



CHAPTER xxxvii.

An Act to confirm certain Provisional Orders of A.D. 1927.
the Minister of Health relating to Clare and
Bumpstead Joint Hospital District Guildford
Scarborough Sheffield Wandle Valley Joint
Sewerage District and Whitehaven.

[29th July 1927.]

WHEREAS the Minister of Health has made the
Provisional Orders set forth in the schedule
hereto under the provisions of the Public Health Act 38 & 39 Vict.
1875: c. 55.

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

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

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

2. This Act may be cited as the Ministry of Health Short title.
Provisional Orders Confirmation (No. 8) Act 1927.

A.D. 1927.

SCHEDULE.

CLARE AND BUMPSTEAD JOINT HOSPITAL
DISTRICT.

*Clare and
Bumpstead
Order.*

Provisional Order for repealing a Confirming Act.

WHEREAS by the Clare and Bumpstead Joint Hospital Order 1897 which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 13) Act 1897 the Rural Districts of Clare and Bumpstead were formed into a united district called the Clare and Bumpstead Joint Hospital District for the purposes of the provision maintenance and management of hospitals for infectious diseases and the governing body of the united district is the Clare and Bumpstead Joint Hospital Board;

And whereas it is expedient that the Joint Hospital District and Joint Hospital Board should be dissolved:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 297 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders as follows:—

PART I.

PRELIMINARY.

Short title
and com-
mencement.

1.—(1) This Order may be cited as the Clare and Bumpstead Joint Hospital Order 1927 and the Clare and Bumpstead Joint Hospital Order 1897 and this Order may be cited together as the Clare and Bumpstead Joint Hospital Orders 1897 and 1927.

(2) This Order shall come into operation on the date of the Act of Parliament confirming this Order:

Provided that Part II of this Order shall come into operation on the first day of October 1927.

Definitions.

2. In this Order unless the context otherwise requires—

“Officer” includes a servant;

“The appointed day” means the first day of October 1927;

“The Joint Board” means the Clare and Bumpstead Joint Hospital Board;

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“ The Minister ” means the Minister of Health ;

A.D. 1927.

“ The Order of 1897 ” means the Clare and Bumpstead
Joint Hospital Order 1897 ;

Clare and
Bumpstead
Order.

“ The United District ” means the Clare and Bumpstead
Joint Hospital District.

PART II.

DISSOLUTION OF THE JOINT BOARD.

3.—(1) The Local Government Board's Provisional Orders Confirmation (No. 13) Act 1897 in so far as it relates to the Order of 1897 is hereby repealed.

Repeal of
Order of
1897.

(2) The United District shall be dissolved and the Joint Board shall be abolished and shall cease to exist.

4.—(1) Subject to any transfer of property debts and liabilities of the Joint Board which may be effected by any financial adjustment made before the appointed day under Part III of this Order all property debts and liabilities which are vested in or attach to the Joint Board shall by virtue of this Order on the appointed day be transferred to vest in and attach to the Rural District Council of Clare.

Property and
liabilities of
Joint Board.

(2) The Joint Board shall liquidate as far as practicable before the appointed day all current debts and liabilities incurred by them.

(3) Nothing in this article shall preclude an adjustment on or after the appointed day in respect of any property debts and liabilities transferred by paragraph (1) of this article to the Rural District Council of Clare and save as may otherwise be provided in any such adjustment any property so transferred shall be held by the Rural District Council of Clare for the benefit of the Rural District of Clare and any debts and liabilities so transferred shall be defrayed as general expenses of that Rural District Council.

(4) Nothing in this Order shall prejudice any mortgage or other security which has been granted in respect of any moneys borrowed by the Joint Board or the powers of any person entitled under any such mortgage or other security to enforce the same as if this Order had not been made and where for any such purpose it is necessary to continue the exercise of a power which would have existed but for this Order the power may continue to be exercised as if this Order had not been made.

5.—(1) Section 309 of the Public Health Act 1875 which enables the Minister by order to award compensation to officers in certain cases shall extend to any officer of the Joint Board in

Compensa-
tion to
officers.

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Order.*

office at the passing of the Act of Parliament confirming this Order who by virtue of this Order or 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 salary or emoluments as if the Joint Board were a local authority within the meaning of the Public Health Act 1875.

