



CHAPTER ccxxii.

An Act to enable the Mayor Aldermen and Burgesses of the borough of Cardiff in the county of Glamorgan to obtain a supply of Water from the River Taff Fawr in Breconshire; and to make further provision for the improvement and good government of the borough; and for other purposes. A.D. 1884.

[7th August 1884.]

WHEREAS the borough of Cardiff (in this Act called "the borough") is a municipal borough subject to the provisions of the Acts relating to municipal corporations and the mayor aldermen and burgesses of the borough (in this Act called "the Corporation") acting by the council are the urban sanitary authority for the district thereof:

And whereas the following among other Acts and Provisional Orders are in force within the borough (that is to say):—

- "An Act for removing the markets held in the town of Cardiff in the county of Glamorgan and for providing other market places in lieu thereof"; 5 & 6 Will. 4. c. li.
- "An Act for better paving cleansing lighting and otherwise improving the town of Cardiff in the county of Glamorgan"; 7 Will. 4. c. xviii.
- A Provisional Order relating to the borough of Cardiff confirmed by the Public Health Supplemental Act 1850 (Number 3); 13 & 14 Vict. c. cviii.
- The Cardiff Waterworks Act 1853; 16 Vict. c. xxiv.
- The Llandaff and Canton District Markets Act 1858; 21 & 22 Vict. c. cv.
- A Provisional Order relating to the borough of Cardiff confirmed by the Local Government Supplemental Act 1859 (Number 2); 22 & 23 Vict. c. xi.
- The Cardiff Waterworks Act 1860; 23 & 24 Vict. c. cv.
- The Cardiff Borough Act 1862; 25 & 26 Vict. c. cxxiii.
- A Provisional Order relating to the borough of Cardiff confirmed by the Local Government Supplemental Act 1865 (Number 5); 28 & 29 Vict. c. cviii.
- The Cardiff Improvement Act 1871; 34 & 35 Vict. c. clxi.
- A Provisional Order relating to the borough of Cardiff confirmed by the Local Government Board's Provisional Orders Confirmation Act 1873; 36 & 37 Vict. c. i.

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[Ch. ccxxii.] *Cardiff Corporation Act, 1884.* [47 & 48 VICT.]

38 & 39 Vict.
c. clxxxvii.
41 & 42 Vict.
c. cxliv.
42 & 43 Vict.
c. cxxxiii.

The Cardiff Improvement Act 1875 ;

The Cardiff Waterworks Act 1878 ;

The Cardiff Corporation Act 1879 ;

which Acts and Orders are in this Act collectively referred to as the former Acts and each of them separately as an Act or Order of the year in which the same was passed or made :

And whereas the Corporation are the owners of the water undertaking of the borough and under the powers of the Act of 1853 the Act of 1860 the Act of 1878 and the Act of 1879 supply water to the town and port of Cardiff and certain parishes and places adjacent thereto in the said county of Glamorgan :

And whereas it is expedient that the Corporation be empowered to obtain an additional supply of water from the River Taff Fawr in the county of Brecknock and that the Water Acts should be in divers particulars altered and amended :

And whereas it is expedient that the powers herein-after contained should be conferred upon the Corporation for better regulating the execution in streets within the borough of the works herein-after described as private street works and for securing the repayment of moneys expended by the Corporation in the execution of works on behalf of the owners and occupiers of property :

And whereas it is expedient that the Corporation should be empowered to acquire certain lands for the improvement of the entrance to the North Street from Queen Street :

And whereas the Corporation are or claim to be the owners of the markets authorised to be held in the borough and the site of one of such markets namely the Roath Market is of leasehold tenure only and it is expedient that the Corporation be authorised to acquire the freehold thereof :

41 & 42 Vict.
c. cxxv.

And whereas by the Cardiff (Riverside) Road and Bridge Act 1878 the most Honourable John Patrick Crichton Stuart Marquess of Bute his executors administrators and assigns and the trustees for the time being of the will of the most Honourable John Crichton Stuart late Marquess of Bute (in that Act and in this Act referred to as "the Bute undertakers") were authorised to construct a bridge across the River Taff with road approaches thereto and certain roads in the borough and by an agreement (Number 3) scheduled to and confirmed by that Act the Corporation in consideration of the said bridge and roads being toll free undertook after the completion thereof to the satisfaction of the surveyor of the Corporation and after such completion shall have been certified to the engineer of the Bute undertakers to pay to them the sum of two thousand pounds with interest thereon after the rate of five pounds per centum per annum until such payment :

And whereas the said bridge and the said approaches thereto and the said roads have been so completed and are toll free and the said sum of two thousand pounds has therefore become payable and it is expedient that the Corporation be authorised to borrow the said sum of two thousand pounds to enable them to make such payment :

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And whereas by the Bute Docks Act 1882 the Bute undertakers were authorised to make a dock and works at Cardiff and as incidental thereto to make a diversion of a main outfall sewer of the Corporation and it is by the said Act (section 14) provided that the Corporation on giving to the Bute undertakers the notice in the said section prescribed might themselves at their own cost make a substituted diversion of the said sewer in the line shown on the plan referred to in that section receiving from the Bute undertakers the cost of the diversion for which the latter diversion was substituted :

45 & 46 Vict.
c. ccxlii.

And whereas the Bute undertakers at the request and in lieu of the Corporation have agreed to make at the cost of the Corporation the said substituted diversion and the estimate therefor after deducting therefrom the said cost is two thousand five hundred pounds and it is expedient that the Corporation be authorised to borrow that sum :

And whereas it is expedient that further powers be granted to the Corporation for the borrowing of money and for the improving and better governing of the borough and that the former Acts be in divers particulars altered and amended and the powers thereof extended :

And whereas it is expedient that the Corporation be authorised to exercise their statutory borrowing powers by means of the creation and issue of Corporation stock :

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

And whereas plans and sections showing the lines situation and levels of the works authorised by this Act and plans showing the lands which the Corporation may acquire under the powers of this Act and books of reference to such plans showing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of lands in the line of those works or within the limits of deviation as defined on the plans and describing those lands have been deposited with the respective clerks of the peace for the counties of Glamorgan and Brecknock which plans sections and books of reference are in this Act respectively referred to as the deposited plans sections and books of reference :

And whereas estimates have been prepared by the Corporation for the purchase of lands for and for the execution of the following works by this Act authorised and such estimates are as follows :—

For the extension and improvement of the waterworks undertaking three hundred and seventy-three thousand pounds ;

For market purposes three thousand five hundred pounds ;

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For the North Street improvements ten thousand pounds ;

For the said sewer two thousand five hundred pounds :

And whereas the Corporation have expended the following sums in the execution of works for the following purposes (that is to say) :—

Town hall improvement fifteen thousand two hundred and fifty pounds ;

Markets and abattoirs ten thousand five hundred pounds ;

Police stations six thousand five hundred pounds ;

Baths two thousand eight hundred pounds ;

Bridge across the River Taff two thousand pounds :

And whereas the several works included in such estimates and the said several works and things in the last recital specified are permanent works within the meaning of section 234 of the Public Health Act 1875 :

And whereas an absolute majority of the whole number of the council at a meeting held on the twelfth day of November one thousand eight hundred and eighty-three after ten clear days notice by public advertisement of such meeting and of the purpose thereof in the “ South Wales Daily News ” a newspaper published or circulating in the borough (such notice being in addition to the ordinary notices required for summoning such meeting) resolved that the expense in relation to promoting the Bill for this Act should be defrayed as to two-thirds thereof out of the water fund and as to the remaining one-third out of the borough fund :

And whereas such resolution was published twice in the said “ South Wales Daily News ” newspaper and has received the approval of the Local Government Board :

And whereas the propriety of the promotion of the Bill for this Act was confirmed by an absolute majority of the whole number of the council at a further special meeting held in pursuance of a similar notice on the second day of January one thousand eight hundred and eighty-four being not less than fourteen days after the deposit of the Bill in Parliament :

And whereas the owners and ratepayers of the borough by resolution in the manner provided in Schedule III. of the Public Health Act 1875 consented to the promotion of the Bill for this Act :

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 :—

PART I.

PRELIMINARY.

1. This Act may be cited as the Cardiff Corporation Act 1884.

2. This Act is divided into Parts as follows :—

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- Part I.—Preliminary.
- Part II.—Water Supply &c.
- Part III.—Street Works.
- Part IV.—University College.
- Part V.—Private Street Works &c.
- Part VI.—Private Improvement Expenses.
- Part VII.—Police &c.
- Part VIII.—Employment of Children.
- Part IX.—Lands &c.
- Part X.—Finance.
- Part XI.—Corporation Stock.
- Part XII.—Miscellaneous Provisions.

Act divided
into Parts.

3. The following Acts and parts of Acts (that is to say) :—

Incorporation
of Acts.

The Lands Clauses Consolidation Acts 1845 1860 and 1869 as amended by the Lands Clauses (Umpire) Act 1883 in this Act referred to as the Lands Clauses Acts ;

The Waterworks Clauses Acts 1847 and 1863 (except the provisions of the Waterworks Clauses Act 1847 with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit) ;

The provisions of the Railways Clauses Consolidation Act 1845 with respect to the temporary occupation of lands during the construction thereof but only for the purpose of constructing the reservoirs by this Act authorised ;

so far as the same are applicable for the purposes of and not varied by or inconsistent with this Act are incorporated with and form part of this Act.

4. In this Act unless the subject or context otherwise requires :—

Interpreta-
tion.

Terms to which meanings are assigned by the former Acts or by any Act wholly or partially incorporated with this Act have the same respective meanings unless varied by this section or unless there be something in the subject or context repugnant to such construction and for the purposes of this Act terms to which meanings are assigned by this Act have the same respective meanings :—

“ The borough ” means the municipal borough of Cardiff ;

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

“ The council ” means the council of the borough ;

“ The town clerk ” “ the treasurer ” “ the water engineer ” “ the surveyor ” respectively mean the town clerk the treasurer and the water engineer of the borough and the borough engineer and surveyor of the borough ;

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- “The borough fund” and the “borough rate” mean respectively the borough fund and the borough rate of the borough ;
- “District fund” and “general district rates” mean respectively the district fund and the general district rates of the borough ;
- “Water revenue” means all moneys received for or in relation to a supply of water other than borrowed moneys and other moneys which ought to be carried to the account of capital ;
- “Water limits” means the limits for the time being within which the Corporation are authorised to supply water ;
- “Sanitary purposes” includes street works private improvement works and markets ;
- “Sanitary expenses” means and includes expenses incurred under this Act on revenue account in respect of street works private improvements and the said bridge and sewer diversion ;
- “Street” means and includes the whole and the parts of any highway and of any public bridge (not being a county bridge) and of any road lane footway carriageway square court alley or passage whether a thoroughfare or not whether made before or after the commencement of this Act and whether the same be wholly or only partially built on and not being a street or road belonging to or repairable by a railway or canal company ;
- “Court” means and includes the whole and the parts of any court alley entry passageway or place used with or appurtenant to more than one dwelling-house and whether made before or after the commencement of this Act ;
- “Brothel” means and includes any house used or occupied by prostitutes ;
- “Fittings” includes all meters apparatus appliances articles and things provided for or supplied to any person by the Corporation for or in relation to a supply of water ;
- “Daily penalty” means a penalty to accrue for each day any offence shall continue after conviction therefor ;
- “Summary Jurisdiction Acts” means the Summary Jurisdiction Act 1848 and the Summary Jurisdiction Act 1879 and any Act amending either of those Acts ;
- “Court of Summary Jurisdiction” means any justice or justices of the peace stipendiary or other magistrate or officer by whatever name called to whom jurisdiction is given by or who is or are authorised to act under the Summary Jurisdiction Acts or any of such Acts ;
- “The Water Acts” means and includes the portions now in force of the Act of 1853 the Act of 1860 the Act of 1878 and the Act of 1879 as altered amended and extended by this Act ;

“The Public Health Acts” means the Public Health Act 1875 A.D. 1884.
and any Act amending the same ;

“The Municipal Corporations Acts” means the Municipal Corporations Act 1882 and any Act amending the same ;

“Owner” means the person who for the time being receives the rack-rent of the lands with reference to which that term is used whether on his own account or under or by virtue of any mortgage or charge or as agent or trustee for any other person or who would so receive the same if the lands were let at a rack-rent and includes every successive owner from time to time of the lands for any part of the time during which the enactment wherein that term is used operates in relation to such lands ;

“Rack-rent” means rent which is not less than two-thirds of the full net annual value of the property out of which the rent arises and the full net annual value shall be taken to be the rent at which the property might reasonably be expected to let from year to year after deducting therefrom all usual tenants rates and taxes and tithe commutation rentcharge (if any) and the probable average annual cost of the repairs insurance and other expenses (if any) necessary to maintain the same in a state to command such rent ;

“Omnibus” means any carriage (other than a tramway car) used for the conveyance of passengers paying separate and distinct fares and used for the taking up and setting down of passengers upon its route or for the conveying such passengers to or from any place within the borough or to or from the borough from or to any place without the same ;

“Velocipede” includes bicycle tricycle and every like mechanical contrivance ;

In the Railways Clauses Consolidation Act for the purposes of this Act :

“The railway” “the work” and “the centre of the railway” respectively mean the reservoirs and works immediately connected therewith by this Act authorised and the boundaries thereof respectively ;

In this Act and for the purposes of this Act in any Act wholly or partially incorporated therewith :

“Court of competent jurisdiction” “superior courts” or any other like expression shall have effect as if the debt or demand with respect to which the expression is used was a common simple contract debt and not a debt or demand created by statute and shall include any court of competent jurisdiction.

5. For the purposes of this Act buildings and lands shall be deemed to be within any street when they shall abut upon or adjoin or be along- When build-
ings and
lands shall

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be deemed to be within a street.
Act to be executed by council.

6. Subject to the provisions of this Act this Act shall be carried into execution by the Corporation acting by the council and according to the Municipal Corporations Acts and Public Health Acts and such of the provisions of the former Acts as are now in force and as amended by this Act 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 or comprised in the before-mentioned Acts 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 those Acts respectively.

PART II.

WATER SUPPLY &c.

Power to make works for and to supply water.

7. Subject to the provisions of this Act the Corporation may if they think fit do all or any of the following acts and things (that is to say) :—

They may in the lines or situations and upon the lands shown on the deposited plans and according to the levels shown on the deposited sections make and maintain all or any of the works shown on the deposited plans among which are comprised the following principal works (namely) :—

1. Reservoir Number 1.—A reservoir in the valley of the River Taff Fawr situate wholly in the parish of Llanspythid in the county of Brecknock to be called “the Llanspythid Reservoir” and to be formed by an embankment across the said valley at a point about one-and-a-half chains measured up the said river from the centre of the bridge carrying the turnpike road from Hirwain to Brecon over the said river;
2. Road Diversion Number 1. — A diversion and alteration (wholly in the parish of Llanspythid) in the line and levels of the turnpike road leading from Brecon to Merthyr;
3. Road Diversion Number 2.—A diversion and alteration (wholly in the parish of Llanspythid) in the line and levels of the said turnpike road leading from Brecon to Hirwain;

4. Reservoir Number 2.—A reservoir also in the valley of the Taff Fawr situate wholly in the parishes of Cantreff and Penderyn in the county of Brecknock to be called “the Cantreff Reservoir” and to be formed by an embankment across such valley about twenty-seven chains southward of a farmhouse called Blaen Taff ;
5. Road Diversion Number 3.—A diversion and alteration (wholly in the parish of Cantreff) in the line and levels of the said turnpike road leading from Brecon to Merthyr ;
6. Road Diversion Number 4.—A diversion and alteration (wholly in the parishes of Cantreff and Penderyn) in the line and levels of the existing public road commencing in the said parish of Cantreff and terminating in the parish of Penderyn ;
7. Conduit Number 1.—A conduit consisting of one or more aqueducts or lines of pipes situate wholly in the parishes of Llanspythid and Cantreff commencing in the said Reservoir Number 1 and terminating by a junction with the intended Conduit Number 2 ;
8. Conduit Number 2.—A conduit consisting of one or more aqueducts or lines of pipes commencing in Reservoir Number 2 and terminating in the parish of Llanishen in the north-western corner of the intended Lisvane Reservoir Number 2 authorised by the Cardiff Waterworks Act 1878 ;
9. Conduit Number 3.—A conduit consisting of one or more aqueducts or lines of pipes situate wholly in the parish of Whitchurch in the county of Glamorgan commencing by a junction with the intended Conduit Number 2 and terminating in and on the western side of the intended Rhubina Reservoir herein-after described ;
10. Conduit Number 4.—A conduit consisting of one or more aqueducts or lines of pipes situate wholly in the said parish of Whitchurch commencing in the eastern side of the said intended Rhubina Reservoir and terminating at the point of commencement of Conduit Number 3 ;
11. Conduit Number 5.—A conduit consisting of one or more aqueducts or lines of pipes situate in the parishes of Llanishen and Lisvane in the county of Glamorgan commencing in the said parish of Llanishen by a junction with the intended Conduit Number 2 near its termination and terminating in the parish of Lisvane in and near the north-western corner of the existing Lisvane Reservoir of the Corporation ;
12. Garawen Relieving Tank.—A relieving tank situate wholly in the parish of Vaynor otherwise Faenor in the county of

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Brecknock about seven chains north of Garawen Farmhouse together with a conduit or waste watercourse from the said tank into the Garawen Brook ;

13. Cefn Relieving Tank.—A relieving tank situate in the said parish of Vaynor about five chains southwards of the “Morning Sun” public-house together with a conduit or waste watercourse from the said tank into the River Taff Fawr ;
14. Blackbrook Relieving Tank.—A relieving tank situate wholly in the parish of Merthyr Tydfil in the county of Glamorgan on the north side of the turnpike road from Merthyr to Cardiff together with a conduit or waste watercourse from the said tank into the brook called Nantddu otherwise Black Brook ;
15. Rhubina Reservoir.—A service reservoir situate wholly in the parish of Whitchurch in the county of Glamorgan between the Rhubina Road and the brook called Nant-cwm-Nofydd otherwise Whitchurch Brook near a place called Rhubina with a conduit or waste watercourse from the said reservoir into the said brook ;
16. Reservoir Number 3.—A reservoir wholly in the said parishes of Penderyn and Vaynor to be formed by an embankment across the Taff Fawr Valley near a farmhouse called Hendre Isaf ;
17. A diversion and alteration wholly in the said parish of Penderyn in the line and levels of the public road leading from the Brecon and Merthyr turnpike road to Pont-y-Capel ;
18. Conduit Number 6.—Consisting of one or more aqueducts or lines of pipes wholly in the said parish of Vaynor commencing in the intended Reservoir Number 3 near the foot of the embankment and terminating by a junction with Conduit Number 2 in the Cefn Relieving Tank ;

They may from time to time collect divert impound appropriate and use for the purposes of the said new works and of their water undertaking all such streams and waters as will or may be intercepted by the proposed works or as may be found on in or under any of the lands for the time being belonging to the Corporation or over or in respect of which they have or may acquire easements and especially the following springs streams and waters that is to say:—

The waters of the River Taff Fawr and its tributaries Blaen Taff Fawr, Nant Penig, Nant-y-Aira, Nant-y-Tule, Nant-Gilfach, Cwm Crew, Nant-goch, Nant-y-goy-garn, Dery-bach, Cwm-nant-ddu, Cwm Llwynog, Nant-car, Cwm-nant-gwinau, Cwm-

car, Ffynonllwyn, Abernant and Garawen, and all other tributaries of and all other waters brooks and streams which flow into the River Taff Fawr above the said embankment of Reservoir Number 3 ;

They may in connexion with the several works and acts in this section mentioned or any of them make erect lay down and maintain all or any of the following among other works (namely) :—

All such embankments dams bye-washes bridges roads approaches ways wells tanks basins gauges filter-beds stand-pipes sluices waste-weirs outlets outfalls adits shafts catchwaters tunnels aqueducts culverts cuts channels conduits drains mains pipes junctions valves telegraphs telephones and other means of electric communications engines constructions apparatus works appliances and conveniences as they think expedient for collecting impounding filtering and distributing water or for inspecting maintaining cleansing repairing conducting managing and using the before-mentioned works or any of them.

Provided that the telegraphs telephones and other means of electric communications referred to in this section shall be confined to the works authorised by this Act and shall not be used in contravention of the exclusive privilege of the Postmaster General.

8. At least two months before proceeding with the making of any one or more of the Reservoirs Numbered 1 2 and 3 the Corporation shall give notice in writing to the Board of Trade accompanied by drawings and specifications of the works proposed by them and shall deposit at the office of the town clerk a copy of such drawings and specifications which shall be open at all reasonable hours to the inspection of the following parties that is to say the Merthyr Tydfil Local Board of Health and the owners lessees and occupiers of the Cyfarthfa Ironworks and the Merthyr Vale Colliery and shall also give notice in writing to the said parties of the intention of the Corporation to apply to the Board of Trade for its approval of the materials and mode of construction proposed to be used in the construction of the embankment of any such reservoir and within one month from the service of any such notice the said parties or any of them may make to the Board of Trade such objections in writing to the proposed materials and mode of construction or either of them as they may think fit and shall at the same time send a copy thereof to the Corporation and thereupon the Board of Trade may approve such materials and mode of construction or may require the Corporation to amend such drawings and specifications until the Board of Trade shall be satisfied therewith and the Board of Trade upon being so satisfied shall approve the materials and mode of construction as originally proposed or finally amended and thereupon the Corporation may proceed with the making of such reservoir or reservoirs.

As to construction of embankments.

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Compensation for injury by waterworks.

9. The Corporation shall from time to time make full compensation to all persons for all damage and injury losses and expenses whatsoever (if any) as well immediate as consequential which they respectively from time to time incur or suffer by reason of the bursting or giving way of any of the waterworks by this Act authorised and such compensation shall be charged upon and be raised by and paid and satisfied out of the borough fund and borough rate or the district fund and general district rate or the water revenue or according to such proportions from each or any of those funds or rates as the Corporation may by resolution determine.

As to compensation water.

