



CHAPTER cviii.

An Act to confirm a Provisional Order of the Local Government Board relating to the Borough of Cheltenham. A.D. 1893.
[29th June 1893.]

WHEREAS the Local Government Board have made the Provisional Order set forth in the schedule hereto, under the provisions of the Local Government Act, 1888 :

51 & 52 Vict.
c. 41.

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

Be it therefore 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 :—

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

2. This Act may be cited as the Local Government Board's Provisional Order Confirmation Act, 1893. Short title.

A.D. 1893.

SCHEDULE.

*Cheltenham
Order.*

BOROUGH OF CHELTENHAM.

*Provisional Order made in pursuance of Sections 54 and 59 of the
Local Government Act, 1888.*

To the Mayor, Aldermen, and Burgesses of the Borough of Cheltenham ;—

To the Justices of the Peace for the County of Gloucester, in Quarter Sessions assembled ;—

To the County Council of Gloucester ;—

To the Charlton Kings Local Board, being the Sanitary Authority for the Urban Sanitary District of Charlton Kings, in the same County ;—

To the Leckhampton Local Board, being the Sanitary Authority for the Urban Sanitary District of Leckhampton, in the same County ;—

To the Guardians of the Poor of the Cheltenham Union, in the same County, being the Sanitary Authority for the Rural Sanitary District of that Union ;—

To the School Board for the Parish of Charlton Kings, in the same County ;—

And to all others whom it may concern.

51 & 52 Vict.
c. 41.

WHEREAS by Section 54 of the Local Government Act, 1888 (which Act is herein-after referred to as "the Act"), the Local Government Board are empowered to make a Provisional Order for altering the boundary of any Borough, and by such Order to divide or alter any electoral division ;

And whereas the Borough of Cheltenham, in the County of Gloucester, is a Borough within the meaning of the Act, and the inhabitants of the Borough are a body corporate, by the name of the Mayor, Aldermen, and Burgesses of the Borough of Cheltenham, and act by the Council of the Borough, which now consists of the Mayor (who is also an Alderman), five other Aldermen, and eighteen Councillors ;

And whereas the area of the Borough of Cheltenham (herein-after referred to as "the existing Borough") is coloured yellow on the two maps (herein-after referred to as "the Borough maps"), each marked "Map of the Borough of Cheltenham, as extended, 1893," and sealed with the official seal of the Local Government Board ;

And whereas the existing Borough is a Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Sanitary Authority ;

And whereas the existing Borough is, for the purposes of the election of Town Councillors, divided into six wards, termed respectively the North Ward, the Central Ward, the East Ward, the South Ward, the Middle Ward, and the West Ward ;

[56 & 57 VICT.] *Local Government Board's* [Ch. cviii.]
Provisional Order Confirmation Act, 1893.

And whereas the unrepealed provisions of the Local Acts mentioned in the Schedule to this Order (which Acts are herein-after together referred to as "the scheduled Local Acts," and each of which Acts is herein-after separately referred to as the Act of the year in which it was passed), and of the Confirmation Acts mentioned in the said Schedule, so far as those Acts relate to the Provisional Orders mentioned in that Schedule, are in force in the existing Borough ;

A.D. 1893.

Cheltenham
Order.

And whereas the Public Libraries Act, 1892, is in force in the existing Borough ;

55 & 56 Vict.
c. 53.

And whereas the Corporation have adopted Section 13 of the Infectious Disease (Prevention) Act, 1890 ;

53 & 54 Vict.
c. 34.

And whereas the Council of the existing Borough are, under the Burial Acts, 1852 to 1871, the Burial Board for the existing Borough ;

And whereas the Local Government District of Charlton Kings, in the County of Gloucester (herein-after referred to as "the Charlton Kings District"), adjoins the existing Borough, and is under the jurisdiction of the Charlton Kings Local Board (herein-after referred to as "the Charlton Kings Board") ;

And whereas the Charlton Kings Board have borrowed money, amounting in the whole to the sum of five thousand eight hundred and thirty pounds, for the execution of certain works of sewerage in the Charlton Kings District, of which the sum of three thousand four hundred and fifty-six pounds twelve shillings and fourpence will remain unpaid on the Ninth day of November, One thousand eight hundred and ninety-three ;

And whereas the Charlton Kings Board have adopted—

(a.) The Infectious Disease (Notification) Act, 1889 ; and

52 & 53 Vict.
c. 72.