(2) Any compensation awarded by the Minister under this article shall be paid by such persons and out of such fund as the Minister may direct but shall be a matter for adjustment under this Order.

Custody of
books and
documents.

6. All books and documents belonging to or under the control of the Joint Board shall be deposited with and kept by the Rural District Council of Clare :

Provided that the Rural District Council of Bumpstead and the ratepayers of the Clare Rural District and the Bumpstead Rural District shall at all reasonable times have the right of inspection and of taking copies of and extracts from any of the books and documents referred to in this article.

Audit of
accounts of
Joint Board.

7.—(1) The accounts of the Joint Board and of their committees and officers shall be made up to the appointed day and shall be audited in like manner and subject to the like incidents and consequences as if this Order had not been made.

(2) Any sum certified by the district auditor to be due from any person at any such audit shall be paid to the treasurer of the Rural District Council of Clare and shall, if necessary be a matter for adjustment under this Order.

PART III.

SUPPLEMENTAL.

Adjustment
of property
liabilities
&c.

8.—(1) For the purpose of any adjustment of property income debts liabilities and expenses of the Joint Board which may become necessary in consequence of this Order section 62 of the Local Government Act 1888 shall apply subject to the following and any other necessary modifications :—

(a) In subsection (6) of that section a reference to the Public Health Act 1875 shall be substituted for the reference in that subsection to the Municipal Corporations Act 1882 and the Local Government Act 1888 as the Acts under which a council may borrow for the purposes described in the subsection and the power of borrowing shall be subject to the requirement that all money borrowed shall be repaid within such period as the Minister may sanction; and

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(b) For subsection (7) of that section the following subsection shall be substituted—

A.D. 1927.

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

Clare and Bumpstead Order.

(2) Any sum required to be paid by any council affected by this Order in pursuance of any agreement or award made under section 62 of the Local Government Act 1888 may be paid out of such fund as may be determined by the agreement or award.

(3) Notwithstanding the application by this article of section 62 of the Local Government Act 1888 the provisions of the Local Government (Adjustments) Act 1913 shall not apply.

9.—(1) If in relation to any purpose of this Order any question or difficulty arises and the Minister is satisfied that under the provisions of this Order the question or difficulty cannot otherwise be determined or removed the Minister may by order do anything which appears to him to be necessary for the determination of the question or for the removal of the difficulty.

Determination or removal of questions and difficulties.

(2) Any order made by the Minister in pursuance of this article may modify any provisions of this Order so far as may appear to him to be necessary or expedient for carrying into effect the order made under this article.

(3) Every order made in pursuance of this article shall have effect as if it were enacted in this Order.

10. Where the Minister causes any local inquiry to be held with reference to any of the purposes of this Order the costs incurred in relation to that inquiry (including such reasonable sum not exceeding five guineas a day as the Minister may determine for the services of any inspector or officer engaged in the inquiry) shall be paid by the Rural District Councils of Clare and Bumpstead in such proportions as the Minister may direct and shall be defrayed as general expenses of the Councils in the execution of the Public Health Act 1875 and the Minister may certify the amount of the costs so incurred and any sum so certified and directed by the Minister to be paid shall be a debt due to the Crown.

Inquiries and expenses.

Given under the Official Seal of the Minister of Health this
Twenty-third day of April Nineteen hundred and
twenty-seven.

(L.S.)

A. B. MACLACHLAN
Assistant Secretary Ministry of Health.

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A.D. 1927.

BOROUGH OF GUILDFORD.

*Guildford
Order.*

*Provisional Order to enable the Guildford Corporation to
put in force the Compulsory Clauses of the Lands
Clauses Acts.*

WHEREAS the Mayor Aldermen and Burgesses of the Borough of Guildford (hereinafter referred to as "the Corporation") acting by the Council as the local authority for that Borough for the purposes of the Public Health Act 1875 require to purchase and take the lands described in the Schedule hereto for the purposes of (a) widening opening enlarging or otherwise improving the street known as Farnham Road and (b) the construction of a cemetery in the said Borough :

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

Compulsory
powers of
purchase.

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

Short title.

