



CHAPTER xxix.

An Act to extend the boundaries of the borough of Northampton and for other purposes. A.D. 1931.

[11th June 1931.]

WHEREAS the borough of Northampton (in this Act referred to as "the borough") is a municipal borough subject to the Acts relating to municipal corporations and is a county borough within the meaning of the Local Government Act 1888 and is subject to the jurisdiction of the mayor aldermen and burgesses of the borough (in this Act referred to as "the Corporation"):

And whereas the borough now comprises the parishes of Northampton and Far Cotton:

And whereas the parishes of Weston Favell Duston and Dallington in the rural district of Northampton the parish of Hardingstone in the rural district of Hardingstone and the parishes of Boughton and Moulton Park in the rural district of Brixworth all in the administrative county of Northampton adjoin the borough:

And whereas it is expedient that the boundaries of the borough should be extended so as to include therein parts of the said parishes of Weston Favell Duston Dallington Hardingstone Boughton and Moulton Park:

And whereas it is expedient that the said existing parishes of Northampton and Far Cotton and the areas so to be included within the borough should be amalgamated to form the parish of Northampton:

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And whereas the unrepealed provisions of the several Acts and Provisional Orders specified in the First Schedule to this Act are immediately prior to the passing of this Act in force within the borough and it is expedient that those Acts and Orders as amended by this Act should (subject as in this Act provided) apply throughout the borough as extended by this Act :

And whereas it is expedient that the other powers contained in this Act should be conferred :

And whereas the objects of this Act cannot be attained without the authority of Parliament :

And whereas in relation to the promotion of the Bill for this Act the requirements of the Borough Funds Acts 1872 and 1903 as amended by the Local Government (County Boroughs and Adjustments) Act 1926 have been observed :

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) :—

Short title.

1. This Act may be cited as the Northampton Extension Act 1931.

Interpretation.

2. In this Act unless the subject or context otherwise requires the expressions—

“ The appointed day ” means the first day of April one thousand nine hundred and thirty-two ;

“ The existing borough ” means the county borough of Northampton as it exists at the passing of this Act ;

“ The borough ” means until the appointed day the existing borough and thereafter the existing borough as extended by this Act ;

“ The parish ” means the parish of Northampton as constituted by this Act ;

“ The council ” means the council of the borough ;

“ The Corporation ” means the mayor aldermen and burgesses of the borough acting by the council ;

- “The town clerk” and “the treasurer” mean respectively the town clerk and the treasurer of the borough and include any person duly authorised to discharge temporarily the duties of those officers respectively;
- “The general rate fund” and “the general rate” mean respectively the general rate fund and the general rate of the borough;
- “The borough map” means the map marked “Map of the borough of Northampton as extended by the Northampton Extension Act 1931” and signed in triplicate by the Right Honourable the Earl of Donoughmore the Chairman of the Committee of the House of Lords to whom the Bill for this Act was referred one copy of which has been deposited in the Parliament Office of the House of Lords one in the Committee and Private Bill Office of the House of Commons and one with the town clerk at his office;
- “The ward map” means the map marked “Map of the wards of the borough of Northampton as extended by the Northampton Extension Act 1931” and signed in triplicate by the Right Honourable the Earl of Donoughmore the Chairman of the Committee of the House of Lords to whom the Bill for this Act was referred one copy of which has been deposited in the Parliament Office of the House of Lords one in the Committee and Private Bill Office of the House of Commons and one with the town clerk at his office;
- “The county” means the administrative county of Northampton;
- “The county council” means the county council of the county;
- “The Northampton district” “the Hardingstone district” and “the Brixworth district” mean respectively the rural districts of Northampton Hardingstone and Brixworth and “the Northampton Council” “the Hardingstone Council” and “the Brixworth Council” the respective rural district councils of those districts respectively;

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- “ The rural districts ” means the Northampton district the Hardingstone district and the Brixworth district and “ the district councils ” means the councils of the rural districts;
- “ The Weston Favell Council ” “ the Duston Council ” “ the Dallington Council ” and “ the Boughton Council ” mean respectively the parish councils of the parishes of Weston Favell Duston Dallington and Boughton;
- “ The parish councils ” means the parish councils of Weston Favell Duston Dallington Hardingstone and Boughton;
- “ The parish meeting ” means the parish meeting of Moulton Park;
- “ The added part ” of each of the parishes of Weston Favell Duston Dallington Hardingstone Boughton and Moulton Park means the part of each of those parishes which is by this Act added to the borough, and “ the excluded part ” of each of those parishes means the remaining part or parts thereof;
- “ The added area ” means the added part of Weston Favell the added part of Duston the added part of Dallington the added part of Hardingstone the added part of Boughton and the added part of Moulton Park;
- “ Existing ” in relation to any area altered by this Act means existing immediately before the appointed day;
- “ The Minister ” means the Minister of Health;
- “ 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;
- “ The Act of 1888 ” “ the Act of 1894 ” and “ the Act of 1929 ” mean respectively the Local Government Act 1888 the Local Government Act 1894 and the Local Government Act 1929;
- “ The Municipal Corporations Acts ” means the Municipal Corporations Act 1882 and the Acts

amending and extending the same and the A.D. 1931.
Borough Councillors (Alteration of Number)
Act 1925; —

“The Act of 1907” means the Public Health Acts Amendment Act 1907;

“Statutory borrowing power” means any power whether or not coupled with a duty of borrowing or continuing on loan or re-borrowing money or of redeeming or paying off or creating or continuing payment of or in respect of any annuity rentcharge rent or other security representing or granted in lieu of consideration money for the time being existing under any Act of Parliament public or local passed or to be passed or under any Provisional Order confirmed by Act of Parliament passed or to be passed or under any order or sanction of any Government department made or given or to be made or given by authority of any Act of Parliament passed or to be passed; and

“Revenues of the Corporation” includes the revenues of the Corporation from time to time arising from any land undertakings or other property for the time being of the Corporation and the rates or contributions leviable by or on the order or precept of the Corporation.

3. This Act shall except so far as is otherwise in this Act expressly provided and except 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
Act.

Provided that for the purposes of—

- (a) the compilation alteration or re-arrangement of any register of electors made under the Representation of the People Acts;
- (b) all proceedings preliminary or relating to any election to be held in the year one thousand nine hundred and thirty-two for any area affected by this Act; and
- (c) the preparation of any precept or contribution order to be issued or made on or after the appointed day;

this Act shall operate from the date of its passing.

