or scale of charges may be altered or repealed :

(2) (a) All byelaws (other than byelaws made under the Public Health Acts) made by the county council by the standing joint committee of the county or by any of the rural councils (or their predecessors) and in force immediately before the appointed

day in any part of the added areas shall on that day cease to be in force in those areas except as regards any work which has been begun before that day or as regards any work which has not been so begun but for which plans have been approved before that day by the council of the district in which the part is situated or have been sent to their surveyor or clerk one month at least before that day and have not been disapproved by that council;

A.D. 1927.

(b) As regards any such work as aforesaid the byelaws in force immediately before the appointed day shall continue to apply until the completion of the work in like manner and with the like effect as if those byelaws had been made by the Corporation and as if the Corporation and the city were referred to therein instead of the council of the district in which the part is situated and that district;

(c) Provided that any proceedings which if this Act had not been passed might have been taken by the county council by the standing joint committee of the county or by a rural council for any offence committed before the appointed day against any byelaws which by virtue of this section 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 the council or committee as the case may be:

- (3) All byelaws made under the Public Health Acts and in force immediately before the appointed day either in the existing city or in any part of the added areas shall continue to apply to the area in which they are so in force with the substitution in the case of byelaws in force in any part of the added areas of the Corporation for the council of the district in which the part is situate:

A.D. 1927.

Provided that—

(a) Any such byelaws so in force in the existing city may by a byelaw made in accordance with sections 182 to 185 of the Public Health Act 1875 so far as they relate to byelaws made by an urban sanitary authority be extended with or without modification to the added areas;

(b) Any byelaws referred to in this subsection which were confirmed before the year nineteen hundred and four and the byelaws with respect to new streets and buildings which were made by the Corporation in the year nineteen hundred and seven shall cease to apply on the expiration of one year from the appointed day unless repealed before that time :

(4) In this section "byelaws" includes any regulation and "scale of charges" includes any list of tolls or table of fees or payments and "byelaws made under the Public Health Acts" includes all byelaws to which the provisions of section 184 of the Public Health Act 1875 have been applied.

Urban powers in excluded part of Austhorpe.

37. All the powers rights duties capacities liabilities and obligations of an urban district council and the powers in relation to the chargeability of expenses with which the Tadcaster Council are invested in pursuance of any order issued by the Local Government Board or the Minister under the Public Health Acts in respect of the existing township of Austhorpe shall be deemed to vest in and attach to the Tadcaster Council in respect of the township of Austhorpe as altered by this Act.

As to existing poor law orders.

38. All poor law orders in force immediately before the appointed day in the Leeds Union and applicable to the existing township of Leeds shall extend and apply to the township of Leeds.

County police.

39.—(1) On the appointed day such members (if any) of the police force of the county as before that

day shall have been determined by agreement subject to the approval of the Secretary of State between the standing joint committee of the county and the watch committee of the Corporation or in default of agreement by the Secretary of State shall be transferred to and become part of the police force of the city : A.D. 1927.

Provided that no member of the county police force shall be so transferred without his consent.

(2) Every member of the county police force so transferred shall hold office in the police force of the city upon the same tenure and subject to the same terms and conditions as the other serving members of the city police force of the same rank as such member and any period of service which the transferred member was entitled to reckon before the transfer for purposes of pay promotion or pension in the police force of the county shall be reckoned for the same purpose in the police force of the city :

Provided that where the scale of ordinary pensions applicable to a member of the police force of the county who is so transferred is by virtue of section 29 (1) (a) of the Police Pensions Act 1921 a scale other than that prescribed in Part I. of the First Schedule to that Act such scale shall continue to apply to him as if he had not been so transferred.

(3) The provisions of subsection (2) of section 8 of the Police Pensions Act 1921 shall extend and apply to and in relation to any member of a police force transferred under this section as if that member had removed with the written sanction of the chief constable of the county and notwithstanding that at the date of the transfer that member may not have completed one year's approved service in the police force of the county.

40.—(1) Any county police station situate in any part of the added areas with any residence for constables or cell connected therewith and the fittings and furniture thereof shall by virtue of this Act be transferred to and vest in the Corporation as from the appointed day for all the estate and interest therein of the county council and section 68 (Adjustment of property and liabilities) of the Act of 1894 shall apply with respect County police stations.

A.D. 1927. — to any adjustment required for the purposes of this section.

(2) In the event of the amount of the consideration for the transfer of the property which by virtue of this section is transferred to and vested in the Corporation not being ascertained before the appointed day the date of the final ascertainment of the consideration shall for the purposes of section 12 of the Finance Act 1895 be treated as the date of vesting.

Adjustment
of financial
relations
between
county and
county
boroughs.

41.—(1) In any case where the extension of the existing city by this Act affects the distribution between the county and the city or between the county and the city on the one hand and any other county borough on the other hand of the moneys payable out of the local taxation account or by the Postmaster-General in pursuance of the Act of 1888 of the Local Taxation (Customs and Excise) Act 1890 and of the Roads Act 1920 (as amended by any subsequent Act and as affected by any Order in Council) or any financial relations or questions between those areas or any adjustment which has been made in regard to the said distribution or financial relations or questions equitable adjustments may be made between the areas interested.

(2) Any adjustment authorised by subsection (1) of this section may be made by agreement between the councils of the city the county and the county borough affected and if such adjustment has not been made before the thirty-first day of December nineteen hundred and twenty-eight or such later date as may be allowed by the Minister then on the application of any of the councils interested the Minister may if he thinks fit make or appoint an arbitrator to make the adjustment.

(3) In any case in which an agreement for equitable adjustments as aforesaid has not been made the provisions of the Act of 1888 relating to adjustments between administrative counties and county boroughs shall apply with the necessary modifications and the Minister or an arbitrator appointed by him as the case may be shall be substituted in those provisions for the commissioners appointed under the Act of 1888 and notwithstanding anything in the provisions of this Act or of the Act of 1888

any such adjustment and the determination of any matter incidental or in relation thereto or consequent thereon shall when made by the Minister be deemed to be made by him otherwise than as an arbitrator and any arbitrator appointed by him shall be deemed to be an arbitrator within the meaning of section 62 of the Act of 1888 and the provisions of the Act of 1888 shall apply accordingly: A.D. 1927.

Provided that—

- (a) in lieu of subsection (6) of section 61 of the Act of 1888 subsections (1) and (5) of section 87 of that Act shall apply to any inquiries which may be directed by the Minister under this section and to the costs of those inquiries; and
- (b) subsection (6) of section 32 of the Act of 1888 shall apply to any agreement or award made under this section.

42.—(1) An equitable adjustment shall be made between the county and the city respecting the interest of the added areas in any compensation fund constituted under section 21 of the Licensing (Consolidation) Act 1910 or under any enactment repealed by that Act. Adjustment for purposes of licensing.

(2) Such adjustment shall be made by agreement between the compensation authority (as defined by the Licensing (Consolidation) Act 1910) for the county and for the city within twelve months from the appointed day or such extended period as may be allowed by the Secretary of State or in default of agreement by an arbitrator appointed by the Secretary of State.

(3) For the purpose of such adjustment an arbitrator appointed by the Secretary of State shall be deemed to be an arbitrator within the meaning of section 62 of the Act of 1888 and the provisions of that Act shall apply accordingly.

43.—(1) The Minister may by order at any time after the passing of this Act make such provisions as appear to him to be necessary for transferring to the insurance committee for the city such of the property rights and liabilities of the insurance committee for the county as relate to persons resident in the added areas. Insurance committees.

A.D. 1927.

(2) An order made under this section may authorise the insurance committee for the county to continue to act as insurance committee for the added areas until such date not being later than the thirty-first day of October nineteen hundred and twenty-eight as may be specified in the order and may for that purpose postpone the operation of this Act so far as relates to the rights and duties of the respective insurance committees for the county and city until the date so specified and may provide for such financial adjustments and may contain such other consequential and supplementary provisions as may appear to the Minister necessary or expedient.

(3) An order under this section shall have effect as if enacted in the National Health Insurance Act 1924 and may be revoked revised or amended by an order made in like manner as the original order.

(4) Subject to any order under this section the persons who immediately before the passing of this Act are members of the respective insurance committees for the county and the existing city shall be deemed to have been appointed or elected as and shall be the members of the respective insurance committees for the county as altered by this Act and the city.

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

44.—(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 the added areas shall by virtue of this Act 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 respect to the officers and teachers of any such school within the added areas shall by virtue of this

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Act enure to and be carried into effect by and be discharged and satisfied by the Corporation as the local education authority;

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

(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 Act 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 Act 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 general rate fund and the general rate 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 section "public elementary school" includes the site and school house and also any land and building acquired and held by the county council as the local education authority for purposes of elementary education.

45.—(1) Any byelaws under the Education Act 1921 or any enactment repealed by that Act which may be in force in the existing city immediately before the appointed day shall apply to the city 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 any parish council or parish meeting shall vacate office on the appointed day.

46. Subject to the provisions of this Act so much of any sums borrowed by the Corporation as immediately before the appointed day are owing and charged upon a fund or rate of the existing city shall be charged upon

Mortgage
debts of
Corporation

A.D. 1927.

the revenues the general rate fund and the general rate of the city and 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.

Powers
property
&c. of
rural
councils.

47.—(1) The rural councils shall cease to exercise any powers or discharge any duties within any part of the added areas.

(2) Subject to any necessary adjustment all property or liabilities which immediately before the appointed day are vested in or attach to any of the rural councils in relation exclusively to any part of the added areas shall by virtue of this Act be transferred to and vest in the Corporation as urban authority.

(3) Any property or liabilities vested in or attaching to any of the rural councils in relation to any part of the added areas conjointly with any other area shall be a matter for adjustment under section 62 of the Act of 1888.

Isolation
hospital
districts.