2. This Order may be cited as the Guildford Order 1927.

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The SCHEDULE above referred to.

A.D. 1927.

Parish of GUILDFORD Borough of GUILDFORD in the County
of SURREY.

*Guildford
Order.*

No. on Deposited Plans.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
1	Portion of forecourt of "Downside" Farnham Road.	Frederick Thomas Rayner White.	- . -	Robert Benjamin Roberts.
2	Field	The Trustees of the Will of the late Reverend Samuel Paynter viz. : John Paynter Hamilton Francis Samuel Paynter Samuel Eyre Massy Lloyd Julia Mary Ann Paynter.	John Burden Arthur James Brown.	John Burden Arthur James Brown.
3	Allotment field.	The Trustees of the Will of the late Reverend Samuel Paynter viz. : John Paynter Hamilton Francis Samuel Paynter Samuel Eyre Massy Lloyd Julia Mary Ann Paynter.	The Mayor Aldermen and Burgesses of the Borough of Guildford.	Frederick Arthur Fry Arthur Willis Charles Jones George Edward Wessell Albert Wigmore Henry Gilbert Arthur Reigate Edward North Hardy Edward Samuel Smith Charlie William Glaysner Henry Alderton Alfred Francis Kirk Aldred Albert Cornelius Tunnell Thomas Ware Albert Windo Sidney John Wheeler Frank Wickens George Lintott John Edwards

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 —
Guildford
Order.

No. on Deposited Plans.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
3— <i>cont.</i>	Allotment field.	The Trustees of the Will of the late Reverend Samuel Paynter viz. : John Paynter Hamilton Francis Samuel Paynter Samuel Eyre Massy Lloyd Julia Mary Ann Paynter.	The Mayor Aldermen and Burgesses of the Borough of Guildford.	William Elton Frederick Thos. Stamford Charles Alexander Strudwick Percy Ewart Nash Sherwin John Warr Henry Murphy John Watson Martin jun. Andrew Chew John Watson Martin Robert Bull Charles Henry Rutter William John Briant James Stent Walter John Kinge Thomas Walker Charles Gunner James Edgington Albert Henry Bonsey Philip Abbot Killick Albert Parratt Herbert William Edser Arthur George Emmings Frank William Wills Frederick Austin Dival Thomas Bowden Snell Harry Smith Sharman William Robert Varns Herbert Rowland George Seymour David Hebburn William MacDonald George Aldworth John King Reuben Holt Alfred Harding Edward Kinge James Sole Albert Matthews Thomas Wallis Bennett Jesse Bonner Charles James Hawthorn Ernest Burgess Sidney Savage

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No. on Deposited Plans.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
3— <i>cont.</i>	Allotment field.	The Trustees of the Will of the late Reverend Samuel Paynter viz. : John Paynter Hamilton Francis Samuel Paynter Samuel Eyre Massy Lloyd Julia Mary Ann Paynter.	The Mayor Aldermen and Burgesses of the Borough of Guildford.	Arthur Bert Barker James Charles Ellis John Edney James Ede Charles Cox John George Saunders Alfred John Cox George Henry Cranham Arthur George Honey Percy Gilbert Leadbetter Ernest James Tingloy John Watling Archibald Robert William Tyrrell William Orrell John Rawlings Pickering Charles Frederick Hale W. Warner Arthur Harris Albert Edward Mengham Arthur Thomas Brazier Percy Hammond William Frederick Wooten Arthur Rose Albert William Perfitt Arthur Patrick Lynch William Digance James Vidler Frederick Henry Aldridge Frank Edwin Blake William Hooke S. Hatfield Albert Edward Pratley Henry Bowman William Blanche James Gascoigne George James Reading Benjamin Gill Charles Hayler George Frederick Hounsham George Reeve William Warren

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Guildford Order.

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A.D. 1927.

