



**CHAPTER xlv.**

An Act to confirm a Provisional Order of the A.D. 1927  
Minister of Health relating to Conway. —  
[29th July 1927.]

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

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

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

**1.** The Order set out in the schedule hereto shall be Order in  
and the same is hereby confirmed and all the provisions schedule  
thereof shall have full validity and force. confirmed.

**2.** This Act may be cited as the Ministry of Health Short title.  
Provisional Order Confirmation (Conway Extension) Act  
1927.

[17 & 18 GEO. 5.] *Ministry of Health* [Ch. xlv.]  
*Provisional Order Confirmation (Conway Extension)*  
*Act, 1927.*

- “ The added areas ” means the Llangwstenin area and the Penrhyn area; A.D. 1927.
- “ The appointed day ” means the First day of April nineteen hundred and twenty-eight; *Conway Order.*
- “ The Borough ” means the existing Borough of Conway as extended by this Order;
- “ The Corporation ” means as the context requires the Mayor Aldermen and Burgesses of the existing Borough or of the Borough acting by the Council;
- “ The County ” and “ the County Council ” mean respectively the administrative county of Caernarvon and the County Council of that County;
- “ The Llangwstenin area ” means that part of the existing Parish of Llangwstenin which is coloured blue on the maps;
- “ The maps ” means the duplicate maps marked “ Map of the Borough of Conway as extended by the Conway (Extension) Order 1927 ” and sealed with the official seal of the Minister;
- “ The Minister ” means the Minister of Health;
- “ The Municipal Corporations Acts ” means the Municipal Corporations Act 1882 and the Acts amending and extending the same and the Borough Councillors (Alteration of Number) Act 1925;
- “ The Parish of Llangwstenin ” “ the Parish of Llanrhos ” and “ the Parish of Penrhyn ” mean respectively each of those existing Parishes as altered by this Order;
- “ The Penrhyn area ” means that detached part of the Parish of Penrhyn which is coloured yellow on the maps;
- “ The Rural District ” and “ the Rural Council ” mean respectively the Rural District of Conway and the Rural District Council thereof;
- “ Existing ” in relation to any area altered by this Order means existing immediately before the appointed day;
- “ Local Authority ” means a local authority as defined in section 3 of the Local Government and other Officers' Superannuation Act 1922 and includes the standing joint committee of a county;
- “ Officer ” includes a servant and any person whose remuneration is paid by a Local Authority.

[17 & 18 GEO. 5.] *Ministry of Health* [Ch. xlv.]  
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6.—(1) Copies of or extracts from the map deposited with the town clerk and certified by him to be true shall be received in all courts of justice and elsewhere as *prima facie* evidence of the contents of the map so far as it relates to the boundaries of the Borough.

A.D. 1927.  
 —  
*Conway*  
*Order.*  
 Copies of  
 map to be  
 evidence.

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

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

PART III.

PROVISIONS CONSEQUENT ON EXTENSION OF BOROUGH.

7. The number of councillors of the Borough shall be increased from twelve to fifteen and the number of aldermen of the Borough shall be increased from four to five.

Number of  
 councillors  
 and alder-  
 men.

8.—(1) Subject to the provisions of the Municipal Corporations Acts the following provisions shall have effect:—

Municipal  
 wards and  
 existing  
 councillors.

(a) For the purposes of the election of councillors the Borough shall be divided into five wards;

(b) The Aberconway Ward the Castle Ward and the Marl Ward of the existing Borough and the number of councillors assigned to those wards shall remain unaltered;

(c) The Penrhyn area shall be added to the Deganwy Ward of the existing Borough but the number of councillors assigned to that ward shall remain unaltered;

(d) The Llangwstenin area shall constitute a new ward of the Borough to be called the Pensarn Ward and three councillors shall be assigned to that ward.

(2) The councillors representing the existing Deganwy Ward who are in office immediately before the appointed day shall be deemed on and after that day to represent that ward as extended by this Order and shall retire from office on the day on which they would have retired if this Order had not been made.

9. A first election of councillors for the Pensarn Ward of the Borough shall be held in March Nineteen hundred and twenty-eight and the first election of the additional alderman

Election of  
 alderman  
 and coun-  
 cillors in  
 1928.

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

A.D. 1927.

—  
*Conway*  
*Order.*  
Officers of  
Corporation  
continued.