(b.) The Public Health Acts Amendment Act, 1890 ;

53 & 54 Vict.
c. 39.

And whereas the Local Government District of Leckhampton, in the same County (herein-after referred to as "the Leckhampton District"), also adjoins the existing Borough, and is under the jurisdiction of the Leckhampton Local Board (herein-after referred to as "the Leckhampton Board") ;

And whereas the Leckhampton Board have borrowed money, amounting in the whole to the sum of four thousand two hundred and fifty pounds, for the execution of certain works of sewerage in the Leckhampton District, of which the sum of two hundred and seventy-two pounds, or thereabouts, was expended on works constructed in the part of that District which is not by this Order added to the Borough, and the sum of one thousand nine hundred and forty-eight pounds nine shillings and one penny will remain unpaid in respect of the said sum of four thousand two hundred and fifty pounds on the Ninth day of November, One thousand eight hundred and ninety-three ;

And whereas the Leckhampton Board have also borrowed money, amounting in the whole to the sum of one thousand four hundred and fifty pounds, for the provision of offices, store yard, steam-roller, and shed, of which the sum of seven hundred and fifty-six pounds thirteen shillings and fourpence will remain unpaid on the Ninth day of November, One thousand eight hundred and ninety-three ;

And whereas the Leckhampton Board have adopted—

(a.) The Infectious Disease (Notification) Act, 1889 ; and

52 & 53 Vict.
c. 72.

(b.) The Infectious Disease (Prevention) Act, 1890 ;

53 & 54 Vict.
c. 34.

[Ch. cviii.] *Local Government Board's* [56 & 57 VICT.]
Provisional Order Confirmation Act, 1893.

A.D. 1893.

Cheltenham
Order.

And whereas by virtue of the Elementary Education Acts, 1870 to 1880, the existing Borough and the Parishes of Charlton Kings and Leckhampton (which are coincident in area with the Charlton Kings District and the Leckhampton District respectively) are School Districts, and a School Board (herein-after referred to as "the Charlton Kings School Board") has been formed for the Parish of Charlton Kings, and the School Attendance Committee appointed by the Corporation have jurisdiction in the existing Borough, and the School Attendance Committee appointed by the Guardians of the Poor of the Cheltenham Union have jurisdiction in the said Parish of Leckhampton ;

And whereas the Local Government Board by an Order dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, and made in pursuance of the Act, determined that six County Councillors for the County of Gloucester should be apportioned to the existing Borough, and the existing Borough was accordingly divided into six electoral divisions, which are co-extensive with the six wards into which the Borough is divided for the purposes of the election of Town Councillors ;

And whereas the Charlton Kings District forms part of the Charlton Kings Electoral Division and the Leckhampton District forms part of the Leckhampton Electoral Division of the County of Gloucester :

51 & 52 Vict.
 c. 41.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Sections 54 and 59 of the Act, and by any other enactments in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect :—

Commence-
 ment of Order.

Art. I. This Order shall, except so far as is otherwise herein expressly provided, or as there may be anything in the subject-matter or context inconsistent therewith, come into operation on the Ninth day of November, One thousand eight hundred and ninety-three (which date is herein-after referred to as "the appointed day") :

Date of opera-
 tion of Order
 for parish
 burgess lists,
 &c.
 51 Vict. c. 10.

Provided that, for the purposes of the parish burgess lists and burgess roll, and other lists to be made under the Municipal Corporations Act, 1882, and the Acts amending the same, and of the lists of county electors and the county register to be made in pursuance of the County Electors Act, 1888, and of any Act amending that Act, and of all proceedings preliminary or relating to any municipal election to be held on the next ordinary day of election, this Order shall operate from the date of the Act of Parliament confirming the same.

Definitions.

Art. II. In this Order—

(1.) The expression "the Borough" means the Borough as extended by this Order ;

(2.) The expression "the added areas" means the parts of the Charlton Kings and Leckhampton Districts added to the existing Borough by this Order.

Extension of
 Borough.

Art. III. The boundary of the existing Borough shall be altered so as to include, in addition to the area of the existing Borough, the part of the Charlton Kings District which is coloured pink and blue on the Borough maps, and the part of the Leckhampton District which is coloured green and brown on the Borough maps, and the altered boundary shall be that shown by the red line on the Borough maps, and the whole of the area included within such altered boundary shall, for the purposes of the Municipal Corporations Act, 1882, and for all other purposes, be the Borough.

