



CHAPTER clvii.

An Act to extend the City and County of Bristol and for other purposes. A.D. 1895.
[6th July 1895.]

WHEREAS the city and county of Bristol (in this Act called “the existing city”) is a municipal borough subject to the Acts relating to municipal corporations and the mayor aldermen and burgesses of the existing city acting by the council are the urban sanitary authority for the district thereof :

And whereas the existing city is a county of itself and has a separate court of quarter sessions commission of the peace police force sheriff and coroner and has an ancient court of record (commonly known as “the Tolzey Court”) and a court of pied poudré :

And whereas the existing city is a county borough under the Local Government Act 1888 :

And whereas it is expedient that the limits of the existing city be extended so as to include part of the parish of Shirehampton in the county of Gloucester and the part of the parish of Easton-in-Gordano in the county of Somerset which is called Dumball Island and the parts of parishes so included are in this Act referred to as “the added area” :

And whereas there is a burial board for the parish of Saint Philip and Jacob within the existing city and they have provided a burial ground for that parish :

And whereas it is expedient that the added area should be detached from the jurisdiction of the county councils justices parish councils highway sanitary burial and other authorities having authority therein and that the corporation should be constituted the sole authority for all municipal and sanitary government within and the burial board for the extended city :

And whereas the said part of the parish of Shirehampton forms part of the Barton Regis rural district and the said part of the

A.D. 1895. parish of Easton-in-Gordano forms part of the Bedminster rural district :

And whereas the said part of the parish of Shirehampton forms part of the district of the Lawford's Gate Highway Board :

And whereas the existing city is the district of the Bristol School Board :

And whereas it is expedient to make provision for such adjustment of the rights property and liabilities of the said several authorities as may be rendered equitable by reason of the extension of the existing city :

11 & 12 Vict.
c. xliii.

And whereas by the Bristol Dock Act 1848 an annual sum of two thousand four hundred pounds is for the purposes of that Act leviable within a part of the existing city (herein-after referred to as "the ancient city") and it is expedient that such sum should cease to be levied :

And whereas it is expedient that the other provisions contained in this Act should be made :

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

And whereas an absolute majority of the whole number of the council at a meeting held on the 20th day of March 1894 after ten clear days notice by public advertisement of such meeting and of the purpose thereof in the Western Daily Press a newspaper published or circulating in the city (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 charged on the borough fund and borough rate of the city :

And whereas such resolution was published twice in the said 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 29th day of January 1895 being not less than fourteen days after deposit of the Bill in Parliament :

And whereas the owners and ratepayers of the city by resolution in the manner provided in the Third Schedule 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 A.D. 1895.
of the same as follows (that is to say) :—

PART I.—PRELIMINARY.

1. This Act may be cited as the Bristol Corporation Act Short title.
1895.

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

Act divided
into Parts.

Part I.—Preliminary.

Part II.—Dissolution of burial board &c.

Part III.—Extension of city boundaries &c.

Part IV.—School board &c.

Part V.—Rates and borrowing.

Part VI.—Miscellaneous.

3. In this Act unless the context otherwise requires—

Interpreta-
tion.

“The existing city” means the city and county of Bristol as existing immediately before the passing of this Act ;

“The added area” means the area by this Act added to the existing city ;

“The included part” and “the excluded part” when used in connexion with any parish mean respectively the part of such parish which is and the part of such parish which is not included in the added area ;

“The city” means the city and county of Bristol as extended by this Act ;

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

“The mayor” means the mayor of the city ;

“The council” means the council of the city ;

“The sheriff” “the recorder” “the town clerk” “the clerk of the peace” “the treasurer” and “the coroner” mean respectively the sheriff the recorder the town clerk the clerk of the peace the treasurer and the coroner of the city ;

“The local courts” means and includes the tolzey court and the court of pied poudré of the existing city ;

“The borough fund” “the borough rate” “the district fund” and “the general district rate” mean respectively the borough fund the borough rate the district fund and the general district rate of the city ;

“The Gloucester County Council” and “the Somersset County Council” mean respectively the county council for the administrative county of Gloucester and the county council for the administrative county of Somersset ;

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- “The county councils” means and includes the Gloucester County Council and the Somerset County Council ;
- “The burial board” means the burial board for the parish of Saint Philip and Jacob ;
- “The highway board” means the Lawford’s Gate Highway Board ;
- “Rural district councils” means the rural district councils for the Barton Regis and the Bedminster rural districts ;
- “Local authorities” means and includes the rural district councils and the highway board in respect only of their respective jurisdictions in the added area ;
- “Bristol School Board” means the school board of the city ;
- “The Municipal Corporations Acts” means the Municipal Corporations Act 1882 and any Acts amending the same ;
- “The Education Acts” means the Elementary Education Act 1870 and any Acts amending the same ;
- “The city plan” means the plan of the city signed in duplicate by William Coddington Esquire the Chairman of the Committee of the House of Commons to whom the Bill for this Act was referred.

Commence-
ment of Act.

4. This Act shall come into operation for the following purposes at the following dates respectively (that is to say) :—

For the purposes of all proceedings connected with the preparation of lists and registers of electors and for all proceedings preliminary to the municipal elections of one thousand eight hundred and ninety-five

on its passing ;

For all other purposes (save as expressly provided) on the thirty-first day of October one thousand eight hundred and ninety-five.

The last-mentioned date is herein-after referred to as “the commencement of this Act.”

Act to be
executed by
council.