14. Subject to the provisions of this Order all property immediately before the appointed day vested in the Corporation for the benefit of the existing Borough (not being property held on any charitable trust) shall by virtue of this Order be held by the Corporation for the benefit of the Borough and the Corporation shall hold enjoy and exercise for the benefit of the Borough all the powers which immediately before that day are exercisable by or vested in the Corporation for the benefit of the existing Borough and all liabilities which immediately before the appointed day attach to the Corporation in respect of the existing Borough shall on that day attach to them in respect of the Borough.

Corporation  
property  
liabilities &c.

15.—(1) 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 Borough shall be charged upon the corresponding fund or rate of the Borough.

Mortgage  
debts of  
Corporation.

(2) All borrowed moneys to which this article applies with the interest thereon shall 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.

16. Subject to the provisions of this Order—

Property  
&c. of Rural  
Council.

(1) Any property or liabilities which immediately before the appointed day are vested in or attach to the Rural Council in relation exclusively to the Llangwstenin area or the Penrhyn area or any part of one of those areas shall by virtue of this Order be transferred to and vest in the Corporation as the Urban Authority for the execution of the Public Health Acts 1875 to 1925;

(2) Any property or liabilities which immediately before the appointed day are vested in or attach to the Rural Council in relation to the Llangwstenin area or the Penrhyn area (or any part of one of those areas) conjointly with any other area shall be a matter for adjustment under section 62 of the Act of 1888.

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nine and any order amending that order relating to the constitution of the Beaumaris Port Sanitary Authority and providing for the apportionment of the expenses incurred by that Port Sanitary Authority and other matters shall have effect as if references to the Borough of Conway as extended by this Order and the Corporation thereof were substituted therein for references to the existing Borough of Conway and the Corporation thereof.

A.D. 1927.

—  
*Conway*  
*Order.*

20.—(1) The provisions of—

Adoptive  
Acts.

- (a) the Infectious Disease (Prevention) Act 1890;
- (b) the Public Health Acts Amendment Act 1890;
- (c) the Public Libraries Acts 1892 to 1919; and
- (d) the Private Street Works Act 1892;

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

(2) The provisions of any Act adopted by the Rural Council (or their predecessors) shall subject to the provisions of this article cease to be in force within and apply to any part of the added areas.

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

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

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

- (1) The provisions of any order made before the appointed day and declaring to be in force throughout the existing Borough any Parts or Sections of either of those Acts shall have effect as if any reference in that order to the existing Borough extended and applied to the Borough and as if the said Parts or Sections were accordingly declared to be in force within the Borough;
- (2) Any other order under either of those Acts which is in force immediately before the appointed day throughout the existing Borough shall extend and apply to the added areas;
- (3) The provisions of any order made before the appointed day and declaring to be in force within the added areas

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the Rural Council and in force within the existing Borough or within the added areas immediately before the appointed day— A.D. 1927.

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*Conway*  
*Order.*

- (a) if made before the first day of January Nineteen hundred and twelve shall continue to apply to the existing Borough or to the added areas as the case may be for a period of one year after the appointed day (unless previously repealed or altered by byelaws or a scale of charges made by the Corporation) but shall on the expiration of the period aforesaid cease to be in force within any part of the Borough;
- (b) if made on or after the First day of January Nineteen hundred and twelve shall continue to apply to the existing Borough or to the added areas as the case may be until they are repealed or altered by byelaws or a scale of charges made by the Corporation.

(3) In their application to the added areas any byelaws or scale of charges made by the Rural Council shall have effect as if they had been made by the Corporation and as if the added areas were referred to therein.

(4) All byelaws made by the County Council or by the Standing Joint Committee of the County and in force immediately before the appointed day within the added areas shall in so far as byelaws to the like effect could be made by the Corporation cease to be in force within those areas.

(5) Any proceedings which if this Order had not been made might have been taken by the Rural Council or the County Council for any offence committed before the appointed day—

- (a) within the added areas against any byelaws of the Rural Council; or
- (b) within the Borough against any byelaws of the County Council which by virtue of this article cease to apply to the Borough;

may be taken by the Corporation as if the Corporation had been substituted therein for the Rural Council or the County Council as the case may require and as if the byelaws of the County Council had remained in force.

(6) In this article "byelaws" includes any regulation and "scale of charges" includes any list of tolls or table of fees or payments and any reference to byelaws or a scale of charges made by the Corporation or by the Rural Council shall be read as including a reference to byelaws or a scale of charges made by the predecessors of the Corporation or of the Rural Council as the case may require.

