



### CHAPTER xxviii.

An Act for making further Provision with respect to certain officers of the city of Liverpool in the county of Lancaster; and for other purposes. A.D. 1880.  
[29th June 1880.]

**W**HEREAS Her Majesty has, by her Royal Charter, dated the eleventh day of May one thousand eight hundred and eighty, declared that the borough of Liverpool in the county of Lancaster shall be a city, and be called and styled the city of Liverpool in the county of Lancaster, and that the Mayor, Aldermen, and Burgesses of the borough of Liverpool shall be one body politic and corporate, by the name and style of the Mayor, Aldermen, and Citizens of the City of Liverpool (in this Act called the Corporation):

And whereas the city of Liverpool has an ancient court of record known as the Liverpool Court of Passage:

And whereas the town clerk of the city is ex officio the registrar of the Liverpool Court of Passage, but the duties of the office of such registrar have been from the passing of the Liverpool Court of Passage Procedure Act, 1853, performed by a deputy appointed by the council, and doubts have arisen as to the mode of appointment and powers of such deputy, and it is expedient that such doubts should be removed:

16 & 17 Vict.  
c. xxi.

And whereas by recent Acts of Parliament the duties of the town clerk and of the city engineer have been greatly increased, and it is expedient that provision should be made for the appointment of a deputy town clerk and of a deputy city engineer as herein-after mentioned:

And whereas it is expedient to enable the Corporation to deal more effectually with houses and buildings closed as unfit for human habitation:

And whereas the Local Acts and Orders enumerated in the Schedule to this Act are in force within the city, with the exception of certain portions which have expired or been repealed:

And whereas the Corporation have a surplus not derived from rates on account of the city fund, after providing for all the

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A.D. 1880. purposes of the Municipal Corporation Act, 1835, and the Acts  
5 & 6 Will. 4. amending the same, and for all other purposes the cost of which is  
c. 76. chargeable thereon :

And whereas the objects aforesaid cannot be effected without the authority of Parliament :

May it therefore please Your Majesty that it may be enacted ; and be it enacted by the Queen'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 *Liverpool Corporation Act*, 1880.

Interpreta- 2. In this Act—  
tions of “The Municipal Corporation Acts” means the Municipal Cor-  
terms. poration Act, 1835, and all Acts for the time being in force amending the same or otherwise relating to municipal corporations in England :

“Person” includes a corporation.

Act to be 3. This Act shall be carried into execution by the Corporation  
executed by acting by the council and according to the Municipal Corporation  
the council. Acts and the Acts for the time being affecting the Corporation as a municipal body and a sanitary authority respectively, and with all the rights, powers, privileges, exemptions, and authorities conferred by those Acts respectively on the Corporation and on the council and committees of the council, and the officers, agents, and servants of the Corporation, with respect to matters provided for by or comprised in the Municipal Corporation Acts and the Public Health Act, 1875, respectively, and (subject to the provisions of this Act) as nearly as may be in all respects as if the powers, duties, exemptions, and property vested in, imposed on, or enjoyed by the Corporation by or under this Act were vested in, imposed on, or enjoyed by them by or under the Municipal Corporation Acts and the Public Health Act, 1875, respectively.

38 & 39 Vict.  
c. 55.

Council may  
appoint a  
deputy  
registrar.

4. The appointment of the deputy registrar of the Liverpool Court of Passage shall from time to time be made as heretofore by the council, who shall also have power at their pleasure to remove any deputy hereafter appointed by them, and any deputy so appointed (including any deputy appointed before the passing of this Act) may exercise all powers and jurisdictions which under any Act of Parliament, Order in Council, or other authority can be exercised by the registrar of the said court, except the hearing and determination of appeals from the deputy registrar.

5. The council from time to time may by resolution appoint and in like manner remove a deputy town clerk and a deputy city engineer, and may delegate to a deputy so appointed the performance of all or any of the powers or duties of the respective offices under any Act of Parliament, byelaw, or other authority or obligation.

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Also deputy town clerk and deputy city engineer.