*Guildford
Order.*

No. on Deposited Plans.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
3— <i>cont.</i>	Allotment field.	The Trustees of the Will of the late Reverend Samuel Paynter viz. : John Paynter Hamilton Francis Samuel Paynter Samuel Eyre Massy Lloyd Julia Mary Ann Paynter.	The Mayor Aldermen and Burgesses of the Borough of Guildford.	Alexander Arthur Truelove Frank Puttock Edward Andrews George Saunders Henry James Hall Charles Gordon Comber Percy Edward Newman Charles James Stevens Harry Charles Muttingley George Randall Walter Fudger Oswald Charles Laws Frederick William Wood Lewis George John Heathorn Frederick Frank Noyce Frederick Fulcher Harry John Cox Alfred Harry Newman Arthur Paler William Weekes William Arthur Samways Ernest Gill Edward Victor Rooke Harry Chapman William Bailey Charles Walter Sturgess George Henry Harcourt George Dance Alfred Jenvy Emily Smith Georgina Richardson Richard Henry Pankhurst Walter Bias Arthur Greenfield Arthur Thomas Reeks William Harding Edwin Turner Harry Saunders Harry Marshall A. Maxwell Percy Mengen

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No. on Deposited Plans.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.	A.D. 1927. — <i>Guildford Order.</i>
3— <i>cont.</i>	Allotment field.	The Trustees of the Will of the late Reverend Samuel Paynter viz. : John Paynter Hamilton Francis Samuel Paynter Samuel Eyre Massy Lloyd Julia Mary Ann Paynter.	The Mayor Aldermen and Burgesses of the Borough of Guildford.	William Edward Stamford Arthur Clarke Herbert Walter Stemp Thomas Henley James Nowler James Phillis Edwin William James Cecil Francis Master Ridout John Moring William John Denyer William Blanch Alfred George Saunders James Frederick Dicks George Ashman Arthur Alfred Carter Albert Edward Payne Harry Peacock Charles Phipps John Henry Merritt Frederick Gates Arthur George Rixon Albert Edward Earwaker Arthur Lipscombe Henry Thomas Woolgar James Patrick Marshall Albert Chant Edward Henry Collier Edward Rooke Henry John Fisher Walter John Turner William Henry Young Harry Gaff Albert William Langdon George Jones Edward Charles Bartlett William West James Vowles William Martin Charles Bunce Edward Sawyer B. Chant Charles George Ray Frederick Smith William John Goulding	

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*Guildford
Order.*

No. on Deposited Plans.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
3— cont.	Allotment field.	The Trustees of the Will of the late Reverend Samuel Paynter viz. : John Paynter Hamilton Francis Samuel Paynter Samuel Eyre Massy Lloyd Julia Mary Ann Paynter.	The Mayor Aldermen and Burgesses of the Borough of Guildford.	G. Page Edwin Blake Arthur John Dyson Roland Bailey Frederick Wales George Ives Thomas William Oliver Robert Mackenzie Ada Ellis James Cobbett Harry Minns William Hebburn John Whiting W. G. Eyres Edwin Marshall Oliver Ephgrave William Thomas Henley Charles Gaff Charles George Dearlove S. Hockey Allen Moring Alfred Boxall William Pearce Charles Reed Arthur Edward Dabourne Alfred Winsburrow Back George Edward Blackhall William Lavender Ernest Harry Gardiner Walter Henry Powell John Parsons.

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

(L.S.)

E. TUDOR OWEN
Assistant Secretary Ministry of Health.

BOROUGH OF SCARBOROUGH.

A.D. 1927.

Provisional Order for altering and amending a Local Act. Scarborough
Order.

WHEREAS the Borough of Scarborough (hereinafter referred to as "the Borough") is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council (hereinafter referred to as "the Corporation") are the local authority within the meaning of the Public Health Act 1875 and there are in force in the Borough the unrepealed provisions of the Scarborough Corporation Act 1925 (hereinafter referred to as "the Local Act");

And whereas by Section 32 of the Local Act provision is made prohibiting within the Borough the blowing or inflating of the carcasses of animals and the exposing or depositing for sale of carcasses so blown or inflated;

And whereas it is expedient that the said prohibition should extend to the sale within the Borough of carcasses blown or inflated elsewhere than in the Borough;

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

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

1. For Section 32 of the Local Act shall be substituted the following Section:—

Alteration of
Section 32 of
Local Act.

"It shall not be lawful to blow or inflate the carcase
" or any part of the carcase of any animal slaughtered
" within or brought into the Borough and any person
" so blowing or inflating any carcase or part of a carcase
" or selling or exposing or depositing for sale or delivering
" after sale within the Borough a carcase so blown or
" inflated or any part thereof whether so blown or inflated
" within or without the Borough shall be liable to a
" penalty not exceeding Five Pounds."

