



## CHAPTER xvi

An Act to extend the boundaries of the city of Canterbury and county of the same city and for purposes incidental thereto. [10th May 1951.]

## WHEREAS—

(1) The city of Canterbury and county of the same city (hereinafter called “the city”) is a county borough under the government of the mayor aldermen and citizens of the city (hereinafter called “the Corporation”):

(2) The unrepealed provisions of the local Acts specified in Part I of the schedule to this Act and of the Orders specified in Part II of that schedule are in force in the city:

(3) The parishes of Hackington and Harbledown in the rural district of Bridge-Blean are respectively situated in the administrative county of Kent and immediately adjoin the city:

(4) It is expedient to alter and extend the boundaries of the city so as to include therein parts of the said parishes:

(5) It is expedient that the other provisions contained in this Act be enacted:

(6) The purposes of this Act cannot be effected without the authority of Parliament:

(7) In relation to the promotion of the Bill for this Act the requirements of Part XIII of the Local Government Act 1933 have been observed: 23 & 24 Geo. 5.  
c. 51.

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):—

*Preliminary*

Short and  
collective  
titles.

1.—(1) This Act may be cited as the Canterbury Extension Act 1951.

(2) The local Acts as defined in the next following section and this Act may together be cited as the Canterbury Corporation Acts 1515 to 1951.

Interpretation.

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

19 & 20 Geo.  
5. c. 17.

“The Act of 1929” and “the Act of 1933” mean respectively the Local Government Act 1929 and the Local Government Act 1933;

“The added areas” means the added parts of the rural district;

“The added parts of the rural district” “the added part of Hackington” and “the added parts of Harbledown” mean respectively the parts of the rural district the part of the parish of Hackington and the parts of the parish of Harbledown which are respectively included within the inner edge of the red line on the city map and “the excluded part of Hackington” and “the excluded part of Harbledown” mean respectively the remaining parts of those parishes;

“The appointed day” means the first day of April nineteen hundred and fifty-two;

“The city” means before the appointed day the existing city of Canterbury and county of the same city and on and after the appointed day the city and county of the same city as altered by this Act;

“The city map” means the map signed in triplicate by the Right Honourable the Earl of Drogheda the chairman of the committee of the House of Lords to which the Bill for this Act was referred one copy of which map has been deposited in the office of the Clerk of the Parliaments House of Lords one in the Private Bill Office of the House of Commons and one with the town clerk at his office;

“The Corporation” means the mayor aldermen and citizens of the city acting by the council;

“The council” means the council of the city;

“The county” means the administrative county of Kent and “the county council” means the county council of the county;

- “Enactment” includes an enactment in this Act or in any general or local Act and any order byelaw or regulation for the time being in force within the city;
- “Existing” in relation to any area altered by this Act means existing immediately before the appointed day;
- “The general rate fund” means the general rate fund of the city;
- “The local Acts” means the unrepealed provisions of the local Acts specified in Part I of the schedule to this Act and the Orders specified in Part II of that schedule and so much of the confirmation Acts specified in that Part as relates to those Orders;
- “The Minister” means the Minister of Local Government and Planning;
- “The parish councils” means the parish councils of the parishes of Hackington and Harbledown;
- “Provisional Order” includes any order having the effect of an Act of Parliament;
- “The revenues of the Corporation” includes all such funds rates contributions and revenues receivable by the Corporation as are mentioned in section 218 of the Act of 1933;
- “The rural district” means the rural district of Bridge-Blean and “the rural council” means the council of that district;
- “The town clerk” means the town clerk of the city.

(2) Except where the context otherwise requires any reference in this Act to any enactment shall be construed as a reference to that enactment as applied extended amended or varied by or by virtue of any subsequent enactment including this Act.

3. Save as otherwise expressly provided and except so far as there may be anything in the subject-matter or context inconsistent therewith this Act shall come into operation on the appointed day:

Provided that for the purposes of—

- (a) the preparation of the register of local government electors to be published in the year nineteen hundred and fifty-two;
- (b) any election under the Act of 1933 for any area consisting in whole or in part of any area affected by this Act held on or after the appointed day and proceedings preliminary or relating thereto and the qualification of candidates for election at any such election; and

- (c) the preparation of any precept or contribution order to be issued or made in respect of any period commencing on or after the appointed day ;

this Act shall operate from the date of its passing.