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Parish of Llangwstenin as if they had been elected to that office. A.D. 1927.

—  
*Conway*  
*Order.*

(4) The persons who immediately before the appointed day are the rural district councillors for the existing Parish of Penrhyn shall be deemed to have been elected as and shall be the rural district councillors for the Parish of Penrhyn.

(5) Any guardian or rural district councillor mentioned in this article shall retire from office on the Fifteenth day of April Nineteen hundred and twenty-eight.

29.—(1) At the ordinary election of parish councillors in the year Nineteen hundred and twenty-eight and at subsequent elections eleven parish councillors shall be elected for the Parish of Llangwstenin. Election and number of parish councillors.

(2) Subject to the provisions of this article the Parish Council of the existing Parish of Llangwstenin and the Parish Council of the existing Parish of Penrhyn shall be deemed to have been elected as and shall be the Parish Council of that Parish as altered by this Order.

(3) Nothing in this Order shall affect the retirement on the Fifteenth day of April Nineteen hundred and twenty-eight of the members of the Parish Councils mentioned in this article.

30.—(1) Subject to the provisions of this Order any powers and duties transferred by or under the Act of 1894 to the Parish Council of the existing Parish of Llangwstenin or to the Parish Council of the existing Parish of Penrhyn shall so far as regards the added areas be vested in and imposed on the Corporation. Powers property &c. of Parish Councils.

(2) Any property or liabilities held or incurred—

(a) by the Parish Council of the existing Parish of Llangwstenin in relation exclusively to the Llangwstenin area or any part thereof; or

(b) by the Parish Council of the existing Parish of Penrhyn in relation exclusively to the Penrhyn area or any part thereof;

for the purposes or by virtue of the powers and duties transferred by paragraph (1) of this article shall by virtue of this Order be transferred to and vest in or attach to the Corporation.

(3) Any property or liabilities held or incurred by either of the Parish Councils mentioned in this article in relation to the Llangwstenin area or to the Penrhyn area or to any part of either area conjointly with any other area shall if necessary be a matter for adjustment under section 62 of the Act of 1888.

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and shall forthwith notify the Registration Officer of the said Parliamentary Borough of his decisions on any objections or claims in respect of any such registration unit.

A.D. 1927.

—  
*Conway*  
*Order.*

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

(3) Where the Registration Officer of the said Parliamentary Borough considers (whether on account of an expression of choice by a person affected by a duplicate entry or otherwise) that any correction required for any of the purposes mentioned in paragraph (2) of this article should be made in the electors list of any registration unit comprising any part of the added areas he shall forthwith notify the Registration Officer of the Parliamentary County of Caernarvon and that officer shall make such correction accordingly.

(4) This article shall apply to the preparation of the register of electors in the year Nineteen hundred and twenty-seven and of later registers of electors.

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

Provisions as  
to register  
of electors.

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

- (a) the Registration Officer of the Caernarvon District of Boroughs in the case of an election for any voting area within the Borough; and
- b) the Registration Officer of the Parliamentary County of Caernarvon in the case of an election or parish meeting for any voting area outside the Borough;



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of other hereditaments in the Llangwstenin area and the Penrhyn area ; A.D. 1927.

(b) The net annual values of the agricultural land and of other hereditaments in the Llangwstenin area and the Penrhyn area shall be added to the amounts appearing in the basis as the net annual values of the agricultural land and of other hereditaments in the existing Parish of Llanrhos ;

(c) The amounts appearing in the basis as the net annual value and the assessable value of the property in the existing Parish of Llanrhos in the existing Parish of Llangwstenin and in the existing Parish of Penrhyn shall be altered so as to correspond with the alterations made as above directed in the net annual values of the agricultural land and of other hereditaments in those existing Parishes.

Conway  
Order.

(2) For the purposes of this article the net annual value of the agricultural land in the added part of any existing parish shall be the amount which bears the same relation to the net annual value of agricultural land in the existing parish as the total rateable value of the agricultural land in such added part bears to the total rateable value of the agricultural land in the existing parish.

(3) For the purpose of ascertaining the net annual value of other hereditaments (not being agricultural land) in the added part of an existing parish the preceding paragraph of this article shall apply with the substitution for " agricultural land " of " hereditaments other than agricultural land. "

(4) In this article " net annual value " and " assessable value " mean the net annual value and assessable value according to the basis of the county rate which is being altered in pursuance of this article and " total rateable value " means the total rateable value according to the valuation list of the existing parish last in force before the basis is so altered.