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A.D. 1927.

*Scarborough
Order.*
Short title.

2. This Order may be cited as the Scarborough Order 1927.

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

(L.S.)

E. TUDOR OWEN
Assistant Secretary Ministry of Health.

CITY OF SHEFFIELD.

*Sheffield
Order.*

*Provisional Order for altering a Local Act and
a Confirming Act.*

WHEREAS the City of Sheffield is an Urban Sanitary District of which the Lord Mayor Aldermen and Citizens acting by the Council (hereinafter referred to as "the Corporation") are the urban authority for the purposes of the Public Health Act 1875;

And whereas by Article 1 of the Sheffield (Water &c.) Order 1923 (hereinafter referred to as "the Order of 1923") which was confirmed by the Ministry of Health Provisional Orders Confirmation (No. 9) Act 1923 the Corporation were authorised to borrow such sums as might be necessary to pay the interest accruing before the thirty-first day of March One thousand nine hundred and twenty-seven on moneys borrowed in pursuance of Section 115 of the Sheffield Corporation Act 1912 as continued by Section 398 of the Sheffield Corporation (Consolidation) Act 1918 (hereinafter referred to as "the Consolidation Act") for the purposes therein specified being the construction of the Broomhead and More Hall reservoirs and works connected therewith and the purchase of land for and the construction of a temporary tram-road and it was further provided that the sums so borrowed should not exceed in the aggregate three hundred and sixty thousand pounds;

And whereas provision was made by Section 467 of the Consolidation Act as amended by Article 2 of the Order of 1923 for the suspension of sinking fund payments in respect of moneys borrowed for the construction of the Broomhead and More Hall reservoirs and works connected therewith until the completion of the said works or until the expiration of the financial year ending on the thirty-first day of March One thousand nine hundred and twenty-seven whichever should be the earlier;

And whereas the Corporation have borrowed moneys for the purposes above mentioned but the said works are not yet

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completed and it is estimated that they will not become revenue producing before the year 1929;

A.D. 1927.

And whereas the Corporation have made application for the issue of a Provisional Order to amend the Order of 1923 in manner hereinafter set forth :

*Sheffield
Order.*

Now therefore the Minister of Health in pursuance of the powers given to him by section 297 of the Public Health Act 1875 and of any other powers in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Order of 1923 shall be amended as follows :—

1. Article 1 (Additional borrowing powers) of the Order of 1923 shall be altered and have effect as if the year One thousand nine hundred and twenty-nine were therein referred to in lieu of the year One thousand nine hundred and twenty-seven and as if the sum of Five hundred thousand pounds were therein substituted for the sum of Three hundred and sixty thousand pounds.

Additional
borrowing
powers.

2. Article 2 (Suspension of sinking fund payments) of the Order of 1923 shall have effect as if for references therein to the year One thousand nine hundred and twenty-seven there were substituted references to the year One thousand nine hundred and twenty-nine.

Suspension
of sinking
fund pay-
ments.

3. This Order may be cited as the Sheffield Order 1927.

Short title.

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

(L.S.)

E. TUDOR OWEN
Assistant Secretary Ministry of Health.

WANDLE VALLEY JOINT SEWERAGE
DISTRICT.

*Provisional Order for altering the Local Government Board's
Provisional Orders Confirmation (No. 5) Act 1916.*

*Wandle
Valley
Order.*

WHEREAS by the Wandle Valley Joint Sewerage Order 1916 which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 5) Act 1916 (which Order and Act are hereinafter respectively referred to as "the Order of 1916" and "the Confirming Act") the Urban Districts of Beddington and Wallington Merton and Morden and Mitcham were formed into a United District called the Wandle Valley Joint Sewerage District for the purposes therein mentioned and the United District

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A.D. 1927. was thereby placed under the government of the Wandle Valley
Joint Sewerage Board (hereinafter referred to as "the Board");

—
*Wandle
Valley
Order.*

And whereas the Board have made application to the Minister of Health for the issue of a Provisional Order to amend the Order of 1916 in the manner hereinafter set forth :

Now therefore the Minister of Health in the exercise of the powers given to him by Section 297 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Order of 1916 and the Confirming Act so far as it relates to the said Order shall be amended so that the following provisions shall take effect that is to say :—

Injurious
matters not
to pass into
main sewers.