City map.

4.—(1) Copies of the city map certified by the town clerk to be true shall be sent by him as soon as may be after the passing of this Act to the clerk of the county council to the clerk of the rural council to the Board of Inland Revenue to the Commissioners of Customs and Excise to the Registrar-General to the Board of Trade to the Ministers of Local Government and Planning Health Transport Agriculture and Fisheries and Fuel and Power respectively to the Postmaster-General and to the Boundary Commission for England.

(2) Copies of or extracts from the city map certified by the town clerk to be true shall be received in all courts of justice and elsewhere as prima facie evidence of the contents of such map so far as it relates to the boundary of any area altered by this Act.

(3) The city map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the city and any such person shall be entitled to a copy of or extract from such 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 general rate fund.

*Alteration of areas*

Extension  
of city.

5.—(1) The boundary of the existing city the area whereof is included within the outer edge of the green line on the city map shall be altered so as to include in addition to that area so much of the rural district as comprises the added part of Hackington and the added parts of Harbledown.

(2) The boundary of the city shall be that shown by the inner edge of the red line on the city map and the whole of the area within that boundary shall be the city and the county borough of Canterbury.

(3) The added areas shall be transferred from the county of Kent to the county of the city of Canterbury.

Alteration  
of parishes.

6.—(1) The added areas shall be separated from the existing parishes of which they form part and shall be added to and form part of the parish of Canterbury.

(2) The excluded part of Hackington and the excluded part of Harbledown shall respectively form the parishes of Hackington and Harbledown.

7. Subject to the provisions of the Act of 1933 the following provisions shall have effect:—

Wards of  
city.

(1) For the purpose of the election of councillors the city shall continue to be divided into three wards and save as provided by this section the wards of the existing city shall remain unaltered and shall be the wards of the city:

(2) The added areas shall be included in the Westgate Ward.

8. The added areas shall cease to form part of any electoral division of the county.

County  
electoral  
divisions.

#### *Members of local authorities*

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

Existing mayor  
aldermen and  
city  
councillors.

(2) Any councillors who represent immediately before the appointed day the Westgate Ward of the city shall on and after that day represent that ward as extended by this Act.

10. Subject to the provisions of any order made under section 11 of the Act of 1933 any person who immediately before the appointed day is a county councillor representing an existing electoral division of the county which is altered by this Act shall be deemed to have been elected to represent that division as so altered and shall retire from office on the day on which he would have retired from office if this Act had not been passed.

County  
councillors.

11. Subject to the provisions of any order which may be made by the county council under the Act of 1933—

Rural district  
councillors  
and parish  
councillors  
for altered  
parishes.

(a) any person immediately before the appointed day in office as a rural district councillor or parish councillor for an existing parish which is altered by this Act shall on the appointed day become a rural district councillor or parish councillor for that parish as so altered and shall retire from office on the day on which he would have retired from office if this Act had not been passed;

(b) from the appointed day the rural council shall be the rural council for the rural district as altered by this Act and the parish councils shall be the parish councils for the parishes of Hackington and Harbledown as altered by this Act.

Qualification  
for election  
and office.

**12.** For the purposes of the application to the city of the provisions of paragraph (c) of section 57 of the Act of 1933 the added areas shall be deemed to have formed part of the city during the whole of the twelve months preceding the day of an election to which that section relates.

Saving for  
qualification  
of members  
of local  
authorities.

**13.** Any member of a local authority who is to continue in office after the appointed day shall not during his term of office current immediately before that day be deemed to lose his qualification for being a member by reason of the alterations of area made by this Act.

Casual  
vacancies.

**14.** Any casual vacancy which may exist on the appointed day in the office of councillor for any electoral division ward or parish which is altered by this Act shall be deemed to exist in the office of councillor for that electoral division ward or parish as altered by this Act.

*Property liabilities powers etc. of existing authorities*

Property  
liabilities etc.  
of Corpora-  
tion.

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

Loan debts of  
Corporation.