5. Subject to the provisions of this Act this Act so far as it relates to the Corporation shall be carried into execution by the Corporation acting by the council.

PART II.—DISSOLUTION OF BURIAL BOARD &c.

Burial board
dissolved &c.

6. From and after the commencement of this Act the burial board is hereby dissolved and so much of the parishes of Shirehampton and Easton-in-Gordano as forms part of the added area is detached from the districts jurisdiction and powers of the local authorities and of any committees of those local authorities.

7. Subject to the provisions of this Act and from and after the commencement thereof all property (real and personal) rights privileges powers authorities duties liabilities and easements (including choses in action) whatsoever which immediately before the commencement of this Act belonged to or were vested in or enjoyed by the burial board or (in relation exclusively to any part of the added area) by the local authorities respectively or any person on their behalf respectively (except such powers authorities and duties of the local authorities as are only exerciseable in rural districts) shall be and the same are hereby as from that date vested in the Corporation to the same extent and for the same estate and interest as the same respectively were at the time of the commencement of this Act vested in the burial board or the local authorities respectively or any person on their behalf respectively and may be held recovered used and enjoyed and shall be undertaken executed and performed accordingly.

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 Property of
 burial board
 &c. trans-
 ferred to
 Corporation.

The purchase money to be paid by the Corporation to the local authorities for any property so transferred as aforesaid shall be agreed between the Corporation and such local authorities and failing agreement shall be determined by the Local Government Board in manner herein-after provided.

8. Subject to the provisions of this Act all conveyances leases deeds appointments contracts agreements mortgages bonds covenants guarantees securities orders notices resolutions and proceedings made or entered into before the commencement of this Act to with in favour of or by for or on behalf of the burial board or (in relation exclusively to any part of the added area) by the local authorities respectively or any person on their behalf respectively and then in force shall be and remain as good valid and effectual in favour of against and with reference to the Corporation and may be proceeded on and enforced in like manner to all intents and purposes as if the Corporation instead of the burial board or the local authorities respectively as the case may be had been party or privy thereto.

Conveyances
 &c. to
 remain in
 force.

9. Any action suit prosecution or other proceedings whatsoever commenced before the commencement of this Act either by or against the burial board or (in relation exclusively to any part of the added area) by the local authorities respectively shall not abate or be discontinued or prejudicially affected by this Act but on the contrary may be maintained prosecuted or continued by in favour of or against the Corporation in like manner to all intents and purposes as if the Corporation instead of the burial board or the local authorities respectively as the case may be were parties to such action suit prosecution or proceedings.

Actions &c.
 not to abate.

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Rates &c.
due at
passing of
Act to and
by the burial
board.

10. All rates dues rents and moneys which immediately before the commencement of this Act are due and payable or accruing due and payable to the burial board shall from and after the commencement of this Act be due and payable to and may be collected or recovered by the Corporation in like manner as they could have been collected or recovered by the burial board and all debts (other than mortgage debts) and moneys which immediately before the commencement of this Act are due or owing by or recoverable from the burial board or for the payment whereof the burial board are or but for this Act would be liable shall be paid with all interest (if any) due or to accrue due thereon by or be recoverable from the Corporation.

Mortgage
debts of the
burial board
transferred to
corporation.

11. All mortgage debts of the burial board shall be taken over discharged and satisfied by the Corporation.

Apportion-
ment of
mortgage
debts of
rural district
councils.

12. The mortgage debts of the rural district councils incurred in relation to the parishes of Shirehampton and Easton-in-Gordano shall be equitably apportioned between those respective councils and the Corporation in such manner as may be agreed on between them or as failing agreement shall be settled by the Local Government Board.

Funds and
rates on
which the
said mort-
gage debts
are to be
charged.

13. The said mortgage debts so to be taken over by the Corporation and the portion of the said mortgage debts which shall be apportioned to the Corporation shall be charged—

As to the mortgage debts of the burial board on the borough fund and borough rate;

As to the other of such mortgage debts on the district fund and general district rate;

and shall be paid and satisfied respectively out of those respective funds and rates or out of moneys to be borrowed thereon for the purpose under the subsequent provisions of this Act.

Arrears of
rates and
debts owing
&c. to and
by local
authorities:

14. All rates rents and moneys which at the commencement of this Act are due and payable to the local authorities respectively in relation exclusively to any part of the added area with all interest (if any) due or to accrue due for the same shall after that date be payable to or recoverable by such respective local authorities and all debts (other than mortgage debts) due or owing by or recoverable from such local authorities respectively at that date shall after that date be paid with all interest (if any) due or to accrue due thereon by or be recoverable from such respective local authorities as if this Act had not passed and shall be accounted for by such respective local authorities on any adjustment of accounts between the Corporation and such respective local authorities under the provisions of this Act,

15. All byelaws, rules and regulations and all orders other than precepts made by the local authorities respectively under any Act of Parliament and in force at the commencement of this Act are hereby annulled so far as they relate to any part of the added area but all penalties incurred thereunder and all forfeitures which have ensued by reason thereof may be enforced and recovered by the Corporation in like manner and in all respects as the same respectively might have been enforced and recovered by the respective local authorities as the case may be in case this Act had not been passed and shall be carried by the Corporation to the credit of the district fund. Provided that all plans of new streets and of new buildings within the added area approved by the rural district councils respectively before the commencement of this Act shall be valid for the period of two years after that date but at the expiration of that period fresh plans of such new streets and new buildings as shall not at that date have been commenced shall be deposited for the approval of the Corporation which plans shall be in conformity with the byelaws, rules and regulations in force within the city.