48.—(1) The existing township of Templenewsam shall be excluded from and cease to form part of the Rothwell Methley and Hunslet Joint Isolation Hospital District and of the Wakefield and District Small-pox Isolation Hospital District.

(2) Upon the next occurrence of a vacancy in the representation of the Hunslet Council upon the Rothwell Methley and Hunslet Joint Isolation Hospital Committee such vacancy shall not be filled and thenceforth the number of the representatives of the Hunslet Council upon that committee shall be reduced by one.

(3) The added part of Austhorpe shall be excluded from and cease to form part of the Joint Small-pox Isolation Hospital District constituted by the agreements of combination dated the first day of July nineteen hundred and two the first day of September nineteen hundred and nine and the thirteenth day of April nineteen hundred and eleven between the Tadcaster Council and other authorities for the provision of a joint small-pox isolation hospital.

(4) The existing townships of Alwoodley and Eccup shall be excluded from and cease to form part of the Wharfedale Union Joint Isolation Hospital District. A.D. 1927.

(5) The following orders (namely):—

(a) the order of the county council dated the tenth day of January nineteen hundred constituting the Rothwell Methley and Hunslet Joint Isolation Hospital District;

(b) the order of the county council dated the thirteenth day of May nineteen hundred and three for the constitution of the Wakefield and District Small-pox Isolation Hospital District as confirmed by the Local Government Board subject to modifications; and

(c) the Wharfedale Union Joint Isolation Hospital (West Riding of Yorkshire) Orders 1897 to 1915

and the agreements mentioned in subsection (3) of this section shall be read and have effect subject to the provisions of this section.

49.—(1) Subject to the provisions of this Act the total amount in the pound of the general rate to be levied by the Corporation in any one year during the period of fifteen years commencing on the appointed day in respect of any hereditament in the following added areas shall not exceed the amount in the pound hereinafter mentioned on the rateable value of the hereditament (namely):— Differential rating.

(a) In the township of Templenewsam thirteen shillings;

(b) In the added part of Austhorpe nine shillings;

(c) In the township of Alwoodley eight shillings and fourpence;

(d) In the township of Eccup eight shillings.

(2) Provided that when a sewer shall have been constructed in the township of Alwoodley from Harrogate Road to Adel Beck Valley nine shillings and fourpence shall be substituted for eight shillings and fourpence in paragraph (c) of subsection (1) of this section.

(3) Provided also that until the first new valuation list made under Part II of the Rating Act comes into force in the city the amount in the pound of the city rate levied

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in any one year in respect of any hereditament in any of the added areas when added to the amount in the pound of the poor rate levied in respect thereof shall not exceed the amount of the general rate in respect of such area mentioned in subsection (1) of this section.

Guardians and District Councillors.

Guardians
of Leeds
Township.

50.—(1) Subject to the provisions of the Act of 1894 the township of Leeds shall for the purpose of the election of a board of guardians for that township be divided into seventeen wards which shall respectively be co-terminous with and bear the same names as the municipal wards of the city.

(2) Subject to subsection (3) of this section three guardians shall be elected for each of the wards of the township of Leeds.

(3) Until the fifteenth day of April nineteen hundred and twenty-eight which is the day on which the guardians retire from office under section 11 of the Act of 1924 the guardians representing—

- (a) the Roundhay Seacroft Shadwell and Cross Gates Ward;
- (b) the North Ward; and
- (c) the Headingley Ward

immediately before the appointed day shall be deemed on and after that day to represent those wards as altered by this Act.

Hunslet
district.

51.—(1) The persons who immediately before the appointed day are the rural district councillors and guardians for the existing township of Templenewsam shall vacate office as guardians but shall continue in office as councillors of the Hunslet district as if they had been elected for the township of Oulton-cum-Woodlesford until the fifteenth day of April nineteen hundred and twenty-eight.

(2) At the election of rural district councillors for the township of Oulton-cum-Woodlesford in the year nineteen hundred and twenty-eight and at all subsequent elections five rural district councillors shall be elected but the two councillors obtaining the largest and the second largest number of votes shall alone be the representatives of the said township on the board of

guardians of the Wakefield Poor Law Union and in the event of an unopposed election or of there being otherwise any doubt such two representatives shall be chosen by lot under the direction of the returning officer. A.D. 1927.

52. The person who immediately before the appointed day is the rural district councillor and guardian for the existing township of Austhorpe shall be deemed to have been elected to represent that township as altered by this Act and shall retire on the date on which he would have retired if this Act had not been passed. Tadcaster union and district.

53. The persons who immediately before the appointed day are the rural district councillors and guardians for the existing townships of Alwoodley and Eccup shall vacate office and the number of councillors of the Wharfedale district and of guardians of the Wharfedale Union shall be reduced by two. Wharfedale union and district.

Officers.

54. The town clerk and all other officers of the Corporation of the existing city who hold office on the appointed day shall continue to be town clerk and officers of the Corporation of the city and shall hold their offices by the same tenure as at that day. Town clerk and other officers continued.

55.—(1) Every person who on the date of the passing of this Act is an officer of the Hunslet Council and devotes the whole of his time to the duties of his office and is employed exclusively in or acts exclusively for the existing township of Templenewsam shall on the appointed day if he so desires be transferred to and become an officer of the Corporation. Existing officers of Hunslet Council.

(2) Every officer so transferred shall hold his office by the same tenure and upon the same terms and conditions as if this Act had not been passed 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 Act had not been passed.

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(3) Every officer so transferred who on the first day of April nineteen hundred and twenty-seven holds a post duly designated as established for the purpose of the Local Government and other Officers' Superannuation Act 1922 shall be deemed to have been transferred to a designated post in the service of the Corporation within the meaning of that Act and the provisions of that Act shall apply as if he had transferred to the service of the Corporation with the consent of the Hunslet Council.

(4) 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 or determine the employment of any officer.

(5) 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.

Existing
officers of
guardians.

56.—(1) Any officer in the service immediately before the appointed day of the Tadcaster guardians or the Wharfedale guardians who acts for a district wholly comprised in or co-extensive with any of the added areas shall be transferred to and become an officer of the Leeds guardians.

(2) Any officer transferred by this section shall be subject to the provisions of section 19 (Existing union officers) of the Act of 1924 (except subsection (3) of that section) and if any such officer was appointed under the authority of any special order made by the Minister or his predecessors that order shall subject to the provisions aforesaid continue to apply to him with the substitution of the Leeds guardians for the board of guardians from whom the officer is transferred.

(3) Where any officer is transferred by this section to the Leeds guardians the contributions which have been made by the officer under the Poor Law Officers' Superannuation Act 1896 shall in so far as such contributions have been received by the guardians of the union

from whom the officer is transferred be paid to the Leeds guardians. A.D. 1927.

57.—(1) Every officer in office on the date of the passing of this Act who by virtue of this Act or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by determination of his appointment or by diminution or loss of fees salary or emoluments (and for whose compensation for that loss 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 or (if he held office under a board of guardians) from the Leeds guardians. Compensation to existing officers.

(2) Any transferred officer who relinquishes his office in pursuance of the foregoing provisions of this Act 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 Act 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 Act.

58.—(1) In determining the compensation payable to any person who becomes entitled to compensation in pursuance of this Act 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 the limit therein mentioned and the provisions of the said section 120 shall apply subject to the following and any necessary modifications:— Determination of compensation.

- (a) Any reference in that section to the county council shall be construed as a reference to the Corporation or the Leeds guardians as the case may be and in subsection (7) of that section for the words “the same or any other county council” there shall be substituted the words “any local authority as defined by the Local Government and other Officers’ Superannuation Act 1922” and in that subsection the expression “office” shall be deemed to include employment;
- (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

A.D. 1927.
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of office or determination of appointment takes effect or the direct pecuniary loss commences as the case may be;

(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; and

(d) The references in subsections (4) and (6) of that section to the Treasury shall be deemed to be references to the Minister.

(2) The compensation payable under this Act to an officer who on the date of the passing of this Act 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.

(3) In computing the time of service in any capacity of any officer for the purpose of determining the compensation to which he is entitled under this Act the Corporation shall take into account all the service of any such officer after he has attained the age of eighteen years in any capacity under any local authority whether such officer has been appointed annually or otherwise.

(4) All fees or remuneration received by an officer in connection with the preparation of the jurors' book or the register of electors shall subject to a reasonable deduction for any expenses incurred by the officer be regarded as part of the emoluments of the officer for the purpose of compensation.

(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.

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(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 Act.

(7) For the purposes of subsection (2) of this section the following offices shall be deemed to be offices under a local authority (namely) clerk to an assessment committee constituted under the Rating Act superintendent registrar registrar of births and deaths and registrar of marriages.

(8) The provisions of the section of this Act whereof the marginal note is "Compensation to existing officers" and the foregoing provisions of this section shall apply to a teacher employed in a public elementary school maintained by the local education authority at the passing of this Act as if he were an officer employed by the authority Provided that—

- (a) In the case of a teacher employed in a public elementary school maintained but not provided by the authority the provisions with respect to an officer whose services are dispensed with shall only apply if such teacher be discharged by the authority or by the direction or with the consent of the authority (otherwise than for misconduct) within five years after the appointed day;
- (b) In the application of subsection (7) of section 120 of the Act of 1888 in the case of a teacher to whom a compensation allowance has been granted in pursuance of this section service in a public elementary school maintained but not provided by a local authority shall be deemed to be service in an office under that authority.

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

Compensation and superannuation.

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*Supplementary Provisions.*Liquidation
of current
debts and
liabilities.

60.—(1) The parish councils of the existing townships of Templenewsam Alwoodley and Eccup shall liquidate so far as practicable before the appointed day all current debts and liabilities incurred by them.