**16.** So much of any sums borrowed by the Corporation or by their predecessors as immediately before the appointed day is owing and charged upon a fund or rate of the existing city or the revenues of the Corporation of the existing city shall be charged upon the revenues of the Corporation and all interest due on any such moneys outstanding at any time shall be paid out of the revenues of the Corporation.

Powers of  
county rural  
and parish  
councils.

**17.** The county council the standing joint committee of the county the rural council (except as provided in section 34 (Contribution orders precepts and arrears of rates) of this Act) and the parish councils shall cease to exercise any powers or discharge any duties within any part of the added areas:

Provided that this section shall not derogate from any arrangement now in force or hereafter made between the Corporation and the county council for the exercise of functions vested in the Corporation or for the use of the services of any department of the county council.

**18.** Subject to the provisions of this Act and to any necessary adjustments—

Property etc.  
of rural  
council and  
parish councils.

(a) any property or liabilities which immediately before the appointed day is or are vested in or attach to the rural council or either of the parish councils in relation exclusively to any part of the added areas shall by virtue of this Act be transferred to and vest in or attach to the Corporation and shall be a matter for adjustment under this Act;

(b) any property or liabilities which immediately before the appointed day is or are vested in or attach to any of the said Councils in relation to any part of the added areas conjointly with any other area shall be a matter for adjustment under this Act.

**19.** The Kent County Education Divisional Administration Scheme 1944 (as varied by any subsequent scheme) made by the county council and approved by the Minister of Education under Part III of the First Schedule to the Education Act 1944 shall cease to have effect in the added areas.

Scheme under  
Education  
Act 1944.  
7 & 8 Geo. 6.  
c. 31.

#### *Administration of justice and county administration*

**20.**—(1) The powers and duties of the quarter sessions recorder sheriff coroner and clerk of the peace of the existing city of the justices of the peace appointed for the existing city and of the clerk to those justices shall extend to and apply throughout the city:

Jurisdiction  
of city justices  
coroner etc.  
extended.

Provided that—

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

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

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

(3) Where immediately before the appointed day a probation order made or having effect as if made under section 3 of the Criminal Justice Act 1948 is in force and the probationer is residing in any part of the added areas the supervising court

11 & 12 Geo. 6.  
c. 58.

may if a petty sessional division of the county is named in the order amend the order under paragraph 2 of the First Schedule to that Act as if the probationer had changed his residence.

(4) Nothing in the proviso to subsection (1) of this section shall be construed in relation to any probation order whenever made as preventing the justices of the peace for the city as the supervising court from dealing with the probationer in pursuance of any power conferred on them by the said Act of 1948.

Transfer of  
lists of  
prisoners etc.

**21.** Lists of prisoners writs process and particulars and all records and documents relating to or to be executed in connection with any action or proceeding pending or existing at the appointed day and appertaining to the added areas shall be delivered transferred and signed in like manner (as nearly as may be) as is required upon a new sheriff coming into office and as if the sheriff of the city were as respects the added areas the new sheriff in succession to the sheriff of the county.

Transfer of  
duties under  
section 1 of  
Children  
Act 1948.  
11 & 12 Geo. 6.  
c. 43.

**22.—**(1) The provisions of this section shall apply in the case of a child who is on the appointed day in the care of a local authority and who was when received into care under subsection (1) of section 1 of the Children Act 1948 ordinarily resident in the added areas.

Any question arising under this subsection as to the ordinary residence of a child shall be determined as though it arose under subsection (4) of section 1 of the Children Act 1948.

(2) The Corporation may take over the care of a child with the concurrence of the local authority in whose care he then is.

(3) A local authority with a child in their care may recover from the Corporation any expenses in respect of the child duly incurred under Part II of the Children Act 1948 by them on or after the appointed day (including any expenses so incurred after he has ceased to be a child within the meaning of the said Act and if the Corporation take over the care of him including also any travelling or other expenses incurred in connection with the taking over).

(4) Where the care of a child is taken over from another local authority under subsection (2) of this section the provisions of the Children Act 1948 shall apply as respects that child as though he were in the care of the Corporation under section 1 of the said Act and any resolution with respect to him passed by that other local authority under section 2 of the said Act and still in force shall as from the date on which his care was taken over be deemed for the purposes of all the provisions of the said Act relating to such a resolution to have been passed by the council.