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Byelaws &c.
annulled.

16. All books and other documents directed or authorised to be kept by the burial board or the local authorities respectively by any Act of Parliament and which at the commencement of this Act would be receivable in evidence shall notwithstanding the dissolution of the burial board and the annulling of the jurisdiction and powers of the local authorities be admitted as evidence before all judicial tribunals and elsewhere.

Books to be
evidence.

17. The accounts of all receipts and expenditure of the rural district councils up to the thirty-first day of March one thousand eight hundred and ninety-six shall be audited and disallowances surcharges and penalties recovered and enforced in like manner as nearly as may be as if this Act had not been passed and as soon as possible after that date.

Audit of
accounts of
district
councils.

Every authority committee or officer whose duty it is to make up any accounts or to account for any portion of the receipts or expenditure in any account shall be deemed for the purpose of such audit to continue in office and be bound to perform the same duties and render the same accounts and be subject to the same liabilities as if this Act had not been passed.

18. All officers of the burial board shall cease to hold their respective offices and employments from and after the commencement of this Act and from and after that date all officers of the local authorities shall cease to have any authority within the city.

Officers to
cease to hold
office &c.

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Compensation to officers of local authorities.

19.—(1) Compensation shall be paid by the Corporation to any officer of the burial board or of either of the local authorities in respect of the loss of the whole or part of his emoluments in consequence of the passing of this Act.

(2) Any such compensation may (at the option of the Corporation) be by way of annuity or by payment of a sum in gross and in case of difference between the Corporation and any officer as aforesaid as to the amount of compensation payable to him the difference shall be finally and conclusively settled by the Treasury.

Accounts &c. to be adjusted by Local Government Board.

20. The Corporation on the one hand and any of the local authorities having an interest in the matter respectively on the other hand may agree generally for the adjustment of all financial relations and questions affecting the Corporation and the local authorities respectively arising out of or consequent on the extension of the existing city and in default of agreement on or before the thirty-first day of March one thousand eight hundred and ninety-six the matter or matters not so agreed shall on the application of any of the bodies in difference be determined by the Local Government Board.

The costs and expenses incurred in such determination shall be borne and paid in such manner as the Local Government Board shall direct.

PART III.—EXTENSION OF CITY BOUNDARIES &c.

Extension of boundaries.

21. The boundaries of the existing city are hereby extended so as to comprise and the city shall accordingly comprise in addition to the existing city the parts of the parishes of Shirehampton and Easton-in-Gordano respectively which are defined in the schedule to this Act and the said parts of parishes so added to the existing city shall for all purposes be detached from the counties of Gloucester and Somerset respectively and from the jurisdiction and powers of the county councils justices of the peace sheriffs coroners and officers of those counties respectively and shall for all purposes form part of the city and county of Bristol.

The city as extended is delineated on the city plan and described in the schedule to this Act and if there be any discrepancy between the city plan and the said description the latter shall prevail.

Notice of this provision shall be plainly set forth on the city plan.

As to excluded part of parishes.

22. From and after the thirty-first day of March one thousand eight hundred and ninety-six where a part of any parish has by virtue of this Act become part of and been included in the city the

remaining part of such parish shall thenceforth (for all purposes other than exclusively ecclesiastical purposes and subject as by this Act provided as to charities) be and constitute a separate parish in like manner as if it had been constituted a separate parish under the Divided Parishes and Poor Law Amendment Act 1876 and the Acts amending the same and the parish council of the existing parish shall be deemed to have been elected for and shall be the parish council for such separate parish.

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23. Subject to the provisions of this Act all the real and personal property at the commencement of this Act vested in the Corporation in any capacity or in any trustees committee or society for educational or charitable purposes for the benefit of the existing city are hereby as from that date vested in the Corporation or such trustees committee or society as the case may be for the benefit of the city and all rights privileges benefits and advantages (except the parliamentary franchise) possessed or enjoyed by the burgesses and inhabitants of the existing city including those possessed or enjoyed under any charitable trusts shall be and the same are hereby extended to the burgesses and inhabitants of the city but subject to all debts liabilities interests and obligations affecting the same or any part thereof or the Corporation or such trustees committee or society in respect thereof.

Corporation property &c. vested for the benefit of the city.

This section shall not be deemed to vary or affect the rights privileges benefits or advantages of the inhabitants of any existing parish or district within the city with reference to charities for the benefit of any such parish or district.

24. Nothing in this Act contained shall be deemed to make any charity the benefit of which is by this Act extended to the burgesses and inhabitants of the city a parochial charity within the meaning of the Local Government Act 1894 or to interfere or authorise any interference with the management or administration of any such charity.

For the protection of Bristol Charity Trustees.

25. Subject to the provisions of this Act and of the Local Government Acts and after the commencement of this Act no lands or other property in the city shall be liable to contribute to any county or other rates or contribution made after the commencement of this Act in or for the respective counties of Gloucester or Somerset or any division thereof or to any highway rate in respect of any parish or place or to any rate made after the commencement of this Act by or in accordance with the precept of any board authority or person other than the Corporation but orders or precepts respecting such rates and matters connected therewith made before the commencement of this Act and all arrears of any such rates existing at

Exemption from liability to county and other rates.

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the commencement of this Act may be enforced collected and recovered as if this Act had not been passed.

Authority
of Corpora-
tion &c.
extended.