1.—(1) It shall not be lawful for any person to throw or suffer to be thrown or to pass into any sewer of the Board or any drain communicating therewith any matter or substance by which the free flow of the sewage or surface or storm water may be interfered with or by which any such sewer may be injured.

(2) Every person offending against the provisions of this section shall be liable to a penalty not exceeding Ten Pounds and to a daily penalty not exceeding Twenty Shillings.

Prevention
of entry of
petrol &c.
into main
sewers.

2.—(1) Every person who wilfully or negligently empties turns or permits to enter into any sewer of the Board or any drain communicating therewith any petroleum spirit or carbide of calcium shall be liable to a penalty not exceeding Ten Pounds and to a daily penalty not exceeding Five Pounds.

(2) In this article the expression "petroleum spirit" means—

- (a) any crude petroleum ;
- (b) any oil made from petroleum coal shale peat or other bituminous substances ; or
- (c) any products of petroleum and mixtures containing petroleum ;

which when tested in manner set forth in the First Schedule to the Petroleum Act 1879 gives off an inflammable vapour at a temperature of less than seventy-three degrees of Fahrenheit.

Chemical
refuse steam
&c. not to be
turned into
main sewers.

3.—(1) Every person who turns or permits to enter into any sewer of the Board or any drain communicating therewith—

- (a) any chemical refuse ; or
- (b) any waste steam condensing water heated water or other liquid (such water or other liquid being of a higher temperature than one hundred and ten degrees of Fahrenheit) ;

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which either alone or in combination with the sewage causes a nuisance or is dangerous or injurious to health shall be liable to a penalty not exceeding Ten Pounds and to a daily penalty not exceeding Five Pounds.

A.D. 1927.

—
*Wandle
Valley
Order.*

(2) The Board by any of their officers either generally or specially authorised in that behalf in writing may enter any premises for the purpose of examining whether the provisions of this section are being contravened and if such entry be refused any Justice on complaint on oath by such officer made after reasonable notice in writing of such intended complaint has been given to the person having custody of the premises may by order under his hand require such person to admit the officer into the premises and if it be found that any offence under this section has been or is being committed in respect of the premises the order shall continue in force until the offence shall have ceased or the work necessary to prevent the recurrence thereof shall have been executed.

(3) A person shall not be liable to a penalty for an offence against this section until the Board have given him notice of the provisions of this section nor for an offence committed before the expiration of seven days from the service of such notice provided that the Board shall not be required to give the same person notice more than once.

4.—(1) Any person not being an officer or servant of the Board or not being duly authorised in writing by the Board in that behalf who shall make or attempt to make or cause or attempt to cause to be made any communication or connection with any main sewer or other work belonging to the Board for the purpose of connecting therewith any sewer drain channel or pipe for the conveyance thereto or the transmission thereinto of any solid liquid or gaseous matter whatsoever or shall otherwise interfere with or cause to be interfered with the main sewers or other works of the Board or shall do or cause to be done any act which shall obstruct or tend to obstruct the free flow or passage of liquid or solid matter therein or which may otherwise prejudicially interfere with or affect the free or efficient working of the said main sewers or works shall be liable on summary conviction to a penalty not exceeding Ten Pounds and in addition thereto a further penalty not exceeding Five Pounds for every day on which the offence is proved to have existed and until the same shall be discontinued.

Penalty for making unauthorised communications &c. with main sewers.

(2) In addition to the provisions of sub-division (1) of this Article the Board if they think fit may at any time whether before or after conviction as aforesaid cut off or close any unauthorised connection or communication as aforesaid or take such steps as to them may seem requisite for making good the main sewers interfered with or may do any act which may be reasonably

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A.D. 1927. necessary for restoring the free and efficient working of their main sewers and works and may recover summarily as a civil debt from the offender the cost and expenses of so doing:

—
*Wandle
Valley
Order.*

Provided that nothing in this Article shall authorise or be deemed to authorise the cutting off or closing of any connection or communication made before the date of this Order.