(2) If default is made by any of the said councils in complying with the requirements of subsection (1) of this section—

(a) The Corporation may in accordance with subsection (5) of section 2 of the Rating Act make and levy over the area of such portion of the city as is co-terminous with the area of the council in default as an additional item of the general rate such amount in the pound as will be sufficient to defray the liability of that area in respect of the current debts and liabilities of the council in default;

(b) Any such additional item of the general rate may be made retrospectively to raise money for the payment of charges and expenses incurred by the council in default at any time within one year before the appointed day;

(c) Any such additional item shall be in addition to any rate which is levied subject to the limitations mentioned in the section of this Act whereof the marginal note is "Differential rating."

Apportionment of
balances
and sums
received
under
precepts.

61.—(1) As soon as practicable after the appointed day the county council and the rural councils shall as regards any cash balance in their hands at the appointed day estimate the proportion thereof derived from contributions paid by each of the added areas and subject to a deduction on account of undischarged liabilities in respect of that added area accruing up to the appointed day shall transfer such amount to the Corporation.

(2) Any sum received after the appointed day by the county council or any of the rural councils under a precept issued or rate made before that day in respect of any area comprising one of the added areas shall be dealt with in the manner prescribed by subsection (1) of this section.

(3) The apportionment under this section of any balance or sum received shall be subject to review on an adjustment under this Act. A.D. 1927.
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62. Section 62 of the Act of 1888 shall apply to any adjustment which may become necessary in consequence of this Act and for the purposes of such application that section shall have effect— Adaptation of provisions as to adjustment.

(a) As if in subsections (5) (6) and (7) thereof the expression "council" included any authority affected by this Act or by anything done in pursuance of this Act; 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 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:

Provided that where the authority affected by this Act or by anything done in pursuance of this Act are the board of guardians of a poor law union section 62 of the Act of 1888 shall apply with respect to any necessary adjustment with the modifications specified in the First Schedule to the Poor Law (Dissolution of School Districts and Adjustments) Act 1903.

63. For the purposes of the application of section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Act so far as it relates to the alteration of the area of or the abolition of any existing parish that section shall have effect— Parochial adjustments.

(a) As if the general rate leviable under the Rating Act for the purposes of the said section as applied by this Act were substituted for any fund mentioned in the section; and

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(b) As if for subsections (6) and (7) of the said section there were substituted the following subsections (that is to say):—

(6) If it is necessary for the purpose of giving effect to any agreement or award for an adjustment that any amount shall be charged separately on a part only of any rating area the agreement or award may authorise the levying of that amount on that part of the rating area as an additional item of the general rate in accordance with the provisions of subsection (5) of section 2 of the Rating and Valuation Act 1925.

(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 may authorise or direct.

Balances in
accounts of
guardians.

64.—(1) Any balances standing at the appointed day—

(a) in the books of the guardians of the poor of the Leeds Union to the credit or debit of the existing township of Leeds or the existing township of Templenewsam;

(b) in the books of the guardians of the poor of the Wharfedale Union to the credit or debit of the existing township of Alwoodley or the existing township of Eccup

shall be carried to the credit or debit of the township of Leeds.

(2) Any balances standing at the appointed day in the books of the guardians of the poor of the Tadcaster Union to the credit or debit of the existing township of Austhorpe shall be a matter for adjustment under section 62 of the Act of 1888.

Duplicate
entries in
electors'
lists.

65.—(1) The registration officer of the parliamentary county of the west riding of Yorkshire shall on publication of the electors' lists for each registration unit comprising any part of the added areas supply the registration officer of the parliamentary borough of Leeds with a sufficient number of copies of those lists.

(2) It shall be the duty of the registration officer of the parliamentary borough 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 city for the purpose of city council elections or in any ward of the township of Leeds for the purpose of guardians' elections. A.D. 1927.

(3) Where the registration officer of the 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 and that officer shall make such correction accordingly.

(4) This section shall apply to the preparation of the register in nineteen hundred and twenty-eight and of later registers.

66.—(1) For the purposes of the register of local government electors of the city prepared in the year nineteen hundred and twenty-eight and of all matters connected with incidental to or consequent upon those purposes the added areas shall be deemed to have formed part of the city as from the twenty-eighth day of February nineteen hundred and twenty-eight. Provisions
as to
register of
electors.

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

(a) The town clerk in the case of an election for any voting area within the city; and

(b) The registration officer of the parliamentary county in the case of an election or parish meeting for any voting area outside the city—

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

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—

(3) 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 Act and may vary so far as is requisite the provisions in force with regard to the lists and registers of electors.

Parish
councils.**67.** Subject to the provisions of this Act—

- (1) The parish councils of the existing townships of Templenewsam Alwoodley and Eccup shall cease to exist:
- (2) Any powers and duties transferred by or under the Act of 1894 to the parish councils of the existing townships of Templenewsam Alwoodley and Eccup (except powers or duties as the authority under any of the adoptive Acts as defined in the Act of 1894) shall be vested in and imposed on the persons and authorities in or on whom they would be vested or imposed if those townships had been included in a parish in the existing city on the appointed day within the meaning of the Act of 1894 and all property and liabilities of the said parish councils held or incurred so far as regards the said townships for the purpose or by virtue of the said powers and duties shall by virtue of this Act be transferred to and vest in the persons and authorities aforesaid:
- (3) Any property or liabilities of the said parish councils held or incurred otherwise than by virtue or for the purposes of the powers or duties aforesaid shall by virtue of this Act be transferred to and vest in the Corporation:
- (4) The powers duties property and liabilities of the said parish councils under any of the adoptive Acts as defined in the Act of 1894 or of any authority under any such adoptive Act shall by virtue of this Act be transferred to and vest in the Corporation:
- (5) The persons who at the appointed day are the parish councillors and chairman of the

parish council of the township of Oulton-with-Woodlesford shall go out of office on that day and the Hunslet Council shall have the powers and duties of and be deemed to be the parish council for that township:

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—

- (6) All property and liabilities of the parish council of the township of Oulton-with-Woodlesford shall by virtue of this Act be transferred to and vest in the Hunslet Council.

68. Subject to the provisions of this Act—

Austhorpe
parish
meeting.

- (1) Any powers and duties transferred by or under the Act of 1894 to the parish meeting of the existing township of Austhorpe (except powers and duties under any of the adoptive Acts as defined in that Act) shall so far as regards the added part of Austhorpe be vested in and imposed on the persons and authorities in or on whom they would be vested or imposed if that added part had been included in the existing city on the appointed day within the meaning of the Act of 1894:

- (2) Any property or liabilities held or incurred by the chairman of the parish meeting of the said existing township or by any other person in relation exclusively to the added part of Austhorpe for the purposes or by virtue of the powers and duties above mentioned shall by virtue of this Act be transferred to and vest in the persons and authorities aforesaid:

- (3) Any property or liabilities held or incurred by any authority under any of the adoptive Acts as defined in the Act of 1894 in relation exclusively to the added part of Austhorpe for the purposes of any such adoptive Act or otherwise than for the purposes or by virtue of the powers and duties above mentioned shall by virtue of this Act be transferred to and vest in the Corporation:

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(4) Any property or liabilities held or incurred on behalf of the parish meeting of the existing township of Austhorpe in relation to the added part of Austhorpe conjointly with any other area shall be a matter for adjustment under section 62 of the Act of 1888.

Settlement
and removal
of poor.

69.—(1) 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 existing parish affected by this Act or a status of irremovability from the poor law union in which such parish is comprised by reason of residence birth or other qualification in any area specified in column 1 of the Third Schedule to this Act shall be deemed to have acquired or to be in the course of acquiring thereby a settlement in the parish denoted by the corresponding number in column 2 of the said schedule or a status of irremovability from the poor law union in which such parish is comprised as if in each case the area specified in column 1 had always been the parish denoted by the corresponding number in column 2 of the schedule or a part of that parish.

(2) For the purposes of this section consecutive periods of residence in any portions of an existing parish divided by this Act shall be aggregated and reckoned as continuous residence in that part of the existing parish in which the person was residing immediately before the appointed day.

Application
of Rating
Act.

70.—(1) As from the appointed day any scheme made under the Rating Act for the constitution of an assessment area which includes any part of the added areas shall be varied by excluding such part therefrom and any person who immediately before that day is the representative of any part of the added areas on any assessment committee shall cease to represent the same.

(2) If before the date of the passing of this Act the assessment committee for the area which includes any part of the added areas shall have determined that the first new valuation list under Part II of the Rating Act shall come into force on the first day of April nineteen hundred and twenty-eight such part

of the added areas shall continue to form part of that assessment area for all purposes connected with the making and approval of such first list. A.D. 1927.

(3) If before the said date the assessment committee for the area which includes any part of the added areas shall not have determined that the first new valuation list under Part II of the Rating Act shall come into force on the first day of April nineteen hundred and twenty-eight that part of the added areas shall for all purposes connected with the making and approval of the first new valuation list under Part II of the said Act form part and as from the date of the constitution of the assessment committee for the existing city be deemed to have formed part of the rating area and of the assessment area of the city but except for those purposes no alteration shall be made by this section until the appointed day in regard to any rating area or assessment area which comprises any part of the added areas.

(4) Until new valuation lists come into force—

(a) the valuation lists of the existing townships of Leeds Templenewsam Alwoodley and Eccup and the portion of the valuation list of the existing township of Austhorpe which relates to hereditaments in the added part of Austhorpe shall form the valuation list for the city;

(b) the portion of the valuation list of the existing township of Austhorpe which relates to hereditaments in the excluded part of that township shall form the valuation list for the township of Austhorpe as altered by this Act.

71.—(1) For the purposes of any valuation list to be made under the Rating Act the amount of the deduction to be made from net annual value in the ascertainment of the rateable value of such hereditaments within the added areas as are included in Class (3) of the hereditaments specified in column (1) of Part II of the Second Schedule to that Act shall during the period of fifteen years commencing on the appointed day under this Act be thirty-eight and one-half per centum and thereafter shall be thirty-nine per centum :

Ascertain-
ment of
rateable
value of
certain
properties
in added
areas.