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Extension
of borough.

4.—(1) The boundary of the existing borough which is shown by the outer edge of the brown line on the borough map shall be altered so as to include in addition to that area the added part of Weston Favell the added part of Duston the added part of Dallington the added part of Hardingstone the added part of Boughton and the added part of Moulton Park.

(2) The boundary of the borough shall be that shown by the inner edge of the red line on the borough map and the whole of the area within that boundary shall for the purposes of the Municipal Corporations Acts and for all other purposes be the borough and shall for the purposes of the Act of 1888 and for all other purposes be the county borough of Northampton.

Alteration
of parishes.

5.—(1) The added part of Weston Favell the added part of Duston the added part of Dallington the added part of Hardingstone the added part of Boughton and the added part of Moulton Park shall be amalgamated with the existing parishes of Northampton and Far Cotton to form the parish of Northampton which shall be co-extensive with the borough as extended by this Act and each of the said added parts shall be separated from the existing parish of which it now forms part.

(2) The excluded part of Dallington shall be amalgamated with the excluded part of Duston to form the parish of Duston and the excluded part of Moulton Park shall be amalgamated with the excluded part of Boughton to form the parish of Boughton.

Deposit of
maps.

6.—(1) Copies of the borough map deposited with the town clerk certified by him to be true shall be sent within one month after the passing of this Act to the clerk to the county council to the clerk to the Northampton Council the Hardingstone Council and the Brixworth Council respectively to the Board of Inland Revenue to the Commissioners of Customs and Excise to the Registrar-General to the Postmaster-General to the Board of Trade to the Minister to the Minister of Transport to the Minister of Agriculture and Fisheries and to the Electricity Commissioners and copies of the ward map so deposited and certified in like manner shall be sent within the said period to the Registrar-General to the Secretary of State to the Minister and to the Minister of Agriculture and Fisheries.

(2) Copies of or extracts from the borough map deposited with the town clerk certified by him to be true shall be received in all courts of justice and elsewhere as *primâ facie* evidence of the contents of the borough map so far as it relates to the boundaries of the borough.

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(3) The borough map 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.

(4) All fees so received shall be carried to the credit of the general rate fund.

7. The number of councillors of the borough shall be thirty-six and the number of aldermen shall be twelve.

Number of
councillors
and alder-
men.

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

Division of
borough
into wards.

(1) For the purposes of the election of councillors the borough shall be divided into the twelve wards set out in the Second Schedule to this Act and each of the wards shall be designated by the name appearing in that schedule;

(2) Each of the said wards shall comprise that portion of the borough which is indicated by a separate colour and distinguished by the number and name of the ward on the ward map;

(3) Three councillors shall be assigned to each of the said wards.

9.—(1) The mayor elected on the ninth day of November one thousand nine hundred and thirty-one shall continue in office until a successor elected at the first meeting of the council of the extended borough has accepted office.

Continuance
in office of
borough
councillors
&c.

(2) Notwithstanding any enactment to the contrary the following provisions shall have effect with regard to the persons who at the date of the passing of this

A.D. 1931. Act are the aldermen and councillors of the existing borough :—

- (a) Such of those persons as are aldermen shall continue in office as aldermen until the twenty-fourth day of March one thousand nine hundred and thirty-two but shall then go out of office ;
- (b) Such of those persons as are councillors shall continue in office as councillors until the seventeenth day of March one thousand nine hundred and thirty-two but shall then go out of office ;
- (c) Every such person if qualified shall be eligible for election as a councillor of the borough on the seventeenth day of March one thousand nine hundred and thirty-two.

(3) If after the first day of November one thousand nine hundred and thirty-one any casual vacancy shall occur among the aldermen or councillors of the existing borough the vacancy shall not be filled.

Election of aldermen and councillors in 1932.

10. The first election of councillors for the extended borough shall be held in March one thousand nine hundred and thirty-two and the first election of aldermen in the same month of the same year and the following provisions shall apply to the elections :—

- (1) The mayor and the town clerk of the existing borough or such other persons as the Secretary of State may appoint shall perform the duties devolving upon a mayor and town clerk respectively under the Municipal Corporations Acts and the mayor shall be the returning officer at the election for all the wards but may appoint some other person to act as returning officer at the election for any of the wards :
- (2) Thirty-six councillors shall be elected on the seventeenth day of March and twelve aldermen shall be elected on the twenty-fourth day of the same month.

Election of mayors in 1932.

11.—(1) At the first meeting of the council of the extended borough a mayor shall be elected who shall hold office until a successor elected on the ninth day of November one thousand nine hundred and thirty-two has accepted office.

(2) The first business to be transacted at the first meeting of the council shall be the election of a mayor. A.D. 1931. —

12.—(1) The councillors elected in pursuance of this Act in the year one thousand nine hundred and thirty-two for each ward constituted by this Act shall retire as follows :— Retirement of councillors and aldermen elected in 1932.

(a) The councillor for each ward who is elected by the smallest number of votes on the first day of November one thousand nine hundred and thirty-three;

(b) The councillor for each ward who is elected by the largest number of votes on the first day of November one thousand nine hundred and thirty-five;

(c) The other councillor for each ward on the first day of November one thousand nine hundred and thirty-four.

(2) The aldermen elected in pursuance of this Act in the year one thousand nine hundred and thirty-two shall retire as follows :—

(a) The six aldermen elected by the smallest number of votes on the ninth day of November one thousand nine hundred and thirty-five;

(b) The other six aldermen on the ninth day of November one thousand nine hundred and thirty-eight.

(3) In any case in which there is no contested election or if for any reason it is doubtful which of the councillors or aldermen as the case may be ought to retire on the dates above specified the question shall be determined at the first meeting or at the next following quarterly meeting of the council and not later by lot conducted under the direction of the person presiding at that meeting.

13.—(1) The first meeting of the council shall be held on the twenty-fourth day of March one thousand nine hundred and thirty-two or on such other day as the Minister may appoint and such meeting shall not be in substitution for one of the quarterly meetings of the council. First meeting of council.

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(2) If in pursuance of this section a day shall be appointed by the Minister for the first meeting of the council that day shall be substituted for the twenty-fourth day of March one thousand nine hundred and thirty-two in the preceding sections of this Act.

(3) The council shall at the first meeting assign aldermen to act until the quarterly meeting of the council in the November following as returning officers at elections for wards of the borough.

Application of
County and
Borough
Councils
(Qualification)
Act 1914.