10. With respect to compensation water to be supplied by the Corporation to the River Taff Fawr the following provisions shall have effect (that is to say) :—

1. In and for the purposes of this section the following words and expressions shall have the following meanings (that is to say) :—

“ Upper drainage area ” means and includes the whole drainage area (comprised within the watershed) which drains to or towards Reservoir Number 2 ;

“ Lower drainage area ” means and includes so much of the whole drainage area comprised within the watershed as is southward of the upper drainage area and which drains to or towards Reservoir Number 3 ;

“ Works ” includes all mills manufactories and works of every kind now existing or which may be hereafter constructed below the gauges in this section mentioned using or capable of using the waters of the River Taff Fawr or of either of the said drainage areas ;

“ Occupier ” means occupiers of works and as to any works unoccupied the owner thereof ;

“ Meeting ” means a meeting of occupiers.

Compensation water from upper drainage area.

2. As compensation for the waters to be taken impounded and appropriated in respect of “ the upper drainage area ” and before the Corporation shall be entitled to take the same or any part thereof for the supply of their district except with the written consent of the majority of the whole number of the owners lessees and occupiers of all works interested in the water of the said river they shall cause to flow from and out of Reservoir Number 2 or the works immediately connected therewith into the River Taff Fawr three hundred and thirty-one cubic feet of water per minute subject as herein-after provided ;

Compensation water from lower drainage area.

3. As compensation for the waters to be taken impounded and appropriated in respect of “ the lower drainage area ” and before the Corporation shall be entitled to take the same or any part thereof for the supply of their district they shall cause to flow from and

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out of Reservoir Number 3 or the works immediately connected therewith into the River Taff Fawr five hundred and thirty cubic feet of water per minute subject as herein-after provided ;

4. The several quantities of compensation water of three hundred and thirty-one cubic feet and five hundred and thirty cubic feet mentioned respectively in the last two preceding subsections shall be respectively discharged below the embankment of the said reservoirs respectively into the River Taff Fawr and subject as herein-after provided in a regular equal constant and continuous supply during the whole twenty-four hours of every day in the year and when and as soon as Reservoir Number 3 shall have been constructed and completed the said quantities of three hundred and thirty-one cubic feet of water per minute and five hundred and thirty cubic feet of water per minute above mentioned shall be together discharged below the embankment of that reservoir into the River Taff Fawr and subject as herein-after mentioned in a regular equal constant and continuous supply during the whole of the twenty-four hours of every day in the year Provided always that the hours during which such quantities respectively of water shall be discharged into the said river from the reservoirs as aforesaid shall or may from time to time be regulated by a notice signed by the majority of the occupiers so as such daily quantity of water in each case be not thereby increased ;

Compensation water to be discharged continuously unless otherwise arranged.

5. For the purpose of measuring the respective quantities of water to be so discharged by the Corporation into the River Taff Fawr they shall cause to be erected and maintained at some point on that river below Reservoir Number 2 in respect of the upper drainage area and below Reservoir Number 3 in respect of the lower drainage area when that reservoir is constructed and not more than two hundred yards from the foot of the outer slope of the embankment of each reservoir respectively a proper and suitable measuring gauge over or through which the respective quantities of water as aforesaid shall flow or be discharged ;

Gauges to be constructed.

6. The gauges shall be respectively open to the inspection and examination of the occupiers ;

Gauges to be open to inspection.

7. If at any time any such gauge be out of repair or in an unfit condition for the purpose for which it is intended the Corporation shall forthwith put the same in a fit repair and condition and if they fail so to do within fourteen days after notice in writing given them in that behalf by any three occupiers they may cause the same to be put in proper repair and condition and recover the costs thereof with full costs of suit in any court of competent jurisdiction ;

Occupiers may repair gauges in default of Corporation.

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Water supplied to works to be taken as full compensation.

As to meetings of occupiers.

Penalty for failure to discharge compensation water.

8. When the Corporation shall commence and so long as they shall continue to discharge from and out of their reservoirs and works the due quantity of compensation water in manner aforesaid the same shall be accepted and taken by the owners lessees and occupiers of all works interested in the waters of the said respective drainage areas below the respective gauges through or over which the compensation water is to be discharged as full compensation for all water which the Corporation may or can collect or divert from the said drainage areas respectively by any works now or hereafter to be constructed ;
9. The majority of the occupiers may call a meeting by a circular letter addressed to every occupier of works and left at such works and stating the place day and hour of such meeting At such meeting the occupiers present shall choose a chairman to preside thereat ;
The meeting may from time to time make rules and regulations with respect to the mode of calling and the time and place of holding any future meeting and the manner of voting thereat and the hours times and rates during and at which the said compensation waters shall be discharged into the River Taff Fawr ;
Every meeting may adjourn from time to time until the business for which it was called is finished ;
The majority of the occupiers present at any meeting shall in respect of the business transacted thereat bind the minority and all absent occupiers ;
Where several persons or a company are the occupiers of any works they may appoint some person in writing to represent them and to vote on their behalf at any meeting The chairman of the meeting shall in writing under his hand communicate to the town clerk at the town hall of Cardiff every resolution passed by a meeting regulating the supply of compensation water to the said river and the Corporation shall thereupon regulate the supply accordingly Provided that unless and until such resolution is so communicated the Corporation shall cause the compensation water to flow continuously as herein-before provided or in accordance with the last previous resolution so made and communicated as the case may be.
10. In case the Corporation omit or fail to discharge or cause to flow the several quantities of water by this Act required to flow or be discharged through the said gauges respectively except during such period as may be necessary from time to time for cleaning or repairing the said reservoirs and the works connected therewith the Corporation shall make compensation to every occupier who

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may have sustained loss by any such omission or failure for and in respect of all such loss so sustained by them respectively by reason of such omission or failure the same to be recoverable with costs in any court of competent jurisdiction ;

11. The Corporation may draw off the water so long as the before-mentioned quantity of compensation water in respect of the upper drainage area is discharged from Reservoir Number 2 to such extent as is necessary for the purpose of cleaning repairing and keeping that reservoir in repair and the dams sluices pipes and other works appertaining thereto the Corporation doing as little damage as may be and doing such works with all reasonable despatch and after the construction of Reservoir Number 3 and so long as the before-mentioned quantities of compensation water in respect of the whole drainage area are discharged therefrom the Corporation may draw off the water to such extent as is necessary for the purpose of cleansing repairing and keeping that reservoir in repair and the dams sluices pipes and other works appertaining thereto the Corporation doing as little damage as may be and doing such works with all reasonable despatch ;

12. In the event of any difference or disagreement between the Corporation and any person interested in the water to be discharged through the said gauges or either of them with respect to the construction or use thereof or of any parts thereof such difference or disagreement shall from time to time be settled and determined by a hydraulic engineer to be agreed upon by the parties in difference or failing them by a hydraulic engineer to be nominated on the application of either party after seven days notice in writing to the other by the President for the time being of the Institution of Civil Engineers and the costs of the reference shall in each case be in the discretion of the referee.

Settlement of disputes between Corporation and parties interested in compensation water.

11. The sixth section of the Waterworks Clauses Act 1847 shall be held to include the right to compensation for any loss or injury sustained by any riparian owner in respect of his fishing rights if any.

As to compensation.

12. Subject to the provisions of this Act the waterworks to be constructed under the authority of this Act shall for all purposes whatsoever inclusive of water rents rates and charges be deemed part of the waterworks undertaking of the Corporation as if they had been authorised by or included or referred to in the Water Acts.

New waterworks to form part of waterworks undertaking of Corporation.

13. Subject to the provisions of this Act the Corporation may in the construction of the waterworks and roads by this Act authorised deviate laterally from the lines and position thereof respectively as shown on the deposited plans relating thereto to any extent within the limits of deviation defined on those plans and where in any road no such limits are

Power to deviate.

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As to road diversions.

14. As to the said road diversions by this Act authorised the following provisions shall have effect (that is to say):—

- (1.) Upon the completion of any road diversions any two justices shall on the application of the Corporation and on proof of such completion to the satisfaction of such justices give a certificate which shall be conclusive evidence thereof and the Corporation may thereupon stop up the portion of road for which such diversion is substituted and all rights of way thereover shall be thenceforward by virtue of this Act extinguished and the site and soil of the said portion shall vest in the Corporation if and so far as they are the owners of the adjoining land on both sides;
- (2.) Every road diversion shall be properly maintained by and at the cost of the Corporation for one year after the completion thereof and on the expiration of that period such road diversion shall become and thenceforth form part of the public roads of the county parish or district in which the same is situate and shall be repairable as such accordingly.

For the protection of the Glamorgan County Roads Board.

15.—(1.) The Corporation shall leave at the office of the clerk of the Glamorgan County Roads Board seven days previous notice containing a detailed specification of the works intended to be executed by them and affecting any of the turnpike roads under the control of the said board and for the refilling and metalling of any trench or opening along such roads.

(2.) The head surveyor of the said county roads board shall have power to direct the lines and situation along which the conduit shall be laid along such roads and whether the conduit shall pass under or over the various bridges culverts and drains under such turnpike roads and the Corporation and their contractor agents and workmen shall be bound to carry out such reasonable directions Provided that in no case where

there is a depth of five feet between the surface of the road and the top of any bridge culvert or drain shall the Corporation be required to pass the said conduit under such bridge culvert or drain respectively. Provided also that the Corporation shall not be required to lay the conduit on the side or waste (not under the control of the said county roads board) of any of the said roads unless they elect to do so.

(3.) Except by permission of the said county roads board the traffic of any of the said roads shall not at one time be stopped or in anyway hindered along more than half its width nor at one place along more than four hundred yards in length and no alteration shall be made in the inclination of any of the said roads without the written consent of such head surveyor. Provided that where more than one opening be made in the said roads at the same time a space of not less than four hundred yards shall exist between any two such openings.

(4.) For the better protection of the turnpike road leading from Merthyr to Cardiff the Corporation shall at their own cost and expense not exceeding in the whole the sum of six hundred pounds undertake execute erect and construct the several retaining and other walls fences and embankments for such length and in such places along such turnpike road and in accordance with the several plans and specifications which have been signed by the water engineer for and on behalf of the Corporation and by the head surveyor for and on behalf of the Glamorgan County Roads Board and all such walls fences and embankments shall be done under the superintendence of the head surveyor or his assistant.

(5.) All such precautions as the head surveyor may reasonably direct for the protection and convenience of the public shall be taken by and at the expense of the party doing the works authorised by this Act to be constructed on any property vested in or under the control of the said county roads board and in default the said surveyor shall cause to be done in that behalf what he may reasonably think necessary and the party doing the works aforesaid shall in all cases of damage occurring by reason of such works and whether such precautions are or are not taken be answerable to the person suffering such damage the said county roads board being hereby absolved from all liability in respect of the consequences of such works.

16. From and after the passing of this Act and the construction of the works hereby authorised section 29 of the Act of 1879 shall be repealed and in lieu thereof the following provisions shall have effect (that is to say) :—

For the protection of the district of the Cardiff Rural Sanitary Authority.

1. In this section "the rural authority" means the guardians of the poor of the Cardiff Union acting as the rural sanitary authority for the district of the Cardiff Union "The district" means the district of the rural authority "The plan" means a plan signed

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- by William Prichard Stephenson on behalf of the rural authority and John Avery Branton Williams on behalf of the Corporation ;
2. One copy of the plan shall be deposited in the office of the Clerk of the Parliaments and another copy of the plan shall be within one month after the passing of this Act deposited at the office of the clerk of the peace for the county of Glamorgan ;
 3. The Corporation shall construct the necessary works lay the mains shown by thick red lines on the plan and supply such of the houses and premises along the line of those mains with water as may require the same at such pressure at least as would have been afforded by gravitation from the Upper Llanishen Reservoir mentioned in section 29 of the Act of 1879 ;
 4. The rural authority guarantee that the annual income to be derived for supplying the said portion of the district shown on the said plans with water shall never be less than four hundred pounds per annum and if in any year the amount of water rates payable to the Corporation in respect of the supply of water to the said portion of the district does not amount to the sum of four hundred pounds such deficiency shall be made good to the Corporation by the rural authority Provided nevertheless that if the Corporation shall extend the mains shown on the plan or construct branches therefrom for the better supply of the said portion of the district then the income derived from water so supplied by such extended or additional mains or branches shall go in aid of the said guaranteed rent of four hundred pounds per annum ;
 5. The Corporation may charge for water supplied by them for domestic use to places outside the borough and within the district of the rural authority any sum not exceeding twenty-five per centum more than is for the time being charged for such supply within the borough ;
 6. The rural authority shall give the Corporation notice in writing requesting them to construct the new works specified in subsection 3 of this section and to supply the said portion of the district with water and the Corporation shall on receipt of such notice proceed with the construction of the said works and complete the same so as to enable the said portion of the district to be supplied with water as soon as the works authorised by this Act are completed and ready for use for the purposes of the borough Provided that if such notice shall not have been given at least two years before the completion of those works the Corporation shall not be bound to supply water to the said portion of the district earlier than a period of two years after the receiving of such notice.

17. For the protection of the Pontypridd Gas Light and Coke Company the following provisions shall have effect (that is to say):—

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For the protection of the Pontypridd Gas Light and Coke Company.

1. With respect to the gas and coke works of the Pontypridd Gas Light and Coke Company which are situate on the west side of the River Taff the Corporation shall from time to time make good any loss or damage done or which may occur to the said gas and coke works during the construction or maintenance of the works authorised by this Act by reason or in consequence of the bursting leaking overflow or other failure of any of the said works authorised by this Act;
2. The Corporation shall construct maintain and keep the conduits and pipes for conveying the water through the parish of Eglwysilan watertight in all respects and no pipe shall be laid along the roads in the said parish so as to have a covering of less than three feet over the top of such pipe;
3. Before executing any works by this Act authorised over under or within ten feet of any gas main or pipe (other than a service pipe) of the Pontypridd Gas Light and Coke Company the Corporation shall give to the Pontypridd Gas Light and Coke Company three days notice in writing of their intention to commence the said works and the same shall be constructed under the superintendence and to the reasonable satisfaction of the engineer of the Pontypridd Gas Light and Coke Company and the Corporation shall take such precautions and do such works for preventing as far as possible any injury or interruption to the works and gas supply of the Pontypridd Gas Light and Coke Company as their engineer shall reasonably require and shall pay all the reasonable expenses incurred by the Pontypridd Gas Light and Coke Company in superintending the construction of such works and incident thereto and shall make good all damage and loss to be occasioned thereby and wherever in a street or road there is a water main of the Pontypridd Waterworks Company the Corporation shall so far as is reasonably practicable lay the said conduits and pipes on the same side of the street or roads as the said water main (unless prevented by the said Pontypridd Waterworks Company or County Roads Board) so as to allow the said Pontypridd Gas Light and Coke Company to lay their main or pipe on the opposite side. And the Pontypridd Gas Light and Coke Company shall as far as practicable and so far as they are not prevented from so doing by the Pontypridd Gas Light and Coke Company's Act 1850 lay all gas mains to be hereafter laid by them on the opposite side of the road or street to that in which the Corporation shall have laid their said conduits and pipes;

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4. Every conduit or water pipe of the Corporation laid across any gas main or pipe (other than a service pipe of the Pontypridd Gas Light and Coke Company) shall be so constructed and laid as to leave between them a space of one foot at least and to be self-supporting for a distance of three feet at least on either side of such gas main or pipe at the point of crossing so that the Pontypridd Gas Light and Coke Company may the more easily repair such main or pipe when necessary ;
5. If by reason of the execution of the works by this Act authorised any gas main or pipe of the Pontypridd Gas Light and Coke Company be injured or any additional or increased length of main or pipe become requisite the Pontypridd Gas Light and Coke Company at the reasonable expense of the Corporation in all things may make such repairs connexions and additions as may be required provided that if the Pontypridd Gas Light and Coke Company neglect after three days notice to make the same they may be made by the Corporation ;
6. All gas lost by breakage alteration subsidence or other disturbance of pipes or by subsidence or other disturbance of the ground in which they are laid caused by the construction by the Corporation of any works executed under the powers of this Act shall be estimated or otherwise ascertained by the engineer of the Pontypridd Gas Light and Coke Company (subject to arbitration as herein-after provided) and shall be paid for by the Corporation at the lowest rate for the time being charged by the Pontypridd Gas Light and Coke Company to private consumers in the district in which the same gas may be lost ;
7. If by reason of the execution of any of the works by this Act authorised any interruption be occasioned to the supply of gas by the Pontypridd Gas Light and Coke Company whereby their consumers shall be prevented from obtaining a supply of gas the Corporation shall forfeit and pay to the Pontypridd Gas Light and Coke Company the sum of twenty pounds for every day during which such interruption shall continue and the Pontypridd Gas Light and Coke Company may recover the same with full costs of action in any Court of competent jurisdiction ;
8. If any difference arise between the Corporation and the Pontypridd Gas Light and Coke Company touching this section or anything to be done or not to be done or any money other than a penalty to be paid thereunder such difference shall be determined by an arbitrator to be agreed upon between the parties or in default of agreement to be appointed on the application of either of the parties by the President for the time being of the Institution of Civil Engineers ;

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9. The provisions of this section shall be an addition to and not in derogation of any other provisions of this Act or of the Acts and parts of Acts incorporated herewith which may enure for the protection or benefit of the Pontypridd Gas Light and Coke Company Provided that the Company shall not be entitled to proceed under more than one enactment in respect to one and the same matter ;
10. Nothing in this Act contained shall extend to prejudice diminish alter or take away any of the rights powers or authorities vested in the Pontypridd Gas Light and Coke Company but all such rights powers and authorities shall be as valid and effectual as if this Act had not been passed.

18. For the protection of the Pontypridd Waterworks Company (in this section referred to as "the company") the following provisions shall have effect (that is to say) :—

For the protection of the Pontypridd Waterworks Company.

1. Before executing any works by this Act authorised over under or within ten feet of any water main or pipe (other than a service pipe) of the company the Corporation shall give to the company three days notice in writing of their intention to commence the said works and the same shall be constructed under the superintendence and to the reasonable satisfaction of the engineer to the company and the Corporation shall take such precautions and do such works for preventing as far as possible any injury or interruption to the works and water supply of the company as their engineer shall reasonably require and shall pay all the reasonable expenses incurred by the company in superintending the construction of such works and incident thereto and shall make good all damage to be occasioned thereby ;
2. Provided always that it shall not be lawful for the Corporation to remove or displace any of the mains or pipes (other than private service pipes) valves syphons plugs or other works belonging to the company or to do anything to impede the passage of water into or through such mains or pipes until good and sufficient mains or pipes valves syphons plugs and all other works necessary or proper for continuing the supply of water as efficiently as the same was supplied by the mains or pipes proposed to be removed or displaced shall at the expense of the Corporation have been first made and laid down in lieu thereof and be ready for use in a position as little varying from that of the mains pipes valves syphons or plugs proposed to be removed or displaced as may be consistent with the construction of the works by this Act authorised and to the reasonable satisfaction of the aforesaid engineer ;
3. Every conduit or water pipe (other than a service pipe) of the Corporation laid across any water main or pipe other than a service

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pipe of the company shall be so constructed and laid as to leave between them a space of one foot at least and to be self-supporting for a distance of three feet at least on either side of such water main or pipe at the point of crossing so that the company may the more easily repair the same water main or pipe when necessary ;

4. The Corporation shall make good all damage done to the property of the company by the disturbance thereof and shall make full compensation to all parties for any loss or damage which they may sustain by reason of any interference with any mains pipes or works ;
5. If by reason of the execution of any of the works by this Act authorised any interruption be occasioned to the supply of water by the company the Corporation shall forfeit and pay to the company the sum of twenty pounds for every day during which such interruption to water supply shall continue and the company may recover the same with full costs of suit in any court of competent jurisdiction ;
6. The company shall at all times have full power to pass over or under any work of the Corporation constructed under the authority of this Act for the purpose of such extensions repairs or alterations of their existing works as they may from time to time think necessary making full compensation (to be recovered in any court of competent jurisdiction) for any damage thereby occasioned to the works of the Corporation ;
7. The Corporation shall not except with the consent of the company under their corporate seal supply water for any purpose either directly or indirectly in any parish township or place within the present limits of supply of water by the company ;
8. If any difference arise between the Corporation and the company touching this section or anything to be done or any money other than a penalty to be paid thereunder such difference shall be determined by an arbitrator to be agreed upon between the parties or in default of agreement to be appointed (on the application of either of the parties) by the President for the time being of the Institution of Civil Engineers.

For the protection of the Merthyr Tydfil Local Board.