**23.**—(1) The provisions of this section shall apply to a person who on the appointed day is being provided with accommodation under section 21 of the National Assistance Act 1948 and who immediately before that accommodation was provided—

(a) was ordinarily resident in the added areas ; or

(b) not being ordinarily resident in those areas was a person who being therein was in urgent need of residential or temporary accommodation.

Recovery of cost of provision of accommodation under Part III of National Assistance Act 1948.  
11 & 12 Geo. 6. c. 29.

(2) Any expenditure incurred by the county council under Part III of the said Act after the appointed day in continuing to provide such accommodation as aforesaid for a person to whom this section applies shall be recoverable from the Corporation as if it were expenditure to which section 32 of the said Act applies.

(3) If a person to whom this section applies by virtue of paragraph (a) of subsection (1) thereof ceases to be provided with such accommodation as aforesaid and it is necessary at any time thereafter to ascertain whether the county council or the Corporation is liable under section 24 of the said Act to provide him further with such accommodation as aforesaid he shall be treated for the purposes of subsection (5) of that section as having been ordinarily resident in the city immediately before such first-mentioned accommodation was provided for him.

*Local Acts adoptive Acts byelaws etc.*

**24.**—(1) The local Acts and any other local Act and Provisional Order affecting the existing city or the existing Corporation as the same respectively are in force within the existing city immediately before the appointed day shall extend and apply to the city and any reference in any such Act or Order to the existing city and the existing Corporation shall be deemed to refer to the city and the Corporation thereof.

Local Acts.

(2) Nothing in the foregoing subsection shall prejudice or affect the existing rights and powers of the British Electricity Authority the South Eastern Electricity Board or the South Eastern Gas Board.

(3) The provisions of any protective section for the benefit of the county council or the rural council or of either of the parish councils or the predecessors of any of such councils contained in any local Act confirmation Act or Provisional Order by whomsoever obtained so far as they relate to or affect any part of the added areas shall enure on and after the appointed day to the benefit of the Corporation and shall be construed as if a reference to the Corporation were substituted for any reference to any of such councils or their predecessors as the case may be.

Adoptive Acts.

**25.**—(1) Subject to the provisions of subsection (3) of this section the provisions of any public general Act in force throughout the existing city by virtue of an adoption by the council or their predecessors and any order in force under such Act throughout the existing city shall apply to the city as extended by this Act.

(2) Subject to the provisions of this section the provisions of any public general Act in force in the added areas by virtue of an adoption by the rural council or their predecessors and any order in force under such Act in the added areas shall cease to have effect in relation to such areas.

(3) This section shall not apply to any order made under the 7 Edw. 7. c. 53. Public Health Acts Amendment Act 1907 or the Public Health 15 & 16 Geo. 5. Act 1925. c. 71.

Orders under  
Shops Act  
1950.  
14 Geo. 6.  
c. 28.

**26.**—(1) Any order which is in force under the Shops Act 1950 immediately before the appointed day in the existing city shall extend to the added areas and any order under that Act which is then in force in the county shall cease to extend to the added areas.

(2) Any such orders shall be revocable in the manner provided by the said Act and regulations made thereunder.

Orders under  
Wild Birds  
Protection  
Acts.

**27.** Any order under the Wild Birds Protection Acts 1880 to 1939 which is in force immediately before the appointed day in the existing city shall extend to the added areas and any order under those Acts which is then in force in the county shall cease to extend to the added areas.

Orders under  
Public Health  
Acts Amend-  
ment Act 1907  
or Public  
Health Act  
1925.

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

(1) The provisions of any order made before the appointed day and declaring to be in force throughout the existing city any parts or sections of either of those Acts shall have effect as if any reference in that order to the existing city extended and applied to the city and as if such parts or sections were accordingly declared to be in force within the city:

(2) The provisions of any other order made under either of those Acts which is in force immediately before the appointed day throughout the existing city shall extend and apply to the added areas:

(3) The provisions of any order made before the appointed day and declaring to be in force within any part of the added areas any parts or sections of either of those Acts shall cease to apply to any such part of the added areas and the parts or sections declared by any such order to be in force shall (save as in this section provided) cease to be in force within any such part of the added areas but this section shall not prejudice or affect any proceedings which are pending on the appointed day.