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

Powers and
duties of
justices &c.
extended.

15.—(1) The powers rights privileges authorities and duties of the quarter sessions recorder clerk of the peace coroner and of the justices of the peace for the existing borough and of the clerk to those justices and of the police constables and other peace officers in the existing borough shall extend to and apply throughout the borough :

Provided that—

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

(b) every proceeding which prior to the appointed day shall have been begun by or before any justice or any coroner in relation to any matter arising in or concerning any part of the added area may be carried on 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 area shall cease to form part of the Northampton petty sessional division and of the Midland coroner's district of the county.

Officers of
Corporation
continued.

16. The town clerk and all other officers of the Corporation of the existing borough who hold office on 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 on that day.

17. The auditors of the existing borough who are in office on the appointed day shall continue in office and shall be the borough auditors until the next ordinary day of election of borough auditors.

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 Borough auditors.

18. Subject to the provisions of this Act all property vested in the Corporation at the appointed day for the benefit of the existing borough (not being property held on any charitable trust) shall by virtue of this Act 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 on the day aforesaid are exerciseable by or vested in the Corporation for the benefit of the existing borough and all liabilities which on the day aforesaid attach to the Corporation in respect of the existing borough shall from and after that day attach to them in respect of the borough.

Corporation property &c.

19.—(1) The liability for repayment of so much of any moneys borrowed by the Corporation as will at the appointed day be owing and charged upon a fund or rate of the existing borough or the revenues of the existing borough shall be charged on the corresponding fund or rate of the borough or the revenues of the borough.

Mortgage debts of Corporation.

(2) All borrowed moneys to which this section applies shall together with the interest to accrue due thereon be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned or within which the same are otherwise required to be repaid or are made repayable.

20. Subject to the provisions of this Act the powers rights privileges authorities and duties of the county council and the standing joint committee of the county respectively shall as from the appointed day cease to be exerciseable by or attach to that council and committee so far as regards the added area.

Jurisdiction of county authorities to cease.

21. Subject to the provisions of section 54 of the Act of 1888 section 50 of the Act of 1929 and section 2 of the Representation of the People Act 1922—

County electoral divisions.

(a) the added part of Weston Favell the added part of Boughton and the added part of Moulton

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Park shall be separated from the existing Moulton electoral division of the county the added part of Hardingstone shall be separated from the existing Wootton electoral division of the county and the added part of Duston and the added part of Dallington shall be separated from the existing Bugbrooke electoral division of the county;

- (b) the persons who immediately before the appointed day are the county councillors respectively representing the existing Moulton Wootton and Bugbrooke electoral divisions of the county shall be deemed to have been elected to represent those divisions as altered by this Act and shall retire on the day on which they would respectively have retired if this Act had not been passed.

Local Acts
and Orders.

22.—(1) Subject to the provisions of this Act the unrepealed provisions of the local Acts and Orders specified in the First Schedule to this Act 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 Order confirmed by or having the effect of an Act of Parliament and affecting the existing borough or the Corporation as the same respectively are in force within the existing borough at the appointed day shall extend and apply to the borough and any reference therein to the existing borough and the Corporation shall be deemed to refer to the borough and the Corporation.

(2) Any provisions in any local Act or any Order confirmed by or having the effect of an Act of Parliament for the benefit or protection of any of the parish or district councils or of the county council or of the standing joint committee of the county or their respective predecessors shall so far as they relate to or affect any part of the added area from and after the appointed day enure for the benefit and protection of the Corporation and shall be construed as if a reference to the Corporation were substituted for any reference to any such council or committee or their predecessors as the case may be.

23.—(1) The provisions of—

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The Baths and Washhouses Acts 1846 to 1899;

The Infectious Disease (Prevention) Act 1890;

Adoptive
Acts.

The Public Health Acts Amendment Act 1890
(except Part IV);

The Museums and Gymnasiums Act 1891;

The Public Libraries Acts 1892 to 1919;

The Local Government and other Officers' Super-
annuation Act 1922; and

Part II (except sections 25 27 and 34) Part III
Part IV (except sections 48 and 49) and
Part V of the Public Health Act 1925;

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

(2) The provisions of any adoptive Act other than
the Acts in force in the existing borough shall cease
to be in force in the added area.

(3) Any order under the Infectious Disease (Notifi-
cation) Act 1889 or under any adoptive Act mentioned
in subsection (1) of this section which may be in force
at the appointed day throughout the existing borough
shall extend and apply to the added area and any such
order in force at the appointed day in the added area
shall cease to be in force therein.

24. Subject to the provisions of 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 Act of 1907 or the
Public Health Act 1925:—

Powers
under Act
of 1907 or
Public
Health Act
1925.

(a) the provisions of any order made before the
appointed day whereby any parts or sections
of either of the said Acts are in force immediately
before the appointed day in the existing borough
shall have effect as if any reference in those
provisions 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 in the borough;

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- (b) any other order under either of the said Acts which is in force at the appointed day throughout the existing borough shall extend and apply to the added area;
- (c) the provisions of any order made before the appointed day and declaring to be in force in any part of the added area any parts or sections of either of the said Acts shall cease to apply to any such part 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.

As to burial
rights &c.

25.—(1) The Duston Council shall be the authority for executing the Burial Acts 1852 to 1906 in the parish of Duston as constituted by this Act.

(2) 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.

Orders
under sec-
tion 33 of
Act of 1894.

26.—(1) The provisions of any order under section 33 of the Act of 1894 in force at the appointed day in the existing borough (so far as such provisions still have effect) shall have effect as if any reference in that order applicable to the existing borough extended and applied to the borough and as if any reference in that order to the existing parish of Northampton or the existing parish of Far Cotton also extended and applied to the parish.

(2) An order may be made by the Minister under section 33 of the Act of 1894 with respect to any charity held wholly or partly for the benefit of the inhabitants of any existing parish affected by this Act as if this Act had not been passed.

Orders
under Shops
Acts.

27. Any order in force under the Shop Hours Act 1904 or under the Shops Acts 1912 to 1928 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. A.D. 1931. —

28. Any order under the Wild Birds Protection Acts 1880 to 1908 which is in force at the appointed day in the existing borough shall extend to the added area and any order under those Acts which is then in force in the county shall cease to extend to the added area. Orders
under Wild
Birds Pro-
tection Acts.

29.—(1) All byelaws made under the Public Health Acts which are in force within the existing borough or within the added area immediately before the appointed day shall continue to apply to the existing borough or the added area as the case may be until repealed or altered by the Corporation. Byelaws.