19. For the protection of the Merthyr Tydfil Local Board of Health (in this section referred to as "the local board") the following provisions shall unless otherwise agreed between the local board and the Corporation have effect (that is to say) :—

1. Where any of the works to be made or executed under the authority of this Act shall or may pass over under or by the side of or so as to interfere with any sewer drain water main pipe culvert bridge pavement or other work of the local board the Corporation

shall not commence such works until they have given to the local board fourteen days previous notice in writing of their intention to commence the same by leaving such notice at the principal office of the local board at Merthyr Tydfil with a plan section and specifications showing how such work of the local board is intended to be dealt with or affected and until the local board shall have signified their reasonable approval of the same by writing under the hand of their engineer (unless the local board fail to signify their approval disapproval or give other directions within fourteen days after service of such notice) and such works shall be made and executed only in accordance with the plans sections and specifications approved by the local board or in the event of difference by the arbitrator herein-after referred to and the Corporation shall comply with and conform to all reasonable directions and regulations of the local board or of their engineer in the execution of the said works and shall if necessary in the opinion of the engineer to the local board provide by new altered or substituted works in such manner as the local board or their engineer shall reasonably require for the proper protection of and for preventing injury or impediment to the system of sewerage and water supply and all other works of the local board by or by reason of the works of the Corporation or any part thereof and shall save the local board harmless against all damage loss and every expense to be occasioned thereby and all such works shall be done under the direction superintendence and control of the engineer or other officer or officers of the local board at the reasonable costs and expenses in all respects of the Corporation and when any new altered or substituted works as aforesaid or any works connected therewith shall be completed by or at the costs charges or expenses of the Corporation under the provisions of this section the same shall thereafter be as fully and completely the property of and under the direction jurisdiction and control of the local board as the case may be as any works of the local board now are or hereafter may be ;

2. The Corporation before they commence to break up any street under the control of the local board shall give to the clerk to the local board notice in writing of their intention so to do and such notice shall be accompanied by a plan wherein shall be shown the proposed situation of the works to be laid in or across such road ;
3. The Corporation shall not commence to construct the said works until the said plan shall have been approved in writing by the local board or their engineer unless the local board fail for fourteen days after the deposit of such plan to approve or disapprove

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- the same and the Corporation shall construct the said works in accordance with the said plan so approved by the local board or (in the event of difference) by the arbitrator herein-after referred to and under the superintendence and to the reasonable satisfaction of the engineer to the local board ;
4. The local board may make such reasonable regulations as to the part or parts of the said road to be broken up and as to the fencing watching and lighting of the same as they may deem requisite to ensure the safety and convenience of the traffic passing along and persons using the said road and the Corporation shall observe such reasonable regulations and if the Corporation fail to observe any such reasonable regulations they shall in addition to any other liability they may thereby incur be liable to a penalty not exceeding five pounds a day for every day or part of a day during which they so shall fail to observe the same such penalty to be paid to the local board ;
 5. The Corporation shall not at one and the same time permit more than 150 yards of any roadway between Cefn Viaduct and the Dowlais Iron Company's Red Mine Bridge over the turnpike road to be opened for the purpose of laying down water mains or the performance of other works authorised by this Act and during the progress of the works shall cause as little interruption to the traffic as the circumstances will permit ;
 6. The Corporation shall with all despatch restore and make good any of the last-mentioned roads broken up or interfered with by them in the execution of the powers of this Act and maintain the same in good repair for a period of one year from the completion of the restoration of such roads ;
 7. If by reason of the breaking up of any road or the construction of any works therein or across the same or if by reason of any extra traffic thereon or otherwise in the execution of the work any damage be done to the same or any part thereof or any injury be caused to any person or cattle or to any vehicle or the contents thereof or to any person using such vehicle the Corporation shall make good such damage and shall compensate the local board for any such damage and the owner of such cattle or vehicle and such person for such injury and shall indemnify the local board from all damages loss costs and expenses in respect of such damage or injury ;
 8. Nothing in this Act contained shall interfere with the right of the local board to alter the level or deviate or improve in any manner they think fit any road in or across which any pipe or work of the Corporation shall be laid and the Corporation forthwith on receiving notice in writing under the hand of the clerk to the

local board so to do shall alter the position of the said pipes or works in such manner and to the extent reasonably prescribed by such notice ;

9. If by reason of the construction of any of the works by this Act authorised any interruption shall at any time be occasioned to the water supply within the district at present supplied by the local board or if any interruption shall be occasioned during any repairs of the works of the Corporation or for or by reason of any want of repair or due or proper maintenance thereof the Corporation shall forfeit and pay to the local board as or by way of ascertained damages the sum of fifty pounds for every day during which such interruption shall continue and the same sum may be recovered with full costs of suit by the local board in an action of debt in any division of Her Majesty's High Court of Justice or in any court of competent jurisdiction ;
10. The Corporation shall not except with the consent of the local board under their corporate seal supply water for any purpose either directly or indirectly in any township or place to or within which the local board are for the time being authorised or to or within which they have agreed with the local authority or any owners or occupiers of property to supply water in bulk or otherwise ;
11. If any difference arise between the Corporation and the local board touching the provisions of subsections 1, 2, 3, 4 and 8 of this section or anything to be done or not to be done or any money other than a penalty to be paid thereunder such difference shall be determined by an arbitrator to be agreed upon between the parties or in default of agreement to be appointed (on the application of either of the parties) by the President for the time being of the Institution of Civil Engineers ;
12. The provisions of this section shall be in addition to and not in derogation of any other provisions of this Act or of the Acts and parts of Acts incorporated herewith which may enure for the protection or benefit of the local board Provided that the local board shall not be entitled to proceed under more than one enactment with respect to one and the same matter ;
13. Save as in this Act expressly provided nothing in this Act shall extend to prejudice diminish alter or take away any of the rights powers or authorities vested or to be vested in the local board but all such rights powers and authorities shall be as valid and effectual as if this Act had not been passed.

20. The powers by this Act conferred upon the Corporation with respect to the lands and premises in the parish of Vaynor in the county of Brecon the property of the burial board for the parish of Merthyr

For the protection of the Merthyr Tydfil Burial Board.

A.D. 1884. Tydfil shall (unless with the consent in writing of the burial board) only extend so as to empower the Corporation their engineers surveyors agents servants and workmen to enter upon that portion of such lands shown within the lines of deviation on the deposited plans to lay down mains along the line shown on the said plans under the surface of such land and also so as to empower the Corporation their engineers surveyors agents servants and workmen from time to time to enter upon that portion of the said lands wherein the said pipes shall be laid for the purpose of inspecting repairing and renewing the same or any additional mains Provided that the Corporation shall make good any damage they may do by such entry to lay down such mains and also in inspecting repairing and renewing the same and shall restore the surface of the lands by them from time to time disturbed by any of the works or acts aforesaid to its original state and condition And shall from time to time as the same may arise make and pay to the said burial board compensation for any damage caused by the laying of such mains and the inspecting repairing and renewing thereof.

For the protection of the Merthyr Tydvil Gas Company.

21. For the protection of the Merthyr Tydvil Gas Company the following provisions shall have effect (that is to say):—

1. With respect to the gas and residual works of the Merthyr Tydvil Gas Company which are situate on the east side of the River Taff the Corporation shall from time to time make good any loss or damage done or which may occur to the said gas and residual works during the construction or maintenance of the works authorised by this Act by reason or in consequence of the bursting leaking overflow or other failure of any of the said works authorised by this Act ;
2. The Corporation shall construct maintain and keep the conduits and pipes for conveying the water through the said parishes of Vaynor (otherwise Faenor) and Merthyr Tydvil watertight in all respects and no pipe shall be laid along the roads in the said parishes so as to have a covering of less than three feet over the top of such pipe ;
3. Before executing any works by this Act authorised over under or within ten feet of any gas main or pipe (other than a service pipe) of the Merthyr Tydvil Gas Company the Corporation shall give to the Merthyr Tydvil Gas Company three days notice in writing of their intention to commence the said works and the same shall be constructed under the superintendence and to the reasonable satisfaction of the engineer of the Merthyr Tydvil Gas Company and the Corporation shall take such precautions and do such works for preventing as far as possible any injury or interruption to the works and gas supply of the Merthyr Tydvil Gas Company as their engineer shall reasonably require and shall pay all the

reasonable expenses incurred by the Merthyr Tydvil Gas Company in superintending the construction of such works and incident thereto and shall make good all damage and loss to be occasioned thereby and wherever in a street or road there is a water main of the Merthyr Tydvil Local Board of Health the Corporation shall so far as is reasonably practicable lay their said conduits and pipes on the same side of the street or road as the said water main (unless prevented by the said local board or county roads board) so as to allow the said Merthyr Tydvil Gas Company to lay their main or pipe on the opposite side and the Merthyr Tydvil Gas Company shall as far as practicable and so far as they are not prevented from so doing by the Merthyr Tydvil Gas Act 1868 lay all gas mains to be hereafter laid by them on the opposite side of the road or street to that in which the Corporation shall have laid their said conduit and pipes ;

4. Every conduit or water pipe of the Corporation laid across any gas main or pipe (other than a service pipe of the Merthyr Tydvil Gas Company) shall be so constructed and laid as to leave between them a space of one foot at least and to be self supporting for a distance of three feet at least on either side of such gas main or pipe at the point of crossing so that the Merthyr Tydvil Gas Company may the more easily repair such main or pipe when necessary ;
5. If by reason of the execution of the works by this Act authorised any gas main or pipe of the Merthyr Tydvil Gas Company be injured or any additional or increased length of main or pipe become requisite the Merthyr Tydvil Gas Company at the reasonable expense of the Corporation in all things may make such repairs connexions and additions as may be required provided that if the Merthyr Tydvil Gas Company neglect after three days notice to make the same they may be made by the Corporation ;
6. All gas lost by breakage alteration subsidence or other disturbance of pipes or by subsidence or other disturbance of the ground in which they are laid caused by the construction by the Corporation of any works executed under the powers of this Act shall be estimated or otherwise ascertained by the engineer of the Merthyr Tydvil Gas Company (subject to arbitration as herein-after provided) and shall be paid for by the Corporation at the rate for the time being charged by the Merthyr Tydvil Gas Company to private consumers in the district in which the same gas may be lost ;
7. If by reason of the execution of any of the works by this Act authorised any interruption be occasioned to the supply of gas

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by the Merthyr Tydvil Gas Company whereby their consumers shall be prevented from obtaining a supply of gas the Corporation shall forfeit and pay to the Merthyr Tydvil Gas Company the sum of twenty pounds for every day during which such interruption shall continue and the Merthyr Tydvil Gas Company may recover the same with full costs of action in any court of competent jurisdiction ;

8. If any difference arise between the Corporation and the Merthyr Tydvil Gas Company touching this section or anything to be done or not to be done or any money other than a penalty to be paid thereunder such difference shall be determined by an arbitrator to be agreed upon between the parties or in default of agreement to be appointed (on the application of either of the parties) by the President for the time being of the Institution of Civil Engineers ;
9. The provisions of this section shall be in addition to and not in derogation of any other provisions of this Act or of the Acts and parts of Acts incorporated herewith which may enure for the protection or benefit of the Merthyr Tydvil Gas Company Provided that the company shall not be entitled to proceed under more than one enactment with respect to one and the same matter ;
10. Nothing in this Act contained shall extend to prejudice diminish alter or take away any of the rights powers or authorities vested in the Merthyr Tydvil Gas Company but all such rights powers and authorities shall be as valid and effectual as if this Act had not passed.

For the
protection
of the Great
Western
Railway
Company.

22. For the protection of the Great Western Railway Company (in this section called "the Great Western Company") the provisions following shall have full effect :—

1. The Conduit Number 2 described in subsection 8 of section 6 of this Act shall be made and maintained in the roadways respectively under the Great Western Company's bridges shown on the deposited plans and sections and under the said Company's water pipe which passes through the fields numbered on the deposited plans 78 and 79 in the parish of Merthyr Tydvil at such a depth and in such manner as not to injuriously interfere with the said bridges or either of them or the foundations thereof or with the said water pipe and the said conduit shall be laid in the said roadways respectively at a depth not exceeding three feet between the surface of such roadways and the top of the said conduit and shall be a distance of at least eight feet from the abutments of the said respective bridges or either of them ;

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2. The Great Western Company if and when they think fit may execute for and at the expense of the Corporation all or any of those works respectively which are to be made and maintained in or under any part of their railways works water pipe conveniences and lands and if any dispute shall arise between the Corporation and the Great Western Company with respect to the cost reasonably incurred in executing such works the same shall be settled by arbitration in the manner provided by the Railway Companies Arbitration Act 1859 and for the purpose of such arbitration the Corporation shall be taken and considered as if they were a railway company ;
3. The Corporation shall not without the consent of the Great Western Company testified by writing signed by their secretary acquire for the purposes of the said Conduit Number 2 and waste watercourse from Blackbrook Tank any part of their land or property but if and when any part of the said conduit or waste watercourse or the works therefor are to be executed upon over or under any land of the Great Western Company the Corporation may acquire and the Great Western Company may and shall grant to the Corporation an easement or right of making or maintaining the said conduit and waste watercourse upon over or under that land in such a manner as not to prejudice any part of the Great Western Company's railway works and conveniences.

23. For the protection of the Brecon and Merthyr Railway Company and the London and North-western Railway Company (in this section herein-after called "the said railway companies") the following provisions shall have effect (that is to say) :—

For the protection of the Brecon and Merthyr and London and North-western Railway Companies.

1. The Corporation shall not without in every case the previous consent of the said railway companies in writing under their respective common seals take use enter upon or interfere with any railway land or work belonging to the said railway companies except so far only as shall be necessary for the purposes of laying down and maintaining the conduit or line of pipes Number 2 and the works in connexion therewith as the same are by this Act authorised to be laid down and maintained such conduit or line of pipes Number 2 where the same is intended to be carried under the lands of the said railway companies numbered on the deposited plans 122 in the parish of Vaynor and 2, 3 and 4 in the parish of Merthyr Tydvil shall be constructed along or near to the western limits of deviation as shown on such plans and shall be carried under the lands 121 in the said parish of Vaynor in such line as may be agreed upon between the engineers of the said railway companies and the water engineer of the Corporation

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or as in default of agreement shall be settled by arbitration in manner by this section provided ;

2. All pipes and works connected therewith which are by this Act authorised to be laid down and maintained under or across any land or work of the said railway companies shall respectively be laid down constructed and maintained under the inspection and to the reasonable satisfaction of the engineers for the time being of the said railway companies and according to plans and specifications to be approved by such engineers and the water engineer of the Corporation or in the event of difference by an engineer to be appointed by the President for the time being of the Institution of Civil Engineers on the application of either party Provided that if the engineers of the said railway companies shall not have expressed their approval or disapproval of the said plans and specifications within one month after the same shall have been submitted to them they shall be deemed to have approved thereof ;
3. The Corporation shall not in any manner in the execution of any of their works obstruct or interfere with the free and uninterrupted use of the railway or other works of the said railway companies ;
4. If by reason of the execution or failure of any of the works by this Act authorised any of the works or lands of the said railway companies shall be injured or damaged such injury or damage shall be forthwith made good by the Corporation at their own expense or in the event of their failing after three days notice so to do the said railway companies may make good the same and recover the reasonable expense thereof with full costs against the Corporation in any court of competent jurisdiction and if any interruption shall be occasioned to the traffic of or upon any railway or other work of the said railway companies by reason of any of the matters or causes aforesaid the Corporation shall pay to the said railway companies all reasonable costs and expenses to which they may be put by reason of any such interruption such costs expenses and compensation to be recoverable from the Corporation in any court of competent jurisdiction ;
5. The Corporation shall at all times maintain any pipes or other works belonging to them under and alongside the railway and works of the said railway companies in good and substantial repair and condition to the reasonable satisfaction of the engineers of the said railway companies and if and whenever the Corporation fail so to do the said railway companies may make and do all such works and things as may be reasonably requisite in that behalf and the reasonable expense thereof shall be repaid to them by the Corporation and in default of full payment may be recovered with

full costs by the said railway companies in any court of competent jurisdiction ; A.D. 1884.

6. The Corporation shall not without the consent of the railway companies under their respective common seals purchase take enter upon or use temporarily or permanently any lands property or works or any estate right easement privilege or authority in over or upon the same respectively or alter vary or interfere with the said railways or any of the respective works thereof or thereto appertaining except that the Corporation may purchase and the railway companies may and shall grant to the Corporation such easement as may be necessary for carrying the said conduit or line of pipes Number 2 across the said lands and for repairing maintaining and renewing the same and the works thereof at such crossing The amount to be paid for the acquisition of such easements shall be ascertained in case of difference in the manner provided by the Lands Clauses Consolidation Act 1845 with respect to the purchase of land otherwise than by agreement ;
7. If any difference shall arise between the Corporation and the said railway companies as to the true intent and meaning of this enactment or the mode of giving effect thereto the same shall (except as otherwise in this enactment provided) be from time to time determined in the manner prescribed by the Railways Clauses Consolidation Act 1845 with reference to the settlement of disputes by arbitration.

24. For the protection of the Company of Proprietors of the Glamorganshire Canal Navigation (herein-after referred to as "the canal company") the following provisions shall have effect (that is to say) :—

For the protection of the Glamorganshire Canal Navigation.

1. At the point numbered 22 on the deposited plans in the parish of Merthyr Tydfil Conduit Number 2 by this Act authorised shall be so constructed that every part thereof where it passes underneath the said canal shall be at a depth below the present bottom thereof of not less than three feet ;
2. The said Conduit Number 2 where it crosses the said canal near to the two several bridges known as Glyntaff and Walnut Tree Bridges and numbered 8 and 45 respectively on the deposited plans both in the parish of Eglwysilan shall be so constructed as to leave a headway not less than the present headway of those respective bridges ;
3. In constructing the said Conduit Number 2 and in executing any repairs or alterations which may at any time be necessary in connexion therewith the same shall be carried out in such a manner that the traffic on the canal and towing path shall not be unnecessarily interrupted or interfered with ;

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4. Notwithstanding anything contained in this Act or in any Act incorporated herewith the Corporation shall not acquire for the purposes of the said Conduit Number 2 or any works connected therewith any land or property of the canal company otherwise than by agreement but the Corporation may acquire and the canal company shall grant to the Corporation the necessary easement for the passage of the said conduit through or over the lands of the canal company ;
5. The Corporation shall be responsible in damages to the canal company for any injury to their canal or works which may happen whether by accident or otherwise by reason of the construction of the works by this Act authorised or any of them ;
6. Save as in this Act expressly provided nothing in this Act shall prejudice or affect any of the rights powers privileges or property of the canal company.

For the
protection
of the county
of Brecon.

25. For the protection of the county of Brecon the following provisions shall have effect (that is to say) :—

1. The diversion of the road at Glancrew together with the alteration of the county bridge carrying such road over Cwm Crew and its approaches near the northern end of Reservoir Number 2 shall be effected to the reasonable satisfaction of the surveyor of the county of Brecon And such diverted roads with the bridge carrying the same and approaches thereto respectively shall be maintained by and at the cost of the Corporation for one year after the completion thereof and on the expiration of that period such bridge and approaches shall be maintained and repaired as one of the county bridges of the said county ;
2. The diversion of the road at the south end of the Reservoir Number 1 with the alteration of the county bridge carrying such road and its approaches and the diversion to the south end of Reservoir Number 2 of the road near Blaentaff which now crosses the centre of the site of that reservoir shall be effected to the reasonable satisfaction of the surveyor of the said county for the time being and such diverted roads with the bridges and approaches and other substituted works shall for ever thereafter be maintained by the Corporation to the reasonable satisfaction of the said surveyor and to the clear exoneration of the county ;
3. If in the course of executing the works the Corporation shall use or interfere with any other bridge maintained by the county of Brecon or any of the culverts or works belonging thereto they shall from time to time make good all damage done by them to such bridges approaches or works to the reasonable satisfaction of the county surveyor for the time being And if any question shall arise as to the damage done to such bridges approaches or

works or as to the proper repair thereof by them such question shall be referred to the determination of two justices And such justices may direct such repairs to be done or such sum of money to be paid to the treasurer of the said county in lieu thereof to be by him expended in effecting such repairs within such period as they may think reasonable And may impose on the Corporation for not carrying into effect such order within the time named therein any penalty not exceeding five pounds per day in respect of any or every such bridge or work so interfered with or damaged as to such justices may seem meet And such penalty shall be paid to the treasurer of the said county and be applied for the purposes of such bridge or work.

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26. For the protection of the Breconshire County Roads Board the following provision shall have effect (that is to say):—

For the protection of the Breconshire County Roads Board.

If in the course of executing the works the Corporation shall use or interfere with any turnpike road vested in or maintained by the Breconshire County Roads Board or any of the culverts or works belonging thereto they shall from time to time make good all damage done by them to such road or works to the reasonable satisfaction of the surveyor of the said county roads board for the time being And if any question shall arise as to the damage done to such road or as to the proper repair thereof by them such question shall be referred to the determination of two justices And such justices may direct such repairs to be done or such sum of money to be paid to the said county roads board in lieu thereof so to be by them expended in effecting such repairs within such period as they may think reasonable And may impose on the Corporation for not carrying into effect such order within the time named therein any penalty not exceeding five pounds per day in respect of any or every mile of road so interfered with or damaged as to such justices may seem meet And such penalty shall be paid by the treasurer to the said county roads board and be applied for the purposes of such road Provided always that in determining any such question the said justices shall have regard to and make full allowance for any tolls that may have been paid by the Corporation or their officials agents or contractors on such road in the course of the using thereof.

27. The following provisions shall apply and have effect for the protection of the Danygraig Estate in the parishes of Penderyn and Vaynor in the county of Brecknock of which Charles Herbert James Frank James and George Martin are or claim to be owners as trustees under the will of the late William Meyrick and for the protection and benefit of the owners or owner for the time being of the said estate or any part thereof

For the protection of the Danygraig Estate.

A.D. 1884. who are in this section meant by and included in the expression "the owner" :—

1. The Corporation shall not without the consent of the owner enter upon or take or use either temporarily or permanently any part of the said estate or any mines or minerals under the same or any rights easements privileges or interest in under over or upon the same except that the Corporation shall purchase and the owner shall sell and grant to the Corporation an easement through the said estate in accordance and for the several purposes mentioned in the section of this Act the marginal note of which is " Corporation may acquire easement only in certain lands " subject to the provisions of the Lands Clauses Acts ;
2. In constructing the said aqueducts or for inspecting maintaining and repairing the same the owner shall allow the Corporation their officials contractors and workmen to use any of the occupation roads leading from the main road to the said aqueducts all damage to such roads and by reason of such user being made good to the reasonable satisfaction of the owner at the expense of the Corporation and upon payment from time to time of reasonable compensation for the user of such roads ;
3. The Corporation shall not without the consent of the owner construct the several aqueducts through the said estate (except in crossing springs streams and waters) so that the top of the aqueducts shall be less than three feet under the present surface of the ground ;
4. The Corporation shall not in laying down their Conduit Number 6 take or appropriate any springs streams or waters which they may find on the said estate ;
5. The owner may form lay out and make along over or under the said several aqueducts (including bridges) any roads drains or pipes but every such work and all works in connexion therewith respectively shall be executed under the superintendence and to the reasonable satisfaction of the water engineer of the Corporation and in accordance with plans sections and specifications to be submitted to him not less than fourteen days before the commencement of the work for his reasonable approval and so as not to interfere with or injure the works of the Corporation ;
6. The Corporation shall if required by the owner supply water in bulk for the use of the said estate for domestic use thereon at a rate not exceeding one shilling per one thousand gallons and such supply shall be delivered at the cost of the owner by the Corporation at such point or points on the said estate within the limits of deviation shown on the deposited plan not being further than twenty yards from the several aqueducts or mains as shall

be agreed on between the Corporation and the owner or in default of agreement as shall be determined by two justices of the peace of the county of Glamorgan ;

- 7. The provisions of this section shall be in addition to and not in derogation from any other provisions of this Act which may enure for the protection or benefit of the owner ;
- 8. Any difference which may from time to time arise between the owner and the Corporation under this section and not hereinbefore otherwise provided for shall be settled by an arbitrator to be appointed by the President for the time being of the Institution of Civil Engineers.