.A.D. 1927.

Provided that until the first valuation list under the Rating Act comes into force in the added areas the owner of any such hereditaments within the added areas shall be assessed to the general rate in the same proportion as similar hereditaments within the existing city.

(2) Any scheme made under the Corporation and approved by the Minister under subsection (2) of section 64 of the Rating Act or under paragraph 1 of Part III of the Second Schedule to that Act shall continue to apply to the existing city as if this Act had not passed.

County rate
basis.

72.—(1) Subject to any future revision the basis or standard of the county rate for the county shall be altered as follows:—

(a) There shall be omitted therefrom the value of the property in the existing townships of Templenewsam Alwoodley and Eccup;

(b) From the amounts respectively appearing therein as the net annual value of the agricultural land and of other hereditaments in the existing township of Austhorpe there shall be deducted such sums as will represent the net annual values of the agricultural land and of other hereditaments in the added part of Austhorpe and the remaining sums shall be the net annual values of the agricultural land and other hereditaments in the township of Austhorpe as altered by this Act.

(2) For the purposes of this section the net annual value of the agricultural land in a part of the existing township of Austhorpe shall be the amount which bears the same relation to the net annual value of agricultural land in the existing township as the total rateable value of the agricultural land in such part bears to the total rateable value of the agricultural land in the existing township.

(3) For the purpose of ascertaining the net annual value of other hereditaments (not being agricultural land) in a part of the existing township of Austhorpe the preceding provision of this section shall apply with the substitution for "agricultural land" of "hereditaments other than agricultural land."

(4) In this section "net annual value" means the net annual value according to the basis of the county rate which is being altered in pursuance of this section and "total rateable value" means the total rateable value according to the valuation list of the existing township last in force before the appointed day.

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(5) For the purpose of the preparation of any order for county contributions to be issued by the county council after the appointed day this section shall operate on the date of the passing of this Act.

73. For the purpose of summoning jurors and of jury service any parish affected by this Part of this Act shall be deemed to continue unaltered until a new jurors' book relating to the parish as altered comes into force.

Jury
service.

74.—(1) All rate books books of account minutes of proceedings deeds papers and writings belonging to any of the existing townships of Leeds Templenewsam Alwoodley and Eccup and all documents directed by law to be kept with the public books writings and papers of those townships respectively except any book or document relating to ecclesiastical matters shall be deposited in such custody as the Corporation may direct.

Parish
books and
documents.

(2) Any ratepayer of any of the existing townships aforesaid shall at all times have the same right of inspection and of making extracts from the books minutes deeds papers or writings referred to in this section which he would have had if this Act had not been passed.

75. Subject to any adjustment all rates not collected at the appointed day and levied by any rating authority upon any hereditament situate in any part of the added areas shall be collected and recovered by the Corporation.

Arrears of
rates in
added areas.

76.—(1) The accounts of the parish councils of Templenewsam Alwoodley and Eccup and of the parish meeting of Austhorpe 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 Act had not been passed.

Audit of
accounts of
dissolved
authorities.

(2) Any sum certified by the district auditor to be due from any person at the audit of the accounts to which

A.D. 1927. — this section applies shall be paid to the treasurer of the city and shall if necessary be a matter for adjustment.

(3) This section shall apply to the accounts of any committee or officer of any of the authorities herein mentioned as it applies to the accounts of the authority.

References
to Education
Act 1921.

77. Any references in this Act to the provisions of the Education Act 1921 shall as respects any provision of that Act which may not be in operation at the appointed day be construed as a reference to the corresponding provision of the Education Acts 1870 to 1919 until such corresponding provision is repealed by the Education Act 1921.

Burial Acts
in city.

78. The added areas shall be included within the limits for which the Corporation act as the burial authority under Part IX (Burial Grounds) of the Act of 1905 :

Provided that nothing in this Act shall prejudice or affect any right of burial or of constructing a burial place or of erecting or placing any monument tablet gravestone or inscription which any person may have acquired prior to the appointed day or prejudicially affect any right privilege or authority which immediately prior thereto is exerciseable by or attaches to any incumbent or sexton under the Burial Acts 1852 to 1906.

Local land
charges.

79.—(1) The local registrars for the county and for the rural districts of Hunslet Tadcaster and Wharfedale under the Land Charges Act 1925 and the rules made thereunder shall within one month after the appointed day supply to the local registrar for the city an office copy of every entry in the local land charges register relating to any premises situate within those parts of the county and rural districts which are within the added areas and shall be paid by the Corporation in respect thereof such fees as are prescribed by the said rules.

(2) The local registrar for the city shall within one month after the receipt of the office copies mentioned in subsection (1) of this section enter the same with any necessary modifications in the appropriate parts of the local land charges register of the city.

(3) Until the entries are made as aforesaid or until the expiration of two months from the appointed day

whichever be the earlier the following provisions shall have effect in respect of all land in the added areas :—

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- (a) The local registrar for the city shall give notice to any person desiring to make a personal search that an additional search should be made in the register for the rural district affected and in the register for the county ;
- (b) Where application is made for an official search the local registrar for the city shall issue free of charge a certificate of official search in the register of the city and shall forward to the local registrar for the rural district affected the application received by him together with the fees paid in respect thereof and shall also forward to the local registrar for the county a copy of the application ;
- (c) The local registrars for the rural districts and the local registrar for the county shall permit and make such searches and furnish such office copies and certificates as they would have been required to permit make and furnish and shall in relation thereto have the same powers and be subject to the same obligations as if this Act had not been passed ;
- (d) The fees in respect of searches permitted or made and in respect of certificates furnished by the local registrar for the county in pursuance of the provisions of paragraph (c) of this subsection shall be paid by the Corporation ;
- (e) Where a local land charge duly registered in the local land charges register of the county council or of a rural council is in pursuance of this Act transferred from the county council or the rural council to the Corporation such charge shall not be void as against a purchaser for money or money's worth of a legal estate in the land affected thereby by reason only that it has not been entered in the local land charges register of the city.

80.—(1) Any reference in the Hunslet (Temple-newsam) Town Planning Scheme to the Hunslet Council shall be read as a reference to the Corporation.

Application
of Town
Planning
Act 1925.

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(2) Any resolution passed or other proceeding taken by any of the rural councils 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 it relates to land within the added areas have effect as if it had been passed or taken by the Corporation in respect of the added areas.

Savings for
actions
contracts
&c.

81. No alteration effected by this Act shall cause to abate prejudicially affect or prevent any action cause of action or proceeding which at the appointed day is pending or existing by or against any of the rural councils or any of the parish councils or boards of guardians affected by this Act or any contract deed bond agreement or other instrument (subsisting at the appointed day) entered into or made by any such council or board or their predecessors :

Provided that—

(1) Any action cause of action or proceeding which at the appointed day is pending or existing by or against any such council or board in relation exclusively to any part of the added areas may be continued prosecuted and enforced by or against the Corporation or the Leeds guardians (as the case may be); and

(2) All contracts deeds bonds agreements and other instruments (subsisting at the appointed day) entered into or made by any such council or board (or their predecessors) in relation exclusively to any part of the added areas may be continued and enforced as fully and effectually as if instead of such council or board (or their predecessors) the Corporation or the Leeds guardians (as the case may be) had been a party thereto.

Saving for
qualification
of aldermen
councillors
&c.

82. An 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 by reason of the alterations of area made by this Act.

83. Notwithstanding the alterations in the areas of parishes or districts effected by this Act all contribution orders issued and precepts made before the appointed day shall be as valid in law as if this Act had not been passed.

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Saving for
contribution
orders and
precepts.

84. Nothing in this Act or in the local Acts or in any charter of the city shall prevent the continuance and carrying on by Bartle and Son or their successors for the time being of the auction mart and undertaking now carried on by them on the lands used for that purpose on the thirty-first day of December nineteen hundred and twenty and situate at Whitkirk in the rural district of Hunslet or on any lands adjacent thereto not exceeding three acres in area and not being within the existing city in the same manner as such mart or undertaking could have been continued if this Act had not been passed and section 116 of the Act of 1905 shall not apply to the said mart or undertaking whilst carried on in accordance with this provision.

For pro-
tection of
Bartle and
Son.

85. Nothing contained in this Act shall—

Saving
provisions.

- (a) 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 the county council or the Corporation under the Act of 1888 or the Act of 1894;
- (b) affect the limits of the parliamentary borough of Leeds or of the parliamentary county of the west riding of Yorkshire or of any division thereof or the powers of the county council under section 31 (Division of constituency into polling districts and appointment of polling places) of the Representation of the People Act 1918 or any order or scheme made by the county council for the division of the said parliamentary county into polling districts and the appointment of polling places for parliamentary elections;
- (c) affect the ecclesiastical divisions of any parish or prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment;
- (d) affect land tax.

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Saving as to
income tax.

86. For the purposes of income tax the provisions of the sections of this Act whereof the marginal notes are “Extension of city” and “Alteration of parishes and unions” shall not come into operation during any year in which under any enactment the annual value of any property adopted for the purpose of income tax under Schedules A and B for the preceding year is taken as the annual value of that property for the same purpose for that year.

PART IV.

PURCHASE OF GAS UNDERTAKING.

Interpreta-
tion of
certain
terms.

87. In this Part of this Act unless the subject or context otherwise requires—

- (a) “The company” means the Crossgates Halton and Seacroft Gas Company Limited;
- (b) “The scheduled agreement” means the agreement dated the thirtieth day of June nineteen hundred and twenty-seven and made between the company of the one part and the Corporation of the other part a copy of which is set forth in the Fourth Schedule to this Act;
- (c) “The undertaking of the company” means the undertaking and other property and assets of the company to be sold to the Corporation under the scheduled agreement;
- (d) “The day of transfer” means the thirty-first day of December nineteen hundred and twenty-seven.