6. Any deputy appointed under this Act may exercise any of the powers or perform any of the duties delegated to him separately from or concurrently with his principal, although his principal be not absent or incapacitated, and whether the principal office be full or vacant.

As to powers and duties of deputies.

7. The signature of any deputy appointed under this Act shall for all purposes be a sufficient authentication of any notice or other document which is or may be required to be authenticated by the signature of the registrar, town clerk, or city engineer, as the case may be.

Signature of deputy to be sufficient.

8. Where a court of summary jurisdiction have, under the powers of the Public Health Act, 1875, prohibited the using of a house or building for the purpose of human habitation, and the town clerk or the medical officer of health or the city engineer reports to the Corporation that two months have elapsed since the date of such order without such house or building having been rendered fit for such purpose, and that such house or building is in a condition, state, or situation injurious, dangerous, or prejudicial to health, the Corporation may, by themselves, their contractors, servants, agents, and workmen, enter and take down and remove such house or building, and may remove and sell the materials as they think fit, and reimburse themselves all costs and charges incident to such proceeding by the sale of the materials, so far as the same may extend, rendering the balance (if any) to the owner: Provided that the Corporation shall give at least thirty days notice to the owner (unless he is not known or cannot be found) of their intention to proceed under this section.

Further power to deal with houses unfit for human habitation.

9. The Local Acts and Orders enumerated in the Schedule hereto may together with this Act be collectively cited for all purposes as the Liverpool Corporation Acts and Orders, 1786 to 1880, and may be separately cited for all purposes by the respective short titles in that behalf mentioned in the second column of the said Schedule.

As to Corporation Acts and Orders recited in Schedule.

10. All the provisions of the Liverpool Corporation Acts and Orders, 1786 to 1880, and of any other public or private Act of Parliament, order, deed, or other document relating to the borough

Application to city of Liverpool of Acts, &c.



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relating to  
borough of  
Liverpool.

of Liverpool, or to the mayor, aldermen, and burgesses thereof, or to any officer of the said borough, shall apply to the city of Liverpool, and to the mayor, aldermen, and citizens thereof, and to the officers thereof, in all respects as if those Acts, orders, deeds, or documents had expressly mentioned or referred to the city of Liverpool, or the mayor, aldermen, and citizens or the officers thereof, and the officers formerly known as the borough treasurer and the borough engineer shall henceforth be styled respectively the city treasurer and the city engineer, and the fund and rate formerly known as the borough fund and borough rate shall henceforth be styled respectively the city fund and city rate, and all the provisions of any such Act, order, deed, or other document as aforesaid shall be read and have effect accordingly.

General  
saving for  
Corporation.

11. Nothing in this Act shall take away, abridge, or prejudicially affect any right, power, authority, estate, or interest of the Corporation under the Municipal Corporation Acts or the Public Health Acts, or otherwise, and every such right, power, authority, estate, and interest may be had, enjoyed, and exercised by the Corporation as fully and effectually as if this Act had not been passed.

Expenses of  
Act.

12. The costs, charges, and expenses of and incidental to the preparing, applying for, and obtaining this Act shall be paid by the Corporation out of any moneys not derived from rates from time to time standing to the credit of the surplus of the city fund.

SCHEDULE.

A.D. 1880.

CORPORATION ACTS AND ORDERS.