26. Except as by this Act otherwise expressly provided all the jurisdiction powers rights privileges authorities immunities and duties of the Corporation as a municipal body and of the council of the existing city and any committee thereof acting in the execution of such enactments as are at the commencement of this Act in force within the existing city and of the Corporation as the urban sanitary authority for the district or any committee thereof shall extend to and throughout the city and all charters and enactments and all byelaws orders and regulations lists of tolls tables of fees and payments and scales of charges at the commencement of this Act in force within and applicable to the existing city or to the burgesses or inhabitants thereof shall subject to the provisions of this Act extend and apply to the city and the inhabitants and burgesses thereof until or except in so far as any of such byelaws orders regulations tolls fees payments or charges may be repealed or altered.

Council to
be the burial
board for
the city.

27.—(1) The council shall be the burial board of the city and shall have within the city to the exclusion of any other burial board all the powers rights duties and liabilities of a burial board under the Burials Acts 1852 to 1885.

(2) The byelaws rules regulations orders notices and scales of fees and charges in force at the commencement of this Act or in relation to the burial ground provided by the burial board shall continue in force for and in relation to that burial ground until and except in so far as the same or any of them shall under the provisions of the said Acts be repealed altered or varied and all fees charges penalties and forfeitures thereby respectively prescribed or imposed shall be paid recovered and enforced by the council in like manner and in all respects as the same respectively might have been paid recovered and enforced by the burial board in case this Act had not been passed and all moneys so paid or recovered shall be carried to the credit of the borough fund.

Jurisdiction
&c. of
recorder
justices &c.

28. The jurisdiction powers authorities rights privileges and duties of the quarter sessions the sheriff the recorder the town clerk the clerk of the peace the coroner the local courts and the justices of the peace appointed for the existing city and of all constables officers and servants of the existing city shall extend to and throughout the city.

Transfer of
lists of
prisoners &c.

29. Lists of prisoners depositions writs process and particulars and all records and documents relating to or to be executed in connexion with any prosecution action or proceedings pending or

existing at the commencement of this Act and appertaining to the added area shall be delivered turned over or transferred and signed in like manner in all respects (so nearly as circumstances will admit) as is required to be done upon a new sheriff coming into office in like manner as if the sheriff of the city were as respects the added area the new sheriff in succession to the sheriff of the county but except so far as may be inconsistent with the foregoing provisions every person committing an offence in the added area before the commencement of this Act shall be tried adjudicated on and dealt with as if this Act had not been passed.

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30. The Corporation shall as from the commencement of this Act accept and take over from the Gloucestershire County Council and the said county council shall at the expense of the Corporation transfer and convey to the Corporation the police station situate at Avonmouth in the excluded part of the parish of Shirehampton belonging to the said county council with the residences for constables and cells connected therewith and the fittings and furniture thereof The consideration for the transfer shall be the payment by the Corporation to the said county council of a sum equal to the cost price of the erection of such station (including the site thereof and the legal expenses and architects charges in connexion therewith) and of the said fittings and furniture less so much of such cost price as shall bear the same proportion to the whole thereof as the rateable value of so much of the added area as is in the county of Gloucester shall immediately before the commencement of this Act have borne to the rateable value of the whole of the said county as it existed immediately before the commencement of this Act.

For the protection of the Gloucestershire County Council.

If any difference shall arise between the Corporation and the said county council as to the cost price as aforesaid of such police station or the deduction to be made therefrom as aforesaid or as to any other matter arising out of this section such difference shall be determined by the Local Government Board on the application of either of the said parties and the decision of the Local Government Board shall be final.

The costs and expenses incurred in such determination shall be borne and paid in such manner as the Local Government Board shall direct.

31.—(1) The Corporation on the one hand and the county councils respectively on the other hand may agree generally for the division of property and an equitable adjustment of all financial relations and the settlement of all questions affecting the Corporation and the county councils respectively arising out of or

Adjustment of questions affecting Corporation and county councils.

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consequent on the extension of the existing city and in default of agreement on or before the twenty-fifth day of March one thousand eight hundred and ninety-six the matter or matters not so agreed shall (on the application of either of the bodies in difference) be determined by the Local Government Board whose decision shall be final. The costs and expenses incurred in such determination shall be borne and paid in such manner as the Local Government Board shall direct.

(2) For the purposes of any adjustment by the Local Government Board the provisions of the Local Government Act 1888 relating to adjustments between administrative counties and the city shall apply with the necessary modifications. Provided that in lieu of sub-section (6) of section 61 of that Act sub-sections (1) and (2) of section 87 of that Act shall apply to any inquiries which may be directed by the Local Government Board under this section and to the costs of such inquiries. Provided also that sub-section (6) of section 32 of that Act shall apply to any agreement or award made under this section.

County
police.

32. On the first day of November one thousand eight hundred and ninety-five such of the members of the police force of the county of Somerset as shall be selected by agreement to be made as soon as possible after the passing of this Act between the standing joint committee for that county and the watch committee of the existing city or in default of such agreement as shall be determined by the Secretary of State shall be transferred to and become part of the police force of the city and any member of the county police so transferred to the police force of the city shall hold his office upon the same tenure and upon the same terms and conditions as if this Act had not been passed and while performing the same duties shall receive not less remuneration and be entitled to not less pension (if any) than if this Act had not been passed.

A portion of the pension fund of the police force of the county of Somerset proportionate to the number age and length of service of the members of the county police so transferred to the police force of the city shall be transferred to the police pension fund of the city and the said proportionate part shall be settled by agreement between the Corporation and the county council of Somerset or in default of agreement by the Secretary of State.