Confirma-
tion of
scheduled
agreement.

88.—(1) The scheduled agreement is hereby confirmed and made binding upon the parties thereto and effect may and shall be given thereto accordingly subject to such modifications (if any) as may be agreed between the parties in writing under their respective common seals:

Provided that the said agreement shall have effect as if for the words “forty-nine thousand three hundred and fifty-eight pounds and four shillings” in the second paragraph thereof there were substituted the words “forty-seven thousand and forty-four pounds.”

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(2) The Corporation shall in addition immediately on the completion of the sale and purchase of the undertaking of the company pay to each of the several persons who at the thirty-first day of December nineteen hundred and twenty-seven are the registered holders of shares in the capital of the company or their respective executors administrators or assigns such a sum in respect of each such share as together with the net amount of any interim dividend paid by the company on such share in respect of the year ending on the said thirty-first day of December will be equivalent to the total net dividend paid on such share in respect of the year ended on the thirty-first day of December nineteen hundred and twenty-six and such payment shall be accompanied by a certificate to the effect that income tax at the rate of four shillings in the pound has been deducted in arriving at such sum and has been or will be paid by the Corporation to the Commissioners of Inland Revenue and the payment by the Corporation of such sum shall be equivalent to the payment by the company of a dividend of the like amount after deduction of income tax.

(3) The sale of the undertaking of the company shall be carried into effect by a deed which may be in the form set forth in the Fifth Schedule to this Act or to the like effect or in such other form as may be agreed between the company and the Corporation and on the execution of the deed by the company the undertaking of the company shall by virtue of the deed and this Act be transferred to and become vested in the Corporation in accordance with the provisions of the scheduled agreement and such transfer and vesting are referred to in this Act as "the transfer."

89. If at the day of transfer any action arbitration or proceeding or any cause of action arbitration or proceeding is pending or existing against or in favour of the company the same shall not abate or be discontinued or in anywise be prejudicially affected by reason of the transfer or of anything in this Act but the same may be continued prosecuted and enforced by against or in favour of the Corporation as and when it might have been continued prosecuted and enforced by against or in favour of the company if this Act had not been passed.

Actions not
to abate.

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Contracts
with com-
pany to be
binding on
Corpora-
tion.

90. Subject to the provisions of the scheduled agreement all agreements conveyances contracts deeds and other instruments entered into or made with or by the company and in force at the day of transfer shall be as binding and of as full force and effect in every respect against or in favour of the Corporation and may be enforced as fully and effectually as if instead of the company the Corporation had been a party thereto.

Books &c.
to remain
evidence.

91. All books and documents which if the transfer had not been made would have been evidence in respect of any matter for or against the company shall be admitted in evidence in respect of the same or the like matter for or against the Corporation.

Repeal of
Company's
orders and
application
of local
Acts.

92.—(1) On the day of transfer the Crossgates Halton and Seacroft Gas Orders 1898 and 1903 shall be repealed except the provisions of those Orders which are set out in the Sixth Schedule to this Act:

Provided that—

- (a) Notwithstanding such repeal all arrears of rates rents and charges payable under the provisions of the said Orders and all rates and charges payable thereunder in respect of any period before the day of transfer may be sued for collected and recovered by the Corporation in the same manner in all respects as the same could have been sued for collected and recovered by the company if this Act had not been passed;
- (b) The provisions set forth in the said Sixth Schedule shall continue to have effect within the area in which they are now in force and shall apply to the Corporation in the same manner and to the same extent as they now apply to the company and for the purposes of those provisions the Corporation shall be the undertakers.

(2) On and after the day of transfer the undertaking of the company shall form part of the Corporation's gas undertaking and the provisions of the local Acts relating to that undertaking (except subsection (2) of section 43 (Limits for gas supply) of the Act of 1905) shall apply as if the limits of supply under the said Order of 1898 were included in the gas limits referred to in the said

section 43 of the Act of 1905 and as if the lands described in Schedule A to the said Order of 1898 and in the schedule to the said Order of 1903 were described in the Second Schedule to the Act of 1905.

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93.—(1) From and after the completion of the sale and purchase of the company's undertaking the company shall continue to exist only for the purpose of winding up its affairs and as from that date and for that purpose shall be deemed to have passed a special resolution to wind up the company voluntarily and to have appointed John Henry Brearley of Southport in the county of Lancaster and Hanson Anthony Demaine of the city of Bradford to be the liquidators of the company.

Company
to wind up
affairs.

(2) The assets of the company shall be distributed to and among the several persons who at the thirty-first day of December one thousand nine hundred and twenty-seven are the registered holders of shares in the capital of the company or their respective executors administrators or assigns by payment of the sum of twelve pounds in respect of each preference share the sum of thirty pounds in respect of each original share and the sum of twenty-one pounds in respect of each seven per centum new share.

(3) The remaining assets of the company after making such further provision for the payment of compensation to the directors secretary workmen and other officers or servants of or persons interested in the company as the holders of the original and seven per centum new shares may by ordinary resolution determine shall be distributed among such holders in proportion to the nominal value of such shares held by them respectively.

(4) Before proceeding to distribute the assets of the company the liquidators shall summon a meeting of the holders of the original and seven per centum new shares of the company for the purpose of determining what provision (if any) shall be made for the payment of compensation as aforesaid.

(5) Where the liquidators are for six months after the date on which they are deemed to have been appointed unable to find the person to whom any such assets are payable or where any such assets are payable to a person who or whose committee cannot give an effectual receipt

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for the same the liquidators may pay such assets into court as nearly as may be in manner provided for payment of money into court by any Act for the time being in force for the relief of trustees and such Act shall apply with all necessary modifications to such money and where the amount does not exceed five hundred pounds the liquidators may pay the same into the county court of Yorkshire holden at Leeds and every such payment into court shall effectually discharge the liquidators from all further liability with respect to such money.

(6) Upon completion of the distribution of the assets of the company in the manner aforesaid the company shall by virtue of this Act be dissolved.

Copy of
Act to be
registered.

94.—(1) The Corporation shall forward to the Registrar of Joint Stock Companies a printed copy of this Act and it shall be recorded by him and if such copy is not forwarded within three months from the passing of this Act the Corporation shall incur a penalty not exceeding two pounds for every day after the expiration of those three months during which a copy is omitted to be forwarded and every penalty shall be recovered summarily.

(2) There shall be paid to the registrar by the Corporation on such copy being registered the like fee as is for the time being payable under the Companies (Consolidation) Act 1908 on registration of any document other than a memorandum of association.

PART V.

SANITARY PROVISIONS.

Removal of
infirm and
diseased
persons in
certain
cases.

95.—(1) If the medical officer certifies in writing that any person—

(a) is aged or infirm or physically incapacitated and resides in premises which are insanitary owing to any neglect on the part of the occupier thereof or under insanitary conditions; or

(b) is suffering from any grave chronic disease;

and that such person is unable to devote to himself or to receive from persons with whom he resides proper care and attention and that thorough inquiry and consideration have shown the necessity in the public interest

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and in the interests of the health of such person or any person with whom he resides for the removal of the person from the premises in which he is residing the medical officer may make application to a court of summary jurisdiction and such court upon oral proof of the allegations in such certificate and subject to examination of such person by a registered medical practitioner to be nominated by them (if they think fit) may make an order for the removal of such person to a suitable hospital infirmary poor law or other institution or other suitable place provided within the city or within a convenient distance of the city and for the detention and maintenance of such person therein for such period not exceeding three months as may be determined by such order or such further period or periods each not exceeding three months as may be determined by any further order or orders made under and in accordance with the provisions of this section :

Provided that not less than three clear days before making any application under this subsection for the removal of any person the medical officer shall give to the Leeds guardians notice in writing of his intention so to do.

(2) The medical officer shall give to any person proposed to be removed under the provisions of this section or to some person being in charge of such person three clear days' notice of his intention to make such application and of the time and place when and where such application will be made.

(3) On the hearing of any application under this section the court shall take into consideration the amount necessary for the maintenance of the relatives of or those actually dependent upon the person proposed to be removed and shall not make an order unless they are satisfied (after giving to the Leeds guardians an opportunity of being heard) that a sufficient payment in any case in which it appears that a contribution is necessary for the support and maintenance of such relatives or dependents will be made by the said guardians or (failing them) by the Corporation and the Corporation are hereby empowered to make such payments as aforesaid.

(4) An order under this section may be addressed to such officer of the Corporation or to such constable as the court making the same may think expedient

A.D. 1927. — and any person who wilfully disobeys or obstructs the execution of such order shall be liable to a penalty not exceeding ten pounds.

(5) At any time after but not before the expiration of six clear weeks from the making of the order an application may be made to the court by or on behalf of the person in respect of whom the order was made for the rescission of the order and such court may make a rescission order accordingly if having regard to the circumstances of the case they are of opinion that it is right and proper that such rescission order should be made.

Such person or other the person making the application shall give to the medical officer not less than three clear days' notice of his intention to make the application and of the time and place when and where the application will be made.

(6) Nothing in this section or in any order made thereunder shall authorise the removal of any person to or the detention of any person in any poor law institution except with the consent in writing of the Leeds guardians or shall affect or interfere with the exercise or discharge by the board of guardians of any poor law union of any of their powers or duties.

Registra-
tion of
premises
used for
manufac-
ture etc. of
ice-cream.

96.—(1) Any premises used or proposed to be used for the manufacture or sale of ice-cream shall be registered by the owner or occupier thereof with the Corporation from time to time and no premises shall be used for the purposes aforesaid or any of them unless the same are registered as aforesaid.