(3) The provisions of this Article shall be in addition to and not in substitution for and shall not prejudice any other remedy or mode of proceeding which may otherwise be available to the Board.

Definition.

5. In this Order "daily penalty" means a penalty for each day on which an offence is continued after conviction therefor.

Short title
and con-
struction.

6. This Order may be cited as the Wandle Valley Joint Sewerage Order 1927 and shall be construed as one with the Order of 1916.

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

(L.S.)

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

BOROUGH OF WHITEHAVEN.

*Whitehaven
Order.*

Provisional Order for altering certain Local Acts.

WHEREAS the Borough of Whitehaven (hereinafter referred to as "the Borough") is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council (hereinafter referred to as "the Corporation") are the local authority for the purposes of the Public Health Act 1875 and the unrepealed provisions of the Whitehaven Waterworks Act 1849 the Whitehaven Waterworks Act 1864 the Whitehaven Harbour and Town Improvement Act 1876 the Whitehaven Town and Harbour Act 1879 the Whitehaven Town and Harbour (Incorporation) Act 1885 and the Whitehaven Corporation Act 1899 (each of which Acts is hereinafter referred to as the Act of the year in which it was passed and which Acts are hereinafter referred to collectively as "the Local Acts") are in force in the Borough;

And whereas in pursuance of the provisions of the Local Acts the Corporation carry on a water undertaking and supply water within the Borough and certain other areas (hereinafter

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Provisional Orders Confirmation (No. 8) Act, 1927.

referred to as "the water limits of the Corporation") and for the purposes of the undertaking have constructed and maintain certain works and have borrowed certain moneys;

A.D. 1927.

—
Whitehaven
Order.

And whereas by Sections XX to XXIV of the Act of 1849 as amended by Section 17 of the Act of 1864 and Section 28 of the Act of 1879 provision is made with respect to the rates to be levied and the charges to be made by the Corporation for the supply of water for domestic and other purposes;

And whereas the Corporation have made application to the Minister of Health for the issue of a Provisional Order partially to repeal alter or amend the Local Acts in the manner hereinafter set forth :

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

1.—(1) Notwithstanding anything contained in Section XXI of the Act of 1849 the Corporation may with the sanction of the Minister of Health relinquish their power under Section XXIII of the Act of 1849 to levy additional charges for supplying water for water-closets and baths in private dwelling-houses.

Revision of
charges.

(2) On and after the date on which the Corporation in pursuance of sub-division (1) of this Article shall have relinquished their power to levy such additional charges as therein mentioned the maximum rate which the Corporation may make and levy in respect of the supply of water for domestic purposes under Section XX of the Act of 1849 (as amended by Section 17 of the Act of 1864) shall be such rate not exceeding Twelve Pounds and Ten shillings per centum per annum on the net annual value of the premises as the Corporation with the approval of the Minister of Health may prescribe.

(3) The Minister of Health on the application of the Corporation or of any local authority having jurisdiction over any part of the water limits of the Corporation may from time to time by Order vary the maximum rate prescribed under the preceding sub-division of this Article.

(4) As soon as practicable after new maximum charges shall have been approved or fixed by Order under sub-divisions (2) or (3) of this Article a statement of the effect of the sanction approval or order shall be published in two successive weeks in one or more local newspapers circulating in the water limits of the Corporation and the sanction or approval shall have effect

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A.D. 1927. or the Order shall come into operation on and after the quarter day next following the date of the last of the said publications.

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Whitehaven
Order.

Alteration of
Local Act on
new water
rates coming
into opera-
tion.

2. On and after the date on which new maximum charges shall have been approved or fixed by Order under the preceding Article and shall have come into operation Section XXIII of the Act of 1849 shall be repealed and the provisions of Section XXI of that Act that a supply of water for domestic purposes shall not include a supply of water for baths and water-closets shall cease to have effect.

Power to
construct
additional
works.