(2) In their application to any part of the added area any byelaws continued in force by this section shall have effect as if they had been made by the Corporation and as if such part of the added area were referred to therein instead of the area to which they now apply.

(3) Any such byelaws in force in the existing borough 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 area.

(4) All other byelaws made by the Corporation or the watch committee of the borough which are not specifically referred to in this Act and which are in force immediately before the appointed day shall apply to the borough until repealed or altered and all byelaws made by the county council or the standing joint committee of the county shall on that day cease to apply within the added area.

(5) Any proceedings which if this Act had not passed might have been taken for any offence against any byelaw committed before the appointed day within the added area may be taken by the Corporation.

(6) In this section "byelaws" includes any regulation scale of charges list of tolls or table of fees or payments and the phrase "byelaws made under the Public

A.D. 1931. Health Acts” means byelaws which under the Ministry of Health Act 1919 are subject to confirmation by the Minister whether made before or after the passing of that Act.

Urban powers &c. in excluded parts of parishes.

30. 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 any of the district councils are invested in pursuance of any order issued by the Local Government Board or the Minister under the Public Health Acts in respect of any contributory place which is altered but not abolished by this Act shall be deemed to vest in and attach to the said councils respectively in respect of the said contributory places as so altered.

Transfer of public elementary schools.

31.—(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 area and the furniture fittings books and apparatus belonging to the county council of any public elementary school within that area 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 area or of the furniture fittings books or apparatus or with respect to the officers teachers and servants of any public elementary school within that area shall by virtue of this 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 repayment of so much of any loan raised exclusively in respect of any

public elementary school or 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 any such 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 general rate and shall be repaid by the Corporation within the period (if any) for which that part of the loan was originally sanctioned or within which that part of the loan is otherwise required to be repaid or is made repayable.

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(2) In this section "public elementary school" includes the site and schoolhouse and also any land acquired and held by the county council as the local education authority for purposes of elementary education.

32.—(1) Any byelaws under the Education Act 1921 or any enactment repealed by that Act which may be in force in the existing borough immediately before the appointed day shall apply to the borough until revoked or altered by the Corporation and from and after that day any byelaws then in force in the added area shall cease to be in force therein.

Education
byelaws and
managers.

(2) Any manager of an elementary school in the added area who was appointed by the county council or by any of the district or parish councils or by the parish meeting shall vacate office at the appointed day.

33.—(1) At 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 any such agreement as shall be determined by the Secretary of State shall be transferred to and become part of the police force of the borough :

County
police.

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

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

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 such member may not have completed one year's approved service in the police force of the county.

Powers pro-
perty &c. of
district
councils.

34.—(1) The district councils respectively shall cease to exercise any powers or discharge any duties within any part of the added area.

(2) Subject to any necessary adjustment all properties or liabilities which immediately before the appointed day are vested in or attach to the district councils respectively in relation exclusively to any part of the added area shall by virtue of this Act be transferred to vest in and attach to the Corporation.

(3) Any property or liabilities which immediately before the appointed day are vested in or attach to any of the district councils in relation to any part of the added area conjointly with any other area shall be a matter for adjustment under this Act.

As to reso-
lutions &c.
of district

35. Any resolution passed or other proceeding taken by any of the district 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) and any resolution passed or other proceeding taken by the county council under that Act as extended by the provisions of the Act of 1929 shall in so far as they relate to lands within the added area have effect as if they had been passed or taken by the Corporation in respect of those lands.

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councils
under Town
Planning
Act 1925.

36.—(1) The local registrars for the county and for the rural districts respectively 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 borough an office copy of every entry in the local land charges register relating to any premises situate within the added area and shall be paid by the Corporation in respect thereof such fees as are prescribed by the said rules.

Provisions
in reference
to Land
Charges Act
1925.

(2) The local registrar for the borough 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 part of the local land charges register of the borough.

(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 area:—

(a) The local registrar for the borough 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 in which the land is now situate and in the register for the county;

(b) Where application is made for an official search the local registrar for the borough shall issue free of charge a certificate of official search in the register of the borough and shall forward to the local registrar for the rural district in which the land is now situate 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;

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(c) The local registrars for the county and for the district in which the land is now situate 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.

(4) Where the entry of a local land charge which was duly made in the local land charges register of the county or of the district in which the land is now situate is in pursuance of this Act transferred from the register of the county council or any district council to the register of 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 borough.

Rural
district
councillors

37.—(1) The total number of councillors of the Northampton district shall be reduced by one.

(2) The person who immediately before the appointed day is the rural district councillor for the parish of Dallington shall go out of office on the appointed day.

(3) Any casual vacancy occurring in the office of rural district councillor for the said parish prior to the appointed day shall not be filled.

(4) Subject to the provisions of section 60 of the Act of 1894 the persons who immediately before the appointed day are respectively the rural district councillors for the parish of Weston Favell the parish of Duston the parish of Hardingstone and the parishes of Boughton and Moulton Park shall continue to represent such parishes respectively as altered by this Act on the Northampton Council the Hardingstone Council and the Brixworth Council as the case may be until the day upon which they would have respectively retired from office if this Act had not been passed.

38.—(1) The Weston Favell Council the Duston Council the parish council of Hardingstone and the Boughton Council shall cease to exercise any powers or discharge any duties within any part of the added area. A.D. 1931.
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As to powers
of certain
parish
councils.

(2) The Weston Favell Council and the parish council of Hardingstone shall continue and shall be the parish councils for the said parishes as respectively diminished by this Act and the persons who hold office immediately before the appointed day as parish councillors for the said parishes respectively shall continue to be parish councillors for those parishes as diminished by this Act until the day upon which they would have respectively retired from office if this Act had not been passed.

(3) The parish councils of the existing parishes of Duston and Boughton respectively shall be deemed to have been elected as and shall be the parish councils of the respective parishes of Duston and Boughton as altered by this Act.

39.—(1) The Dallington Council and the parish meeting shall cease to exist. Dissolution
powers &c.
of parish
councils and
parish
meeting.

(2) Subject to the provisions of this Act any powers and duties vested in or imposed on any of the parish councils or the parish meeting in relation exclusively to the added area or any part thereof shall be vested in and imposed on the Corporation.

(3) Any property and liabilities held or incurred by any of the parish councils or the parish meeting or any representative body constituted by Article 7 of the Overseers Order 1927 in relation exclusively to the added area or any part thereof shall by virtue of this Act be transferred to and vest in or attach to the Corporation.