37.—(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 Order by reason of residence birth or other qualification in any of the existing parishes or part of an existing parish specified in column 1 of the Second Schedule to this Order 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 that Schedule and 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.

Settlement  
of poor.

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

A.D. 1927.

—  
*Conway  
Order.*

Compensa-  
tion to exist-  
ing officers.

(2) 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 because his duties are diminished in consequence of this Order and not on the ground of misconduct shall be deemed unless the contrary is shown to have suffered a direct pecuniary loss in consequence of this Order.

41.—(1) In determining the compensation payable to any person who becomes entitled to compensation in pursuance of this Order regard shall be had to the conditions and circumstances mentioned in subsection (1) of section 120 of the Act of 1888 and the compensation shall not exceed two-thirds of the annual pecuniary loss suffered by virtue of this Order or of anything done in pursuance or in consequence of this Order.

Determina-  
tion of com-  
pensation.

(2) Any compensation payable under this Order to any officer shall be paid out of the borough fund and borough rate of the Borough and the provisions of section 120 of the Act of 1888 shall apply subject to the following and any necessary modifications :—

- (a) Any reference in that section to the county council shall be construed as a reference to the Corporation and in subsection (7) of that section for the words "the same or any other county council" there shall be substituted the words "the council of any county or county borough or under any district council";
- (b) References in that section to "the passing of this Act" shall be construed as references to the date on which the abolition of office takes effect or the direct pecuniary loss commences as the case may be; and
- (c) The expression in subsection (1) of that section "the Acts and rules relating to Her Majesty's Civil Service" shall mean the Acts and rules relating to Her Majesty's Civil Service which were in operation at the date of the passing of the Act of 1888.

(3) In computing the time of service in any capacity of any officer for the purpose of the award of compensation the Corporation shall take into account all the service of that officer

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A.D. 1927.

*Conway  
Order.*

44. Nothing in this Order shall empower the Corporation to claim to maintain and repair any main road situate within either of the added areas.

Saving for  
main roads  
within  
added areas.

45. Any councillor or guardian who is to continue in office after the appointed day shall not during his present term of office be deemed to lose his qualification for being a councillor or guardian by reason of the alterations of area made by this Order.

Saving for  
qualification  
of council-  
lors &c.

46.—(1) No alteration effected by this Order shall cause to abate or shall prejudicially affect or prevent the continuance of any action cause of action or proceeding which immediately before the appointed day is pending or existing by or against the Rural Council or any contract deed bond agreement or other instrument (subsisting immediately before the appointed day) entered into or made by that Council or their predecessors :

Savings for  
actions con-  
tracts &c.

Provided that—

(a) Any action cause of action or proceeding which immediately before the appointed day is pending or existing by or against the Rural Council in relation exclusively to either of the added areas or any part thereof may be continued prosecuted and enforced by or against the Corporation; and

(b) All contracts deeds bonds agreements and other instruments (subsisting immediately before the appointed day) entered into or made by the Rural Council (or their predecessors) in relation exclusively to either of the added areas or any part thereof may be continued and enforced as fully and effectually as if instead of that Council (or their predecessors) the Corporation had been a party thereto.

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

47. Nothing in this Order shall prejudice or affect the rights and powers of the North Wales and South Cheshire Joint Electricity Authority or of the North Wales Power Company Limited.

Saving for  
Electricity  
Authority  
and Power  
Company.

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

Saving for  
powers of  
Minister &c.

49. Nothing in this Order shall affect the powers of the County Council for the division of the Parliamentary County of Caernarvon into polling districts for parliamentary elections or for the division of the County into polling districts for the election

Polling dis-  
tricts for  
parliamen-  
tary and  
county

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THE SECOND SCHEDULE.

A.D. 1927.

*Conway*  
*Order.*

POOR LAW SETTLEMENTS.

Column 1.	Column 2.
Existing Parish or part of existing Parish.	Parish in which a settlement is to be acquired or in course of acquisition.
1. The existing Parish of Llanrhos	} 1 to 3. The Parish of Llanrhos.
2. The Llangwstenin area - - -	
3. The Penrhyn area - - -	
4. The excluded part of Llangwstenin	4. The Parish of Llangwstenin.
5. The excluded part of Penrhyn	5. The Parish of Penrhyn.

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

(L.S.) A. B. MACLACHLAN  
Assistant Secretary Ministry of Health.

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