28. The following provisions shall apply and have effect for the protection of the Llwynon Estate in the parish of Vaynor in the county of Brecknock of which estate John George Llewellyn is or claims to be the owner in fee and for the protection and benefit of the said John George Llewellyn or other the owner or owners of the said estate or any part thereof who are in this section meant by and included in the expression "the owner" :—

For the protection of the Llwynon Estate.

- 1. The Corporation shall not without the consent of the owner enter upon take or use any portion of the said estate after the expiration of five years from the passing of this Act ;
- 2. The Corporation shall if required by the owner supply water in bulk for domestic purposes on the said estate at a rate not exceeding one shilling per one thousand gallons and such supply shall be delivered at the cost of the owner by the Corporation at such point or points on the said estate within the limits shown on the deposited plans and not being further than twenty yards from the nearest aqueduct or main as shall be agreed on between the Corporation and the owner and in default of agreement as shall be determined by two justices of the peace for the county of Brecknock.

29. Subject to the provisions of this Act the Corporation may from time to time enter into and fulfil such contracts and agreements with any corporation urban or rural sanitary authority or other local authority and the trustees of any turnpike or other road or any highway board or any surveyors of any highway and any railway company and any other companies bodies or persons with respect to the supply of water in bulk within and beyond their limits of supply as the Corporation think fit and every such contract and arrangement may be for such period and on such terms (pecuniary or otherwise) and conditions as the Corporation think fit and the Corporation may by agreement vary suspend or rescind any such contracts or arrangements and make others in lieu thereof and in addition thereto Provided that nothing in this section shall enable

Supply of water to local authorities &c.

A.D. 1884. the Corporation to supply water within the limits of supply of any sanitary authority or of any water company at the passing of this Act empowered by Act of Parliament or any order confirmed by Parliament to supply water.

PART III.

STREET WORKS.

Power to
make street
works.

30. Subject to the provisions of this Act the Corporation may if they think fit make and maintain in the lines and situations and upon the lands shown on the deposited plans and described in the deposited books of reference and according to the levels shown on the deposited sections the widening of North Street on the west side thereof from its junction with Duke Street and Queen Street to a point four hundred and ten feet north of the said junction and all roadways footways pavements piers arches gullies sewers drains gutters works and conveniences connected with the foregoing works or necessary or ancillary thereto.

Incorpora-
ting certain
sections of
the Act of
1875.

- 31.** Section 35 (power to make subsidiary works) ;
Section 36 (power to deviate vertically or laterally) ;
Section 37 (extinction of rights of way over streets stopped up &c.) ;
Section 38 (power to alter and divert sewers &c.) ;
Section 39 (alterations consequent on changing levels of streets to be made at expense of Corporation) ;
Section 40 (damage to buildings to be compensated for by Corporation) ;
Section 41 (alteration of gas and water pipes &c.) ;
Section 43 (elevation of buildings fronting streets to be as Corporation approve) :

of the Act of 1875 so far as the same are applicable for the purpose shall extend and apply mutatis mutandis to and in relation to the street works by this Act authorised. Provided that the Corporation shall not remove alter or in anyway interfere with any telegraph telephone or other electric apparatus belonging to or used by the Postmaster-General except in accordance with and subject to the provisions of the Telegraph Act 1878.

PART IV.

UNIVERSITY COLLEGE.

As to the
University
College of
South Wales
and Mon-
mouthshire.

32. And whereas there is about to be established and incorporated by Royal Charter within the borough a college to be endowed by Parliamentary grants and called "The University College of South Wales and Monmouthshire" and it is expedient that the Corporation be autho-

rised to contribute the sum of ten thousand pounds towards the cost of the said college or out of the said sum to acquire certain lands and property in the borough as and for a site for the erection thereon of the said college Therefore the following provisions shall have effect (that is to say) :—

1. The Corporation may contribute towards the funds of the University College of South Wales and Monmouthshire any sum or sums not exceeding in the whole ten thousand pounds and they may appropriate the whole or any portion of such sum or sums to or towards the acquisition of the land described in Part I. of the First Schedule to this Act or other suitable and convenient site for the said college and if a suitable and convenient site can be obtained for less than that amount the Corporation may if they think fit contribute the balance remaining of the said sum or any part thereof towards the cost of erecting on such site suitable buildings and premises for the purposes of the said college ; Corporation may contribute ten thousand pounds for site and buildings of University College.
2. Subject to the provisions of this Act the Corporation may enter upon take and use such of the lands shown on the deposited plans and described in the deposited books of reference and in Part I. of the First Schedule to this Act as they may require for the purposes of the college ; Power to take lands for college.
3. The Corporation may from time to time in addition to any moneys they are now authorised to borrow or which they may be authorised to borrow under the provisions of the Public Health Acts or any public general Act borrow on mortgage at interest on the security of the borough fund and borough rate for the purposes of the college any sum or sums not exceeding in the whole ten thousand pounds ; Power to borrow for site for college.
4. All the provisions of this Act with respect to the borrowing re-borrowing and repayment of borrowed moneys shall extend and apply mutatis mutandis to the borrowing re-borrowing and repaying of the said sum or sums provided that the period within which the same shall be repaid shall be fifteen years from the date of the borrowing thereof and that the appropriation for any sinking fund created for such repayment shall commence on the first day of January next following the date of the borrowing of the moneys to be repaid by means thereof. As to repayment &c. of money borrowed.

PART V.

PRIVATE STREET WORKS &c.

33. If any street (not being a highway repairable by the inhabitants at large) which now is or shall at any time hereafter be formed or set out or the carriageway or footway or any part of such street is not sewered Corporation may cause certain streets to

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be sewered
and paved
&c. by
owners.

drained levelled channelled kerbed flagged and paved metalled macadamised made good or lighted to the satisfaction of the Corporation they may at any time and from time to time order that all or any one or more of the following works (in this Act called "private street works") shall be done to the satisfaction of the Corporation in such street or part thereof that is to say that any such street or part be freed from obstruction sewered drained levelled channelled kerbed flagged paved metalled macadamised made good and otherwise completed with such materials at such levels and with such inclinations and with sewers and drains of such dimensions and that the soil thereof be raised lowered or altered in such manner and within such time as the Corporation shall by any such order direct and that such street or part thereof be lighted and thereupon the respective owners of the buildings and land adjoining or abutting on such street or part shall at their respective charges and expenses execute and do the private street works stated in such order within the time and in the manner therein directed. Before giving such notice the Corporation shall cause plans and sections of any structural works intended to be executed under this section and an estimate of the probable cost thereof to be made under the direction of the surveyor such plans and sections to be on a scale of not less than one inch for eighty-eight feet for a horizontal plan and on a scale of not less than one inch for ten feet for a vertical section and in the case of a sewer showing the depth of such sewer below the surface of the ground Such plans sections and estimate shall be deposited in the office of the surveyor and shall be open at all reasonable hours for the inspection of all persons interested therein during the time specified in such notice and a reference to such plans and sections in such notice shall be sufficient without requiring any copy of such plans and sections to be annexed to such notice.

Publication
of orders for
sewering
and paving
&c. streets.

34. Every order of the Corporation for executing any private street works in any such street or part thereof or any works in any court or part thereof shall be published once in two successive weeks in some newspaper circulating within the borough and such order shall likewise be publicly posted in such street for three successive weeks and the publication thereof as aforesaid is hereby declared to be sufficient notice to all owners lessees tenants occupiers and others interested in any buildings or land adjoining or abutting on such street or part.

If any future
sewer obtain
an outlet by
means of
another
sewer owners
benefited to
contribute.

35. If any sewer hereafter to be made by or at the expense of the owners of any buildings or lands shall be connected with or emptied into or obtain an outlet by means of any future sewer the cost of which shall have been defrayed either wholly or partially by the Corporation the Corporation may charge such owners for such connexion or outlet any sum not exceeding ten per centum upon their respective proportionate parts of the expense of making such first-mentioned sewer and such

sum shall be deemed to be private improvement expenses and be recoverable accordingly.

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36. The owner of every court shall to the satisfaction of the Corporation and within such time as they shall by any order in writing require flag or lay with any material or preparation approved by the Corporation such court or such part thereof of which he shall be the owner and provide such drains or channels at such level through over or under the same or through over or under such part thereof and keep such court or such part thereof as aforesaid and also such drains or channels in good repair and cleanse the same to the satisfaction of the Corporation.

Courts to be flagged and drained at the charges of the owners.

37. If any private street works or works in any court or part of a court required to be done by any such order be not commenced within one month after the last publication of such order as aforesaid or be not duly proceeded with after being commenced or be not completed within the time and in the manner expressed in such order or be in the opinion of the surveyor insufficiently or improperly done the Corporation if they think fit may themselves execute complete or re-execute as the case may require all or any of the works in such order directed to be done and the costs incurred by the Corporation in any such case shall be deemed private improvement expenses and shall be recoverable accordingly from the person in default.

If owner neglect to sewer and pave Corporation may do the work at his expense.

38. When all or any of the private street works ordered by the Corporation have been executed to their satisfaction in any street or part of a street the Corporation shall by a notice to be fixed up in such street or part declare the whole of such street or such part to be a highway repairable by the inhabitants at large and thereupon such street or part as defined in the notice shall become a highway so repairable. Provided that no such street shall become a highway so repairable if within one month after such notice has been put up the proprietor or the majority in number of proprietors of such street by notice in writing to the urban authority object thereto and in ascertaining such majority joint proprietors shall be reckoned as one proprietor.

Streets sewered paved &c. to be public highways.

39. The Corporation may appropriate use and dispose of any materials in any street at the time of sewerage and paving the same by the Corporation allowing such sum as the surveyor may fix to be the value thereof to the owners of land and buildings lying within such street in proportion to their interest therein unless such owners shall within twenty-four hours after notice from the Corporation so to do remove such materials or their respective proportions thereof and such notice shall state the sum the Corporation are willing to allow for the same.

Value of material in streets sewered and paved to be allowed for.

40. In ascertaining the proportion to be paid by any owner of the expenses of freeing from obstruction sewerage draining levelling paving

Value of existing sewer and

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—
streets to be
allowed for.

or macadamising any street or any part thereof or in doing any of such works the value and efficiency of any such work theretofore done by such owner or by any preceding owner shall be taken into consideration and the surveyor may make such allowance as he may think fit to any such owner and the decision of the surveyor in every such case shall be binding and conclusive on all parties.

Occupier in
default of
owner may
execute
works and
deduct ex-
penses from
his rent.

41. Whenever default is made by the owner of any building or lands in the execution of any work required by any enactment or byelaw for the time being in force within the borough and of which work notice shall have been given to him by the Corporation or by any order or notice of the Corporation thereunder the occupier of such building or lands may with the approval of the Corporation cause such work to be executed and the expense thereof shall be repaid to such occupier by such owner or such occupier may deduct the amount of such expense out of the rent from time to time becoming due from him to such owner.

Saving for
special con-
tracts
between
landlords
and tenants.

42. Nothing in this Act shall alter the liabilities respecting the payment of any rates or expenses made payable or recoverable by this Act or any byelaw thereunder of any owner and occupier as between themselves under any special contract relative thereto.

Penalty on
occupier
refusing
execution
of Act.

43. In case the occupier of any house or part of a house prevents the owner thereof from carrying into effect in respect thereof any order of or any notice given by the Corporation then after notice of this provision given by the owner to the occupier any justice upon proof thereof may make an order in writing requiring the occupier to permit the owner to execute the works required by such notice to be done and if after the expiration of seven days from the service of such order the occupier continues to refuse to permit the owner to execute the said works he shall for every day during which he so continues to refuse be liable to a penalty not exceeding five pounds and during the continuance of such refusal the owner shall be discharged from any penalties to which he might otherwise have become liable by reason of his default in executing such works.

In executing
works in
default of
owner Cor-
poration not
liable.

44. Whenever the Corporation or the surveyor are by any enactment or byelaws for the time being in force within the borough authorised to execute re-execute or alter any work act or thing in default of the owner occupier or other person required to do such work act or thing the Corporation shall not be liable to pay any damages penalties costs charges or expenses for or in respect of or consequent upon the executing re-executing or altering such work act or thing except in case of negligence on the part of the Corporation or of any person employed by them.

Corporation
may charge
supervision
in addition
to costs.

45. Whenever under any enactment or byelaw for the time being in force within the borough the Corporation either on the application or in consequence of the default of the owners or occupiers of any premises

execute any work the cost of which is payable by such owners or occupiers the Corporation may if they see fit in addition to the cost of such works charge and recover in respect of plans sections measuring supervision and all other matters an amount not exceeding five per centum of the amount of the actual cost of such works in this Act referred to as supervision costs. A.D. 1884.

46. No incumbent minister or trustee of any church chapel or place appropriated to public religious worship which is now by law exempt from rates for the relief of the poor shall be liable to any expenses under this Act of draining levelling paving flagging or channelling metalling or making good any street as the owner or occupier of such church chapel or place or of any churchyard or burial-ground attached thereto situate within any street nor shall any such expenses be deemed to be a charge on such church chapel or other place or on such churchyard or burial-ground or to subject the same to distress execution or other legal process and the Corporation shall undertake any works from the expenses of which any such incumbent minister or trustee is hereby exempted and defray the expenses thereof out of the general district rates. No incumbent of any church &c. liable to expenses for draining and paving.

PART VI.

PRIVATE IMPROVEMENT EXPENSES.

47. The expression "private improvement expenses" shall mean and include all private improvement and new street expenses expressly so called and all other expenses at any time incurred by the Corporation for the repayment whereof the owner or occupier of the building or lands in respect whereof such expenses may have been or may be incurred is liable under any enactment or byelaw or any order or notice of the Corporation made thereunder or under any agreement with or by reason of any application of such owner or occupier together with the interest chargeable thereon and supervision costs. Meaning of private improvement expenses.

48. If any private improvement expenses be not paid within the period of twenty-eight days from the date of the demand thereof by the Corporation they may after the expiration of such period to the date of payment charge interest thereon after such rate as they may determine not exceeding five pounds per centum per annum and such interest shall be added to and be deemed part of the private improvement expenses and be recoverable accordingly and notice of the surveyor's apportionment shall be deemed a sufficient demand for all purposes whatsoever. Private improvement expenses to carry interest.

49. The amount of all private improvement expenses shall be settled by the surveyor and except in the case of private street works shall be apportioned by him among the owners of the buildings and lands in respect of which such expenses were incurred and in case of private street works shall be apportioned among the owners of buildings and lands Apportionment of private improvement expenses to be made by surveyor.

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abutting on the street in which such works were executed in the manner prescribed by the Public Health Act 1875 Whenever private improvement expenses have been settled or apportioned by the surveyor such settlement and apportionment shall be binding and conclusive upon the person liable to pay the same unless within one calendar month from the time of written notice being given to him by the Corporation or the surveyor of the amount of such settlement or apportionment such person shall by written notice sent to the town clerk object to such settlement or apportionment and state the particulars and grounds of his objection and thereupon the Corporation shall determine the settlement and apportionment of the said expenses and in case of appeal from their determination the respective amounts shall (unless otherwise provided by this Act) be settled or apportioned by the court before whom the same expenses are made recoverable.

As to sub-apportionment of private improvement expenses.

50. The Corporation and the owner for the time being of any building or lands liable to private improvement expenses may at any time or times agree as to the apportionment of such expenses or any part or parts thereof or any division or subdivision thereof among the premises belonging to such owner affected by such expenses and every such agreement shall be binding on the parties thereto and their successors and sequels in estate.

Corporation may take payment of private improvement expenses by instalments &c.

51. The Corporation may by resolution at any time or from time to time allow to any person liable to the payment of private improvement expenses time for the payment thereof or of any part or parts thereof and may accordingly order the same to be repaid in one sum or by such instalments as the Corporation think fit with interest for the sum or sums for the time being unpaid after the rate of five pounds per centum per annum but all sums for the time being remaining unpaid shall nevertheless at the expiration of the periods allowed for their repayment be recoverable as the same would have been recoverable had no such time been allowed and with respect to any such instalment the time limited for the recovery of private improvement expenses shall be deemed to run only from the time when such instalment becomes due Provided that on default being made in the payment of any such instalment for the space of seven days after the date appointed for the payment thereof the whole of the subsequent instalments shall thereupon become due and be recoverable forthwith.

Successive owners to continue liable.

52. Successive owners of the lands houses or other property for or in respect of which any private improvement expenses have been incurred shall be liable to the Corporation for the payment of the same or such part thereof as may for the time being remain unpaid until the same shall have been fully paid and satisfied and such expenses or such part thereof as may for the time being remain unpaid shall constitute a debt due from

each successive owner to the Corporation recoverable from him in a summary manner within two years of his succession and after that period may be recovered by the Corporation from the owner for the time being of the lands houses or other property in any court of competent jurisdiction Provided that no debt shall be recovered under the provisions of this section after the expiration of six years from the completion of the works in respect of which such debt is due or in the case of payment by instalments after the expiration of three years from the time when any instalment became due.

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53. If any private improvement expenses payable by any owner or occupier be not paid on demand the Corporation may if they think fit in addition to any other power they may have for the recovery thereof recover the same either as a debt from such owner or occupier in any court of competent jurisdiction or by distress and sale of the goods and chattels of such owner after duly summoning such owner and any justice may issue his warrant accordingly.

Recovery of private improvement expenses.

54. The Corporation shall have the like rights and remedies in respect of any charge for private improvement expenses on any building or lands to which the same relate as if they were mortgagees with power of sale of such building or lands for the amount of such charge but in any case in which the Corporation exercise the powers of this section such charge shall for the purposes of such exercise but not further be deemed to be subject to all existing charges and to have taken effect from the day on which the Corporation commence the works on account whereof the expenses are payable.

Charge of private improvement expenses may be enforced by sale of lands &c.

55. If the owner of any building or lands so charged with any private improvement expenses fails for the space of six months after the same become recoverable from him to fully pay the same or if any such owner is or becomes bankrupt or is after diligent inquiry unknown to the Corporation or cannot be found by them then and in every such case and as often as the same happens the Corporation (by way of additional remedy and whether any action or suit or other proceeding against such owner has been brought by them or not) may on or at any time and from time to time after the expiration of one month from service of a notice on such owner or in the case where such owner is unknown or cannot be found after the expiration of one month from the affixing of a notice on some conspicuous part of the said building or land of their intention to put in force the powers of the present section proceed as follows (namely) :—

Power to enter into possession &c. where owner fails to pay his private improvement expenses.

1. The Corporation may enter into receipt of and demand and receive from tenants and occupiers and persons liable the rents and profits of such building or lands and in case of non-payment may use all or any such lawful remedies by way of distress or otherwise for recovering and obtaining payment of the same or any

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part thereof as may be used by landlords in ordinary cases and may do all things necessary or expedient for recovering and receiving the rents and profits as if they were the owners of the building or lands and the tenants occupiers and persons liable shall pay the rents and profits to the Corporation and the receipt of the treasurer or of any officer of the Corporation appointed in that behalf shall be and shall alone be an effectual discharge for the same ;

2. Where any such building or lands is or are unoccupied or unproductive at the time when the Corporation would be entitled under this Act to enter into the receipt of the rents and profits thereof (if any) or at any time afterwards while the claim of the Corporation is unsatisfied then and in every such case and as often as the same happens the Corporation may enter into possession of the building or lands and may occupy enclose and use the same or any part thereof ;
3. The Corporation may from time to time let from year to year or for any shorter period any such unoccupied or unproductive building or lands or any part thereof and receive the rents and profits thereof as if they were the owners thereof.

Application
of rents
and profits
received.

56. All rents and profits received in respect of any such building or lands as aforesaid shall be applied in the manner and in the order following (namely) :—

1. There shall be paid any chief rent or ground rent payable in respect of the building or lands ;
2. There shall be paid thereout all taxes rates assessments expenses of repairs and other outgoings properly payable by the owner in respect of the building or lands (except any chief rent or ground rent) and all expenses incurred by the Corporation in relation thereto by reason or in consequence of the failure of the owner thereof to pay any such private improvement or other expenses as aforesaid ;
3. There shall be paid the interest on all mortgages created prior to and subsisting at the date when the Corporation commenced the works on account of which private improvement expenses shall be payable Provided that in case any such mortgage shall include other property a portion only of such interest on such mortgage shall be paid proportionate to the value of such building and lands such portion to be agreed on between the mortgagee and the Corporation or failing such agreement to be determined by two justices ;
4. There shall be retained on behalf of the Corporation the amount which the owner is at the time of the commencement of such receipt by the Corporation liable to pay on account of such

private improvement expenses as aforesaid and interest in respect of the same building or lands or any other building or lands in the same or any other street ;

5. The surplus (if any) shall be paid to the owner his representatives or assigns ;
6. Upon satisfaction of the private improvement expenses and all moneys payable under this section the Corporation shall cease (if in occupation) to hold possession of such building or lands and if the same be let shall forthwith give due legal notice to determine the tenancy thereof.

57. Whenever the Corporation so enter into the receipt of the rents and profits or into possession of any such building or lands then for and in respect of the period during which their claim against the owner is unsatisfied as well after the termination of that period as during its continuance the owner of the building or lands shall not have any right to receive any rents or profits of the building or lands or have any interest therein except under the provisions of this Act directing the application of rents and profits received by the Corporation and for and in respect of the period aforesaid as well after its termination as during its continuance every or any such right shall as against any lessee of the building or lands or other person taking through or under the Corporation be by virtue of this Act absolutely extinguished.

Right of Corporation to rents to exclude that of owner &c.

58. All owners of buildings or lands being tenants for life only and all committees of the estates of lunatics and all trustees seised possessed or entitled to any estate or interest either at law or in equity in any buildings or lands for or on behalf of any person or charity (all of whom are in this section included in the expression "mortgagor") may charge such buildings or lands with such sum as may be necessary to defray the whole or any part of any private improvement expenses which the owners of such buildings or lands for the time being are liable to pay and the expenses of making such charge and for securing the repayment of such sum with interest may mortgage such buildings or lands for the term of twenty years unto or in trust for any person who shall advance such moneys but so that every such mortgage be made with a condition to cease and be void or with an express trust to be surrendered or assigned when the money to be thereby secured with all interest thereon shall have been fully paid and satisfied and so that in every such mortgage there be contained a covenant by the mortgagor to pay and keep down the interest of the money to be secured during his life or the continuance of his interest therein as the case may be and to set aside during such life or continuance as the case may be yearly and every year following the execution of such mortgage one-twentieth part at least of the whole original sum secured by such mortgage in such manner that no person

Persons having partial interests may raise expenses by mortgage.