(4) Any property or liabilities held or incurred by any of the parish councils or the parish meeting or any such representative body as aforesaid in relation to the added area or to the excluded part of any parish or any portion thereof conjointly with any other area shall if necessary be a matter for adjustment under this Act.

(5) Any powers duties property and liabilities vested in imposed on held or incurred by the Dallington Council or the parish meeting or any such representative body as

A.D. 1931. — aforesaid respectively in relation exclusively to the excluded part of Dallington or Moulton Park or any part thereof respectively shall by virtue of this Act be vested in imposed on and attach to the parish councils of Duston and Boughton respectively.

Liquidation of current debts and liabilities of Dallington Council and parish meeting.

40.—(1) The Dallington Council and the parish meeting respectively shall liquidate as far as practicable before the appointed day all current debts and liabilities incurred by them.

(2) If default is made by the Dallington Council or the parish meeting in complying with the requirements of subsection (1) of this section—

(a) the Corporation may in accordance with section 2 (5) of the Rating and Valuation Act 1925 make and levy over the area of such portion of the borough as is coterminous with the added part of Dallington or the added part of Moulton Park as the case may be as an additional item of the general rate such an 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 parish council or parish meeting in default;

(b) the Northampton Council or the Brixworth Council as the case may be may in accordance with section 2 (5) of the Rating and Valuation Act 1925 make and levy over the area of such portion of the parish of Duston or the parish of Boughton respectively as altered by this Act as is coterminous with the excluded part of Dallington or the excluded part of Moulton Park respectively as an additional item of the general rate of the district such an 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 parish council or parish meeting in default.

(3) 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 parish council or parish meeting in default at any time within one year before the appointed day.

A.D. 1931.

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Provision
for adjust-
ments.

41.—(1) Subject to the provisions of this section where in consequence of any alteration of areas or authorities made by this Act any adjustment of any property income debts liabilities or expenses so far as they are affected by the alteration is required an adjustment shall be made between the councils or other authorities affected under and in accordance with section 62 of the Act of 1888 and that section shall apply to any such adjustment subject to the following modifications :—

(a) as if in subsections (5) (6) and (7) of that section the expression “council” included any authority affected by this Act or by anything done in pursuance of this Act;

(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 subsection (6) of the section 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;

(c) as if the fund or rate specified in any agreement or award of adjustment were substituted for any fund mentioned in the section; and

(d) as if the following subsection were added to the section :—

“ (8) If it is necessary for the purpose of giving effect to any agreement or award for an adjustment that a separate rate shall be levied in part only of a rating area the agreement or award may authorise such rate to be levied in that part as an additional item of the general rate.”

(2) Section 62 of the Act of 1888 as modified by subsection (1) of this section shall extend to any question which may arise in consequence of the extension by this Act of the existing borough as to any financial relations (including the distribution of any moneys) between the Corporation and the county council.

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(3) Subsection (6) of section 32 of the Act of 1888 (which relates to the revision of financial adjustments) shall extend to any financial adjustment made under subsection (2) of this section.

(4) Notwithstanding anything in this Act no compensation shall be payable by the Corporation to the county council or by the county council to the Corporation in respect of any increase of burden alleged to be thrown upon the ratepayers and to be due to or to arise out of the transfer by this Act of the portion of the added area within the Northampton district to the area of the Corporation for poor law purposes.

(5) This section shall not extend to any matter for the adjustment of which provision is made in any other Act or in the sections of this Act whereof the marginal notes are respectively "Transfer of public elementary schools" and "Adjustment for purposes of licensing."

Adjustment
as to pro-
perties.

42. In any adjustment between the Corporation and any council or other authority which may be made in consequence of this Act regard shall be had to the interest or share (if any) of the added area or any part thereof in any property—

(a) which is retained by or transferred to such council or other authority after or as from the appointed day who will thereby be relieved from providing accommodation; or

(b) which was prior to the appointed day subject to beneficial user by the inhabitants of the added area or any part thereof; or

(c) which or some part of which is realisable;

and due credit shall be given in such adjustment to the Corporation in respect of such interest or share (if any) except to the extent to which the property will remain or become a burden on the council or other authority by whom it is retained or to whom it is transferred.

Adjustment
for pur-
poses of
licensing.

43.—(1) An equitable adjustment shall be made between the county and the borough respecting the interests of the added area in any compensation fund constituted under section 21 of the Licensing (Consolidation) Act 1910 or under any enactment repealed by that Act.

(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 borough 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.

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(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.

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

Apportionment of balances and sums received under precepts.

(2) Any sum received after the appointed day by any of the said councils under a precept issued or rate made before that day in respect of the added area 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.

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

Insurance committees.

(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 area until such date not being later than the thirtieth day of June one thousand nine hundred and thirty-two as may be specified in the order and may for that purpose postpone the operation of this Act so far as it relates to the rights

A.D. 1931. — and duties of the respective insurance committees for the county and the borough 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 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 appointed day are members of the respective insurance committees for the county and the existing borough shall be deemed to have been appointed or elected as and shall be the members of the respective insurance committees for the county and the borough as altered by this Act for the remainder of the period for which they were appointed or elected.

Settlement
and irre-
movability.

46.—(1) Every person resident in any part of the added area at the appointed day who has acquired or is in the course of acquiring—

(a) a settlement in the county by reason of residence birth or other qualification therein; or

(b) a status of irremovability from the county by reason of residence therein;

shall be deemed to have acquired or to be in the course of acquiring thereby as the case may require a settlement in or a status of irremovability from the borough.

(2) For the purposes of this section consecutive periods of residence between the thirty-first day of March one thousand nine hundred and thirty and the appointed day in any portions of the county shall be aggregated and reckoned as continuous residence in that part of the county in which the person was residing at the appointed day.

Duplicate
entries in
electors'
lists.

47.—(1) The registration officer of the parliamentary county of Northampton shall supply the registration officer of the parliamentary borough of Northampton on publication with a sufficient number of copies of the electors' lists the lists of objections to the electors' lists the lists of claimants and the lists of objections to claimants for each registration unit comprising any part

of the added area 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.

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(2) It shall be the duty of the registration officer of the parliamentary borough of Northampton 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.

(3) Where the registration officer of the parliamentary borough of Northampton 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 area he shall forthwith notify the registration officer of the parliamentary county of Northampton and that officer shall make such correction accordingly.

(4) This section shall apply to the preparation of the register in the year one thousand nine hundred and thirty-one and of later registers.