3.—(1) Subject to the provisions of this Order the Corporation may in the lines and situation and upon the lands delineated on the deposited plans construct in accordance with plans and sections to be approved by the Minister of Health and maintain an additional reservoir at Harras Moor in the Borough together with all such works buildings and apparatus as may be necessary or convenient in connection therewith or subsidiary thereto:

(2) The works authorised by this Order shall for all purposes be deemed part of the water undertaking of the Corporation and the provisions of the Local Acts shall so far as the same are applicable and subject to the provisions of this Order extend and apply to such works.

Purchase of
lands for
purposes of
new reser-
voir.

4. For the purpose of the works authorised by Article 3 of this Order the Corporation may purchase by agreement but not otherwise a piece or parcel of land adjacent to the existing reservoir of the Corporation at Harras Moor and containing 1,616 square yards or thereabouts which piece of land is more particularly delineated on the deposited plans.

Purchase of
additional
lands by
agreement.

5. The Corporation may by agreement purchase take on lease acquire and hold in addition to the lands which they are otherwise authorised to acquire such further lands for the purposes of their water undertaking as the Minister of Health may approve but the quantity of lands held by the Corporation in pursuance of this Article shall not at any time exceed ten acres and the Corporation may on all or any of such additional lands execute for the purposes of or in connection with their water undertaking any of the works (other than wells and works for taking or intercepting water) and exercise any of the powers mentioned in or conferred by Section 12 (Undertakers subject to provisions of this and the special Act may execute the works herein named) of the Waterworks Clauses Act 1847 :

Provided that the Corporation shall not create or permit the creation or continuation of any nuisance on any such land nor erect any buildings thereon except offices and dwellings for persons in their employment and such buildings and works as may be incident to or connected with their water undertaking.

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6. For the purposes of the supply of water by the Corporation under the Local Acts and this Order the Corporation shall have the powers of a local authority under Section 54 of the Public Health Act 1875 in respect of the carrying of water mains within or without their district and in exercising the powers of that section any area within the water limits of the Corporation shall be deemed to be included in their district :

Provided that in the exercise of the said powers the Corporation shall be subject to the provisions of Sections 308 327 328 329 and 332 of the Public Health Act 1875.

7.—(1) In addition to any other borrowing powers possessed by them the Corporation shall have power with the sanction of the Minister of Health to borrow on the security of the revenue of their water undertaking and of the district fund and general district rate or upon any of such securities such sums as may from time to time be necessary for the purposes of their water undertaking.

(2) Any moneys so borrowed shall be repaid within such period not exceeding sixty years from the date of borrowing as the Corporation with the sanction of the Minister may determine and such period shall with reference to the repayment of those moneys be the prescribed period for the purposes of the Local Loans Act 1875 and the other provisions applied by the following sub-division of this Article.

(3) Subject to the provisions of this Order the provisions of Part V of the Act of 1899 shall so far as they are applicable apply to any sums so borrowed in the same way as they apply to any sums borrowed in pursuance of that Act.

(4) The rate of accumulation of the annual contributions to any sinking fund of the Corporation in connection with their water undertaking shall be such rate as the Minister may from time to time approve and Section 56 (1) of the Act of 1899 shall be modified accordingly.

8.—(1) Section 50 (Inquiries by Local Government Board) of the Act of 1899 shall be repealed.

(2) The Minister of Health may direct any inquiries to be held by his inspectors which he may deem necessary with reference to the purposes of the Local Acts or of this Order and such inspectors shall for the purposes of any inquiry have all such powers as they have for the purposes of inquiries directed by the Minister under the Public Health Act 1875.

(3) Where the Minister causes any such inquiry as aforesaid to be held the costs incurred by the Minister in relation to that inquiry (including such reasonable sum not exceeding five guineas a day as the Minister may determine for the services of any inspector or officer of the Minister engaged in the inquiry) shall be paid

A.D. 1927.

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Whitehaven
Order.

Application
of section 54
of Public
Health Act
1875 to water
undertaking.

Additional
borrowing
power.

Inquiries and
expenses.

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A.D. 1927. by the Corporation and the Minister may certify the amount
— of the costs so incurred and any sum so certified and directed
Whitehaven by the Minister to be paid by the Corporation shall be a debt
Order. due to the Crown from the Corporation.

Short title. 9. This Order may be cited as the Whitehaven Order 1927.

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

(L.S.) E. TUDOR OWEN
Assistant Secretary Ministry of Health.

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