Deposit of
city plan.

33. The city plan shall within two weeks after the passing of this Act be deposited in the Private Bill Office of the House of Commons and with the town clerk at his office and a copy thereof certified by the town clerk as correct shall be sent as soon as may be after such deposit to the Board of Agriculture and to the Local Government Board.

34. Copies of the city plan deposited with the town clerk or any extract therefrom certified by him to be true shall be received by all courts of justice and elsewhere as *primâ facie* evidence of the contents of such plan and such plan shall at all reasonable times be open to the inspection of persons liable to rates imposed by the Corporation and all persons so liable shall be entitled to a copy of or extract from such plan certified by the town clerk on payment of a reasonable fee for every such copy or extract.

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Copies of deposited city plan to be evidence.

35. Subject to the provisions of the Municipal Corporations Acts as to the alteration of wards—

Wards.

- (1) The city shall for the purpose of the election of councillors continue to be divided into thirteen wards having the same names and the same number of councillors as they respectively have at the passing of this Act;
- (2) The added area shall be included in the Clifton Ward and the councillors representing that ward who will not go out of office on the 1st day of November 1895 shall be deemed from and after the commencement of this Act to represent the Clifton Ward as so altered subject to such alteration;
- (3) Subject to the said alteration of the Clifton Ward the wards shall have the same boundaries as they respectively have at the passing of this Act.

36. For the purposes of the county electors lists lists of burgesses and of parochial electors and registers of parliamentary voters and burgesses and the burgess roll to be made next after the passing of this Act under the Municipal Corporations Acts and the Registration of Electors Acts 1843 to 1891 and in relation to the functions and offices of the mayor town clerk and other officers under those Acts the added area shall be deemed to have always been part of the city and of the Clifton Ward Provided that no such lists or registers or the burgess roll to be so made as aforesaid shall be deemed to be invalid by reason only that the same shall not have been made and published or any notices given at the time or times required prior to the passing of this Act if such lists registers roll or notices be given made and published as soon after the passing of this Act as may be practicable.

Burgess lists and roll.

If any difficulty arise in making out revising or otherwise dealing with such lists registers and roll the council of the existing city may make such order as shall appear to them to be necessary to give effect to the provisions of this Act and may vary so far as shall be necessary the provisions in force with regard to such lists registers and roll.

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Compensation to existing county officers.

37. If any officer of the county councils respectively (including in such expression the clerk to the justices of the peace for the petty sessional divisions of the counties of Gloucester and Somerset in which the added area is situate) shall by virtue of this Act or of anything done in pursuance or in consequence thereof suffer any such direct pecuniary loss as is mentioned in section 120 of the Local Government Act 1888 the provisions of that section shall apply to him with the substitution of the words "borough fund" in sub-section 8 of that section for the words "county fund as a payment for general county purposes" and with such other modifications as may be necessary to make those provisions applicable to such officer and to the Corporation and any such officer whose salary shall be reduced by the county councils respectively or the respective standing joint committees within one year from the commencement of this Act on the ground that his duties have been diminished in consequence hereof shall be deemed to have suffered a direct pecuniary loss in consequence of this Act. Such compensation may be by way of annuity or by payment of a sum in gross and shall be paid by the Corporation out of their borough fund and the amount of such compensation shall be determined by agreement or if any dispute arise as to the reasonableness of any such reduction or the amount of such compensation such dispute shall be determined by the Treasury.

PART IV.—SCHOOL BOARD &c.

City to be a school district.

38.—(1) For the purposes of the Education Acts the city shall be a school district and the school board for the existing city shall be the school board for the said school district.

(2) The members of the school board for the existing city who are in office at the commencement of this Act shall constitute the school board for the district of the Bristol School Board and shall be deemed to have been elected therefor and shall hold office subject to the provisions of the Education Acts and this Act and to any order to be made by the Education Department for holding a new election or otherwise.

(3) All byelaws and regulations made by the Bristol School Board for the existing city and then in force shall apply to and be in force within the city subject to any future repeal or amendment of the same and all byelaws and regulations made by any other school board shall cease to have any force within the city.

(4) Every child resident in any part of the added area who at the commencement of this Act shall have obtained a certificate of having reached the standard of education fixed by a byelaw in force

within that part of the added area in which such child is resident for the total or partial exemption from the obligation to attend school shall notwithstanding any byelaw of the Bristol School Board continue to enjoy the same exemption as if this Act had not been passed.

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PART V.—RATES AND BORROWING.

39. From and after the commencement of this Act sections 34 35 36 and 37 of the Bristol Dock Act 1848 authorising the assessing and levying within the ancient city of the sum of two thousand four hundred pounds yearly are hereby repealed but all arrears of rates for raising such sum then existing may be collected and recovered as if this Act had not been passed.

Abolition of payment by part of existing city of £2,400 a year for dock purposes.

40.—(1) For the purposes of the making assessing and levying of all rates of every description which the Corporation are authorised to make assess and levy the owners and occupiers (as the case may be) of all rateable hereditaments in that part of the parish of Shirehampton which is in the added area shall be assessed during the period of fifteen years from the commencement of this Act at a rate in the pound less per annum by two shillings and fivepence and thereafter for a further period of five years at a rate in the pound less per annum by one shilling than that at which owners and occupiers of like hereditaments in the remainder of the city not subject to any exceptional rate shall be assessed to such rates during the like respective periods.

Differential rating in added area.