**29.** Section 1 of the Sunday Entertainments Act 1932 shall from the appointed day extend to the city as before that day it extended to the existing city.

Sunday  
Entertainments  
Act 1932.  
22 & 23 Geo. 5.  
c. 51.

**30.—**(1) The licensing planning area constituted by the Canterbury Licensing Planning Area Order 1946 made by the Secretary of State under sections 1 and 2 of the Licensing Planning (Temporary Provisions) Act 1945 is hereby extended to include the added areas.

Extension of  
licensing  
planning area.  
8 & 9 Geo. 6.  
c. 15.

(2) The said order in so far as it determines the number of members of the licensing planning committee for the said licensing planning area may be varied by order of the Secretary of State made after consultation with the licensing planning committee.

**31.—**(1) All byelaws made by the Corporation or by the watch committee of the existing city and in force immediately before the appointed day shall apply to the city until repealed or altered and any byelaw made by the county council or the standing joint committee of the county or by the rural council and in force immediately before the appointed day shall on that day cease to apply within the added areas.

Byelaws  
regulations  
and scales of  
charges.

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

(3) In this section "byelaws" includes any regulation scale of charges list of tolls or table of fees or payments (not included in a local Act).

**32.—**(1) The area of the Corporation as burial board for the existing city shall be altered by the inclusion in such area of the added areas and the Corporation shall have within such area as so altered to the exclusion of any other burial authority all the powers duties and liabilities of a burial board under the Burial Acts 1852 to 1906.

Burial board.

(2) Except as by this Act expressly provided nothing therein 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 before the appointed day or prejudicially affect any right privilege authority or duty which immediately before the appointed day is exercisable by or attaches to any incumbent or sexton under the Burial Acts 1852 to 1906.

*Rating and valuation*

Apportionment of balances and sums received under precepts.

**33.**—(1) As soon as practicable after the appointed day the county council and the rural council shall as regards any cash balances remaining in their hands at the appointed day after deducting therefrom all undischarged liabilities normally payable therefrom which have accrued up to the appointed day estimate the proportion thereof derived from contributions paid by any part of the added areas and shall transfer such amount to the Corporation.

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

(3) The apportionment under this section of any balances or sums received shall be subject to review on an adjustment under this Act.

Contribution orders precepts and arrears of rates.

**34.**—(1) Notwithstanding the alteration of areas effected by this Act all contribution orders and precepts made or issued before the appointed day shall be as valid in law as if this Act had not been passed.

(2) All rates not collected before the appointed day in respect of hereditaments within the added areas shall be collected and recovered as if this Act had not been passed.

(3) Any rates so collected or recovered shall be a matter for adjustment under this Act.

Rating area and valuation lists.

**35.**—(1) The added areas shall form part of the rating area of the city.

(2) The valuation list of the existing city and the portion of the valuation list of the rural district which relates to hereditaments within the added areas (modified as may be necessary to give effect to the provisions of the next following section) shall together form the valuation list of the city as from the appointed day.

(3) The remaining portions of the valuation list of the rural district shall be the valuation list of that district as from the appointed day.

**36.** For the purposes of all valuation lists of the city under the Rating and Valuation Act 1925 the deduction to be made under paragraph (c) of subsection (1) of section 22 of that Act from the net annual value of such rateable hereditaments within the added areas as are included in class (3) of the hereditaments specified in column (1) of Part II of the Second Schedule to that Act shall be the same as the deduction made from the net annual value of similar hereditaments in the existing city.

Deduction in ascertaining rateable value of certain properties.

15 & 16 Geo. 5. c. 90.

### *Officers*

**37.** The town clerk and all other officers of the Corporation of the existing city who hold office immediately before the appointed day shall continue in office and shall hold their office by the same tenure as before that day.

Officers of Corporation continued.

**38.** The auditors of the existing city appointed under section 239 of the Act of 1933 who are in office on the appointed day shall continue in office and shall be the city auditors until their successors are appointed.

City auditors.