45 & 46 Vict.
 c. 50.

[56 & 57 VICT.] *Local Government Board's* [Ch. cviii.]
Provisional Order Confirmation Act, 1893.

Art. IV.—(1.) One of the Borough maps shall be deposited in the office of the Local Government Board, and the other shall be deposited by the town clerk of the Borough at his office, within fourteen days after the date of this Order. Copies of the Borough map deposited with the town clerk, certified by him to be true, shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council of Gloucester, to the clerk of the Charlton Kings Board, to the clerk of the Rural Authority of the Cheltenham Union, and to the Director-General of Her Majesty's Ordnance Survey at Southampton.

A.D. 1893.

Cheltenham
Order.
 Deposit of maps.

(2.) Copies of or extracts from the Borough map deposited with the town clerk, certified by him to be true, shall be received in all courts of justice and elsewhere as primâ facie evidence of the contents of such map so far as relates to the boundaries of the Borough; and such map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough, and any such person shall be entitled to a copy of or extract from such map, certified by the town clerk to be true, on payment of a reasonable fee for every such copy or extract. All sums received under this Article shall be carried to the credit of the borough fund.

Copies of map to be evidence.

Art. V.—The portion of the Leckhampton District which is not by this Order added to the Borough shall, on the appointed day, be merged in the Rural District of the Cheltenham Union (herein-after referred to as "the Rural District"), and be subject to the jurisdiction of the Guardians of the Poor of the Cheltenham Union, as the Rural Authority for the Rural District (herein-after referred to as "the Rural Authority").

Merger of part of Leckhampton District in Rural District.

Art. VI. For the purposes of the parish burgess lists and burgess roll, and other lists to be made under the Municipal Corporations Act, 1882, and the Acts amending the same, and of all matters in relation thereto, the added areas shall be deemed to have always been part of the Borough, and the town clerk of the existing Borough shall be the town clerk of the Borough, and anything required to be done in connexion with the purposes aforesaid before the date of the Act of Parliament confirming this Order may, in so far as the same relates to the added areas, be done as soon as practicable after such date, and if so done shall have full force and effect; and if any difficulty arise in making out, revising, or otherwise dealing with such lists and roll, or the lists of county electors and the county register, the Local Government Board may make such Order as shall appear to them to be necessary to remove any such difficulty, and to give effect to the provisions of this Order, and may vary, so far as shall be necessary, the provisions in force with regard to such lists, roll, and register.

Parish burgess lists, &c.

Art. VII. Subject, as regards any future alteration of wards, to the provisions of the Municipal Corporations Act, 1882, and any Act amending the same, as to the alteration of wards, the following provisions shall have effect:—

Division into wards.

- (1.) For the purposes of the election of Councillors the Borough shall continue to be divided into six wards.
- (2.) The existing East, Middle, and South Wards shall be altered as follows:—
 - (a.) The East Ward so as to include the part of the added areas which is coloured pink on the Borough maps;
 - (b.) The Middle Ward so as to include the part of the added areas which is coloured green on the Borough maps; and

[Ch. cviii.] *Local Government Board's* [56 & 57 VICT.]
Provisional Order Confirmation Act, 1893.

A.D. 1893.
Cheltenham
Order.

(c.) The South Ward so as to include the parts of the added areas which are coloured blue and brown on the Borough maps.

(3.) The remaining three wards into which the existing Borough is divided, and the number of Councillors appointed to such wards respectively, shall be unaltered.

(4.) Notwithstanding anything in the Municipal Corporations Act, 1882, to the contrary, all the Councillors representing the existing East, Middle, and South Wards shall go out of office on the First day of November, One thousand eight hundred and ninety-three, but such Councillors shall be eligible for election as Councillors on that date.

Election in
 1893 of
 Councillors for
 East, Middle,
 and South
 Wards.

Retirement
 of Councillors
 elected for
 the East,
 Middle, and
 South Wards
 in 1893.

Art. VIII. Three Councillors shall be elected on the First day of November, One thousand eight hundred and ninety-three, for each of the East, Middle, and South Wards of the Borough as so altered as aforesaid.

Art. IX. The Councillors elected for the East, Middle, and South Wards of the Borough in the year One thousand eight hundred and ninety-three, in pursuance of this Order, shall retire as follows :—

(a.) The Councillor for each ward who is elected by the smallest number of votes on the First day of November, One thousand eight hundred and ninety-four.