48.—(1) For the purposes of the register of local government electors of the borough prepared in the year one thousand nine hundred and thirty-one and subsequent years and of all matters connected with incidental to or consequent upon those purposes the added area shall be deemed to have formed part of the borough as from the twenty-eighth day of February one thousand nine hundred and thirty-one.

Provision as
to register of
electors.

(2) In the preparation of the register of electors in the year one thousand nine hundred and thirty-one so far as it relates to any area affected by this Act it shall be competent to the registration officer to frame the register in separate parts for each area which will constitute a registration unit after the appointed day instead of in separate parts for each area constituting a registration unit before the appointed day.

(3) If the register of local government electors for any area affected by this Act is not so framed as to show the persons entitled to vote at an election or parish

A.D. 1931. — meeting to be held for a ward or other voting area the town clerk in the case of an election for a voting area within the borough or the registration officer of the parliamentary county of Northampton in the case of an election for any other voting area shall make such alteration or rearrangement of the register as may be necessary for the purposes of such election or parish meeting.

(4) Any additional expense incurred by the registration officer which may be solely attributable to an alteration in the arrangement of a new register of electors or to a re-arrangement of an existing register of electors under the foregoing provisions of this section shall be defrayed by the Corporation.

(5) It shall be the duty of the town clerk and of any officer designated under article 3 of the Overseers Order 1927 by the Corporation or by any of the district councils for the performance of the duties of overseers in relation to the preparation of the register of electors to render such assistance as may be required by any registration officer for the purpose of any alteration or re-arrangement authorised by subsection (3) of this section.

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

Jury
service.

49. For the purposes of summoning jurors and of jury service any parish affected by this Act shall be deemed to continue unaltered until a new jurors' book comes into force.

Parish
books and
documents.

50.—(1) All rate books books of account minutes of proceedings deeds papers and writings belonging to the parishes of Weston Favell Duston Dallington Hardingstone Boughton and Moulton Park in relation exclusively to the added parts of those parishes respectively and all documents directed by law to be kept with the public books writings and papers thereof respectively except any book or document relating to ecclesiastical matters shall be deposited in such custody as the Corporation may direct.

(2) Any ratepayer of any parish in the added area 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. A.D. 1931.
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51. Subject to any adjustment all rates not collected at the appointed day and levied upon any hereditament situate in any parish affected by this Act shall be collected and recovered by the rating authority under the Rating and Valuation Act 1925 in respect of the rating area in which the hereditaments will be situate by virtue of this Act or by any officer of such rating authority competent in that behalf. Arrears of rates made by rating authorities.

52.—(1) All persons who at the passing of this Act are officers employed whole time by the county council the Northampton Council the Hardingstone Council or the Brixworth Council exclusively in the added area shall be transferred to and become officers of the Corporation. Existing officers in added area.

(2) Every officer so transferred shall hold his office or employment 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 wages or remuneration and shall be entitled to not less pension (if any) than the salary wages remuneration or pension to which he would have been entitled if this Act had not been passed.

(3) Every officer so transferred who on the appointed day 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 been transferred to the service of the Corporation with the consent of the council in whose service he was prior to the appointed day.

(4) The Corporation may distribute their business among the transferred officers and other officers of the Corporation 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

A.D. 1931. — and the Corporation may abolish the office or determine the appointment of any officer subject nevertheless to the consent of the Minister if the officer is removable only with the consent of or by the Minister.

(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 before the appointed day the officer may relinquish his office.

Compensa-
tion to
existing
officers.

53.—(1) Every officer in office at 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.

(2) Any transferred officer who relinquishes his office under subsection (5) of the section of this Act of which the marginal note is "Existing officers in added area" or any officer whose services are dispensed with or whose fees salary or emoluments are 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.

(3) All fees or remuneration received and retained by an officer in connection with the preparation of the jurors' book or the register of electors under the Representation of the People Acts 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.

(4) The provisions set out in the Eighth Schedule to the Act of 1929 except the provision numbered 11 shall apply to the determination of compensation to officers under this Act as if such provisions were re-enacted in and formed part of this Act and as if references therein to "the council" and "a council" and to the Act of 1929

were references to the Corporation and to this Act respectively and the expression "registration officer" in such provisions shall mean for the purposes of this Act any superintendent registrar and registrar of births and deaths. A.D. 1931.

(5) For the purposes of this section and of the provisions in the Eighth Schedule to the Act of 1929 as applied by this section the expression "officer" includes in addition to the persons included in that expression as defined in the section of this Act of which the marginal note is "Interpretation" any teacher employed in a public elementary school which is maintained but not provided by a local education authority.

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

55.—(1) The Minister may (if he think fit) on the application of the local authority of any part of the added area or any railway company owning property therein (such application to be made in writing before the expiration of a period of two months after the passing of this Act) order that the total amount in the pound of the general rate to be made and levied upon rateable hereditaments situate in such part of the added area shall be less than the total amount in the pound of the general rate to be made and levied upon hereditaments within that part of the borough which comprises the existing parish of Northampton by such sum or sums and for such period as may seem equitable to the Minister after considering any representations that may be made to him by the Corporation. Minister may order differential rating.

(2) For the purpose of this section the expression "local authority" includes a parish council and where there is no parish council a parish meeting in addition to any other local authority as defined by the section of this Act of which the marginal note is "Interpretation."

56.—(1) As from the appointed day—

(a) the added area shall be deemed to form part of the rating area and of the assessment area of the borough and the percentage deduction Application of Rating and Valuation Act 1925.

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to be made from net annual value in respect of the classes of hereditaments specified in paragraph 3 of Part II of the Second Schedule to the Rating and Valuation Act 1925 determined in accordance with paragraph 3 (b) thereof in relation to the existing borough shall apply to the borough;

- (b) the portions of the valuation lists of the rural districts which relate to the added area modified as may be necessary in order to give effect to the percentage deduction specified in the preceding paragraph shall form part of the valuation list of the borough and the remaining portions of the respective valuation lists of the said districts shall form the valuation lists of those districts respectively;
- (c) any scheme made under the Rating and Valuation Act 1925 for the constitution of an assessment area which includes any part of the added area shall be varied by excluding such part from such assessment area and any person who immediately before that day is the representative of any part of the added area on any assessment committee shall cease to represent the same.

(2) Except as expressly provided by this Act nothing in this Act shall affect the provisions of the said Act of 1925.