A.D. 1884. — afterwards becoming possessed of such house or land or of any estate or interest therein shall be subject or liable to pay any larger arrear of interest than for six months previous to the time when his title to possession shall accrue or commence or any greater proportion of the original sum secured by such mortgage than the unexpired term of such mortgage doth or shall bear to the whole term mentioned and the amounts annually set aside under the covenants of such mortgage shall be invested in exchequer bills or other government securities in the joint names of the mortgagor and the mortgagee and shall accumulate until the whole amount secured by such mortgage can be paid off or until the sum so accumulated shall be accepted by the mortgagee in discharge of the like amount of the principal sum secured by such mortgage and every such mortgage shall be valid in law and equity for the purposes thereby intended and shall have priority over all previous charges or incumbrances on the property therein comprised and every such mortgagee and his representatives and assigns shall have the like remedies in case of non-payment of the moneys thereby secured as in the case of other mortgages of the like nature If the mortgagor shall advance or pay the whole amount of the moneys so repayable as aforesaid he shall be deemed to be a mortgagee in respect thereof and shall have the same rights and priority as a mortgagee would have under this section and a certificate of such advance or payment under the hands of the treasurer of the Corporation shall be conclusive proof of the rights of such mortgagor to the extent of the amount certified for under this section.

Mortgagees in possession may recover moneys paid by them for sewerage &c. in same way as principal and interest.

59. Where any building or land shall be in the possession of any mortgagee or other person having in his own right any charge or incumbrance thereon such mortgagee or other person shall have and may exercise the same powers and remedies for the recovery of any moneys paid by him in respect of charges and expenses recoverable as aforesaid from the owner of such building or land as he has or may exercise for the recovery of the principal money secured by such mortgage or the interest thereof.

Powers to apply district fund &c. for private improvement expenses.

60. Whenever the Corporation under any enactment or byelaw for the time being in force within the borough are authorised to execute re-execute or alter any work act or thing in default of the owner occupier or other person required to do the same and whenever the Corporation execute any works upon the application of or by agreement with the owner of the lands houses or other property for or in respect of which the same are to be executed the Corporation may apply the district fund and the general district rates in or towards the executing re-executing or altering of such work act or thing but this section shall not affect the liability of any such owner occupier or other person to repay the moneys expended by the Corporation.

PART VII.

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POLICE &c.

61. The Corporation may from time to time make byelaws for all or any of the following purposes (namely):— Byelaws for regulating traffic.

For regulating the use of velocipedes in public streets and places within the borough and prescribing precautions to be adopted by persons so using them;

For prescribing and regulating the times at which alone omnibuses and tramway carriages shall respectively commence their journeys from the points from or to which alone they are authorised from time to time to ply within the borough;

For prohibiting the smoking of tobacco or other weed in on or upon the footboard or other access or entrance to any omnibus or tramcar.

62. The conviction of the tenant lessee or occupier of any house or building or part of a house or building within the borough for using the same or allowing the same to be used as a brothel shall ipso facto as from the date of such conviction make void and terminate any lease or tenancy or any agreement or arrangement with the person convicted to let such house or building or part of a house or building from and after the date of such conviction Provided that any right of distress for rent or other legal right of the owner for the year current at the date of such conviction and consequent avoidance and termination of such lease tenancy agreement or arrangement shall remain unaffected and may be enforced in the same manner as if no such avoidance and termination had taken place. Leases &c. of premises used as brothels to be void.

63. Upon conviction of the tenant lessee or occupier of any house or part of a house or building for using the same or permitting the same to be used as a brothel the clerk to the justices of the borough shall within two days from the date of such conviction give notice thereof to the owner of such house or building or part of a house or building provided he be not the occupier of such house or building or part of a house or building and such notice shall contain the date of such conviction the name of the person convicted and the situation of such house or building or part of a house or building and a copy of the next following section of this Act. Notices to owners of conviction of occupiers.

64. In the event of a second or any subsequent conviction whether of the same or any other tenant lessee or occupier of the same house or building or part of a house or building for using or permitting the same to be used as a brothel two justices of the peace may if satisfied by evidence that the owner after such notice as before provided has knowingly or wilfully permitted or suffered such house or building or part of Penalties on owners in case of second or subsequent conviction of occupiers.]

A.D. 1884. a house or building to be used as a brothel direct the owner to enter into security to an amount not exceeding fifty pounds that such house or building or part of a house or building shall not for the period of six months thereafter be used as a brothel and in default of such security being found may issue a warrant to close shut up and secure such house or building or part of a house or building for any period not exceeding six months and for that purpose to eject all persons therefrom.

PART VIII.

EMPLOYMENT OF CHILDREN.

Restriction on casual employment of children. 39 & 40 Vict. c. 79.

65. After the passing of this Act no child under the age of fourteen years unless he has obtained a certificate of ability to read and write and of a knowledge of elementary arithmetic in terms of section 5 of the Elementary Education Act 1876 shall be employed in any casual employment within the borough after nine o'clock at night from the first day of April to the first day of October and after seven o'clock at night from the first day of October to the first day of April.

Definition of terms "casual employment" and "casual work."

66. Casual work and casual employment shall mean employment for purposes of gain in streets or other places in vending or exposing for sale any article whatsoever.

Penalty for employing a child in contravention of Act.

67. Every person who takes a child into his employment in contravention of this Act shall be liable on summary conviction to a penalty not exceeding forty shillings.

Definition of employment in case of parent.

68. A parent of a child who employs such child in any labour exercised by way of trade or for the purposes of gain or who permits such child to be engaged in any such labour on its own behalf shall be deemed for the purposes of this Act to take such child into his employment.

Enforcement of Act by school board.

69. The provisions of this Act respecting the employment of children shall be enforced by the school board of the borough.

PART IX.

LANDS &c.

Power to take lands.

70. Subject to the provisions of this Act the Corporation may enter upon take and use such of the lands shown on the deposited plans and described in the deposited books of reference as they may require for the purposes of this Act and may also enter upon take and use for market purposes such of the lands shown on the deposited plans and described in the deposited books of reference as are described in Part II. of the First Schedule to this Act Provided that the Corporation shall not under the powers of this Act purchase or acquire for the purposes of the

works by this Act authorised a greater quantity of Llanspythid and Cantreff Commons than is specified in Part III. of the First Schedule to this Act. A.D. 1884.

71. If any omission misstatement or wrong description shall have been made of any land or of the owners lessees or occupiers of any land described on the deposited plans or mentioned in the deposited books of reference the Corporation after giving ten days notice to the owners lessees and occupiers of the lands affected by such proposed correction may apply to any two justices for the correction thereof and if it appear to such justices that such omission misstatement or wrong description arose from mistake they shall certify the same accordingly and they shall in such certificate state the particulars of any such omission misstatement or wrong description and such certificate with the other documents to which it relates shall be deposited with the clerk of the peace for the county where such lands are situate and with the town clerk and such certificate shall be kept by such clerk of the peace and town clerk respectively with the other documents to which it relates and thereupon such plans or books of reference shall be deemed to be corrected according to such certificate and the Corporation may take any land in accordance with such certificate as if such omission misstatement or wrong description had not been made. Correction of errors omissions &c.

72. And whereas in the construction of the works hereby authorised or otherwise in exercise of the powers of this Act it may happen that portions only of certain of the lands and buildings shown on the deposited plans may be sufficient for the purposes of the same and that such portions may be severed from the remainder of the said properties without material detriment thereto Therefore notwithstanding section 92 of the Lands Clauses Consolidation Act 1845 the owners of and other persons interested in the lands and buildings described in the Second Schedule to this Act and whereof parts only are required for the purposes of this Act may (if such portions can in the opinion of the jury arbitrators or other authority to whom the question of disputed compensation shall be submitted be severed from the remainder of such properties without material detriment thereto) be required to sell and convey to the Corporation the portions only of the premises so required without the Corporation being obliged or compellable to purchase the whole or any greater portion thereof the Corporation paying for the portions required by them and making compensation for any damage sustained by the owners thereof or other parties interested therein by severance or otherwise. Owners may be required to sell parts only of certain lands and buildings.

73. The Corporation may discontinue and stop up any footways in or over any lands acquired by them under the powers of this Act and marked on the deposited plans as intended to be stopped up and thereupon all right of way over such footways shall be extinguished and the Power to stop up footways.

A.D. 1884.

soil shall vest in the Corporation if and so far as they are the owners of the adjoining land on both sides.

Corporation may acquire easement only in certain lands.

74. The Corporation may in lieu of acquiring any lands for the purpose of any aqueducts conduits or pipes by this Act authorised acquire such easements and rights in such lands as they may require for the purpose of constructing placing laying inspecting maintaining cleansing repairing conducting or managing the same and may give notice to treat in respect of such easements and rights and may (in such notice) describe the nature thereof and the several provisions of the Lands Clauses Acts shall *mutatis mutandis* extend and apply to and in relation to such easements and rights as fully as if the same were lands within the meaning of those Acts Provided always that nothing herein contained shall authorise the Corporation to acquire by compulsion any such easement in any case in which the owner in his particulars of claim shall require the Corporation to acquire the lands in respect of which they have given notice to treat for the acquisition of an easement only and every notice to treat for the acquisition of an easement shall be endorsed with notice of this proviso Provided also that as regards any lands taken or used by the Corporation for the purpose of laying aqueducts conduits or pipes therein where such aqueducts conduits or pipes are laid underground the Corporation shall not (unless they give notice to treat for such lands and not merely for easements therein) be required or entitled to fence off or sever such lands from the adjoining lands but the owners or occupiers for the time being shall at all times after the completion of the works have the same rights of passing over such lands for all purposes of or connected with the use or enjoyment of the adjoining lands as if such lands had not been taken or used by the Corporation.

Owners may sell easements.

75. Persons empowered by the Lands Clauses Consolidation Act 1845 to sell and convey and release lands may subject to the provisions of that Act and of the Lands Clauses Consolidation Acts Amendment Act 1860 and of this Act grant to the Corporation any easement right or privilege (not being an easement or right to take water in which other than the parties to the agreement have an interest) required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Temporary use of lands.

76. The provisions of the Railways Clauses Consolidation Act 1845 with respect to the temporary occupation of lands near the railway during the construction thereof shall be incorporated with this Act and for the purposes of this Act in the construction of the said provisions

the expression "the company" shall mean the Corporation and the expression "the railway" shall mean the works authorised by this Act and expressions referring to the centre of the railway shall mean in the case of the aqueducts and conduits authorised by this Act the centre lines thereof respectively and in the case of the reservoirs and tanks authorised by this Act the topwater contours thereof as shown on the deposited plans.

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77. The powers of the Corporation for the compulsory purchase or taking of lands under this Act shall not be exercised as to lands required for the construction of waterworks or for waterworks purposes after the expiration of seven years and as to lands for all other purposes after the expiration of three years from the passing of this Act.

Limit of time for compulsory purchase of lands.

78. The Corporation may from time to time by agreement in addition to any lands which they are by this Act authorised to take by compulsion purchase and hold for the purposes of the waterworks by this Act authorised any land not exceeding in the whole three hundred acres and they may also for the purpose of protecting any of the reservoirs by this Act authorised and the water therein or intended to be collected therein from nuisance pollution or discolouration acquire by agreement and hold either permanently or temporarily any other lands situate within the drainage area of the River Taff Fawr or of its tributaries above the points or levels at which the said river will be taken or intercepted under the provisions of this Act and in respect of any lands acquired by the Corporation under the authority of this Act the Corporation for the purpose aforesaid shall have and may exercise the rights and powers of riparian owners and such land shall not be deemed to be superfluous lands within the meaning of the Lands Clauses Consolidation Act 1845 or of the Water Acts Provided always that the Corporation shall not erect or authorise or permit the erection on any such lands of any buildings other than buildings connected with or necessary for their waterworks or for the convenient use and occupation of the said lands for agricultural purposes.

Power to purchase additional lands by agreement.

79. The consideration for any such acquisition may be either money or land or a mixed consideration of money and land and on any exchange the Corporation may give or take any money for equality of exchange.

Consideration for such acquisition.

80. The Corporation may from time to time appropriate and use for any of the purposes of this Act but subject to the provisions (if any) under which such lands were respectively acquired any lands from time to time vested in them and being part of their corporate estates.

Corporation may use their own lands for purposes Act.

81. The Corporation if they think fit may enter into agreements with any owner lessee or occupier of any land within the drainage area of the water to be taken into any of the reservoirs who are authorised or empowered to make drains for the improvement of the same for the

Agreements with land-owners as to drainage.

A.D. 1884. — purpose of draining such lands or any of them or for more effectually collecting conveying and preserving the purity of the waters flowing to upon or from such lands directly or derivatively into such reservoirs in such manner and to such extent as such owner lessee or occupier and the Corporation may agree and the Corporation may apply to the purposes of this section any part of the moneys raised by them for waterworks purposes under the authority of this Act.

Power to retain sell &c. lands.

82. Notwithstanding anything in the Lands Clauses Consolidation Act 1845 the Corporation may retain hold and use for such time as they may think fit and may from time to time sell lease exchange or otherwise dispose of in such manner for such consideration and on such terms and conditions as they think fit and in case of sale either in consideration of a gross sum or of an annual rent or of any payment in any other form any lands or any interest in any lands acquired by them under this Act for street works and may sell exchange or dispose of any rents reserved on the sale exchange lease or disposition of such lands or any reversionary interest therein and may make execute and do any deed act or thing proper for effectuating any such sale lease exchange or other disposition.

Proceeds of sale of surplus lands.

83. So long as any properties remain to be acquired by the Corporation under the authority of any Act of Parliament the Corporation may so far as they consider necessary apply moneys received by them on resale in the purchase of properties so remaining to be acquired for the same purpose under the same Act but as to moneys so received and not required as aforesaid the same shall be applied in extinguishment of any moneys borrowed by the Corporation.

Lands in certain cases not to be sold without consent of Treasury.

84. Except as to lands acquired by the Corporation under this Act nothing in this Act shall enable the Corporation to sell alienate encumber or demise without the approbation of the Commissioners of Her Majesty's Treasury signified in writing after due notice in accordance with the Municipal Corporations Acts any lands which the Corporation could not have sold alienated encumbered or demised without such approbation before the passing of this Act.

PART X.

FINANCE.

Expenses of execution of Act.

85. All expenses incurred by the Corporation in carrying into execution the provisions of this Act (except such of them as are to be paid out of borrowed money) shall be paid as follows (that is to say) :—

Sanitary expenses out of the district fund and general district rates ;
Expenses incurred for waterworks purposes out of water revenue and if in any year the water revenue be insufficient for the purposes to which it is applicable such deficiency shall be made up out of the district fund and general district rates ;

Expenses incurred for all other purposes out of the borough fund and borough rate.

And all moneys other than borrowed moneys and moneys received on the sale or exchange of land by way of fine or premium on leases or otherwise in the nature of capital received by the Corporation under the powers of this Act for or in relation to the following purposes shall be carried to the credit of the following funds (that is to say) :—

- Moneys received for waterworks purposes to the credit of water revenue ;
- Moneys received for street works and private improvement expenses to the credit of the district fund and to the proper account therein ;
- Moneys received for all other purposes to the credit of the borough fund and to the proper account therein.

86. The Corporation may from time to time in addition to any moneys they are now authorised to borrow or which they may be authorised to borrow under the provisions of the Public Health Acts or any public general Act borrow on mortgage at interest on the following securities and for the following purposes the following sums (that is to say) :—

Power to borrow.

On the security of the borough fund and borough rate :—

For paying one-third of the costs charges and expenses of and in relation to this Act as herein-after defined the sum requisite for the purpose ;

For the purposes of the town hall fifteen thousand two hundred and fifty pounds ;

For the purposes of police six thousand five hundred pounds ;

For the purposes of markets and abattoirs fourteen thousand pounds ;

For the purposes of baths two thousand eight hundred pounds ;

On the security of the water revenue borough fund and borough rate district fund and general district rates harbour rates tonnage dues and all other rates tolls rents and revenues of the Corporation or on any one or more of those securities :—

For waterworks purposes three hundred and sixty thousand pounds ;

For paying the remaining two-thirds of the said costs charges and expenses of and in relation to this Act as herein-after defined the sum requisite for the purpose ;

On the security of the district fund and general district rates :—

For the purposes of street works ten thousand pounds ;

For the purposes of the said bridge over the River Taff two thousand pounds ;

For the purposes of the said sewer two thousand five hundred pounds.

And in calculating the sum the Corporation may borrow under any other enactment any sums they may borrow under this Act shall not be reckoned and the powers of the Corporation as to borrowing and

A.D. 1884. — re-borrowing shall not be restricted by any of the provisions of the Public Health Act.

Certain provisions of former Acts as to borrowing money incorporated.

87. The following sections

Of the Act of 1871 :—

Section 45 (coupons for interest on mortgages) ;

Section 46 (payment of coupons) ;

Section 47 (power to local board of health to arrange with mortgagees and annuitants) ;

Section 48 (consents to arrangements) ;

Section 49 (restriction on redemption of annuities).

Of the Act of 1875 :—

Section 98 (regulations as to mortgages) ;

Section 99 (transfers of mortgages) ;

Section 100 (power for mortgagees to obtain a receiver) ;

Section 101 (Corporation may raise money by annuities) ;

Section 103 (provisions with respect to annuities).

Of the Act of 1879 :—

Section 54 (borrowed money may be repaid by instalments) ;

Section 55 (as to sinking funds) ;

Section 56 (annual return to Local Government Board with respect to sinking funds) ;

Section 59 (Corporation not to regard trusts) ;

Section 60 (power to borrow under Local Loans Act 1875) ;

Section 61 (current expenses of water undertaking) ;

so far as they are applicable to the purposes and not inconsistent with the provisions of this Act shall extend and apply mutatis mutandis to and in relation to the like purposes in this part of this Act and the forms set forth in the Fourth Schedule to the Act of 1875 may be used mutatis mutandis for the like matters done under the provisions of this Act.

Provided as follows :—

1. The period within which moneys borrowed by the Corporation under the authority of this Act shall be repaid shall be the following (that is to say) :—

As to moneys borrowed for waterworks purposes fifty years from the date of the borrowing thereof ;

As to moneys borrowed for all other purposes twenty-five years from the 31st day of December 1884 ;

And the appropriation for such sinking funds shall commence as follows (that is to say) :—

As to moneys so to be borrowed for waterworks purposes on the 1st day of January 1890 ;

As to moneys so to be borrowed for all other purposes on the 1st day of January 1885 ;

2. If in any year the interest produced by the actual investment of any sinking fund in that year falls short of the prescribed rate of accumulation for such sinking fund the Corporation shall make good such deficiency during that year out of the rate or revenue liable to make the payment to that fund; A.D. 1884.

3. No trustee shall apply for take or hold any mortgage with coupons for interest payable thereon unless he is in express words authorised so to do by the instrument creating him trustee and any contravention of this provision by a trustee shall be deemed a breach of trust but this provision shall not impose on the Corporation any obligation to take notice whether any person applying for such mortgage or coupons is a trustee nor subject the Corporation to any liability in case of their without notice issuing to a trustee any such mortgage or coupon or invalidate any such mortgage or coupon.

88. The Corporation may from time to time borrow on mortgage at interest as aforesaid any money necessary for repaying any principal money borrowed under any statutory borrowing power and so toties quoties Power to re-borrow. Provided that the time for the repayment of any moneys so re-borrowed shall not be extended beyond the unexpired portion of the term in that behalf by this Act prescribed. Provided also that where the Corporation so re-borrow any moneys they may so re-borrow on the security of all or any of the funds rates rents tolls and revenue which were respectively liable for the payment of the moneys originally borrowed. Provided further that for the purpose of repayment the moneys re-borrowed and the moneys originally borrowed shall be deemed the same loan.

PART XI.

CORPORATION STOCK.

89.—(1.) In this part of this Act—

“Rate” includes water rents and charges for supply of water and of meters and fittings connected therewith;

“The Bank of England” means the Governor and Company of the Bank of England;

“Statutory declaration” means declaration under the Statutory Declarations Act 1835;

“Person” includes Corporation;

“Schedule” means the schedule to this Act relating to this part of this Act.

Interpretation in this part of this Act.

(2.) 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

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rentcharge rent or other security representing or granted in lieu of consideration money for the time being existing under this Act or 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 is for the purposes of this part of this Act a statutory borrowing power.

(3.) Any security in which trustees are for the time being by or under any Act of Parliament passed or to be passed authorised to invest trust money and any mortgage bond debenture debenture stock Corporation stock annuity rentcharge rent or other security authorised by or under any Act of Parliament passed or to be passed of any municipal corporation including the Corporation or of any other local authority within section 34 of the Local Loans Act 1875 is for the purposes of this part of this Act a statutory security.

(4.) The provisions of this part of this Act referring to interest apply to and include instalments of an annuity and half-yearly or other payments of or in respect of a rentcharge rent or other statutory security.

Creation and Charge of Stock.

Creation of Corporation stock.

90.—(1.) Where the Corporation have for the time being any statutory borrowing power then subject and according to the provisions of this part of this Act the Corporation may from time to time by resolution of the council exercise the power by creation of stock either redeemable or irredeemable to be from time to time issued for such amount within the limit of the power at such price to bear such half-yearly or other dividends and to be so transferable that is to say in books or by deed as the Corporation by the resolution direct. Provided that all redeemable stock at any time and from time to time so created shall be created on and subject to such terms and conditions as that the same shall form one and the same class of stock and that all irredeemable stock at any time and from time to time so created shall be created on and subject to such terms and conditions as that the same shall form one and the same class of stock.

(2.) All stock both redeemable and irredeemable at any time and from time to time so created shall rank equally without any priority or preference by reason of any precedence in the date of any statutory borrowing power or in the date of creation of any portion of stock or in the date of issue of any portion of stock or on any other ground whatsoever and shall also rank equally with all other securities of the Corporation at any time after the date of the first issue of any Corporation stock granted by the Corporation in pursuance of any statutory borrowing power.

(3.) The resolution for the first creation of redeemable stock shall provide that such stock shall be redeemable by the Corporation at par that is to say at the rate of one hundred pounds sterling for every nominal amount of one hundred pounds stock issued at such time and in such manner as the Corporation by that resolution declare.