(b.) The Councillor for each ward who is elected by the largest number of votes on the First day of November, One thousand eight hundred and ninety-six.

(c.) The other Councillor for each ward on the First day of November, One thousand eight hundred and ninety-five.

Provided that, if for any reason it is doubtful which of the Councillors ought to retire on the dates above specified, the Council of the Borough shall, on the appointed day, or at the next following quarterly meeting, and not later, by a majority of votes, or in case of an equality of votes, by the casting vote of the chairman, determine which of the Councillors shall go out of office on the dates above specified respectively.

Byelaws.

Art. X. All byelaws and regulations and any list of tolls and table of fees made by the Corporation as a Sanitary Authority, or as a Municipal Authority, or as a Burial Board, or otherwise, which, on the appointed day, are in force in the existing Borough, shall thenceforth apply to the Borough until or except in so far as any such byelaws, or regulations, or list of tolls, or table of fees may be altered or repealed; and any byelaws and regulations made by the Leckhampton Board shall on that date cease to be in force or have any effect; and any byelaws and regulations made by the Charlton Kings Board shall on that date cease to be in force or have any effect within the part of the Charlton Kings District hereby added to the Borough: Provided that any proceedings which might have been taken by the Leckhampton Board or the Charlton Kings Board against any person for any offence against such byelaws and regulations committed before the appointed day may, so far as such offence was committed in any part of the added areas, be taken by the Corporation.

Town clerk
 and other
 officers
 continued.

Art. XI.—(1.) The town clerk and all other officers and servants of the Corporation of the existing Borough, whether as Municipal or Sanitary Authority, or as a Burial Board, who hold office on the appointed day shall

[56 & 57 VICT.] *Local Government Board's* [Ch. cviii.]
Provisional Order Confirmation Act, 1893.

continue to be the town clerk and officers and servants of the Corporation of the Borough, and shall hold their offices by the same tenure as at that date.

A.D. 1893.

Cheltenham
Order.
 Borough
 auditors.

(2.) The auditors who shall be in office on the appointed day shall continue in office, and shall be the Borough Auditors, until the next ordinary day of election of Borough Auditors.

Art. XII. The provisions of sub-section (13) of Section 118 and of Sections 119 and 120 of the Act shall apply to the persons who, on the appointed day, hold office as officers or servants of the Leckhampton Board, with the substitution of "district fund and general district rate" in sub-section (8) of Section 120 for "county fund as a payment for general county purposes," and with such other modifications as are necessary to make those provisions applicable to the said officers and servants and to the Corporation; and the provisions of Section 120 of the Act shall apply to any officer of the Charlton Kings Board, or any other officer, not by this Order otherwise expressly provided for, who, by virtue of this Order, or of anything done in pursuance or in consequence thereof, shall suffer any such direct pecuniary loss as is in that section mentioned, with the substitution, in the case of any such officer whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act, 1875, of "district fund and general district rate," and in case of any other such officer of "borough fund and borough rate" in sub-section (8) for "county fund as a payment for general county purposes," and with such other modifications as are necessary to make those provisions applicable to such officer and to the Corporation.

Compensation
 to existing
 officers.

Art. XIII.—(1.) If on the appointed day any action or proceeding, or any cause of action or proceeding, is pending or existing by or against the Charlton Kings Board or the Leckhampton Board in relation exclusively to any part of the added areas, the same shall not be in anywise prejudicially affected by reason of the making of this Order, but may be continued, prosecuted, and enforced by or against the Corporation of the Borough.

Actions, &c.
 not to abate.

(2.) Anything duly done or suffered, and all contracts, deeds, bonds, agreements, and other instruments (subsisting on the appointed day) entered into or made by the Charlton Kings Board or the Leckhampton Board in relation exclusively to any part of the added areas, shall be of as full force and effect against or in favour of the Corporation of the Borough, and may be continued and enforced as fully and effectually as if, instead of the Charlton Kings Board or the Leckhampton Board, as the case may be, the Corporation had done or suffered the same or been a party thereto.

Saving for
 contracts, &c.

Art. XIV. All property vested in the Corporation on the appointed day for the benefit of the existing Borough shall be held by the Corporation for the benefit of the Borough, and, except so far as is otherwise herein expressly provided to the contrary, the Corporation shall hold, enjoy, and exercise, for the benefit of the Borough, all the powers which, at the date aforesaid, are exerciseable by or vested in the Corporation for the benefit of the existing Borough, and all liabilities which, on the date aforesaid, attached to the Corporation in respect of the existing Borough shall attach to them in respect of the Borough.