### *Supplementary provisions*

**39.**—(1) All public books writings and papers of either of the parishes altered by this Act relating exclusively to any part of the added areas and all documents relating exclusively to any part of the added areas and directed by law to be kept with the public books writings and papers of such parish (except any book or document relating to the affairs of the church or to ecclesiastical charities or to a parochial non-ecclesiastical charity) and all documents and plans of the county council or of the rural council relating exclusively to any part of the added areas shall be deposited in such custody as the Corporation may direct.

Parish books and documents.

(2) Any ratepayer of the county shall at all times have the same right of inspection and of making extracts from the public books writings papers documents and plans referred to in this section as he would have had if this Act had not been passed.

**40.**—(1) At a local government election for any electoral area consisting in whole or in part of any area affected by this Act held on or after the sixteenth day of March nineteen hundred and fifty-two and before the appointed day the town clerk in the case of an election for an electoral area within the city and the electoral registration officer of the Kent registration area in the case of an election for an electoral area outside the city shall make such alteration or rearrangement of the register of local government electors as may be necessary for the purposes of such election.

Provision as to register of electors.

(2) The additional expense (if any) incurred by the town clerk or the electoral registration officer as the case may be which may be solely attributable to an alteration or rearrangement of the register of local government electors under this section shall be defrayed by the Corporation.

Local land  
charges  
registers.

15 Geo. 5.  
c. 22.

**41.**—(1) The local registrars for the county and the rural district 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 city an office copy of every entry in the local land charges register relating to any land situate within the added areas and shall be paid by the Corporation in respect thereof such fees as are prescribed by the said rules.

(2) The local registrar for the city shall within one month after the receipt of the office copy 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 city.

(3) Until the entries are made as aforesaid or until the expiration of two months from the appointed day whichever be the earlier day the following provisions shall have effect in respect of all land within the added areas:—

- (a) The local registrar for the city shall give notice to any person desiring to make a personal search that an additional search should be made in the register for the rural district and in the register for the county;
- (b) Where application is made for an official search the local registrar for the city shall issue free of charge a certificate of official search in the register of the city and shall forward to the local registrar for the rural district the application received by him together with the fees paid in respect thereof and shall also forward to the local registrar for the county a copy of the application;
- (c) The local registrar for the rural district and the local registrar for the county shall permit and make such searches and furnish such office copies and certificates as they would have been required to permit make and furnish and shall in relation thereto have the same powers and be subject to the same obligations as if this Act had not been passed;
- (d) The fees in respect of searches permitted or made and in respect of certificates furnished by the local registrar for the county in pursuance of the provisions of paragraph (c) of this subsection shall be paid by the Corporation;

(e) Where an entry of a local land charge which has been duly made in the local land charges register of the county or of the rural district is required by this section to be transferred from the register of such county or district to the register of the city 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 register of the city.

42.—(1) As from the passing of this Act the Corporation shall be entitled at all reasonable times to inspect and take copies of all plans or documents relating to any land within the added areas which are in the possession or under the control of the county council or the rural council for the purposes of or in connection with the Town and Country Planning Act 1947 and the county council and the rural council shall supply to the Corporation such information and shall afford to them such assistance for the purposes of or in connection with the said Act as the Corporation may reasonably require. Town  
planning.  
10 & 11 Geo. 6.  
c. 51.

(2) An office copy of every entry in the register relating to any land within the added areas kept by the county council under section 14 of the said Act of 1947 shall within one month after the appointed day be supplied to the town clerk by the clerk of the county council or the clerk of the rural council having the custody of that part of the register in which the entry appears as the case may be.

(3) The town clerk shall within one month after the receipt of the office copy mentioned in subsection (2) of this section enter the same with any necessary modifications in the register kept by the Corporation under section 14 of the said Act of 1947.

(4) Any application for planning permission or for any consent or approval under the said Act of 1947 or for a determination under section 17 of that Act made to the county council or the rural council on their behalf before the appointed day and not determined before that day shall so far as it relates to land within the added areas be treated as a like application made to the Corporation and shall be treated as having been so made on the appointed day:

Provided that it shall not be necessary for the Corporation to consult with any authority person or body with whom consultation has already taken place in relation to that application.