(4.) Irredeemable stock shall not be redeemable except by agreement between the Corporation and the holder of stock.

(5.) Each resolution for creation of stock shall specify whether the stock thereby created is redeemable or irredeemable.

(6.) Stock so created shall be designated by the Corporation as Cardiff Corporation redeemable stock or as Cardiff Corporation irredeemable stock (as the case may require).

(7.) All stock for the time being so created whether redeemable or irredeemable is comprised in the term Corporation stock when hereafter used in this part of this Act except where either redeemable stock or irredeemable stock is separately mentioned.

91. Each statutory borrowing power of the Corporation shall be construed to authorise the Corporation to create and issue Corporation stock from time to time to such nominal amounts as in the aggregate will according to the price of issue produce the actual amount of money for the time being lawfully raiseable by the Corporation under that power or some portion of that actual amount or (as the case may be) the actual amount of money properly payable by the Corporation as consideration on payment off or redemption by the Corporation of any mortgage bond debenture debenture stock annuity rentcharge rent or other security granted or created by the Corporation.

Borrowing power to be exerciseable for actual sum raiseable.

92.—(1.) All Corporation stock for the time being issued and the dividends thereon shall be and the same are by virtue of this Act charged indifferently on the whole revenues of the Corporation from time to time arising from the land undertakings and other property for the time being of the Corporation and on the borough fund and borough rate and on the district fund and general district rate water revenue and on all other funds and rates established and leviable by the Corporation as a municipal body for municipal purposes or as a sanitary authority for sanitary purposes.

Charge of Corporation stock.

(2.) The dividends for the time being payable on all Corporation stock shall rank equally with the interest on all other securities at any time after the date of the first issue of Corporation stock granted or created by the Corporation in pursuance of any statutory borrowing power and the same dividends and interest shall subject to all charges existing at that date be the first charge on the revenues and rates aforesaid and on the revenues of the funds aforesaid (all which revenues and rates are comprised in the term the Corporation revenues when hereafter used in this part of this Act).

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Loans Fund.

Establishment of Corporation Loans Fund.

93. For payment of dividends on all Corporation stock and for redemption and extinction or purchase and extinction of all Corporation stock there shall be established and formed a fund called the Cardiff Corporation Loans Fund (in this part of this Act referred to as "the loans fund").

Contributions to loans fund for dividends.

94.—(1.) In each year the Corporation shall pay into the loans fund a sum or sums equal to the aggregate amount of all dividends payable in that year on the several portions of Corporation stock issued in exercise of the respective statutory borrowing powers of the Corporation and remaining outstanding.

(2.) They shall provide the sum or sums aforesaid by contributions from the several Corporation revenues if any specifically made liable to provide the same by or under any Act of Parliament or by any resolution of the Corporation having reference to those respective statutory borrowing powers and if as regards any statutory borrowing power there is no such specific liability then from the several Corporation revenues out of which interest would have been payable on money borrowed by the Corporation under that power if that money had been raised and remained secured otherwise than by Corporation stock and in default thereof or subject thereto they shall provide the same out of the borough fund and borough rate or out of the water revenue or out of the district fund and general district rate as the Corporation having regard to the provisions of this part of this Act and to the objects for which the statutory borrowing power was exercised may consider equitable.

(3.) The amounts of those several contributions (subject to any payment in reduction thereof authorised by this part of this Act) shall be the sums ascertained to be required in that behalf by apportionment of that aggregate amount of dividends among those several Corporation revenues according to the amount of stock the dividends whereon are properly payable thereout respectively.

Contributions to loans fund for extinction of stock.

95.—(1.) In each year the Corporation shall pay into the loans fund a sum or sums equal to the aggregate amount of all sums payable in that year for redemption and extinction or purchase and extinction of the several portions of Corporation stock issued in exercise of the respective statutory borrowing powers of the Corporation and remaining outstanding.

(2.) They shall provide the sum or sums last aforesaid by contributions from the several Corporation revenues if any specifically made liable to provide the same by or under any Act of Parliament or by any resolution of the Corporation having reference to those respective statutory borrowing powers and if as regards any statutory borrowing power there is no such specific liability then from the several Corporation revenues out of which any yearly or other sums would have been payable towards

a sinking fund for discharge or towards payment off by instalments appropriations annual repayments or otherwise of money borrowed by the Corporation under that power if that money had been raised and remained secured otherwise than by Corporation stock and in default thereof or subject thereto they shall provide the same out of the borough fund and borough rate or out of the water revenue or out of the district fund and general district rate as the Corporation having regard to the provisions of this part of this Act and the objects for which the statutory borrowing power was exercised may consider equitable.

(3.) The amounts of those several contributions (subject to any payment in reduction thereof authorised by this part of this Act) shall be the same amounts as would in the same respective cases have been payable towards a sinking fund or towards payment off as aforesaid those contributions to be subject to accumulation if and as in the same respective cases accumulation was prescribed.

(4.) The Corporation shall from time to time by investment on statutory securities of the sums paid into the loans fund in respect of those several contributions or of proper parts thereof and by like investment of the interest and annual proceeds arising from those securities make and maintain such accumulations as are in this section referred to.

(5.) But if the extinction of any portion of Corporation stock or any part thereof is accelerated by the application to such extinction of any part of the loans fund required by this part of this Act to be applied to the making and maintenance of those accumulations then a sum or sums equal to the dividends on the stock so extinguished shall thenceforth in every year during the residue of the period expressly or by implication limited for the continuance of any loan by or under the statutory borrowing power in exercise whereof that portion of stock is issued be paid into the loans fund out of the Corporation revenues chargeable with payment of the dividends on that portion of stock.

96.—(1.) The Corporation shall from time to time in order to raise the amounts of the several contributions of the two kinds aforesaid out of the several Corporation revenues do all such acts exercise all such powers collect all such money and make and levy all such rates as they lawfully can or ought to do exercise collect make and levy for the purposes of or in relation to the respective statutory borrowing powers in exercise whereof the several portions of Corporation stock are issued.

Raising of contributions to loans fund.

(2.) If by reason of any limit of a rate or for any other reason there is a deficiency on any Corporation revenue in respect of any required contribution the Corporation shall advance the amount of the deficiency out of the borough fund and borough rate or district fund and general district rate as the Corporation having regard to the provisions of this part of this Act and the objects for which the statutory borrowing power was exercised may consider equitable.

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(3.) The amount so advanced shall be a debt due from the Corporation revenue on which the deficiency existed to the fund or rate out of which the advance is made and interest shall be payable thereon at the rate of three and a half per centum per annum until repayment and the same debt and interest shall as soon as in the judgment of the Corporation reasonably may be raised and paid out of the Corporation revenue on which the deficiency existed.

Payment of
sale money
rents &c. to
loans fund.

97.—(1.) The Corporation shall pay into the loans fund and shall carry to the proper separate account forming part of the general account of the loans fund all such money being capital or in the nature of capital and not being otherwise wholly or in part appropriated or made applicable by law or by valid contract as shall from time to time arise from any sale lease or other disposition of land or other property of the Corporation on the revenues whereof any Corporation stock is charged.

(2.) The Corporation shall pay into the loans fund and shall carry to the proper separate account forming part of the general account of the loans fund the rents and profits of any land and other property of the Corporation acquired by them for the purposes of any undertaking or purpose for or in respect of which any statutory borrowing power is exercised by them by the issue of stock and not otherwise wholly or in part appropriated or made applicable by law or by valid contract.

(3.) The Corporation before making any payment into the loans fund under this section may deduct from the money or the rents and profits to which this section applies any costs and expenses properly incurred by the Corporation in or about any sale lease or other disposition or the collection and receipt of any rents and profits.

Application
of loans
fund.

98. The Corporation shall from time to time apply the loans fund first in paying the dividends on all Corporation stock and next in redeeming Corporation redeemable stock according to the terms of issue and purchasing for extinction Corporation redeemable or irredeemable stock.

Purchase of
irredeemable
stock.

99.—(1.) The Corporation shall not be bound to purchase for extinction any Corporation irredeemable stock unless they can do so at or below par that is to say at a price not higher than the nominal amount thereof.

(2.) If any portion of Corporation irredeemable stock is not wholly extinguished within the period expressly or by implication limited for the continuance of any loan by or under the statutory borrowing power in exercise whereof that portion of stock is issued or by the provisions of this part of this Act then after that period the dividends on that portion of stock while unextinguished shall be paid out of the interest and annual proceeds of such money and securities forming part of the loans fund as are properly applicable to the extinction of that portion of

stock and except as far as at any time a deficiency of the loans fund in that behalf exists no further money shall be paid into the loans fund in respect of those dividends out of the Corporation revenues liable to contribute to the loans fund in respect of those dividends. A.D. 1884.

(3.) But in that case the Corporation shall continue to pay into the loans fund the yearly sum theretofore required to be provided for extinction of that portion of stock until the securities forming part of the loans fund applicable to that extinction are of sufficient value to enable the Corporation to purchase therewith for extinction the unextinguished part of that portion of stock.

(4.) In case at any time during any period limited for the continuance of any loan by or under the statutory borrowing power in exercise whereof any portion of Corporation irredeemable stock is issued the Local Government Board are of opinion that regard being had to the market value of Corporation irredeemable stock the provision made for the purchase and extinction of any portion of such stock within the prescribed period is insufficient the Local Government Board may from time to time by order direct that the contributions to be made to the loans fund for the purchase and extinction of that portion of stock in accordance with the provisions of this part of this Act shall be increased by such amount as shall be specified in the order so as to provide that the Corporation shall purchase and extinguish or shall be in a position to purchase and extinguish such portion of Corporation stock within the period limited for the continuance of the corresponding loan.

(5.) In case at any time after the expiration of the period limited as aforesaid the Local Government Board are of opinion that the Corporation can without material loss regard being had to the price of issue of the portion of Corporation irredeemable stock which ought to be extinguished within that period and to the rate of dividend payable thereon purchase that portion of stock for extinction then the Local Government Board may if they think fit order the purchase for extinction of that portion of stock or of any part thereof.

100. All Corporation redeemable stock redeemed by the Corporation and all Corporation redeemable or irredeemable stock purchased by the Corporation for extinction shall be forthwith cancelled by the Corporation and on such cancellation the same and all dividends thereon (not already accrued) shall be and the same are by virtue of this Act extinguished. Extinction of stock redeemed or purchased.

101.—(1.) As parts of the general account of the loans fund the Corporation shall keep separate accounts relative to— Account of loans fund.

(a.) Each undertaking or purpose for or in respect of which any statutory borrowing power is exercised by them by the issue of stock; and

(b.) Each statutory borrowing power so exercised.

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(2.) Those separate accounts shall distinguish and show—

(c.) The portions of Corporation stock for the time being unextinguished and chargeable to each undertaking or purpose and respectively attributable to the exercise of the several statutory borrowing powers if more than one relating to that undertaking or purpose; and

(d.) The amounts of those several portions of Corporation stock redeemed or purchased by means of the loans fund and cancelled and extinguished.

(3.) Those separate accounts shall further distinguish and show in relation to each undertaking or purpose—

(e.) All money being capital or in the nature of capital arising from any sale lease or other disposition of land or other property of the Corporation paid into the loans fund and in the judgment of the Corporation properly attributable to that undertaking or purpose and the securities on which that money or any part thereof is from time to time invested; and

(f.) All money from time to time received as interest and annual proceeds of the last-mentioned money and securities; and

(g.) All money from time to time received as rents and profits of any land and other property of the Corporation so as aforesaid acquired and not otherwise appropriated or made applicable; and

(h.) All money and securities transferred to the loans fund as having formed part of a sinking fund and all money from time to time received as interest and annual proceeds of the last-mentioned money and securities or of securities wherein the same interest and annual proceeds are from time to time invested by way of accumulation; and

(j.) All money paid into the loans fund as contributions from the Corporation revenues in respect of dividends on the several portions of Corporation stock chargeable to that undertaking or purpose; and

(k.) All money paid into the loans fund as contributions from the Corporation revenues in respect of redemption and extinction or purchase and extinction of those several portions of Corporation stock.

102.—(1.) Where any money is standing on a separate account in the loans fund being money paid into the loans fund as rents and profits of the land and other property of the Corporation or being money paid into the loans fund as interest on cash balances received by the Corporation or being other money paid into the loans fund but not being capital or in the nature of capital and not being required by this part of this Act to be applied to the making and maintenance of such accumulations as

Application of income in reduction of contributions.

are prescribed by this part of this Act the Corporation may deal with the same as in this section provided. A.D. 1884.

(2.) Where any money is standing on a separate account in the loans fund being money required by this part of this Act to be applied to the making and maintenance of such accumulations as are prescribed by this part of this Act the Corporation after providing for the making and maintenance of those accumulations may if they think fit from time to time invest that money or any part thereof in statutory securities and deal with the interest and annual proceeds of those securities as in this section provided.

(3.) The Corporation may if they think fit from time to time apply the money described in paragraph (1.) of this section and the last-mentioned interest and annual proceeds to either of the purposes following or to both of those purposes in such proportions as the Corporation from time to time may consider equitable and expedient (that is to say) :—

- (a.) In reduction of such contributions out of the Corporation revenues as are payable into the loans fund in respect of dividends on the portions of Corporation stock comprised in the separate account on which the money or interest and annual proceeds is or are standing ;
- (b.) In reduction of such contributions out of the Corporation revenues as are payable into the loans fund for redemption and extinction or purchase and extinction of those portions of stock.

103. For the purposes of any contribution or account under this part of this Act the Corporation if they think fit having regard to all the circumstances of the case and subject to the terms on which any loan of the Corporation was contracted or any Corporation stock was issued may from time to time determine and declare on which of the Corporation revenues any loan of the Corporation or any portion of Corporation stock is or shall be deemed to be primarily or collaterally charged or determine and declare that any loan of the Corporation or any portion of Corporation stock shall be apportioned as regards the charge thereof between or among any of the Corporation revenues and every such determination and declaration shall be effectual to all intents. Determination as to charge of stock.

Existing Securities.

104.—(1.) Where any mortgage bond debenture debenture stock annuity rentcharge or other security granted or created before or after the passing of this Act by the Corporation under any statutory borrowing power is outstanding or payable and the Corporation have power with the consent of the holder of that security or otherwise to pay off the amount thereby secured or represented or to redeem the same they may pay off or redeem the security accordingly with money raised by the Payment off or substitution for existing securities.

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Corporation or they may with the consent of the holder thereof issue Corporation stock in substitution for the security.

(2.) The Corporation may in every such case make such reasonable payment as they may think fit to the holder of any security for his consent or for otherwise compensating him for the payment off or redemption of or substitution for his security and any such payment may be either in money or Corporation stock or partly in one and partly in the other.

(3.) The Corporation may create and issue Corporation stock to such amount as may be requisite for purposes of this section and that stock shall be deemed to be created and issued and any money raised thereby shall be deemed to be raised by virtue of the statutory borrowing power under which the security was granted or created and any money so raised shall be applied in payment off or redemption of the security.

(4.) In every such case of payment off redemption or substitution the Corporation shall pay and transfer into the loans fund the whole or a proportionate part (as the case may require) of any money and securities forming part of any sinking fund applicable to the discharge of the security.

(5.) Where the holder of the security is one of the persons described in section 7 of the Lands Clauses Consolidation Act 1845 and by that Act enabled to sell land thereunder that person may consent to payment or redemption of or substitution for the money secured or represented by that security and may accept money for giving that consent as if the person so consenting were the absolute owner of that security and that person is hereby indemnified for so doing and his receipt shall be a good discharge for the same.

(6.) Money received by the holder of any security as authorised by this section and Corporation stock issued to him in substitution for any security shall be subject to the same trusts powers testamentary and other dispositions provisions and incumbrances as the money secured or represented by the security was subject to immediately before the payment off redemption or substitution and every testamentary or other disposition shall take effect with reference to the whole or a proportionate part of the money or stock received or substituted as the case may be.

Effect on Borrowing Powers.

105. On the issue of any portion of Corporation stock the statutory borrowing power in exercise whereof that stock is issued shall be affected as follows (namely) :—

(a.) If the stock is issued for the whole term limited for the continuance of any loan or for the continuance of payment of or in respect of any mortgage bond debenture debenture stock annuity rentcharge rent or other security granted or created by the Corpora-

Extinction
or suspen-
sion of
power.

tion under that statutory borrowing power then that power to the extent of the money raised by that stock shall be and the same is by virtue of this Act extinguished ; but

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- (b.) If the stock is issued for part only of that term then so much of the money raised by that stock as has not been paid off out of the loans fund may be re-borrowed by the Corporation for the residue of that term or any part thereof and so from time to time.

Application of Money raised.

106. Money raised by Corporation stock shall be applied for purposes for which money raiseable under the statutory borrowing power in exercise whereof the stock is issued ought by law to be applied and not otherwise.

General application of money from Corporation stock.

107.—(1.) The Corporation may from time to time invest temporarily on statutory securities other than stock certificates to bearer money raised by Corporation stock and not for the time being applied to or required for the undertaking or purpose for which it is raised and shall from time to time pay the interest and annual proceeds of those securities into the loans fund.

Temporary investment of money raised by stock.

(2.) The Corporation may if they think fit from time to time apply the interest and annual proceeds aforesaid or any part thereof in reduction of such contributions out of the Corporation revenues as are payable into the loans fund in respect of dividends on the respective portions of Corporation stock by the issue whereof that money is raised.

Registration and Certificate.

108.—(1.) The Corporation may if they think fit and on and subject to such terms and instructions not inconsistent with any provision of this part of this Act as they think expedient appoint and keep appointed an officer of the Corporation or other person or the Bank of England or any other bank or a banker as registrar for all or any of the purposes of this part of this Act (in this part of this Act referred to as the registrar).

Appointment of registrar.

(2.) The Corporation in relation to the provisions of this part of this Act and the registrar shall respectively be deemed a banker within the Bankers Books Evidence Act 1879.

109.—(1.) The Corporation or the registrar shall keep books in which shall be entered the names and addresses of holders from time to time of Corporation stock and the amounts held by them (in this part of this Act referred to as the Corporation stock register).

Corporation stock register.

(2.) The Corporation stock register shall be primâ facie evidence of any matter entered therein in accordance with this part of this Act and of the title of the persons entered therein as holders of stock.

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Certificate
of proprie-
torship of
stock.

110.—(1.) On demand of a holder of Corporation stock the Corporation may if they think fit give to him a certificate of the proprietorship thereof under their common seal specifying the amount of Corporation stock to which he is entitled (in this part of this Act referred to as a stock certificate).

(2.) A stock certificate shall be *primâ facie* evidence of the title of the person therein named his executors administrators successors or assigns to the stock therein specified but the want of a stock certificate if such want be accounted for to the satisfaction of the Corporation shall not prevent the holder of stock from disposing of and transferring the same.

(3.) If a stock certificate is worn out or damaged the Corporation on production thereof may cancel it and give a similar stock certificate to the party in whom the property in the stock certificate and in the stock therein specified is then vested.

(4.) If a stock certificate is lost or destroyed the Corporation on proof thereof to their satisfaction may give a similar stock certificate to the party entitled to the certificate lost or destroyed.

(5.) An entry of the issue of a stock certificate or a substituted certificate as the case may be shall be made in the Corporation stock register.

Transfer.

Power for
stockholder
to transfer.

111. Subject to the provisions of this part of this Act every Corporation stockholder may transfer all or any part of his stock in books or by deed.

Transfer in
books.

112.—(1.) If and where the resolution for creation of any portion of Corporation stock makes the same transferable in books and not by deed the provisions of this section shall apply and have effect but not otherwise.

(2.) The Corporation or the registrar shall keep books wherein transfers of Corporation stock so transferable shall be entered (in this part of this Act referred to as the Corporation stock transfer books).

(3.) Every such entry shall be conceived in proper words for the purpose of transfer and shall be signed by the party making the transfer or if he is absent by his agent thereunto lawfully authorised in writing under his hand attested by a witness.

(4.) Where the Bank of England are the registrar they may if they think fit require that the agent be so authorised by power of attorney under the hand and seal of the party making the transfer attested by two or more credible witnesses.

(5.) The person to whom a transfer is made may if he thinks fit underwrite his acceptance thereof.

(6.) Except as otherwise provided by some other Act of Parliament and subject to the provisions of this part of this Act respecting any

portion of Corporation stock which the resolution for creation thereof makes transferable by deed and not in books no mode of transferring Corporation stock other than that prescribed in this section shall be good in law. A.D. 1884.

113.—(1.) If and where the resolution for creation of any portion of Corporation stock makes the same transferable by deed and not in books the provisions of this section shall apply and have effect but not otherwise. Transfer by deed.

(2.) Every transfer of Corporation stock so transferable shall be by deed.

(3.) The deed of transfer shall relate only to the transfer and shall not contain any recital trust power or proviso whatsoever.

(4.) The deed of transfer when duly executed shall be delivered to and kept by the Corporation or the registrar and the Corporation or the registrar shall enter a memorial thereof in a book to be called the register of transfers of Corporation stock and shall indorse on the deed of transfer a notice of that entry.

(5.) The Corporation or the registrar shall on demand and on delivery up of the old stock certificate or on proof satisfactory to the Corporation of its absence deliver a new stock certificate to the purchaser or shall at the option of the purchaser make an indorsement of the transfer on the existing stock certificate which indorsement being signed by direction of the Corporation or by the registrar shall be equivalent to a new stock certificate.

(6.) Until the deed of transfer has been so delivered to the Corporation or the registrar the Corporation or the registrar shall not be affected thereby and the purchaser of the stock shall not be entitled to receive any dividend thereon.

114.—(1.) The Corporation or the registrar before allowing any transfer of stock may if the circumstances of the case appear to them or him to make it expedient require evidence of the title of any person claiming a right to make the transfer. Evidence on transfer.

(2.) That evidence shall be a statutory declaration of one or more competent persons or of such other nature as the Corporation or the registrar with the approval of the Corporation may require.

115.—(1.) The Corporation or the registrar with the approval of the Corporation may as regards any portion of Corporation stock close the Corporation stock transfer books or the register of transfers of Corporation stock (as the case may be) on any day in the month next before that in which dividends on that portion of Corporation stock are payable but so that the books be not at any time kept closed for more than fifteen days. Closing of transfer books.