(2) The reduction to be made under the foregoing provision of this section shall be divided between the borough rate and the general district rate according to the proportion which those several rates bear to one another in that part of the city to which the reduced assessment does not apply.

(3) Nothing in this Act shall be deemed or taken to alter or affect any exemption (whether complete or partial) to which any particular description of property is or may be lawfully entitled under the Public Health Act 1875 or otherwise but the Corporation and their officers and all other persons shall have regard and give effect to every such exemption as aforesaid.

41.—(1) The Corporation and their officers shall have and may exercise all the like powers authorities and remedies (other than a power of distress in the case of the general district rate) and shall have the like immunities and perform the like duties for and with respect to making demanding levying receiving and recovering rates and accounting for and paying over the same and other purposes and be subject to all such penalties for neglect and default as

Powers for levying rates.

A.D. 1895.

overseers have or are subject to with reference to the poor rate and the Municipal Corporations Act 1882 shall be construed and apply accordingly.

(2) One demand note may include all or any of the rates from time to time leviable for any purpose by the Corporation but every demand note shall distinctly specify the amount in the pound and the purposes of each rate.

(3) For the purposes of this section rates shall mean and include the borough rate and all rates which the Corporation are authorised to levy or to cause to be levied under any public or local Act for the time being in force within the city authorising or requiring the Corporation to levy or cause to be levied or to pay or provide any rate contribution sum of money or payment on the same basis as or out of the borough rate.

(4) Compensation shall be paid by the Corporation to any collector of rates levied for the purpose of the borough rate who shall suffer loss of emolument by reason of the exercise by the Corporation of the powers of this section.

(5) Any such compensation may (at the option of the Corporation) be by way of annuity or by payment of a sum in gross and in case of difference between the Corporation and any collector as aforesaid as to the amount of compensation payable to him the difference shall be finally and conclusively settled by the Treasury.

Rates may be kept in one or more books.

42. The Corporation may include any municipal or other rate in one or more book or books or set of books with separate columns or divisions for each rate.

Power to borrow.

43. The Corporation may from time to time in addition to any moneys they are now authorised to borrow under any of the provisions of any other Act borrow at interest on the following securities for the following purposes any sum or sums not exceeding the following sums (that is to say):—

On the security of the borough fund and borough rate—

For paying the costs charges and expenses of and in relation to this Act as herein-after defined and of and in relation to the paying off and re-borrowing of moneys under the powers of this Act the sums requisite for the purpose;

For payment of any compensation by this Act authorised to be paid by the Corporation the amount of such compensation;

For repayment of the mortgage debts of the burial board the amount of the mortgage debts of that board:

On the security of the district fund and general district rate—

For repayment of the portions apportioned to the Corporation of the mortgage debts of the local authorities the respective amounts of those portions.

In calculating the sum the Corporation may borrow under any other enactment the sums they may borrow under this Act shall not be reckoned and the powers of the Corporation as to borrowing and re-borrowing under this Act shall not be restricted by any of the provisions of the Public Health Act 1875. A.D. 1895.

44.—(1) The Corporation if they think fit may borrow the moneys which they are by this Act authorised to borrow or any part thereof under the powers and subject to the provisions of the Local Loans Act 1875 by means of a loan or loans to be raised by the issue of debentures debenture stock or annuity certificates or partly in one way and partly in another. Power to borrow under Local Loans Act 1875.

(2) Any moneys borrowed in manner by this section authorised shall be charged on and shall be paid out of the same funds and rates as they would be charged upon and paid out of if raised by way of mortgage under the powers of this Act and such funds and rates shall in every case be deemed to be the local rate within the meaning and for the purposes of the Local Loans Act 1875.

(3) Every such loan shall be discharged within the period prescribed by this Act.

(4) All moneys paid into any sinking fund formed for the purpose of such discharge shall be invested by the Corporation in the manner in which sinking funds are by this Act authorised to be invested and shall be paid out of the same funds and rates as they would be charged on and paid out of if raised by way of mortgage under the powers of this Act.

45. The following sections of the Public Health Act 1875 shall extend and apply mutatis mutandis to and in relation to all mortgages made under the powers of this Act (that is to say):— Incorporation of sections of Public Health Act 1875.

Section 236 (Form of mortgage);

Section 237 (Register of mortgages);

Section 238 (Transfer of mortgages); and

Section 239 (Receiver may be appointed in certain cases) except the proviso thereto.

46. The Corporation shall repay or make provision for repaying all moneys borrowed under the powers of this Act within the respective periods herein-after mentioned from the date when the same shall be respectively borrowed:— As to repayment of borrowed moneys.

(A) All moneys borrowed for the payment of the costs charges and expenses of and in relation to this Act and of and in relation to the paying off and re-borrowing of moneys under the powers of this Act in any period not exceeding five years;

(B) All mortgage debts transferred to the Corporation under the provisions of this Act and all moneys borrowed by the

A.D. 1895.

Corporation for the repayment of those debts in any periods not exceeding the periods sanctioned for the repayment of those respective debts;

(c) All other moneys borrowed under the provisions of this Act in any period not exceeding twenty-five years:

And such repayment shall be effected—

Either by equal yearly or half-yearly instalments of principal or of principal and interest;

Or by means of a sinking fund;

Or partly by such instalments and partly by a sinking fund.

Every such instalment or instalments shall be paid out of the funds and rates on the security of which the principal moneys in respect of which it or they are so paid were borrowed.

The first payment by instalments or to the sinking fund shall be made on or before the twenty-fifth day of March next following the time of the borrowing of the moneys in respect of which such payment is to be made.