(5) Any order agreement permission approval determination consent notice proceeding or decision made taken or given by the county council as local planning authority under the said Act of 1947 (except Part II thereof) or having effect as if so made taken or given and in force immediately before the appointed day shall

so far as it relates to any land within the added areas have effect as if it had been made taken or given by the Corporation as such authority in respect of that land.

(6) Any direction approval consent or decision given by the Minister of Town and Country Planning or the Minister or the Minister of Transport under or in pursuance of the said Act of 1947 (except Part II thereof) or any enactment thereby repealed affecting the county council as local planning authority and in force immediately before the appointed day shall so far as it relates to any land within the added areas have effect as if the same had been given to the Corporation as local planning authority.

(7) Where before the appointed day a development plan which contains proposals as to the added areas is submitted by the county council under Part II of the said Act of 1947 then if at that day—

- (a) a development plan has not been submitted by the Corporation with respect to the whole of their area ; or
- (b) a development plan has been submitted by the Corporation and approved by the Minister with respect to the whole of their area ;

such proposals shall be deemed to be either a development plan relating to the added areas submitted by the Corporation with the consent of the Minister under subsection (5) of section 5 of the said Act of 1947 or as the case may be proposals for alterations or additions to the approved development plan and any further proceedings in relation thereto may be taken by the Corporation or the Minister separately from the proceedings on the development plan submitted by the county council.

Entries in registers.

**43.**—(1) The clerk of the county council and the clerk of the rural council shall as soon as may be after the passing of this Act send to the town clerk after the receipt from him of a request specifying in detail the information desired a copy of every entry in any register or list of his council under any enactment rule order or regulation for the time being in force which relates to any property matter or thing in or which otherwise affects the added areas and the town clerk shall include in the appropriate register or list of the Corporation the particulars sent to him under this section.

(2) Any exemption in force immediately before the appointed day from the operation of any such enactment rule order or regulation which may have been granted by the county council or by the rural council in respect of any such property matter or thing shall continue in force until the exemption shall expire.



(3) This section shall not extend to any matter for which provision is made in section 41 (Local land charges registers) or section 42 (Town planning) of this Act.

44. 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 or of any financial relations is required an adjustment shall be made between the councils or other authorities affected under and in accordance with section 151 of the Act of 1933 as if this Act were an order made under Part VI of that Act. Financial adjustments.

45. For the purpose of summoning jurors and of jury service the existing parishes shall be deemed to continue unaltered until a new jurors' book for the parish as altered comes into force. Jury service.

46. 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 sections 24 and 131 of the Act of 1929 as to the alteration thereof. As to registration districts.

47.—(1) No alteration effected by this Act in the area of any local or other authority 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 any such authority or any contract deed bond agreement or other instrument or any licence permission or exemption (subsisting immediately before the appointed day) entered into made issued or granted by any such authority or their predecessors: Savings for actions contracts licences etc.

Provided that—

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

(b) all contracts deeds bonds agreements and other instruments or any licence permission or exemption (subsisting immediately before the appointed day) entered into made issued or granted by any such authority (or their predecessors) in relation exclusively to any part of the added areas shall continue in force as fully and effectually as if instead of such authority (or their predecessors) the Corporation had been a party thereto or had issued or granted the licence permission or exemption as the case may be.

(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 Act.

Other saving provisions.

48. Nothing in this Act shall—

- (1) be construed as restricting any power under the Act of 1929 or the Act of 1933 of altering any of the areas or the constitution of any authority or committee ;
- (2) alter the area of any constituency or affect the powers of the Corporation or the county council under section 11 of the Representation of the People Act 1949 ;
- (3) alter the area of any ecclesiastical parish or prejudice vary or affect any power right interest or jurisdiction in over or in connection with any charitable endowment ;
- (4) (save as in this Act expressly provided) affect the provisions of the Rating and Valuation Acts 1925 to 1940 or of Parts III and IV of the Local Government Act 1948 ; or
- (5) affect land tax.

12 & 13 Geo. 6.  
c. 68.

11 & 12 Geo. 6.  
c. 26.

Power to borrow.