Corporation
 property and
 liabilities.

Art. XV.—(1.) The Corporation, the Leckhampton Board, and the Charlton Kings Board shall liquidate, so far as practicable, before the appointed day all current debts and liabilities incurred by them respectively.

Current debts
 and liabilities.

[Ch. cviii.] *Local Government Board's* [56 & 57 VICT.]
Provisional Order Confirmation Act, 1893.

A.D. 1893.

Cheltenham
Order.

Rating of
added areas
for period
between
9th November,
1893, and
31st March,
1894.

Property, &c.
of Local
Boards.

(2.) The Corporation may, for the purpose of defraying the expenditure to be incurred in respect of the added areas during the period between the appointed day and the Thirty-first day of March, One thousand eight hundred and ninety-four, for the several purposes to which the general district rate leviable in the existing Borough is applicable, make and levy in each of the added areas such a rate, in the nature of a general district rate, as will be sufficient to defray that expenditure.

Art. XVI.—(1.) All property and liabilities which immediately before the appointed day are vested in or attached to the Leckhampton Board shall, except so far as is otherwise herein expressly provided to the contrary, be transferred to, vested in, and attached to the Corporation as Urban Authority.

(2.) Subject as herein-after provided, all property and liabilities which immediately before the appointed day are vested in or attached to the Charlton Kings Board in relation exclusively to the portion of the Charlton Kings District hereby added to the Borough or any part thereof shall be transferred to, vested in, and attach to the Corporation as Urban Authority, and any property or liabilities vested in or attached to the Charlton Kings Board in relation to that portion of the Charlton Kings District conjointly with the remainder of that District, or some part thereof, shall be a matter for adjustment under Section 62 of the Act.

(3.) Any sewers, sewerage works, and other works constructed by the Leckhampton Board in the part of the Leckhampton District hereby merged in the Rural District shall be transferred to, vested in, and attached to the Rural Authority, and shall be held by them in trust for the contributory place of Leckhampton, and the arrangement now existing between the Corporation and the Leckhampton Board with regard to the sewers of the Leckhampton Board shall continue with respect to the sewers hereby vested in the Rural Authority until the same is determined in accordance therewith; and the payments to be made to the Corporation by the Rural Authority under that arrangement shall be a matter for adjustment under Section 62 of the Act.

(4.) The Leckhampton Board shall on the appointed day be abolished and cease to exist, and the Charlton Kings Board shall cease to exercise any powers or duties within any part of the added areas :

Provided that all arrears of rates and other payments which, on the appointed day, are due or owing to the Charlton Kings Board or the Leckhampton Board in respect of any hereditaments in the added areas may be collected and recovered by the Corporation, and any arrears of rates which at that date are due or owing to the Leckhampton Board in respect of any hereditaments in the part of the Leckhampton District which will be merged in the Rural District may be collected and recovered by the Overseers of the Parish of Leckhampton as if they were arrears of rates for special expenses made by them, and, when collected and recovered, shall be applied by the Overseers towards the discharge of the next precept of the Rural Authority in respect of contributions for special expenses leviable in the said contributory place.

Art. XVII.—(1.) The liability for repayment of the said sums of one thousand nine hundred and forty-eight pounds nine shillings and one penny and seven hundred and fifty-six pounds thirteen shillings and fourpence, which will be owing by the Leckhampton Board as aforesaid on the appointed day, and for the payment of interest thereon, shall be transferred and attach to the Corporation

Mortgage debt
of Leck-
hampton
Board and
Corporation.

[56 & 57 VICT.] *Local Government Board's* [Ch. cviii.]
Provisional Order Confirmation Act, 1893.

as Urban Authority, and such sums, together with so much of any sums borrowed by the Corporation and charged upon the district fund and general district rate of the existing Borough as will on that date be owing, shall be charged upon the district fund and general district rate of the Borough, and so much of any sums borrowed by the Corporation, and charged upon the borough fund and borough rate of the existing Borough, as will on that date be owing, shall be charged upon the borough fund and borough rate of the Borough, and all such sums shall, together with the interest to accrue due thereon, be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned, or within which the same are otherwise required to be repaid or are made repayable.

A.D. 1893.
 —
Cheltenham
Order.