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(2.) The persons who on the day of such closing are inscribed as Corporation stockholders shall as between them and their transferees of Corporation stock be entitled to the dividend next payable thereon.

Stamp duty
on transfers.

116. Unless the Corporation have compounded for stamp duty all stock issued by the Corporation shall notwithstanding anything in any resolution of the Corporation be transferable by deed and not in books and every deed of transfer of stock transferable by deed shall be duly stamped and the consideration shall be truly stated therein.

Transmission.

Transmission
on death.

117.—(1.) The interest in Corporation stock of a stockholder dying shall be transferable by his executors or administrators notwithstanding any specific bequest thereof.

(2.) The Corporation or the registrar shall not be required to allow any executors or administrators to transfer any stock until the probate of the will of or the letters of administration to the deceased has or have been left with the Corporation or the registrar for registration and may require all the executors who have proved the will to join in the transfer.

Transmission
on marriage
&c.

118.—(1.) If the interest in any Corporation stock has become transmitted in consequence of the bankruptcy of a stockholder or the marriage of a female stockholder or by any lawful means other than a transfer in books or by deed other than the death of a stockholder that transmission shall be authenticated by a statutory declaration of one or more competent persons or in such other manner as the Corporation or the registrar require.

(2.) The declaration shall state the manner in which and the party to whom the stock has been transmitted and shall be left with the Corporation or the registrar.

(3.) If the transmission is in consequence of the marriage of a female stockholder the declaration shall if the Corporation or the registrar so require set forth a copy of the register of the marriage or other particulars of the celebration thereof and declare the identity of the wife with the holder of the stock.

(4.) The name of the person entitled under the transmission shall be entered in the Corporation stock register.

(5.) Until the transmission has been so authenticated the Corporation or the registrar shall not be affected thereby and no person claiming by virtue thereof shall be entitled to receive any dividend on the stock.

(6.) In this section the term "transmission" includes any case of apparent transmission in consequence of the change of name of the stockholder although the actual ownership of the stock may remain unaltered.

Dividends.

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119. The Corporation may pay by the registrar the dividends on Corporation stock. Payment of dividends.

120. The Corporation or the registrar shall not be required to allow any executors or administrators to receive any dividend on Corporation stock held by their testator or intestate until the probate of the will or the letters of administration has or have been left with the Corporation or the registrar for registration. Dividends to executors &c.

121. The Corporation or the registrar before allowing the receipt of any dividend on any Corporation stock may if the circumstances of the case appear to them or him to make it expedient require evidence of the title of any person claiming a right to receive the dividend and that evidence shall be a statutory declaration of a competent person or of such other nature as the Corporation or the registrar may require. Evidence of title.

122.—(1.) Where more persons than one are registered as joint holders of any Corporation stock any one of them may give an effectual receipt for any dividend thereon unless notice to the contrary has been given to the Corporation or the registrar by any other of them. Dividends to joint holders.

(2.) Where Corporation stock is standing in the name of an infant or person of unsound mind jointly with any person not under legal disability a letter of attorney for receipt of the dividends on the stock shall be sufficient authority in that behalf if given under the hand and seal of the person not under disability attested by two or more credible witnesses but the Corporation or the registrar before acting on the letter of attorney may if they or he think fit require proof to their or his satisfaction of the alleged infancy or unsoundness of mind by a statutory declaration of one or more competent persons.

123.—(1.) Where a Corporation stockholder desires to have his dividends sent to him by post he may make a request for that purpose to the Corporation or the registrar in writing signed by him in a form approved by the Corporation and shall give to the Corporation or the registrar an address in the United Kingdom or in the Channel Islands or the Isle of Man to which the letters containing the warrants are from time to time to be sent. Dividend warrants by post.

(2.) The posting by the Corporation or the registrar of a letter containing a dividend warrant addressed to a stockholder at his request at the address so given by him shall as respects the liability of the Corporation and of the registrar be equivalent to the delivery of the warrant to the stockholder himself.

(3.) Every warrant so sent by post shall be deemed a cheque and the Corporation and the registrar shall in relation thereto be deemed a banker within the Bills of Exchange Act 1882.

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Stock Certificates with Coupons to Bearer.

Provisions
respecting
stock cer-
tificates with
coupons to
bearer.

124.—(1.) On demand of a Corporation stockholder the Corporation or the registrar may issue to the stockholder a Corporation stock certificate to bearer that is to say a certificate of title to his stock or any part thereof entitling the bearer to the stock therein specified and transferable by delivery with coupons entitling the bearer of the coupons to the dividends on the stock but so that in case of redeemable stock no such certificate or coupons shall give a title to dividends beyond the time limited for redemption.

(2.) A Corporation stock certificate to bearer shall not be issued in respect of any sum of stock other than ten pounds or a multiple of ten pounds.

(3.) Notwithstanding anything in this Act a trustee shall not apply for purchase take or hold a Corporation stock certificate to bearer unless he is in express words authorised to do so by the instrument creating his trust and any contravention of this provision by a trustee shall be deemed a breach of trust but this provision shall not impose on the Corporation or the registrar an obligation to inquire or to take notice whether a person applying for or holding a stock certificate to bearer is or is not a trustee or subject the Corporation or the registrar to any liability in case of their or his with or without notice issuing to a trustee a stock certificate to bearer or invalidate any stock certificate issued.

(4.) Where a Corporation stock certificate to bearer is outstanding the stock represented thereby shall cease to be transferable in books or by deed under and according to the provisions of this part of this Act.

(5.) The bearer of a Corporation stock certificate to bearer may on delivery up to the Corporation or the registrar of the certificate and of all unpaid coupons belonging thereto required to be entered in the Corporation stock register as the holder of the stock described in the certificate under which he derives title and thereupon the stock shall be re-entered in the register as transferable and shall become and again be transferable in the Corporation stock transfer books or by deed as the case may require and shall as regards the mode of payment of the dividends thereon be in the like condition as if no stock certificate to bearer had been issued in respect thereof.

(6.) The coupons issued with a Corporation stock certificate to bearer shall comprise the dividends to be paid in respect of the stock therein specified for such period as the Corporation approve.

(7.) At the end of that period fresh coupons may be issued for such further period as the Corporation approve and so for successive periods during the continuance in force of the stock certificate but the Corporation or the registrar may in lieu of issuing fresh coupons in respect of any stock certificate give in exchange a fresh stock certificate with coupons.

(8.) Payment to the bearer of a coupon of the amount expressed therein shall be a full discharge to the Corporation and to the registrar from all liability in respect of that coupon and the dividend represented thereby.

(9.) Where the Bank of England are the registrar coupons shall be payable at the chief establishment of the bank at the expiration of three clear days from the day of presentation and at any branch establishment of the bank situate more than ten miles from the chief establishment at the expiration of five clear days from the day of presentation.

(10.) If a Corporation stock certificate to bearer or coupon is worn out or damaged the Corporation or the registrar on production and delivery up thereof may cancel it and issue a new certificate or coupon.

(11.) If a Corporation stock certificate to bearer or coupon is lost or destroyed the Corporation or the registrar may issue a new certificate or coupon on receiving indemnity to the satisfaction of the Corporation against the claims of all persons deriving title under the certificate or coupon lost or destroyed.

(12.) All coupons issued under this Act in respect of any Corporation stock certificate to bearer shall for the purposes of the Acts relating to stamp duties be deemed to have been attached to and issued with such stock certificate.

(13.) Corporation stock specified in a stock certificate to bearer shall be charged on the same securities and be subject to the same powers of redemption if any and other powers and save as regards the mode of transfer and of payment of dividends thereon and save so far as a stock certificate to bearer is a negotiable instrument shall be subject to the same incidents in all respects as if that stock had continued to be registered in the Corporation stock register as transferable in books or by deed.

General.

125.—(1.) Corporation stock is personal property.

(2.) Corporation stock is not liable to foreign attachment by the custom of London or otherwise.

Nature of Corporation stock; notice of trusts.

(3.) No notice of any trust express implied or constructive in respect of any Corporation stock or of any Corporation stock certificate to bearer or coupon shall be entered in the Corporation stock register or in any other book kept by the Corporation or the registrar or be receivable by the Corporation or the registrar or affect the Corporation through the registrar or otherwise.

126.—(1.) If at any time the Corporation for two months after demand in writing fail to pay any dividend due on any Corporation stock the person entitled thereto may apply to Her Majesty's High Court of Justice in the Chancery Division for a receiver and the court may if it thinks fit appoint a receiver on such terms as it thinks fit.

Receiver.

A.D. 1884.

(2.) The receiver shall have the like power of collecting receiving recovering and applying all money which ought to be paid under this part of this Act into the loans fund and of assessing making and recovering all rates for the purpose of obtaining the same as the Corporation or any officer thereof would or might have and such other powers and such duties as the court thinks fit and shall apply all money so collected after payment of expenses and costs as the court directs for purposes of this part of this Act.

(3.) The court may at any time discharge the receiver and shall have full jurisdiction over him and all persons interested in his acts.

Holdings of Corporation stock by trustees.

127.—(1.) Trustees or other persons for the time being authorised to invest money in the mortgages debentures or debenture stock of any railway or other company shall unless the contrary is provided by the instrument authorising the investment have the same power of investing that money in Corporation stock (other than stock for the time being represented by a stock certificate to bearer) as they have of investing it in the mortgages debentures or debenture stock aforesaid.

(2.) Provided that where two or more persons are successively interested in trust money no investment thereof shall be made in Corporation redeemable stock at a price exceeding the redemption value of the stock.

Protection of holders of Corporation stock.

128. A person taking or holding Corporation stock shall not be concerned to inquire or to take notice whether the creation or issue thereof was or was not within any statutory borrowing power of the Corporation or otherwise in accordance with this part of this Act or whether or not the council or any meeting thereof was properly constituted or convened or whether or not the proceedings at any meeting of the council were legal or regular or to see to the application of any money raised by Corporation stock or be answerable for any loss or misapplication thereof.

Annual return to Local Government Board.

129.—(1.) Once in every year at a time appointed by the Local Government Board the Corporation shall send to that Board an abstract of the accounts of the Corporation relating to Corporation stock and the loans fund in a form prescribed by that Board and verified by a statutory declaration of the treasurer if required by that Board.

(2.) In case of wilful default therein by the Corporation the Corporation shall on each occasion be liable to a fine not exceeding two hundred pounds and in case of wilful default therein by the treasurer the treasurer shall on each occasion be liable to a fine not exceeding twenty pounds and every fine under this section shall be recoverable summarily on the prosecution of the Local Government Board and not otherwise.

(3.) If by any such abstract or otherwise it appears to that Board that the Corporation have failed to comply with any requisition of this part of this Act in relation to any payment application or investment or other-

wise in relation to Corporation stock or the loans fund that Board may notwithstanding any proceeding for the recovery of any fine or any other proceeding taken by that Board by order require the Corporation to make good the default within a time therein limited. A.D. 1884.

130.—(1.) If at any time any dividend on any Corporation stock is unclaimed at the time for payment thereof the same shall nevertheless on demand at any subsequent time whatsoever be paid to the person showing his right thereto but without interest in the meantime. Unclaimed dividends.

(2.) Where any dividend remains unclaimed for five years from the time for payment thereof the Corporation shall cause notice thereof to be sent by post in a registered letter addressed to the stockholder named in their books by the description and at the address therein appearing and so at the expiration of three other successive periods of five years.

(3.) At the end of every successive period of five years from the day when the first dividend becomes payable on Corporation stock first issued after the passing of this Act the Corporation shall publish an advertisement in a newspaper circulating in the borough stating what if any dividends on Corporation stock other than those falling due at the then last half yearly or other day of payment are then unclaimed and the names and addresses appearing in the Corporation stock register of the holders of the stock on which the dividends are unclaimed.

(4.) At the end of every successive period of ten years from the day when the first dividend becomes payable on Corporation stock first issued after the passing of this Act the Corporation unless it has been otherwise agreed between them and the registrar may require the registrar to repay to them all dividends unclaimed during that period and then in his hands and the Corporation shall pay the same into the loans fund and may deal therewith as they are by this part of this Act empowered to deal with money paid into the loans fund as interest on cash balances received by them without prejudice nevertheless to the rights of any person to those dividends.

131. Nothing in this part of this Act shall affect any power of the Corporation to raise otherwise than by Corporation stock any money which they do not think fit to raise by Corporation stock but whenever from time to time after the date of the first issue of Corporation stock the Corporation raise money otherwise than by Corporation stock they shall cause to be given to each lender of money so raised notice in writing signed by the town clerk or other authorised officer of the Corporation of the equality of charge which Corporation stock has by virtue of this part of this Act. Saving for power to borrow otherwise.

132. Notwithstanding anything in this part of this Act the council may revoke at any time in whole or in part any resolution for creation Saving for power of revocation.

A.D. 1884. of Corporation stock theretofore passed by the council if and as far as the same has not been acted on by the issue of stock thereunder.

Saving for other obligations.

133. Except as in this part of this Act expressly provided nothing in this part of this Act shall relieve the Corporation from any obligation imposed on them in relation to any statutory borrowing power by any Act of Parliament under or by which that power for the time being exists or is regulated.

Saving for power to sell lands &c.

134.—(1.) Nothing in this part of this Act shall affect any power or duty of the Corporation to sell mortgage lease or otherwise dispose of any land or property of the Corporation or to apply any purchase money or other money arising thereby in discharge of any charge on that land or property or the revenues thereof other than the charge of Corporation stock or affect any claim of any person under such first-mentioned charge.

(2.) That land or property shall in the hands of the purchaser or other person taking the same under the sale mortgage lease or other disposition be by virtue of this Act absolutely freed from the charge of Corporation stock and he shall not be concerned to see to the application of that purchase money or other money or be answerable for any loss or misapplication thereof.

Saving for existing securities.

135. Nothing in or done under this part of this Act shall affect any security or charge created or granted or payable by the Corporation before and subsisting at the date of the first issue of any Corporation stock and the Corporation shall whenever required by the holder of any security or charge aforesaid apply all such money do all such acts exercise all such powers collect all such money and make and levy all such rates as they would or ought to have applied done exercised collected made and levied for his benefit and security if this part of this Act had not been enacted.

Forgery.

136.—(1.) Corporation stock shall be deemed capital stock of a body corporate within the Act of the session of the twenty-fourth and twenty-fifth years of the reign of her present Majesty (chapter ninety-eight) “to consolidate and amend the statute law of England and Ireland “relating to indictable offences by forgery.”

(2.) A Corporation stock certificate to bearer and a coupon connected therewith shall be deemed a stock certificate and coupon within the Forgery Act 1870.

Orders of Local Government Board.

137. Any order of the Local Government Board under this part of this Act may contain such directions as the Board think necessary or proper for giving effect thereto and shall be enforceable by writ of Mandamus to be obtained by the Board out of Her Majesty's High Court of Justice and may be from time to time cancelled or varied by the Board as the circumstances of the case may require but the Board shall

not make any such order without first hearing the Corporation if desirous of being heard which hearing may be in the form of a public inquiry with or without a published report or in such other form as the Board having regard to the circumstances think just and expedient and sections 294 and 296 of the Public Health Act 1875 shall apply to hearings inquiries and other proceedings to which this section relates.

A.D. 1884.

138. Where the Bank of England are the registrar they may with the sanction of the Corporation from time to time issue any forms that may be required for carrying into effect the provisions of this part of this Act and may also from time to time make any regulations that are not inconsistent with this part of this Act relative to the following things and when made may alter vary or repeal any such regulations and make other regulations instead thereof or in addition thereto and any such regulations for the time being in force shall be duly observed:—

Regulations
by Bank of
England.

(a.) The period for which coupons are to be given ;

(b.) The mode in which the bank are to act in issuing stock certificates to bearer or entering in the transfer books the bearers of stock certificates to bearer ;

(c.) The mode of proving the title of or identifying any person applying for a stock receipt or stock certificate or stock certificate to bearer ;

(d.) With respect to anything necessary for carrying into effect the provisions of this part of this Act which relate to or affect the bank.

139. The forms given in the Third Schedule to this Act may if the Corporation think fit be used for the purposes therein indicated and the same or forms to the like effect with such variations or additions as circumstances require shall be effectual for those purposes.

Forms.

140.—(1.) Fees not exceeding those specified in the said Third Schedule may be taken by or on behalf of the Corporation in the cases therein mentioned.

Fees.

(2.) The proceeds of fees shall be paid by the Corporation into the loans fund and shall be applied in reduction of contributions out of the Corporation revenues payable into the loans fund in respect of dividends on such portions of Corporation stock as the Corporation having regard to the cases in which the fees are paid determine.

141.—(1.) The expenses incurred by the Corporation in or about the creation and issue of any portion of Corporation stock including any sum paid by them for composition for stamp duty thereon and any other expenses being in their judgment properly chargeable to capital shall be deemed money raiseable under the statutory borrowing power in exercise whereof that portion of stock is issued.

Expenses.

A.D. 1884. (2.) Expenses of book-keeping and management and other current expenses from time to time incurred by the Corporation in the execution of this part of this Act shall be defrayed as the ordinary expenses of the Corporation as a municipal body or as a sanitary authority are or may be defrayed.

PART XII.

MISCELLANEOUS PROVISIONS.

Minutes of proceedings of council may be in print.

142. The minutes of the proceedings of the council shall be deemed to be fairly entered in a book as required by paragraph 12 of the Second Schedule to the Municipal Corporations Act 1882 if a printed copy of such minutes signed in manner authorised by that Act be inserted in a book kept for that purpose.

Form and service of notices by Corporation.

143. Any instrument or document including any notice order resolution declaration adjudication requisition consent approval disapproval demand determination appointment list roll register return or form made given delivered or served under this or any other Act or any byelaw by the Corporation may be either in print or in writing (including lithograph) or partly in print and partly in writing (including lithograph) and shall be sufficiently authenticated by the signature of the town clerk or other duly authorised officer of the Corporation being affixed thereto or stamped thereon and a copy thereof respectively so authenticated shall be receivable in evidence without the production of the original and it shall be sufficient in all cases where any such instrument is required to be given to or served on the owner or occupier of any property to address it to such owner or occupier by his description as owner or occupier (as the case may be) of the property (naming it) in respect of which it is given or served without further name or description and any such instrument may be addressed to owners or occupiers of any number of adjoining or neighbouring properties collectively and when so addressed may be served on more owners or occupiers than one (so that separate copies be served on the respective owners and occupiers of the several properties concerned) and any such instrument or document may be served on any owner occupier or other person either personally or by sending the same through the post by a prepaid registered letter addressed to him by name at his last-known place of abode or business or by delivering the same to some inmate of his last-known or usual place of abode or business or in case of an occupier of such property (being a building) to any inmate of such building or if the property is unoccupied and the place of abode of the person to be served is after diligent inquiry unknown it shall be sufficient to affix it or a copy thereof upon some conspicuous part of such property Any instrument or document so served by post as aforesaid shall be deemed to have been served at the time when the letter con-

taining the same would be delivered in the ordinary course of the post and in proving such service it shall be sufficient to prove that the instrument or document was properly addressed and posted. Provided always that in the case of a railway company any such instrument or document shall be delivered or sent by post addressed to the secretary to the company at their principal office or place of business. A.D. 1884.

144. All byelaws from time to time made by the Corporation under the powers of this Act shall be made under and according to the provisions with respect to byelaws contained in sections 182 to 187 (both inclusive) of the Public Health Act 1875. Provided that all byelaws may be partly in print and partly in writing (including lithograph). General provisions as to byelaws.

145. Any person deeming himself aggrieved by any order judgment determination or requirement or the withholding of any certificate consent or approval of or by the Corporation or of or by any officer or valuer of the Corporation or by any conviction or order made by a court of summary jurisdiction under any provision of this Act may appeal (but in cases where application for relief is authorised to be made to the Corporation then only after such application) to the next practicable court of quarter sessions under and according to the provisions of section 269 of the Public Health Act 1875. As to appeal.

146. Proceedings in a court of summary jurisdiction for the recovery of private improvement expenses water rents and any rate payable to the Corporation may be commenced at any time within twelve calendar months from the time when such expenses rents and rate respectively became due and payable by the person against whom such proceedings are taken. Extending time for summary recovery of rates &c.

147. Where any damages expenses or charges are directed or authorised to be paid or recovered in addition to any penalty for any offence in this Act mentioned the amount of such damages expenses or charges in case of dispute respecting the same may be settled and determined by the justices before whom any offender is convicted and may be levied by distress. Damages and charges in case of dispute to be settled by justices.

148. The Corporation when they are required by any enactment to make compensation to any person interested in any lands may by agreement with such person make such compensation wholly or partly in works land or money. Compensation may be in land &c.

149. Any person who assaults obstructs hinders or molests any member or officer of or any person appointed or employed by the Corporation in the execution of his duty under any enactment or byelaw for the time being in force within the borough shall be liable to a penalty not exceeding five pounds. Penalty on persons obstructing officers &c.

A.D. 1884.

Proceedings for summary convictions and appeals.

150. Proceedings with a view to the summary conviction of offenders under this Act or under any byelaw of the Corporation under this Act or to the recovery of penalties (except when otherwise expressed) or of any money or expenses authorised to be recovered summarily or any order to be made by justices under this Act or any such byelaw shall be taken according to the provisions of the Summary Jurisdiction Acts.

Proceedings against one or more of joint owners or occupiers.

151. In case of any demand or complaint under this Act to which two or more persons being owners or occupiers of lands or partly the one or partly the other are answerable jointly it shall be sufficient to proceed against any one or more of them without proceeding against the others or other of them but nothing in this Act shall prevent the parties so proceeded against from recovering contributions in any case to which they would be entitled by law to contribution if this Act had not been passed.

Several sums in one summons.

152. Any summons or warrant issued for any purpose of this Act may contain in the body thereof or in a schedule thereto several names and several sums.

Penalties to be paid over to the treasurer &c.

153. All penalties recovered by the Corporation under this Act or any byelaw thereunder shall be paid to the treasurer and be by him carried to the credit of the borough fund.

Proceedings when offender refuses to state his name.

154. If any person charged with any offence against any of the former Acts or this Act or any byelaw thereunder respectively refuses to disclose his name all the necessary proceedings may be had and carried on against him for the recovery of any penalty forfeiture or damage imposed or incurred by the description of his person and of the offence committed without stating his name or if one only of his names is known all necessary proceedings may be had and carried on against him by such name only.