49.—(1) The Corporation shall have power in addition and without prejudice to their powers of borrowing under the Act of 1933 from time to time to borrow without the consent of any sanctioning authority for and in connection with the purposes mentioned in the first column of the following table the respective sums requisite for those purposes and shall repay all moneys so borrowed within such periods as the Corporation may determine not exceeding those respectively mentioned in the second column of the said table (namely):—

1	2
Purpose	Period for repayment
(a) The payment of any sums to the county council or to any other authority or body under or in pursuance of this Act	Forty-five years from the date or dates of borrowing.
(b) The payment of the costs charges and expenses of this Act	Five years from the passing of this Act.

(2) The provisions of Part IX of the Act of 1933 so far as they are not inconsistent with this Act shall extend and apply to money borrowed under this section as if it were borrowed under the said Part IX and the period fixed for the repayment of any money borrowed under this section shall as respects that money be the fixed period for the purposes of the said Part IX

**50.** It shall not be lawful to exercise the powers of borrowing conferred by this Act (except the power of borrowing to pay the costs charges and expenses of this Act) otherwise than in compliance with the provisions of the Local Authorities Loans Act 1945 or of any order for the time being in force made under section 1 of the Borrowing (Control and Guarantees) Act 1946.

Saving for powers of Treasury.  
8 & 9 Geo. 6.  
c. 18.  
9 & 10 Geo. 6.  
c. 58.

**51.** The Minister may hold such inquiries as he may consider necessary in regard to the exercise of any powers conferred upon him by or the giving of any consents under this Act and section 290 of the Act of 1933 shall apply accordingly.

Inquiries by Minister.

**52.** Unless otherwise agreed between the Corporation and the county council and the rural council no Bill shall be promoted by the Corporation to alter the boundaries of the city so as to include therein part of the county before the expiration of fifteen years from the appointed day.

Future alteration of city boundaries.

**53.** The costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act as taxed by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation.

Costs of Act.

## SCHEDULE

### PART I

#### LOCAL ACTS

Session and chapter	Title or short title
6 Hen. 8. c. 17 ...	Acte concernyng the ryver in Caunterbury.
34 & 35 Hen. 8. c. 18	For Caunterburye concerning the privileges of the same.
27 Geo. 3. c. 14 ...	An Act for paving cleansing lighting and watching the streets lanes and other public passages and places within the walls of the city of Canterbury and the liberties thereof and also several streets and other places near or adjoining to the said city and for removing and preventing incroachments obstructions nuisances and annoyances therein.
41 Geo. 3. c. vii ...	An Act for enlarging improving and regulating the cattle market within the city and county of the city of Canterbury.
5 Geo. 4. c. cxxxiv ...	An Act for erecting a market house for the sale of corn hops and other agricultural produce in the city of Canterbury and county of the same city for improving and enlarging the market places for the sale of provisions in the said city and county and for regulating and maintaining the said markets.
4 & 5 Vict. c. lxxvi ...	Canterbury Pavement Act 1841.
23 & 24 Geo. 5. c. lxxxii	Canterbury Extension Act 1933.

PART II  
CONFIRMATION ACTS

Session and chapter	Short title	Order thereby confirmed
29 Vict. c. 24 ...	Local Government Supplemental Act 1866.	The Order relating to Canterbury dated 2nd March 1866.
30 & 31 Vict. c. 21	Local Government Supplemental Act 1867.	The Order relating to Canterbury dated 21st December 1866.
43 & 44 Vict. c. lxxxvi	Local Government Board's Provisional Orders Confirmation (Aberavon &c.) Act 1880.	The Order relating to Canterbury dated 12th April 1880.
53 & 54 Vict. c. clxxviii	Local Government Board's Provisional Orders Confirmation (No. 9) Act 1890.	The City of Canterbury Order 1890.
3 & 4 Geo. 6. c. iv	Ministry of Health Provisional Order Confirmation (Canterbury) Act 1940.	Canterbury Order 1939.

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# Canterbury Extension Act, 1951

14 & 15 GEO. 6 Ch. xvi

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3. Commencement.
4. City map.

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6. Alteration of parishes.
7. Wards of city.
8. County electoral divisions.

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10. County councillors.
11. Rural district councillors and parish councillors for altered parishes.
12. Qualification for election and office.
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*Local Acts adoptive Acts byelaws etc.*

## Section

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Part II—Confirmation Acts.