(2.) The Corporation shall, out of the district fund and general district rate of the Borough, pay in each year to the Charlton Kings Board on account of the said sum of three thousand four hundred and fifty-six pounds twelve shillings and fourpence, which will remain unpaid on the appointed day, such proportion of the amounts payable for principal and interest accruing due in respect of the said sum as the assessable value of the portion of the Charlton Kings District hereby added to the Borough bears to the assessable value of the whole of that District, such assessable value to be ascertained from the general district rate made last before the appointed day.

Contribution
 by Corporation
 in respect of
 debt on
 Charlton
 Kings District.

(3.) The Rural Authority shall pay in each year to the Corporation on account of the said sum of one thousand nine hundred and forty-eight pounds nine shillings and one penny, which will remain unpaid on the appointed day, such proportion of the amount payable for principal and interest accruing due in respect of the said sum as the sum of two hundred and seventy-two pounds bears to the sum of four thousand two hundred and fifty pounds :

Contribution
 by Rural
 Authority to
 Corporation in
 respect of debt
 on Leck-
 hampton
 District.

Provided that nothing in this Order contained shall injuriously affect any mortgage or other security which may have been given by the Charlton Kings Board, or the rights and powers of any person entitled under any such mortgage or other security to enforce the same, as if this Order had not been made.

Art. XVIII.—(1.) The Council of the Borough shall be the Burial Board for the Borough, and shall have within the Borough, to the exclusion of any other Burial Authority, all the powers, rights, duties, and liabilities of a Burial Board under the Burial Acts, 1852 to 1871.

Council to be
 Burial Board.

(2.) The parts of the Parishes of Charlton Kings and Leckhampton which are not included in the Borough shall, for all the purposes of the Burial Acts, 1852 to 1871, be deemed to be separate Parishes ; and for those purposes—

(a.) The inhabitants of such parts of the said Parishes may hold meetings in the nature of vestry meetings, and such meetings may be convened by the Churchwardens or other persons by whom vestry meetings of the said Parishes respectively can be lawfully convened ;

(b.) The incumbents or ministers of the said Parishes respectively shall be entitled to preside over such meetings ; and

(c.) The Act 58 Geo. III. c. 69., and all other enactments relating to parish vestry meetings shall, subject as aforesaid, apply to such meetings.

Art. XIX.—(1.) For the purposes of the Elementary Education Acts, 1870 to 1880,—

Alteration of
 school dis-
 tricts, &c.

(a.) Any byelaws in force in the existing Borough on the appointed day shall thenceforth apply to the Borough until revoked or altered.

[Ch. cviii.] *Local Government Board's* [56 & 57 VICT.]
Provisional Order Confirmation Act, 1893.

A.D. 1893.

*Cheltenham
Order.*

Audit of
accounts.

(b.) From and after the appointed day any byelaws made by the Charlton Kings School Board or by the School Attendance Committee of the Cheltenham Union shall cease to operate in any part of the added areas.

Art. XX. The accounts of the Charlton Kings Board, the Leckhampton Board, and the Charlton Kings School Board, and of the officers of all such Authorities, up to the appointed day, shall be audited by the proper officer of the Local Government Board in like manner and subject to the like incidents and consequences as if this Order had not been made :

Provided that such audits may be held as soon as practicable after that date, any statutory provision or regulation as to the time of holding the audit of the accounts of such Authorities to the contrary notwithstanding.

Electoral
divisions, &c.

Art. XXI. Subject to the provisions of Section 54 of the Act the following provisions shall take effect :—

(1.) The above-recited Order of the Local Government Board dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, shall, from and after the appointed day, operate as if the Borough of Cheltenham mentioned therein were the Borough and not the existing Borough, and the said Charlton Kings and Leckhampton Electoral Divisions shall be diminished accordingly.

(2.) The electoral divisions of the existing Borough which are coincident in area with the existing East, Middle, and South Wards shall be altered so as to be coincident with those wards as enlarged by this Order.

(3.) The persons who immediately prior to the appointed day are the County Councillors of the County of Gloucester representing the electoral divisions coincident with the existing East, Middle, and South Wards of the existing Borough, and the Charlton Kings and Leckhampton Electoral Divisions respectively, shall, from and after that date, represent those electoral divisions respectively, as altered by this Order, as if they had been originally elected to represent the altered Divisions.

Borough Acts
and Orders.