Saving for indictments &c.

155. Nothing in this Act shall protect any person from being proceeded against by way of indictment in respect of any matter by this Act made punishable on summary proceedings or shall relieve any person in respect of any such matter from any penal or other consequence to which he would have been liable if such matter had not been made punishable by this Act.

Costs of distress.

156. Any justice who issues a warrant of distress for any purpose of this Act may order that the costs of and incidental to the recovery of the money to be levied be paid by the person liable to pay that money and the costs shall be ascertained by the justice and shall be included in the warrant of distress for recovery of the money.

Judges &c. not disqualified.

157. A judge of any court or a justice shall not be disqualified from acting in the execution of this Act by reason of his being liable to any

rate or other charge thereunder or by reason of his being a member of the council. A.D. 1884.

158. All powers rights and remedies given to the Corporation by this Act shall (except where otherwise expressly provided) be deemed to be in addition to and not in derogation of any other powers conferred on them by Act of Parliament charter law or custom and the Corporation may exercise such other powers as if this Act had not been passed Provided that no person shall incur more than one penalty (other than a daily penalty for a continuing offence) for the commission of the same offence. Powers of Act cumulative.

159. Nothing in this Act shall take away abridge or prejudicially affect any right power authority estate or interest of the Corporation under any former Act or the Public Health Acts or the Municipal Corporations 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. Saving rights of Corporation.

160. The costs charges and expenses preliminary to and of and incidental to the preparing of and applying for and the 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 including the costs charges and expenses preliminary to and of and connected with the obtaining of the resolution of owners and ratepayers aforesaid shall be paid by the Corporation as to two-thirds thereof out of the water revenue and as to the remaining one-third out of the borough fund or out of moneys borrowed on the security thereof respectively under the powers of this Act. Expenses of Act.

A.D. 1884.

SCHEDULES referred to in the foregoing Act.

FIRST SCHEDULE.

PART I.

LANDS TO BE ACQUIRED FOR THE COLLEGE PURPOSES.

Land situate in the parish of Saint John the Baptist in the borough of Cardiff in the county of Glamorgan bounded on the south-west by Cathedral Road leading from Cardiff to Llandaff on the north-west by garden ground in the occupation of Frederick Case on the north-east by recreation grounds attached to Sophia (public) Gardens and on the south-east by the house garden and premises belonging or reputed to belong to Josiah Merrils.

PART II.

LANDS TO BE ACQUIRED FOR MARKET PURPOSES.

Land and buildings situate in the parish of Roath in the borough of Cardiff in the county of Glamorgan known as Roath Cattle Market and abattoirs bounded on the south-west by Cycle Street on the north-west by Constellation Street on the north-east by Platinum Street and on the south-east by the Great Western Railway.

PART III.

PORTIONS OF COMMONS WHICH MAY BE TAKEN.

Works for which the Commons may be taken.	Name of Common.	Parish, where situate.	Quantity which may be taken.		
			A.	R.	P.
Reservoir No. 1 - -	Llanspythid	Llanspythid	57	2	0
Road Diversion No. 1 - -	Llanspythid	Llanspythid	1	2	0
Road Diversion No. 2 - -	Llanspythid	Llanspythid	1	0	0
Conduit No. 1 - -	Llanspythid	Llanspythid	0	3	0
Conduit No. 1 - -	Cantreff	Cantreff	0	3	0

SECOND SCHEDULE.

LANDS AND BUILDINGS OF WHICH PORTIONS ONLY ARE REQUIRED.

Parish.	Numbers on Deposited Plans.
Vaynor - - -	121, 122
Merthyr Tydfil - - -	3, 4, 21, 24
Llanfabon - - -	3, 8, 10
Eglwysilan - - -	28, 43a, 47

THIRD SCHEDULE.

A.D. 1884.

FORMS.

(A.)

RESOLUTIONS ON CREATION OF STOCK.

Borough of Cardiff.

[29th September 188 .]

At a meeting of the council of the borough of Cardiff holden on [Wednesday the 29th day of September 188] at [Eleven o'clock in the forenoon] in the [Council Chamber within the] Town Hall [as a special council].

Present :

[A.B.] Mayor and a full council.

Resolved first—

That under the authority and subject to the provisions of the Cardiff Corporation Act 1884 the Corporation acting by the council do hereby in exercise of their several statutory powers create stock to be called Cardiff Corporation [Irredeemable] Stock and to be issued to an amount which shall be sufficient for the following purposes but not exceeding [state the sum] :—

A. For raising the following sums (amounting in the aggregate to the sum of pounds which has not been raised) that is to say :—

(1) The sum of pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [] Acts for the purchase money for [] and the cost of reconstruction of portions thereof;

(2) The sum of pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [] Acts for the cost of construction of [];

(3) The sum of pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [] Acts for the construction of [];

(4) The sum of pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [] Acts for the purposes of [sewering and paving within the borough];

B. For raising instead of re-borrowing the sum of pounds required by the Corporation for the purpose of paying off when due sums amounting to pounds which will fall due before the [1st January 188] being a portion of their debts now subsisting on the [Local.-222.]

A.D. 1884.
—

security of outstanding securities granted by the Corporation for raising money for the purposes of the following Acts (that is to say):—

and which sums the Corporation are under those Acts authorised to re-borrow.

- C. For raising the sum of _____ pounds for repaying the amount temporarily borrowed by the Corporation from [the Bank of England] in order to enable the Corporation to meet sums which amount to _____ pounds being a portion of their debt secured on outstanding securities granted by the Corporation for raising money for the purposes of the following Acts (that is to say):—

and which sums the Corporation are under those Acts authorised to re-borrow.

- D. For raising the sum of _____ pounds for paying off or redeeming statutory securities granted by the Corporation under the following Acts and now outstanding (that is to say):—

- E. For the purpose of issuing stock in substitution for statutory securities granted by the Corporation under the following Acts and now outstanding (that is to say):—

Resolved secondly—

That such stock shall be issued at the price and shall bear the dividends and be transferable in the manner herein-after specified (that is to say):—

- A. The minimum price of issue to be [_____] per cent. the first dividend to be payable on the [1st January 188 _____];
- B. Tenders for stock to be made to the Bank of England. A deposit of 5 per cent. on the amount of stock tendered for to be paid at the Bank of England at the time of the delivery of the tender;
- C. The dates for the further payments on account of the said tenders when accepted to be as follows:—On [Wednesday, the 20th day of October, 188 _____], so much of the amount tendered and accepted as when added to the deposit will leave £75 (sterling) to be paid for each £100 of stock. On Friday, the 26th day of November, 188 _____, 25 per cent. On Tuesday, the 11th day of January, 188 _____, 25 per cent. On Tuesday, the 1st day of

March, 188 , 25 per cent.] In case of default in the payment of any instalment at its proper date the deposit and instalments previously paid will be liable to forfeiture ;

- D. Dividends at per cent. per annum payable [quarterly] ;
- E. Dividends on the total amount of stock (calculated from the 1st of October 188) to be payable on the 1st January 188 ;
- F. Scrip certificates to bearer with coupons attached for the dividends payable 1st January, 188 , and 1st April, 188 , to be issued in exchange for the provisional receipts ;
- G. In the event of the receipt of tenders for a larger amount of stock than that proposed to be issued at or above the minimum price the tenders at the lowest price accepted to be subject to proportionate diminution ;
- H. Stock to be issued in sums of not less than £10 ;
- J. Stock to be transferable in [books and not by deed].

Resolved thirdly—

That such stock shall be irredeemable [or shall be redeemable as follows: state terms].

Resolved fourthly—

That subject to the approval of the Commissioners of Her Majesty's Treasury an agreement be entered into with the Commissioners of Inland Revenue for the payment to the last-mentioned commissioners of composition under the provisions of section 53 of the Inland Revenue Act 1880 for the stamp duty on transfers of stock issued under the foregoing resolutions.

(B.)

STOCK RECEIPT.

CARDIFF CORPORATION STOCK (£ PER CENT.)

	RECEIVED this day of 188	The proprie- tors to protect themselves from fraud are recommended to accept by themselves or their attorneys all transfers made to them.
<i>Transfer days :</i>	of	
<i>Monday,</i>	herein-after called the said transferee	
<i>Tuesday,</i>	the sum of	
<i>Wednesday,</i>	being the consideration for	
<i>Thursday,</i>	interest or share in the Cardiff Corporation	£ s. d.
<i>Friday.</i>	Stock (£ per cent.) transferable	
<i>Holidays excepted.</i>	at the Bank of England and all my property and interest in, and right to, the same, and the divi- dends thereon, by this day transferred unto the said transferee .	
	Witness hand	
	Witness	

A.D. 1884.

[Indorsement.]

NOTICE TO HOLDERS OF CARDIFF CORPORATION STOCK
(£ PER CENT.)

PAYMENT OF DIVIDENDS.

Dividends are due on [the 1st January, 1st April, 1st July and 1st October] unless the [1st] of either of these months falls on a Sunday in which case the dividends will be payable on the following day.

Dividends will be paid in one of the following modes :—

I. To the stockholders personally or to their attorneys at the Bank of England.

N.B.—Stockholders may arrange for the receipt of their dividends free of charge at any of the country branches on application to the agent.

II. By transmission of dividend warrants by post at the risk of the stockholder under the following regulations :

1. Any stockholder residing within the United Kingdom the Channel Islands or the Isle of Man who desires to have his dividend warrant sent to his address by post must fill up a form of application to be obtained at the bank or at any of its branches ;
2. In the case of joint accounts the application must be signed by all the members of the account directing the warrant to be sent to one of them at a given address ;
3. Post dividend warrants will be crossed & Co. and will only be payable through a banker. They will be drawn to the order of the stockholder and must be indorsed.

Stockholders whose warrants are sent by post should give notice to the bank if they are not received on the day on which they ought to be delivered but need not acknowledge those that arrive in due course.

STOCK CERTIFICATES TO BEARER.

Stock certificates to bearer of the denominations of [£10 or any multiple of £10] with coupons for the quarterly dividends attached may be obtained in exchange for inscribed stock.

(C.)

CORPORATION STOCK CERTIFICATE.

Borough of Cardiff.

Number

This is to certify that A.B. of [] is the proprietor of [] pounds of Cardiff Corporation Redeemable [or Irredeemable] stock subject to the Acts of Parliament relating thereto.

Given under the common seal of the mayor aldermen and burgesses of the borough of Cardiff this [] day of [] 18 [].

(D.)

A.D. 1884.

TRANSFER IN BOOKS.

CARDIFF CORPORATION STOCK (£ PER CENT.)

this _____ day of _____ in the year _____
of our Lord One thousand eight hundred and _____ do
assign and transfer

interest or share in the Cardiff Corporation Stock (£ per
cent.) transferable at the Bank of England and all my property
and interest in and right to the same and the dividends thereon
unto

£	s.	d.

No.
Entered by

Witness to
the identity
of

Executors administrators or assigns Witness hand
Witness

do freely and voluntarily accept the above stock transferred to
Witness

(E.)

APPLICATION FOR ISSUE OF POWER OF ATTORNEY.

Bank of England the _____ day of _____ 188
From A.B. and C.D. [*the registered stockholders in the bank books*]

£ _____ Cardiff Corporation Stock (£ per cent.)
To G.H. [*the intended attorney*]

Examined by Dr. fol. Cr. fol. Transfer book.
 Posted by Posted by

A.D. 1884.

(F.)

POWER OF ATTORNEY FOR SALE AND TRANSFER AND FOR
RECEIPT OF DIVIDENDS.

Corporate }
Account }

CARDIFF CORPORATION STOCK.

Acceptance, sale of £ _____ and dividends.

We

our attorneys and attorney
for us and in our name and on our behalf—

First—to accept all transfers made or to be made to us of any sum of

CARDIFF CORPORATION STOCK.

Secondly—to sell and transfer all or any part of the sum of

said stock standing in our name in the books of the Governor and Com-
pany of the Bank of England;

Thirdly—to receive and give receipts for all dividends or payments due or
to become due on any sum of the said stock from time to time standing
in our name in the books of the Governor and Company of the Bank of
England;

And also—to do whatever is necessary or proper to be done for the purposes
aforesaid or any of them.

In witness whereof we have hereunto affixed our corporate seal this _____
day of _____ in the year of our Lord one thousand eight hundred
and _____

Sealed with the corporate seal and delivered in the presence of

N.B.—The execution of this letter must be attested by [two witnesses who
are] not of the corporate body and who must be present when the corporate
seal is affixed.

For further instructions, see other side.

[Indorsement.]

INSTRUCTIONS FOR EXECUTING THE WITHIN LETTER OF ATTORNEY.

Corporate }
Account }

The *date* must be inserted in *words* and not in figures.

The execution must be attested by [*two credible witnesses* who are] not of the
corporate body and who must add [their addresses and their qualities professions
or occupations].

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A witness resident in a town must give the number of the house as well as the name of the street.

If clerks or servants are witnesses they must give the names and addresses of their employers.

When a witness is a female she must state whether she is a spinster wife or widow and if a wife she must give her husband's name address and quality profession or occupation.

A wife is not a valid witness to the execution of this letter of attorney when her husband's name appears in the letter as attorney or transferee.

If any alteration interlineation or erasure be made in this letter of attorney it must be particularly stated in the attestation subscribed to by the witnesses that such alteration interlineation or erasure was made previously to the execution of the letter.

Demand to act by this letter of attorney, this _____ day of _____ 18
 Witness _____

(G.)

DEED OF TRANSFER.

BOROUGH OF CARDIFF.

I A.B. of [_____] in consideration of the sum of [_____] pounds paid to me by C.D. of [_____] (herein-after called the said transferee) do hereby transfer to the said transferee the sum of [_____] pounds Cardiff Corporation Redeemable [or Irredeemable] Stock standing [or part of the stock standing] in my name in the books of the mayor aldermen and burgesses of the borough of Cardiff to hold unto the said transferee his executors administrators and assigns [or successors and assigns] subject to the several conditions on which I hold the same at the time of the execution hereof and I the said transferee do hereby agree to take the said stock subject to the same conditions.

As witness our hands and seals the [_____] day of [_____].

(H.)

DIVIDEND WARRANT.

CARDIFF CORPORATION STOCK.

(£ _____ PER CENT.)

To the cashiers of the Bank of England.

Pay to bearer the sum of _____

for one quarter of a year's dividend on the sum of £ _____ Cardiff Corporation Stock (£ _____ per Cent.) due 188 . Less property tax at _____ d. per £.	<table border="1" style="width: 100%; height: 50px; border-collapse: collapse;"> <tr> <td style="width: 15%;"></td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> </tr> </table>						

I do hereby acknowledge to have received of the Bank of England the above-mentioned sum in full payment of one quarter of a year's dividend due as abovesaid.

Witness my hand this _____, 188 .

Witness, _____

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(I.)

DIVIDEND WARRANT BY POST.

(1.)

CARDIFF CORPORATION STOCK (£ PER CENT.)

Request for Transmission of Dividend Warrants by Post.

To the Governor and Company of the Bank of England.

Amount. A sum of £ Cardiff Corporation Stock
"my" or "our." (£ per Cent.) is now standing in name as follows:—

Names ad-
dresses and de-
scriptions as re-
corded in the
bank books.

"I" or "we." stock hereby authorise the Accountant General of the Bank
"myself" or of England, for the time being, in the name of to draw
"our nominee." upon the Governor and Company of the Bank of England for the amount of
the quarterly dividends due and to become due on the said amount of stock
"my" or "our." or on the amount for the time being standing in name :

"I" or "we." And hereby request the said Accountant General to send through
"my" or "our." the post at risk and until further notice the warrants so
drawn to

If the ac-
count is a sole
one, insert here
the name and
address of the
stockholder: if
the account is
a joint one
insert here the
name and ad-
dress of one
of the stock-
holders as no-
minee.

Name _____

Present address _____

SIGN HERE.

In the case of joint
stockholders or
of co-executors
all must sign.

Date _____ 188__

[On second half-sheet of same form.]

This half-sheet is to be retained by the stockholder. Reference to it will
often save unnecessary correspondence.

NOTICE TO HOLDERS OF CARDIFF CORPORATION STOCK
(£ PER CENT.)

A.D. 1884

Transmission of Dividend Warrants by Post.

Dividends upon the above-named stock may be transmitted through the post to the stockholder in sole accounts and to any one of the stockholders in joint accounts at their risk upon a form of request being duly filled up and forwarded to the Accountant General, Bank of England. (Forms are obtainable at the Bank of England and at any of its branches.)

N.B.—This arrangement does not apply to stockholders whose addresses are beyond the United Kingdom, the Channel Islands or the Isle of Man.

Persons receiving dividends under letter of attorney cannot have the warrants for such dividends sent to them by post.

A separate form must be used for each separate holding of stock.

When forwarding a form of request care should be taken to state the number of overdue dividends, if any.

Dividends are payable on 1st January, 1st April, 1st July and 1st October.

When the [1st] happens on a Sunday the dividends are not payable until the [2nd].

Forms of request may be delivered at the bank at any date either by hand or though the post, but when received between the day on which the balance for a dividend is struck and the day on which the dividend is payable the warrants for such next dividend will be forwarded as soon as possible but the bank will not guarantee their being posted on the day before the dividend is payable.

For the dividend payable [1st January] the balance is struck on or about the [1st December].

For the dividend payable [1st April] the balance is struck on or about the [1st March].

For the dividend payable [1st July] the balance is struck on or about the [1st June].

For the dividend payable [1st October] the balance is struck on or about the [1st September].

Warrants for overdue dividends will be forwarded as promptly as possible but not necessarily by return of post.

Any change of address of the stockholder in sole accounts, or of the nominee in joint accounts, should be notified at once to the Accountant General. When any such notification reaches the bank less than a fortnight before the next dividend is due there may be a delay of a few days in the delivery of the warrant for such next dividend.

In the absence of any notification to the contrary it will be taken for granted that dividend warrants have duly reached their destinations. When they are not received on the correct day notice should be given to the Accountant General without delay.

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As postal dividend warrants are made payable to order they must be indorsed they are crossed in blank and consequently are only payable on presentation by a banker. (The bank will not undertake to cross postal dividend warrants with the names of particular bankers.)

Instructions to transmit warrants by post remain in force although the stock may have been added to or a part sold.

Stockholders selling stock by attorney if they wish to continue to receive their dividends through the post should instruct their bankers or brokers to obtain letters of attorney for sale only.

All communications with reference to postal dividend warrants should be addressed to the Accountant General, Bank of England, and the postage should be prepaid.

(2.)

POST DIVIDEND WARRANT.

CARDIFF CORPORATION STOCK.

(£ PER CENT.)

To the Governor and Company of the Bank of England, London.

Pay to me or my order on demand the sum of

being one quarter of a year's dividend
 at per cent. per annum due on the
 1st day of 188 , on the
 sum of £ { Cardiff
 Corporation Stock
 (£ per Cent.) }
 Less property tax at per £

--	--	--	--	--	--

*Accepted for the Governor and Company
of the Bank of England*

Per pro

[F. May.]

Chief Cashier.

Accountant General.

The person to whom this warrant is payable must sign his or her name on the back of it.

(K.)

A.D. 1884

STOCK CERTIFICATE WITH COUPONS TO BEARER.

CARDIFF CORPORATION STOCK CERTIFICATE TO BEARER.

DIVIDEND AT £ PER CENT. PER ANNUM.

£50.

A00000

This is to certify that the bearer of this certificate is entitled to fifty pounds Cardiff Corporation [Redeemable] Stock with dividend thereon at the rate of £ per cent. per annum transferable at the Bank of England pursuant to the Cardiff Corporation Act 1884.

Dated 188 .

For the Governor and Company
of the Bank of England

[F. MAY.]

Countersigned

[S. O. GRAY.]

Chief Accountant

Bank of England.

A00000

£50.

The coupons attached to this certificate are payable at the chief establishment of the Bank of England or at any of the country branches.

When the coupons are exhausted this certificate will be exchanged on presentation at the Chief Cashier's Office Bank of England for a new certificate with fresh coupons attached.

[Coupons.]

<p>5 Div. CARDIFF CORPORATION STOCK.</p> <p>Coupon for (Less Income Tax) being Three Months Dividend at £ Per Cent. Per Annum. A00000 Due [1st January 1886] on Certificate for FIFTY POUNDS CARDIFF CORPORATION STOCK. £0. Payable at the Bank of England.</p>	<p>5 Div. CARDIFF CORPORATION STOCK.</p> <p>Due [1st Jan. 1886]. A00000 £0.</p>	<p>4 Div. CARDIFF CORPORATION STOCK.</p> <p>Coupon for (Less Income Tax) being Three Months Dividend at £ Per Cent. Per Annum. A00000 Due [1st October 1885] on Certificate for FIFTY POUNDS CARDIFF CORPORATION STOCK. £0. Payable at the Bank of England.</p>	<p>4 Div. CARDIFF CORPORATION STOCK.</p> <p>Due [1st Oct. 1885]. A00000 £0.</p>
<p>3 Div. CARDIFF CORPORATION STOCK.</p> <p>Coupon for (Less Income Tax) being Three Months Dividend at £ Per Cent. Per Annum. A00000 Due [1st July 1885] on Certificate for FIFTY POUNDS CARDIFF CORPORATION STOCK. £0. Payable at the Bank of England.</p>	<p>3 Div. CARDIFF CORPORATION STOCK.</p> <p>Due [1st July 1885]. A00000 £0.</p>	<p>2 Div. CARDIFF CORPORATION STOCK.</p> <p>Coupon for (Less Income Tax) being Three Months Dividend at £ Per Cent. Per Annum. A00000 Due [1st April 1885] on Certificate for FIFTY POUNDS CARDIFF CORPORATION STOCK. £0. Payable at the Bank of England.</p>	<p>2 Div. CARDIFF CORPORATION STOCK.</p> <p>Due [1st April 1885]. A00000 £0.</p>

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FEEs.

	£	s.	d.
On original issue of stock receipt or stock certificate	0	2	6
On any new stock certificate	0	2	6
On transfer including certificate	0	5	0
On any issue of stock certificate to bearer in respect of every ten pounds of stock specified therein	0	0	6
On re-entry in register of stock specified in stock certificate to bearer	0	5	0

LONDON: Printed by EYRE and SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1884.