(2) Any person offending against the provisions of this section shall be liable to a penalty not exceeding forty shillings and to a daily penalty not exceeding twenty shillings.

(3) Provided that the provisions of this section shall have no application to any premises occupied as a factory or workshop respecting which notice is required by subsection (1) of section 127 (Notice of occupation of factory or workshop) of the Factory and Workshop Act 1901 to be given and shall not in any way affect the operation of that Act.

(4) This section shall not apply to any premises used as a hotel restaurant or club.

97.—(1) In this section—

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The expression “trough-closet” means closet accommodation which is used in connection with the water carriage system of sewerage the receptacle for containing the water being common to two or more closets; and

Power to
require
conversion
of trough-
closets.

The expression “water-closet” means closet accommodation used or adapted or intended to be used in connection with the water carriage system and comprising a separate receptacle and separate provision for flushing such receptacle by means of a fresh water supply laid on to a separate flushing cistern and having proper communication with a sewer.

(2) Where there are a sufficient water supply and sewer the Corporation by notice to the owner of a building may require any existing trough-closet provided at or in connection with the building to be altered so as to be converted into a water-closet.

(3) If the owner of the building fails to comply with any requirement of the Corporation under subsection (2) of this section the Corporation may at the expiration of a time which shall be specified in the notice and shall not be less than twenty-one days after the service of the notice do any work necessary to carry out the requirement of the notice and may (subject as hereinafter provided) recover from the owner the expenses incurred by the Corporation in so doing.

(4) Where in pursuance of this section the Corporation require the conversion of any existing trough-closet which prior to the service of the notice under subsection (2) of this section is not in such state as to create a nuisance or to be injurious to health the Corporation shall bear and pay such part of the expenses incurred by them (not being less than three-fourths thereof) as they may consider just and proper according to the circumstances and the remainder of the said expenses shall be borne by the owner.

(5) The Corporation may contribute towards the expenses incurred in executing any work in pursuance of this section in any case in which they may not be required to bear any part of such expense.

(6) Every notice in pursuance of this section shall state the effect of the provisions thereof.

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As to
appeal.

98. Any person deeming himself aggrieved by any requirement of the Corporation under the section of this Act whereof the marginal note is "Power to require conversion of trough-closets" or by any conviction or order made by a court of summary jurisdiction under any provision of this Part of this Act may appeal to the next practicable court of quarter sessions under and according to the provisions of the Summary Jurisdiction Acts and in regard to any such order made by a court of summary jurisdiction the Corporation may in the like manner appeal.

PART VI.

FINANCIAL PROVISIONS.

Power to
borrow.

99.—(1) The Corporation may from time to time independently of any other borrowing power borrow at interest for and in connection with the purposes mentioned in the first column of the following table the respective sums mentioned in the second column thereof and they shall pay off all money so borrowed within the respective periods mentioned in the third column of the said table (namely):—

(1)	(2)	(3)
Purpose.	Amount.	Period for repayment calculated (except where otherwise stated) from date or dates of borrowing.
(a) The purpose of making any payment to the county council or to any other authority under Part III of this Act or under any enactment the provisions of which are applied thereby (including the payment or purchase in the name of the Corporation of any annuity payable by them under any provision contained in or applicable to the provisions of the said part which annuity the Corporation are hereby empowered to purchase).	The sum requisite.	Forty-five years.
(b) The purpose of making any payment under the provisions of the section of this Act of which the marginal note is "Compensation to existing officers."	The sum requisite.	Twenty years.

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(1)	(2)	(3)
Purpose.	Amount.	Period for repayment calculated (except where otherwise stated) from date or dates of borrowing.
(c) The purchase of lands under the powers of this Act.	£ 152,450	Sixty years.
(d) The construction of street improvements authorised by this Act.	51,150	Thirty years.
(e) The purchase of the undertaking of the Crossgates Halton and Seacroft Gas Company Limited and defraying the costs and expenses incident to such purchase and to the transfer of such undertaking.	The sum requisite.	Thirty years from the day of transfer as defined in Part IV of this Act.
(f) The payment of the costs charges and expenses of this Act.	The sum requisite.	Five years from passing of this Act.

(2) (a) The Corporation may also—

- (i) with the consent of the Electricity Commissioners borrow such further money as may be necessary for the purposes of this Act relating to electricity;
- (ii) with the consent of the Minister of Health borrow such money as may be necessary for any of the purposes of this Act other than those relating to electricity;

(b) Any money borrowed under this subsection shall be repaid within such period as may be prescribed by the department with whose consent it is borrowed.

(3) The moneys authorised to be borrowed under the provisions of this Act shall be and the same are hereby declared to be principal moneys within the meaning of the Act of 1901 and of the Act of 1905 and the provisions of those Acts with respect to principal moneys for borrowing or raising of money and the payment off of borrowed money shall subject to the provisions of this Act apply accordingly.

(4) The yearly sums required to be provided in respect of the principal moneys borrowed under the provisions of this section shall—

As regards money borrowed for the purposes mentioned in subsection (1) of this section (other

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than the purposes (e) therein mentioned) be defrayed as expenses payable out of the general rate fund;

As regards money borrowed for purposes (e) mentioned in the said subsection be defrayed as expenses of the gas undertaking on revenue account;

As regards money borrowed with the consent of the Electricity Commissioners be defrayed as expenses of the electricity undertaking on revenue account;

As regards money borrowed with the consent of the Minister be defrayed as expenses of such undertaking or out of such fund as may be prescribed by the Minister.

PART VII.

MISCELLANEOUS PROVISIONS.

Regulations
as to sky
signs.

100. Section 205 (Regulations as to sky signs) of the Act of 1905 shall be read and have effect as if the following words were substituted for the first paragraph of subsection (1) of that section (namely):—

“It shall not be lawful to erect or fix to upon or in connection with any building or erection any sky sign except with the licence of the Corporation and in the event of such licence being granted then only for such period and upon and subject to such terms and conditions as shall be prescribed therein.”

Power to
run omni-
buses on
trolley
vehicle
routes.

101.—(1) The Corporation if they think fit may abandon so much of the tramway undertaking of the Corporation as comprises the trolley vehicle routes from White Cross Guiseley to Otley and from White Cross Guiseley to Burley (being routes Nos. 2 and 3 authorised by the Act of 1914) and if they shall have abandoned the said routes they may refrain from exercising their powers of running trolley vehicles from White Cross Guiseley to Baildon Bridge (being the route authorised by the Act of 1925) and in lieu of trolley vehicles the Corporation may provide maintain and run omnibuses along all or any of the said routes.

(2) The omnibuses which the Corporation are authorised to run under the powers of this section shall be deemed to form part of the tramways undertaking of the Corporation and the provisions of section 19 of the Act of 1914 including the provisions of the Act of 1905 set out in subsection (9) of that section shall extend and apply to and for the purposes of this section as if those provisions were with all necessary modifications re-enacted in this section. Provided that in the application of such provisions the same shall be read and have effect as if omnibuses were carriages used on the Corporation tramways.

A.D. 1927.

102.—(1) Subsection (2) of section 75 (Regulations for controlling traffic) and section 76 (Control of traffic by police) of the Act of 1924 are hereby repealed.

Amendment
of provi-
sions as to
traffic
control.

(2) No regulation under paragraph (a) of subsection (1) of the said section 75 shall apply to any vehicle ordinarily engaged in the delivery or collection of goods at or from any premises in any street in respect of which the regulation is made whilst such vehicle is so engaged.

103. The following enactments shall extend and apply to the purposes of this Act as if with all necessary modifications they were re-enacted in this Act (namely):—

Application
of existing
enactments.

The Act of 1905—

Section 373 (Compensation how to be determined);

Section 375 (Recovery of penalties);

Section 377 (Judges not disqualified);

Section 379 (Crown rights).

The Act of 1913—

Section 17 (Subsidiary works);

Section 18 (Power to alter steps areas pipes &c.).

The Act of 1919—

Section 7 (Correction of errors in deposited plans and book of reference);

Section 8 (Owners may be required to sell parts only of certain premises);

Section 9 (Compensation in case of recently acquired interest);

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- Section 12 (Extinction of private rights of way);
 Section 14 (Persons under disability may grant easements &c.);
 Section 16 (Retention and disposal of lands);
 Section 17 (Proceeds of sale of surplus lands);
 Section 76 (Expenses of execution of Act);
 Section 77 (Audit of accounts).

The Act of 1925—

- Section 73 (Saving for indictments &c.);
 Section 74 (Inquiries by Minister of Health);
 Section 76 (Powers of Act cumulative):

Provided that—

- (1) In the application of section 8 of the Act of 1919 this section shall have effect with the substitution of the Second Schedule to this Act for the Third Schedule to that Act:
- (2) Section 9 of the Act of 1919 shall be read and have effect as if the twentieth day of November nineteen hundred and twenty-six were therein mentioned instead of the twentieth day of November nineteen hundred and eighteen:
- (3) In the exercise of the powers of section 16 of the Act of 1919 as applied to the lands by this Act authorised to be acquired the Corporation shall not unless the Minister otherwise direct sell lease exchange or otherwise dispose of any of the said lands except at the best price or on the best terms which can be obtained for the same but a purchaser or lessee shall not be concerned to inquire whether the direction of the Minister is necessary or has been obtained.

Costs of Act.

104. All the costs charges and expenses preliminary to the preparing applying for obtaining and passing of this Act as taxed by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation out of the city fund or out of the moneys to be borrowed under this Act for that purpose.

The SCHEDULES referred to in the
 foregoing Act.

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FIRST SCHEDULE.

PART I.
LOCAL ACTS.