As to sinking fund.

47. The following provisions shall apply as to the sinking fund:—

(1) The Corporation in every year after the respective dates in that behalf by the last preceding section prescribed shall appropriate and set apart out of the funds and rates on the security of which such moneys shall have been borrowed such equal annual sums as will with the accumulations thereof by way of compound interest at a rate not exceeding three pounds per centum per annum be sufficient to pay the whole of the principal moneys borrowed on such security within the periods by this Act prescribed so far as the same are to be paid off by means of a sinking fund:

(2) The yearly sums so to be appropriated and set apart shall be invested from time to time and accumulated in the way of compound interest by investing the same and the dividends interest and annual income thereof respectively in 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 or other security authorised by or under any Act of Parliament passed or to be passed of any municipal corporation in Great Britain (except the Corporation) or of any other local authority within section 34 of the Local Loans Act 1875 other than statutory securities of the Corporation and other than annuities and rentcharges and securities transferable by delivery:

(3) The Corporation may at any time apply the whole or part of such sinking fund in or towards the repayment of the borrowed moneys for the repayment of which such sinking fund was set apart in such order and manner as they deem proper Provided as follows (that is to say) :—

- (A) That in such case they pay into such sinking fund in each year afterwards and accumulate as herein-before prescribed until the whole of the borrowed moneys to which such sinking fund is applicable are discharged a sum equal to the interest produced by the sinking fund or part thereof so applied at the rate per centum on which the annual payments to the sinking fund are based ;
- (B) That whenever and so long as the securities constituting any sinking fund shall be equal in value at the market price of the day to the principal moneys then outstanding and to be paid off by means of such fund the Corporation may in lieu of investing the said yearly income apply the same in payment of the interest on such principal and may during such periods discontinue the payment to such sinking fund of the yearly sums required to be so paid thereto ;
- (C) That if and so often as the interest in any year derived from such investments is not equal to the income which would be derived therefrom at the rate per centum per annum on which the equal annual payments to the sinking fund are based such deficiency shall be made good out of the funds and rates on the security of which the moneys to be repaid have been borrowed but if and so often as the said interest in any year exceeds such income the difference between such interest and income shall be applicable in reduction of the sums which would otherwise be required to be paid into the sinking fund.

48. If the Corporation can at any time borrow any money at a lower rate of interest than any securities given by them and then in force shall bear or if the Corporation pay off any moneys borrowed by them under the powers of this Act otherwise than by means of instalments or of a sinking fund or out of the proceeds of the sale exchange or disposition of lands or other moneys received on capital account (other than borrowed moneys) they may re-borrow the same and so from time to time Provided as follows (that is to say) :—

Power to re-borrow.

All moneys so re-borrowed shall be repaid within the period prescribed for the repayment of the moneys in lieu of which such re-borrowing shall have been made ;

A. D. 1895.

Any amounts from time to time re-borrowed shall be deemed to form the same loan as the moneys in lieu of which such re-borrowing shall have been made and the obligations of the Corporation with respect to the repayment of such moneys shall not be in any way affected by such re-borrowing.

Corporation
not to regard
trusts.

49. The Corporation shall not be bound to see to the execution of any trust whether expressed or implied or constructive to which any loan or security for loan given by them may be subject but the receipt of the person in whose name any loan or security for loan stands in the register book of the Corporation shall be a sufficient discharge to the Corporation in respect thereof notwithstanding any trust to which such loan or security may be subject and whether or not the Corporation have had notice of any such trust or of any charge or incumbrance upon or transfer of such loan or security or any part thereof or interest thereon not entered in their register and the Corporation shall not be bound to see to the application of the money paid on any such receipt or be answerable or accountable for any loss misapplication or non-application of any of such money.

Annual
return with
respect to
sinking
funds &c.

50. The Treasurer shall within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund or any instalment is required to be paid under this Act transmit to the Local Government Board a return in such form as may be prescribed by that Board and verified by statutory declaration if so required by them showing the amount which has been paid as an instalment or invested for the purpose of such sinking fund during the year preceding the making of such return and the description of the securities upon which the same has been invested and also showing the purposes to which any portion of the moneys invested for the sinking fund and the interest thereof have been applied during the same period and the total amount remaining invested at the end of the year and in the event of any wilful default in making such return the treasurer shall be liable to a penalty of not exceeding twenty pounds which shall be paid to the Local Government Board and shall be recoverable by that Board in the same manner as penalties recoverable under the Public Health Act 1875 in a summary manner may be recovered by parties aggrieved within the meaning of that Act.

If it appears to the Local Government Board by such return or otherwise that the Corporation have failed to pay any instalment or to set apart the sum required by this Act for the sinking fund or have applied any portion of the moneys set apart for that fund or any interest thereof to any purposes other than those authorised by this Act the Local Government Board may by order direct that a

sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund and such order shall be enforceable by writ of Mandamus to be obtained by the Local Government Board out of the High Court. A.D. 1895.

The provisions of this section shall apply mutatis mutandis to appropriations and to annual repayments.

51. All moneys borrowed by the Corporation under this Act shall be applied to the purposes of this Act in respect of which the same were respectively borrowed and to which capital is properly applicable and to no other purpose. Application of moneys borrowed.

PART VI.—MISCELLANEOUS.

52. Any costs incurred by the Local Government Board in pursuance of the powers of this Act (including a reasonable sum not exceeding three guineas a day for the services of an inspector) shall be paid by the Corporation or by such one or more of the local authorities concerned and in such proportions as the Local Government Board shall direct and shall be recoverable summarily. Costs of Local Government Board.