I. ACTS.

Session and Chapter.	Title or Short Title.
26 George III. c. 12.	<p>An Act for opening, making, widening, and altering certain streets, passages, and places within the town of Liverpool, in the county palatine of Lancaster, for supplying the said town with fresh and wholesome water, for removing and preventing nuisances and annoyances therein, for appointing additional market-places, and for extending so much of the powers of an Act of the second year of His present Majesty as relates to hackney coachmen, chairmen, carters, and porters to a certain distance beyond the liberties of the said town.</p> <p style="text-align: center;"><i>Short Title.</i></p> <p>The Liverpool Improvement and Markets Act, 1786.</p>
1 George IV. c. 13. -	<p>An Act for reviving, extending, and varying the powers of an Act passed in the twenty-sixth year of His late Majesty King George the Third for making and widening certain streets, passages, and places in the town of Liverpool, in the county palatine of Lancaster, and for several other purposes in the said Act mentioned, and also for further improving the said town.</p> <p style="text-align: center;"><i>Short Title.</i></p> <p>The Liverpool Improvement Act, 1820.</p>
5 & 6 Vict. c. 44. -	<p>An Act for the promotion of the health of the inhabitants of the borough of Liverpool and the better regulation of buildings in the said borough.</p> <p style="text-align: center;"><i>Short Title.</i></p> <p>The Liverpool Building Act, 1842.</p>
5 & 6 Vict. c. 106. -	<p>An Act for the improvement, good government, and police regulation of the borough of Liverpool.</p> <p style="text-align: center;"><i>Short Title.</i></p> <p>The Liverpool Improvement Act, 1842.</p>
6 & 7 Vict. c. 109. -	<p>An Act for the better protection of property in the borough of Liverpool from fire.</p> <p style="text-align: center;"><i>Short Title.</i></p> <p>The Liverpool Fire Prevention Act, 1843.</p>

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Session and Chapter.	Title or Short Title.
9 & 10 Vict. c. 127.	An Act for the improvement of the sewerage and drainage of the borough of Liverpool, and for making further provisions for the sanitary regulations of the said borough. <i>Short Title.</i> The Liverpool Sanitary Act, 1846.
10 & 11 Vict. c. 261.	The Liverpool Corporation Waterworks Act, 1847.
13 & 14 Vict. c. 80.	The Liverpool Corporation Waterworks Amendment Act, 1850.
15 Vict. c. 47.	The Liverpool Corporation Waterworks (Deviations) Act, 1852.
15 & 16 Vict. c. 3.	The Liverpool Library and Museum Act, 1852.
17 Vict. c. 15.	The Liverpool Sanitary Amendment Act, 1854.
18 & 19 Vict. c. 155.	The Liverpool Improvement Act, 1855.
21 & 22 Vict. c. 80.	The Liverpool Improvement Act, 1858.
23 & 24 Vict. c. 12.	The Liverpool Corporation Waterworks Act, 1860.
24 & 25 Vict. c. 42.	The Liverpool Improvement Act, 1861.
25 & 26 Vict. c. 107.	The Liverpool Corporation Waterworks Act, 1862.
27 & 28 Vict. c. 72.	The Liverpool Improvement Act, 1864.
27 & 28 Vict. c. 73.	The Liverpool Sanitary Amendment Act, 1864.
28 & 29 Vict. c. 20.	The Liverpool Improvement Act, 1865.
29 & 30 Vict. c. 126.	The Liverpool Corporation Waterworks Act, 1866.
30 & 31 Vict. c. 168.	The Liverpool Improvement Act, 1867.
34 & 35 Vict. c. 184.	The Liverpool Improvement and Waterworks Act, 1871.
41 & 42 Vict. c. 65.	The Liverpool Improvement Act, 1878.
42 & 43 Vict. c. 213.	The Liverpool Corporation Electric Lighting Act, 1879.

II. ORDERS.

An Order confirmed by the Local Government Board's Provisional Orders Confirmation (Artizans and Labourers Dwellings) Act, 1876 (39 & 40 Vict. c. 235.).

*Short Title.*

The Liverpool (Artizans Dwellings) Order, 1876.

An Order confirmed by the Local Government Board's Provisional Orders Confirmation (Bournemouth, &c.) Act, 1878 (41 & 42 Vict. c. 162.).

*Short Title.*

The Liverpool (Spirit Storage) Order, 1878.

An Order confirmed by the Local Government Board's Provisional Orders Confirmation (Abergavenny Union, &c.) Act, 1878 (41 & 42 Vict. c. 164.).

*Short Title.*

The Liverpool (Lands) Order, 1878.

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An Order confirmed by the Local Government Board's Provisional Orders Confirmation (Axminster Union, &c.) Act, 1879 (42 & 43 Vict. c. 104.) A.D. 1880.

*Short Title.*

The Liverpool (Sanitary Amendment) Order, 1879.

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