Audit of
accounts of
Dallington
Council and
parish
meeting.

57.—(1) The accounts of the Dallington Council and the parish meeting 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.

(2) Any sum certified by the district auditor to be due from any person at the audit of the accounts to which this section applies shall be paid to the treasurer and shall if necessary be a matter for adjustment.

(3) This section shall apply to the accounts of any committee or officer of the Dallington Council or of the parish meeting as it applies to the accounts of such council or parish meeting.

58. Any scheme made by the Corporation or the Registrar-General under the provisions of section 24 of the Act of 1929 shall make provision for dealing with the added area but until the date on which a scheme affecting the added area comes into operation nothing in this Act shall affect the area of any existing registration district or sub-district without prejudice however to the exercise of the powers contained in the Births and Deaths Registration Acts 1836 to 1929 as to the alteration thereof.

A.D. 1931.
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Schemes for
administra-
tion of
Births &c.
Registra-
tion Acts.

59. Nothing in this Act shall affect any benefit or relief from rating granted in respect of hereditaments in the parish of Far Cotton in pursuance of section 97 of the Act of 1929.

Saving for
rating relief
in Far
Cotton.

60. Any alderman or councillor 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 any alteration of area made by this Act.

Saving for
qualification
of aldermen
&c.

61.—(1) No alteration effected by this Act in the area of any local authority shall cause to abate prejudicially affect or prevent the continuance of any action cause of action or proceeding which at the appointed day is pending or existing by or against any such authority or any contract deed bond agreement or other instrument (subsisting at the appointed day) entered into or made by any such authority or their predecessors :

Saving for
actions con-
tracts &c.

Provided that—

- (a) Any action cause of action or proceeding which at the appointed day is pending or existing by or against any such authority in relation exclusively to any part of the added area may be continued prosecuted and enforced by or against the Corporation ;
- (b) All contracts deeds bonds agreements and other instruments (subsisting at the appointed day) entered into or made by any such authority or their predecessors in relation exclusively to any part of the added area may be continued and enforced as fully and effectually as if instead of such authority or their predecessors the Corporation had been a party thereto.

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

Saving for
contribution orders
and pre-
cepts.

62. Notwithstanding any alteration of area 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.

Saving for
powers of
Minister &c.

63. Nothing in this Act 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 the county council or the Corporation under the Act of 1888 or the Act of 1894 or the Act of 1929 or the Poor Law Act 1930.

Saving for
parlia-
mentary
divisions.

64. Nothing in this Act shall alter the area of any parliamentary borough or parliamentary county or any division thereof or affect the powers of a county council under section 31 of the Representation of the People Act 1918 or any order or scheme for the division of a constituency into polling districts for parliamentary elections and the appointment of polling places for parliamentary elections.

Saving for
ecclesias-
tical divi-
sions and
charities.

65. Nothing in this Act shall affect the ecclesiastical divisions of any parish or shall prejudice vary or affect any power right interest or jurisdiction in or over or in connection with any charitable endowment.

Saving as to
land tax.

66. Nothing in this Act shall affect land tax.

Power to
borrow and
repayment
of borrowed
moneys.

67.—(1) The Corporation may in addition to any moneys which they are now authorised to borrow or which they may be authorised to borrow under the provisions of any public general Act borrow at interest for the purposes set forth in the first column of the following table the sums requisite for such purposes respectively and all moneys so borrowed shall be chargeable on the revenues of the Corporation and shall be repaid within the respective periods set forth in the second column thereof

and the Corporation may apply any sum so borrowed for the said purposes respectively (that is to say):—

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Purpose.	Period for repayment.
(1) For paying the costs charges and expenses of this Act as hereinafter defined.	Five years from the passing of this Act.
(2) For paying any capital sum to the county council or to any other authority under or in pursuance of this Act.	Forty-five years from the date or dates of borrowing.
(3) For paying any capital sum under the provisions of the section of this Act of which the marginal note is "Compensation to existing officers."	Twenty years from the date or dates of borrowing.

(2) The Corporation may also with the sanction of the Minister borrow such further moneys as may be necessary for any of the purposes of this Act and any moneys borrowed under the powers of this subsection shall be chargeable upon the revenues of the Corporation and be repaid within such periods not exceeding sixty years as the Minister may prescribe.

(3) Such repayments shall be made either—

by equal yearly or half-yearly instalments of principal or of principal and interest combined or partly by one of those methods and partly by the other; or

by means of a sinking fund; or

partly by such instalments and partly by a sinking fund.

68. The provisions contained in the sections of the Northampton Corporation Act 1911 the numbers and marginal notes of which are set forth in this section shall so far as applicable extend and apply as if they were re-enacted in this Act (that is to say):—

Incorporation of certain provisions of Act of 1911.

Section 94 (Provisions of Public Health Act as to mortgages to apply);

A.D. 1931.
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- Section 95 (Sinking fund) as varied by section 65 (Alteration of rate basis for sinking fund calculations) of the Northampton Corporation Act 1922;
- Section 96 (Power to borrow under Local Loans Act 1875);
- Section 98 (Appointment of receiver);
- Section 100 (Audit of accounts);
- Section 105 (Application of money borrowed);
- Section 106 (Corporation not to regard trusts);
and
- Section 107 (Protection of lender from necessity of inquiry):

Provided that the periods for repayment referred to in the section of this Act whereof the marginal note is "Power to borrow and repayment of borrowed moneys" shall respectively be deemed to be "the prescribed period" for the purposes of such application of the said sections:

Provided also that the said sections shall be read and have effect as if the Minister were referred to therein in lieu of the Local Government Board.

Sinking fund for repayment of moneys borrowed under Act of 1884.

69. A sinking fund shall be formed and maintained in accordance with the provisions of section 95 of the Northampton Corporation Act 1911 as varied by section 65 of the Northampton Corporation Act 1922 for the repayment of moneys borrowed by the Corporation in pursuance of the Northampton Corporation Waterworks Act 1884 and all moneys which at the date of this Act are standing to the credit of any sinking fund established under the provisions of section 19 of the said Act of 1884 shall be transferred to the sinking fund established under this section and the moneys so transferred shall be taken into account in calculating the future payments to be made to such sinking fund.

Returns as to sinking fund.

70.—(1) The town clerk shall if and when he is requested by the Minister so to do transmit to the Minister a return showing the provision made for the repayment of any loans raised by the Corporation under any statutory borrowing power.