Session and Chapter.	Short Title.
1 Edw. 7. c. cciv. -	The Leeds Corporation (General Powers) Act 1901.
1 Edw. 7. c. ccvi. -	The Leeds Corporation Water Act 1901.
4 Edw. 7. c. ccx. -	The Leeds Corporation (Waterworks) Railway Act 1904.
5 Edw. 7. c. i. -	The Leeds Corporation (Consolidation) Act 1905 (including the parts and sections of Acts of Parliament which are set forth in the Fifteenth Schedule to that Act).
7 Edw. 7. c. lxxxi.	The Leeds Corporation Act 1907.
8 Edw. 7. c. lxxviii.	The Leeds Corporation Act 1908.
10 Edw. 7. & 1 Geo. 5. c. cxliv.	The Leeds Corporation Act 1910.
3 & 4 Geo. 5. c. xliii.	The Leeds Corporation Act 1913.
4 & 5 Geo. 5. c. cxli.	The Leeds Corporation Act 1914.
9 & 10 Geo. 5. c. liii.	The Leeds Corporation Act 1919.
14 & 15 Geo. 5. c. lxxxix.	The Leeds Corporation Act 1924.
15 & 16 Geo. 5. c. lx.	The Leeds Corporation Act 1925.

PART II.
CONFIRMATION ACTS AND ORDERS.

Session and Chapter.	Short Title.	Order.
59 & 60 Vict. c. ccxxxviii.	The Local Government Board's Provisional Orders Confirmation (Housing of Working Classes) Act 1896.	The Leeds (Housing of Working Classes) Order 1896.
1 Edw. 7. c. clxxi.	The Local Government Board's Provisional Orders Confirmation (Housing of Working Classes) (No. 2) Act 1901.	The Leeds (Housing of Working Classes) Order 1901.

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Session and Chapter.	Short Title.	Order.
5 Edw. 7. c. cxiii.	The Tramways Orders Confirmation (No. 1) Act 1905.	The Leeds Corporation Tramways Order 1905.
7 Edw. 7. c. cxvii.	The Tramways Orders Confirmation Act 1907.	The Leeds Corporation Tramways Order 1907.
2 & 3 Geo. 5. c. cxxxviii.	The Local Government Board's Provisional Orders Confirmation (No. 12) Act 1912.	The Leeds (Extension) Order 1912.
4 & 5 Geo. 5. c. cxvii.	The Electric Lighting Orders Confirmation (No. 2) Act 1914.	The Leeds Electric Lighting (Extension) Order 1914.
5 & 6 Geo. 5. c. xciii.	The Local Government Board's Provisional Orders Confirmation (No. 8) Act 1915.	The Leeds (Rating &c.) Order 1915.
10&11Geo. 5. c. cx.	The Ministry of Health Provisional Orders Confirmation (No. 3) Act 1920.	The Leeds Order 1920.
—	—	The Leeds Corporation Light Railways Order 1923.
—	—	The Leeds Gas (Charges) Order 1923.
—	—	The Leeds Electricity (Extension) Special Order 1925.

SECOND SCHEDULE.

LIST OF PROPERTIES OF WHICH PARTS ONLY MAY BE TAKEN.

Work.	Nos. on Deposited Plans.
No. 1	62 68 94 126 319 to 323 (inclusive).
No. 2	3 to 29 (inclusive) 48 to 53 (inclusive) 55 to 59 (inclusive) 61 63 79 to 81 (inclusive) 83 84 86 to 99 (inclusive) 102 to 113 (inclusive).

THIRD SCHEDULE.

A.D. 1927.

SETTLEMENT AND IRREMOVABILITY.

Column 1. Area.	Column 2. Parish in which a settlement is to be acquired.
1. The existing township of Templenessam - - -	1 2 The township of Leeds.
2. The added part of Austhorpe	
3. The excluded part of Aus- thorpe.	
4. The existing township of Alwoodley - - -	4 5 The township of Leeds.
5. The existing township of Eccup - - -	

FOURTH SCHEDULE.

AN AGREEMENT made the thirtieth day of June one thousand nine hundred and twenty-seven Between THE CROSSGATES HALTON AND SEACROFT GAS COMPANY LIMITED whose registered office is at the Gas Works Crossgates in the city of Leeds (hereinafter called "the company") of the one part and THE LORD MAYOR ALDERMEN AND CITIZENS OF THE CITY OF LEEDS (hereinafter called "the Corporation") of the other part.

WHEREAS the company are authorised by the Crossgates Halton and Seacroft Gas Orders 1898 and 1903 to supply gas within the whole of the hamlets or villages of Halton Colton and Whitkirk in the township of Templenessam (excluding the Mansion House of Templenessam and all the buildings park gardens and pleasure grounds thereof) the whole of the hamlets or villages of Crossgates Manston Stanks and Scholes in the parish of Barwick-in-Elmet and the whole of the parish of Seacroft all in the west riding of the county of York :

And whereas the issued capital of the company consists of seven hundred and forty-one ten per cent. original shares one thousand and fifty seven per cent. new shares and one hundred and sixty-seven six per cent. preference shares :

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—

And whereas the company have created and issued debentures to the aggregate amount of five thousand three hundred pounds all bearing interest at the rate of five pounds per centum per annum :

And whereas it has been agreed that the company shall sell and the Corporation shall purchase the undertaking of the company upon the terms and subject to the conditions hereinafter contained :

Now it is hereby agreed as follows :—

1. The company shall sell and transfer and the Corporation shall purchase and take over the whole undertaking of the company (but subject as to the debentures created and issued by the company as hereinafter provided) together with all and singular the real and personal property of whatsoever description and tenure (which without derogating from the generality of this description includes the lands described in Schedule A hereto) goodwill assets and effects of the company of whatsoever nature and kind as the same exist at the day of transfer including all book debts gas and meter rents and (subject as hereinafter in this clause provided) all cash in hand and at the bank together with the benefits of and obligations under all agreements to which the company is a party on the day of transfer and all rights powers liberties privileges authorities duties and liabilities of the company belonging or appertaining to the said undertaking by virtue of the said provisional orders or otherwise :

Saving and excepting the reserve fund of the company as the same existed at the thirty-first day of December one thousand nine hundred and twenty-six consisting of the investments specified in Schedule B hereto and the sum of three hundred pounds in cash and all dividends and bank interest paid or payable in respect of the said investments and the said sum of three hundred pounds from the said thirty-first day of December one thousand nine hundred and twenty-six until the date of transfer and all books and papers relating exclusively to the shareholders in and the constitution of the company and the said investments cash dividends bank interest books and papers shall remain the property of the company and shall not be included in the said sale and transfer.

2. As consideration for the said sale and transfer the Corporation shall pay to the company on or before the day of transfer the sum of forty-nine thousand three hundred and fifty-eight pounds and four shillings Provided that if for any reason the said sum is not paid to the company on or before the day of transfer the said sum shall bear interest payable by the Corporation at the rate of five pounds per centum per annum from the day of transfer until the date of payment.

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3. The said sale and purchase shall be completed on the thirty-first day of December one thousand nine hundred and twenty-seven (which day is herein referred to as "the day of transfer") and the company shall execute and procure and do all assurances and things necessary for transferring the undertaking to the Corporation.

4. If for any reason the said sale and purchase shall not be actually completed on the day of transfer the company shall as agents for and at the risk and expense of the Corporation carry on the undertaking until the sale and purchase shall be actually completed.

5. The Corporation shall take over pay and discharge and indemnify the company against all the debts obligations and liabilities of the company at the day of transfer including any bank overdraft and including the said debentures created and issued by the company and all interest accrued or accruing due thereon up to the day of transfer. As from the day of transfer the said debentures shall be charged upon the same security as and rank *pari passu* with all other mortgages created by the Corporation. Provided that the sum secured by any such debenture may by agreement with the holder thereof be repaid by the Corporation at any time prior to the date when the said sum would otherwise become repayable.

6. The company shall until the day of transfer carry on the undertaking according to their usual course of business and shall act in accordance with such reasonable directions as may be given by the Corporation having regard to the Corporation's interest in the undertaking under this agreement and shall not without the written consent of the Corporation issue any capital or create or issue any debentures debenture stock mortgages or other loans or declare any dividends or alter the price to be charged for gas supplied to any consumers or enter into any transaction or contract out of the normal way of business.

7.—(1) On completion of the sale and purchase the Corporation shall pay as compensation for loss of office—

(a) to the directors of the company the sum of seven hundred and fifty pounds which sum shall be divided among such directors in such manner as they may determine;

(b) to Mr. William Wilkinson the manager and secretary of the company the sum of three thousand pounds.

(2) Notwithstanding anything contained in this agreement the said directors and the said Mr. William Wilkinson shall be entitled to be paid by the company out of the assets of the undertaking remuneration calculated up to the day of transfer at the same rate as they were being paid by the company on the

A.D. 1927. — fifteenth day of March one thousand nine hundred and twenty-seven and the said Mr. William Wilkinson shall in addition be entitled to the benefit of such other emoluments as he was entitled to on the said fifteenth day of March one thousand nine hundred and twenty-seven.

8. From and after the date when the said sale and purchase shall have been actually completed the company shall continue to subsist only for the purpose of winding up its affairs and as from that date and for that purpose shall be deemed to have passed an effective resolution to wind up the company voluntarily and shall forthwith proceed to wind up its affairs accordingly.

9. The Corporation shall pay the reasonable costs charges and disbursements of the company in connection with or incidental to the negotiations for the sale of the undertaking the opposition of the company to the Leeds Corporation Bill 1927 this agreement and all other matters concerning the company down to and including the final winding up of the company and the distribution among the shareholders of the amounts due to them respectively.

10. This agreement shall be scheduled to and confirmed by the Bill.

11. As from the date when the Bill receives the Royal Assent the gas engineer and any other officer of the Corporation shall have access to the works offices and books of the company and shall be furnished by the company with all reasonable information and assistance.