Art. XXII.—(1.) Except so far as is herein expressly provided to the contrary, the unrepealed provisions of the scheduled Local Acts, and of the Confirmation Acts and Provisional Orders mentioned in the Schedule to this Order, and of any other Local Act affecting the existing Borough or the Corporation, and of any Provisional Order affecting the existing Borough which may be confirmed during the present Session of Parliament, as the same respectively are in force within the existing Borough on the appointed day, shall extend and apply to the Borough, and any reference therein to the existing Borough and the Corporation or the Commissioners shall be deemed to refer to the Borough and the Corporation thereof.

(2.) Section 44 of the Act of 1852, as amended by Sections 34, 37, 44, and 116 of the Act of 1889, shall not be in force within or apply to any part of the added areas, except so far as regards private streets existing on the appointed day or thereafter formed, and which may become highways, and then, so far only as relates to the flagging, paving, and curbing of the footways, and to channelling.

Adopted Acts.

Art. XXIII.—(1.) The provisions of the Public Libraries Act, 1892, shall be in force within and apply to the Borough as if the same had been adopted therein.

[56 & 57 VICT.] *Local Government Board's* [Ch. cviii.]
Provisional Order Confirmation Act, 1893.

(2.) The provisions of the Infectious Disease (Notification) Act, 1889, the Infectious Disease (Prevention) Act, 1890, and the Public Health Acts Amendment Act, 1890, shall, subject to the provisions of those Acts and of any Act amending the same, cease to be in force within or apply to any part of the added areas, except such sections or parts of the said Acts as have been or may be adopted by the Council of the existing Borough before the appointed day, and from and after that date such sections or parts of Acts shall be in force within and apply to the Borough as if the same had been adopted by the Council thereof.

A.D. 1893.

Cheltenham
Order.

Art. XXIV. This Order may be cited as the Borough of Cheltenham Order, Short title.
1893.

The SCHEDULE above referred to.

PART I.—IMPROVEMENT ACTS.

Session and Chapter.	Short Title.
15 & 16 Vict. c. l. -	The Cheltenham Improvement Act, 1852.
52 & 53 Vict. c. clxxxix. -	The Cheltenham Improvement Act, 1889.

PART II.—WATERWORKS ACTS.

Session and Chapter.	Title or Short Title.
5 Geo. IV. c. cxxxii. (1824) -	An Act for better supplying the Town and Neighbourhood of Cheltenham, in the County of Gloucester, with Water.
2 Vict. c. xxv. (1839) -	An Act for enabling the Cheltenham Waterworks Company to enlarge and extend their Works, and for amending the Act relating thereto.
10 Vict. c. viii. (1847) -	An Act for authorising the Cheltenham Waterworks Company to raise a further sum of money.
21 Vict. c. iv. (1858) -	The Cheltenham Waterworks Capital Act, 1858.
28 & 29 Vict. c. clxv. -	The Cheltenham Waterworks Act, 1865.
41 & 42 Vict. c. cciii. -	The Cheltenham Corporation Water Act, 1878.
44 & 45 Vict. c. lxxiv. -	The Cheltenham Corporation Water Act, 1881.

[Ch. cviii.] *Local Government Board's* [56 & 57 VICT.]
Provisional Order Confirmation Act, 1893.

A.D. 1893.

PART III.—PROVISIONAL ORDER CONFIRMATION ACTS.

*Cheltenham
Order.*

Session and Chapter.	Short Title of Act.	Order confirmed thereby.
46 & 47 Vict. c. cxxxvii. -	The Local Government Board's Provisional Orders Confirmation (No. 7) Act, 1883.	The Order relating to the Borough of Cheltenham.
53 & 54 Vict. c. lxxviii. -	The Commons Regulation (Cleeve) Provisional Order Confirmation Act, 1890.	—
53 & 54 Vict. c. clxxxix. -	The Electric Lighting Orders Confirmation (No. 4) Act, 1890.	The Cheltenham Electric Lighting Order, 1890.
54 & 55 Vict. c. lxx. -	The Local Government Board's Provisional Orders Confirmation (No. 8) Act, 1891.	The Order relating to the Borough of Cheltenham.
55 & 56 Vict. c. ccxxiii. -	The Local Government Board's Provisional Orders Confirmation (No. 12) Act, 1892.	Ditto.

Given under the Seal of Office of the Local Government Board, this
 Twenty-eighth day of February, One thousand eight hundred and
 ninety-three.

(I.S.)

HENRY H. FOWLER, President.
 HUGH OWEN, Secretary.

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