(2) The return shall show such particulars and shall be made up to such date and in such form as the Minister may require and shall if so required by him be verified by

statutory declaration of the treasurer or other the chief accounting officer of the Corporation and shall be transmitted within one month after the making of the request and in the event of his failing to make such return the town clerk shall for each offence be liable to a penalty not exceeding twenty pounds to be recovered by the Minister in a court of summary jurisdiction and notwithstanding the recovery of such penalty the making of the return shall be enforceable by writ of mandamus to be obtained by the Minister out of the High Court. A.D. 1931.

(3) If it appear to the Minister by such a return as aforesaid or otherwise that the Corporation have failed to pay any instalment or annual payment required to be paid or to appropriate any sum required to be appropriated or to set apart any sum required for any sinking fund (whether such instalment or annual payment or sum is required by the Act in pursuance of which the moneys are raised or by the Minister in virtue thereof to be paid appropriated or set apart) or have applied any portion of any sinking fund to any purpose other than those authorised the Minister may by order direct that the sum in such order mentioned not exceeding the amount in respect of which default has been made shall be paid or applied in the manner and by the date in such order mentioned and the Corporation shall notify the Minister as soon as the order is complied with and any such order shall be enforceable by writ of mandamus to be obtained by the Minister out of the High Court.

(4) Section 99 (Return to Local Government Board as to repayment of debt) of the Northampton Corporation Act 1911 is hereby repealed.

71. If any moneys are payable to a mortgagee stockholder or holder of housing bonds being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge to the Corporation. Receipt in case of persons not sui juris.

72. All expenses incurred by the Corporation in carrying into execution the provisions of this Act with respect to which no other provision is made shall be defrayed out of the general rate fund and the general rate. Expenses of execution of Act.

73. Section 72 (Inquiries by Minister of Health) of the Northampton Corporation Act 1922 shall extend and apply to the purposes of this Act as if that section were re-enacted in this Act. Inquiries by Minister.

A.D. 1931.
—
Repeal.

74. The following enactments are hereby repealed (namely) :—

The Act 6 & 7 Victoria cap. LXXVIII—

Sections CXXVII to CXXIX CXXXIV CXXXVII to CXLI CXLVIII CLVII CLVIII CLXVIII to CLXXII CLXXV to CLXXVIII CLXXXIII to CLXXXVI CLXXXIX CXCIV CXCV CCXV and CCXVI (which enactments relate to powers and duties of the Commissioners for paving lighting cleansing and improving the town of Northampton and to the removal and prevention of nuisances therein).

The Northampton Improvement Act 1871—

Section 34 (Occupiers of premises to whitewash);

Section 36 (Privies &c. to be cleaned);

Section 104 (Provision for rain pipes);

Section 106 (Hanging of goods across streets);

Section 112 (Fire engines may proceed beyond limits of Act); and

Section 116 (Fireplaces how to be constructed).

The Act of 1911—

Section 71 (As to width of road or lane which becomes a new street);

Section 72 (Corporation may define future line of existing streets);

Section 73 (Trees or shrubs overhanging streets and footpaths);

Section 77 (Courts to be flagged);

Section 80 (Corporation to make communication between drains and sewers);

Section 82 (Soil pipes to be ventilated); and

Paragraphs (A) and (B) of subsection (1) of section 86 (For regulating manufacture and sale of ice-cream &c.).

Costs of
Act.

75. The costs charges and expenses preliminary to and of and incidental to the preparing applying for and obtaining and passing of this Act as taxed and ascertained by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation out of the general rate fund or out of such other funds and in such proportions as the Corporation shall determine or out of moneys to be borrowed under this Act for that purpose.

The SCHEDULES referred to in the
foregoing Act.

A.D. 1931.

THE FIRST SCHEDULE.

PART I.—LOCAL ACTS.

Session and chapter.	Short title.
6 & 7 Vict. c. lxxviii.	The Northampton Improvement Act 1843.
24 Vict. c. xlvii.	The Northampton Waterworks Act 1861.
33 & 34 Vict. c. xlv.	The Northampton Corporation Markets and Fairs Act 1870.
34 & 35 Vict. c. cxxxix.	The Northampton Improvement Act 1871.
45 & 46 Vict. c. lxxiv.	The Northampton Waterworks Act 1882.
45 & 46 Vict. c. ccxii.	The Northampton Corporation Act 1882.
47 & 48 Vict. c. ccviii.	The Northampton Corporation Water- works Act 1884.
1 & 2 Geo. 5. c. lxiv.	The Northampton Corporation Act 1911.
3 & 4 Geo. 5. c. xv.	The Northampton Corporation Water Act 1913.
12 & 13 Geo. 5. c. xxv.	The Northampton Corporation Act 1922.

PART II.—CONFIRMATION ACTS AND
PROVISIONAL ORDERS.

Session and chapter.	Confirmation Act.	Order.
39 Vict. c. xiii.	The Local Government Board's Provisional Orders Confirma- tion (Arundel &c.) Act 1876.	The Order relating to the borough.
55 & 56 Vict. c. lxxi.	The Local Government Board's Provisional Orders Confirma- tion (No. 4) Act 1892.	The Order relating to the borough.
63 & 64 Vict. c. clxxxiii.	The Local Government Board's Provisional Orders Confirma- tion (No. 14) Act 1900.	The Northampton (Extension) Order 1900.
1 Edw. 7. c. cclxxvii.	The Tramways Orders Con- firmation (No. 1) Act 1901.	The Northampton Corporation Tram- ways Order 1901.

A.D. 1931.

Session and chapter.	Confirmation Act.	Order.
7 Edw. 7. c. clx.	The Local Government Board's Provisional Orders Confirmation (No. 10) Act 1907.	The Northampton Order 1907.
15 & 16 Geo. 5. c. xx.	The Ministry of Health Provisional Orders Confirmation (No. 1) Act 1925.	The Northampton Order 1925.
20 Geo. 5. c. v.	The Ministry of Health Provisional Orders Confirmation (No. 10) Act 1929.	The Northampton Order 1929.

THE SECOND SCHEDULE.

WARDS FOR THE ELECTION OF COUNCILLORS OF THE BOROUGH OF NORTHAMPTON.

1. Kingsthorpe.
2. Kingsley.
3. Weston.
4. Spencer.
5. St. George.
6. St. Michael.
7. St. Crispin.
8. St. James.
9. Castle.
10. St. Edmund.
11. Delapre.
12. South.

Printed by EYRE and SPOTTISWOODE, LTD.,

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Acts of Parliament.

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