12. This agreement is subject to such alteration as may be made by Parliament therein but in the event of either House of Parliament making any material alteration therein either party may withdraw from the same and in such case or if the Bill shall not be passed into law this agreement shall be void and of no effect.

13. The Corporation shall as soon as may be after the signing of this agreement withdraw from the Bill any clauses authorising the Corporation to acquire or purchase the undertaking compulsorily.

14. Any difference or dispute with reference to this agreement or the construction thereof or as to the rights or liabilities of either party hereunder shall be referred to a barrister-at-law to be appointed failing agreement on the application of either party by the President of the Law Society and the provisions of the Arbitration Act 1889 shall apply to such reference.

In witness whereof the company and the Corporation have hereunto affixed their respective Common Seals.

SCHEDULE A.

A.D. 1927.

(1) A piece of land containing three roods or thereabouts in what was formerly known as the hamlet of Crossgates in the parish or township of Barwick-in-Elmet in the west riding of the county of York but now in the city of Leeds and on which the existing gasworks of the undertakers are constructed which piece of land is bounded on or towards the south by land in the occupation of the North Eastern Railway Company as railway sidings and a cattle or goods depôt and on the east by land formerly belonging or reputed to belong to Samuel Blunt on the north by land belonging or reputed to belong to Arthur Chippendale and on the west by land occupied as the said sidings and other land belonging or reputed to belong to Darcy Bruce Wilson.

(2) A piece of land containing by admeasurement four thousand eight hundred and thirty-three square yards or thereabouts situate in what was formerly known as the parish or township of Barwick-in-Elmet in the west riding of the county of York but now in the city of Leeds bounded on or toward the north by an occupation road on or toward the south partly by the site of the existing works of the undertakers and partly by land and property of the North Eastern Railway Company on or toward the west by land and property belonging or reputed to belong to Darcy Bruce Wilson and on or toward the east partly by a back street known as Back Marshall Street and partly by the site of the existing works of the undertakers.

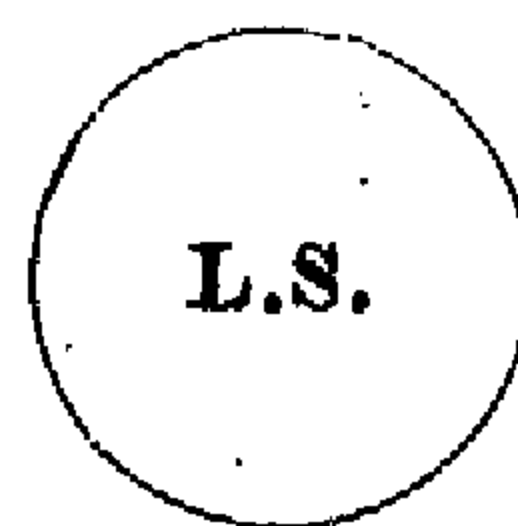
SCHEDULE B.

Investments constituting part of the Reserve Fund two thousand pounds of five per cent. War Stock 1929-47.

The common seal of the company was hereunto affixed in the presence of

GEO. WOMERSLEY
Chairman of the Company.

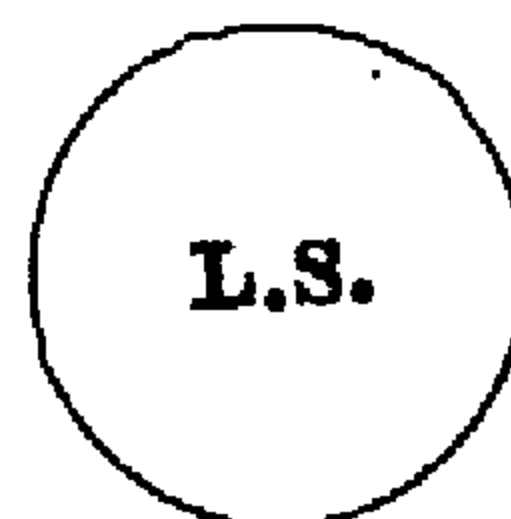
HANSON A. DEMAINE
Solicitor to the Company.



The common seal of the lord mayor aldermen and citizens of the city of Leeds was hereunto affixed in the presence of

W. J. ARMSTRONG
Deputy Chairman of the Finance
and Parliamentary Committee.

J. MITCHELL
City Treasurer.



A.D. 1927.

- (2) All works to be hereafter constructed or laid by the undertakers (other than renewals of existing works as aforesaid) in along or across or in any way affecting any main road or any county or main road bridge or any approach thereto shall be executed at the expense of the undertakers under the superintendence and to the reasonable satisfaction of the said surveyor and in accordance with plans sections and specifications to be submitted to and be reasonably approved of by him in writing before the commencement of any such work (except in the case of emergency arising from defect in any pipes and then as soon as is possible after the necessity for the same shall have arisen) provided that if the said surveyor shall not within one month after the same shall have been submitted so express his approval or disapproval thereof or signify his requirements in relation thereto he shall be deemed to have approved thereof.
- (3) The said work shall be so executed as not to stop or unreasonably interfere with the traffic of any main road or county or main road bridge or any approach thereto and all such works shall be proceeded with and completed with all possible despatch.
- (4) The undertakers shall pay to the council the reasonable costs in relation to the examination of the said plans sections and specifications and the superintendence by this section authorised.
- (5) Notwithstanding anything in this Order contained it shall be lawful for the council at any time to widen divert or improve any such main road and also to remove alter widen or renew any such county or main road bridge or the approaches thereto alongside or near to which the mains pipes or works of the undertakers are carried in the same manner as they might have widened diverted or improved removed altered or renewed any such main road or bridge or the approaches thereto if this Order had not been passed and such mains pipes or works had not been constructed or laid in or over such main road or bridge respectively without making any compensation to the undertakers for any expense or loss to which the undertakers may be put in consequence of such widening diversion improvement removal alteration or renewal. And in the event of any such main road or bridge or the approaches thereto alongside or near to which the mains pipes or works of the undertakers are laid being widened diverted or improved removed altered or renewed as aforesaid the undertakers shall at their own expense as and when

A.D. 1927.

requested by the said surveyor remove or alter the position of their said mains or pipes and the works by which the same are carried alongside or near to any such main road or bridge or the approaches thereto as aforesaid but may replace the same in such position and manner alongside or near to the improved main road or bridge as the said surveyor shall reasonably approve. Provided that before or during any such widening diversion improvement removal alteration or renewal of any such main road or bridge as aforesaid the council shall afford at the like cost of the undertakers reasonable facilities for temporarily carrying such mains or pipes along the main road or across the stream so as not to interrupt the continuous supply of gas.

- (6) Notwithstanding anything in this Order contained if any difference arise between the council and the undertakers as to the construction or effect of this section such difference shall be settled by an engineer to be agreed upon or failing agreement to be appointed by the Board of Trade on the application of either of the parties in difference and his decision shall be conclusive and the cost of the reference shall be borne as he shall direct.

For protection of the Honourable Mrs. Meynell Ingram and her mineral lessees and of Darcy Bruce Wilson Esq. of Seacroft.

23. The undertakers shall not be entitled to support for their mains and pipes and other works from the subjacent or adjacent minerals and the owner from time to time of such minerals shall be at liberty to work remove and carry away such minerals without liability to provide other support for the said mains pipes and works or any subsidence which may be occasioned to such mains pipes and works by reason of such removal.

Difference with railway and other companies.

24. If any difference arise between the undertakers and any road authority (other than the county council of the west riding of the county of York) railway canal or other company whose lands or works the undertakers have power to cross under the authority of this Order as to the mode of laying down repairing altering or enlarging their mains pipes or other works in over or upon such lands or works or the facilities to be afforded for the same such difference shall be settled by an engineer or other fit person to be appointed by the Board of Trade at the request of either party.

Price of gas supplied to the Hunslet Rural District Council for public lighting.

29. The price to be charged by the undertakers for gas supplied to the Hunslet Rural District Council for public lighting shall be such as may be determined in accordance with the provisions of the Gasworks Clauses Act, 1871 in relation thereto but not exceeding the lowest price for the time being charged by the undertakers for gas supplied by them to any private consumer.

SCHEDULE A.

A.D. 1927.

GAS LANDS.

A piece of land containing three roods or thereabouts in the hamlet of Crossgates in the parish or township of Barwick-in-Elmet in the west riding of the county of York and now leased to the undertakers and on which their existing gasworks are constructed which piece of land is bounded on or towards the south by land in the occupation of the North-Eastern Railway Company as railway sidings and a cattle or goods depôt and on the east by land belonging or reputed to belong to Samuel Blunt on the north by land belonging or reputed to belong to Arthur Chippendale and on the west by land occupied as the said sidings and other land belonging or reputed to belong to Darcy Bruce Wilson.

CROSSGATES HALTON AND SEACROFT GAS ORDER 1903.

20. Notwithstanding anything in the Order of 1898 or this Order the undertakers shall not distil coal-tar or ammoniacal liquor or treat any residual products on any part of the lands described in the schedule to this Order or upon any part of their existing gas site. Coal-tar and ammoniacal liquor not to be distilled or treated.

SCHEDULE.

GAS LANDS.

A piece of land containing by admeasurement four thousand eight hundred and thirty-three square yards or thereabouts situate in the parish or township of Barwick-in-Elmet in the west riding of the county of York bounded on or toward the north by an occupation road on or toward the south partly by the site of the existing works of the undertakers and partly by land and property of the North-Eastern Railway Company on or toward the west by land and property belonging or reputed to belong to Darcy Bruce Wilson and on or toward the east partly by a back street known as Back Marshall Street and partly by the site of the existing works of the undertakers.

Printed by EYRE and SPOTTISWOODE, LTD.,

FOR

WILLIAM RICHARD CODLING, Esq., C.B., C.V.O., C.B.E., the King's Printer of Acts of Parliament.

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