53. Nothing in this Act contained shall extend abridge lessen or vary or be construed to extend abridge lessen or vary the rights powers and obligations conferred or imposed on the Bristol Waterworks Company under their several Acts of Parliament or any Acts incorporated therewith and all such rights powers and obligations shall remain in full force without alteration And for the purposes of the said several Acts of the company and any Acts incorporated therewith as aforesaid the city and county of Bristol and the several parishes and districts referred to in the said several Acts shall be deemed to continue to exist but subject and without prejudice to the section of this Act the marginal note whereof is "Jurisdiction &c. of recorder justices &c." Saving rights &c. of Bristol Waterworks Company.

54. The extension of the existing city shall not nor shall anything in this Act contained extend lessen or in any manner alter or be deemed or construed to extend lessen or alter the limits within which the Bristol Waterworks Company are authorised to supply water but such limits shall remain and continue as if this Act had not been passed. Limits of supply of Bristol Water Company not to be altered.

55. The provisions of sections 15 16 18 19 32 and 33 of the Bristol United Gas Light Company's Act 1853 shall (notwithstanding the extension by this Act of the boundaries of the city and county of Bristol) extend to and apply within the existing city only and nothing in this Act shall be deemed to alter or repeal the For protection of the Bristol Gas Company.

A.D. 1895. limitation of the obligations of the said company contained in the proviso to section 3 of that Act.

Power of inspectors of Local Government Board.

56. Inspectors of the Local Government Board shall for the purposes of any inquiry directed by that Board under this Act have in relation to witnesses and their examination the production of papers and accounts and the inspection of places and matters required to be inspected similar powers to those which the inspectors of the said Board have under the Public Health Act 1875 for the purposes of that Act.

Saving rights of Barton Regis Rural District Council as to their sewers.

57. Nothing in this Act shall alter or prejudicially affect any rights of the Barton Regis Rural District Council in relation to their existing sewers or the outlets thereof into the River Avon.

For the protection of the Barton Regis Rural District Council.

58. From and after the passing of this Act the Barton Regis Rural District Council shall cease to be liable to pay the contribution to the expenses of the port sanitary authority of Bristol provided under order of the Local Government Board bearing date the eleventh day of June one thousand eight hundred and ninety-four and such contribution shall thenceforward be paid by the Corporation.

Expenses of Act.

59. 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 by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation out of the borough fund or borough rate or out of moneys borrowed on the security thereof under the powers of this Act.

The SCHEDULE referred to in the foregoing Act.

A.D. 1895.

The city as extended shall include within its boundary as shown on the city plan the existing city—so much of the parish of Shirehampton as is bounded by a line commencing at a point in the boundary of the existing city immediately west of the north-western corner of the enclosure numbered 16 on the Ordnance map of the said parish—thence in a straight line in an easterly direction to the western boundary of the Bristol Port Railway—thence in a south-easterly direction along the westernmost side of that railway to the northern corner of the enclosure numbered 151 on the said map—thence in a straight line in a southerly direction to a point in the south-western boundary of the said enclosure 138 yards north-west of the southern corner of the said enclosure—thence in a straight line in a southerly direction to a point in the south-eastern boundary of the enclosure numbered 150 on the said map 147 yards from the eastern corner of that enclosure—thence in a straight line in a south-easterly direction to the northern corner of the enclosure numbered 270 on the said map—thence in a south-easterly direction along the north-east boundary of the said enclosure and the northern and eastern boundaries of an enclosure numbered 317 on the said map to the most eastern corner of that enclosure—thence in a straight line in a southerly direction to the boundary of the existing city—and so much of the parish of Easton-in-Gordano as is known as Dumball Island with the foreshore thereof.

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THE UNIVERSITY OF CHICAGO
DIVISION OF THE PHYSICAL SCIENCES
DEPARTMENT OF CHEMISTRY

REPORT OF THE
COMMISSION ON THE ORGANIZATION
OF THE DEPARTMENT OF CHEMISTRY

1. The Commission on the Organization of the Department of Chemistry was organized in 1964 to study the structure and organization of the Department of Chemistry at the University of Chicago. The Commission was composed of members from various fields of chemistry and physics, and was chaired by Professor [Name]. The Commission's report is based on a series of public hearings and a study of the current organization of the Department. The Commission believes that the Department should be reorganized to reflect the current state of chemistry and to provide the best possible environment for research and teaching. The Commission's recommendations are set forth in the following sections.

2. The Commission believes that the Department should be organized into several divisions, each headed by a division chair. The divisions should be based on the major areas of research and teaching in chemistry. The Commission recommends the following divisions:

- (a) Inorganic Chemistry
- (b) Organic Chemistry
- (c) Physical Chemistry
- (d) Analytical Chemistry
- (e) Environmental Chemistry

3. The Commission believes that the Department should have a strong emphasis on research and teaching. The Commission recommends that the Department should have a high level of resources, including faculty, students, and equipment. The Commission also recommends that the Department should have a strong emphasis on interdisciplinary research and teaching. The Commission believes that the Department should be a leader in the field of chemistry and should provide the best possible environment for research and teaching. The Commission's recommendations are based on a study of the current organization of the Department and a comparison with other leading departments of chemistry. The Commission believes that the Department should be reorganized to reflect the current state of chemistry and to provide the best possible environment for research and teaching. The Commission's recommendations are set forth in the following sections.