



CHAPTER xlix.

An Act to extend the time limited by the Padiham Local Board Act 1889 for the construction of certain works thereby authorised. [2nd July 1896.]

A.D. 1896.

WHEREAS by the Padiham Local Board Act 1889 (herein-after called "the Act of 1889") the Local Board for the district of Padiham and Hapton in the county of Lancaster therein and herein-after called "the Local Board" were authorised to make and maintain the reservoir and works in that Act mentioned:

And whereas the district of Padiham and Hapton is an urban sanitary district within the meaning of the Public Health Act 1875 and an urban district within the meaning of the Local Government Act 1894 and was prior to the appointed day referred to in the last-mentioned Act under the management and control for sanitary and other purposes of the Local Board and is now under and by virtue of the said Act of 1894 under the management and control of the Urban District Council of Padiham (in this Act called "the District Council"):

And whereas it is expedient that the period by the Act of 1889 limited for the completion of the reservoir and works thereby authorised should be extended as by this Act provided:

And whereas by the Act of 1889 section 29 the Local Board were authorised to raise further money to the amount of fifty thousand pounds to complete certain works authorised by the Padiham Local Board Act 1882 and for the purchase of lands for and the execution of the reservoir and works authorised by the Act of 1889:

And whereas the works authorised by the said Act of 1882 except the conduits numbers 3 4 5 and 6 described in that Act have been completed and the District Council have in addition acquired all the lands necessary to construct the reservoir and works authorised by the Act of 1889:

[*Price 3d.*]

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And whereas by an indenture dated the first day of November one thousand eight hundred and ninety-two and made between Arthur Townley Parker therein described of the one part and the Local Board of the other part the said Arthur Townley Parker for the considerations therein set forth granted to the Local Board their successors and assigns during the execution and until the completion of the reservoir and works authorised by the Act of 1889 the liberty right or privilege to enter into and upon certain parcels of land described in the same indenture to dig for get work take and carry away all such clay as should be needed or required for constructing and making the said reservoir and works together with the right to lay and make tram and other roads to convey the said clay from the said parcels of land :

And whereas to remove doubt it is expedient that the time within which the District Council may exercise the liberty right or privilege to enter into the said parcels of land to dig for get and carry away clay and the right to lay and make tram and other roads be extended to the time limited by this Act for the completion of the reservoir and works authorised by the Act of 1889 :

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

And whereas an absolute majority of the whole number of the District Council at a meeting held on the tenth day of October one thousand eight hundred and ninety-five after ten clear days' notice by public advertisement of the meeting and of the purpose thereof in the Burnley Gazette a local newspaper published and circulating in the district of the District Council such notice being in addition to the ordinary notices required for summoning that meeting resolved that the expense in relation to promoting the Bill for this Act should be paid by the District Council out of the funds and rates under their control or out of moneys borrowed on the security thereof :

And whereas that 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 District Council at a further special meeting held in pursuance of a similar notice on the ninth day of January one thousand eight hundred and ninety-six being not less than fourteen days after the deposit of the Bill for this Act in Parliament :

And whereas the owners and ratepayers of the District Council A.D. 1896.
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
of the same as follows:—

1. This Act may be cited as the Padiham Urban District Council Short title.
(Water) Act 1896.

2. The powers conferred on the Local Board by the Act of 1889 Extension of
for the construction of the reservoir conduits and other works and time for
conveniences thereby authorised shall be extended and continued for construction
the period of fifteen years from the expiration of the period limited of works.
by that Act for the construction of the said works.

3. The powers granted to the Local Board their successors and Extension of
assigns under the terms of the said indenture dated the first day of time wherein
November one thousand eight hundred and ninety-two to enter into powers
and upon certain parcels of land mentioned and described in the granted by
said indenture to dig for get work take and carry away all such clay indenture
as should be needed or required for constructing and making the may be
reservoir conduits and other works and conveniences authorised by exercised.
the Act of 1889 and for that purpose to lay and make tram or other
roads for conveying the said clay from the said parcels of land to
the said reservoir and works and to use such roads at pleasure
together with all such rights of way and other rights as should be
necessary to enable the Local Board their successors and assigns to
utilise and exercise the said powers granted by the said indenture
are hereby made applicable to the extended time granted by this
Act for the making of the reservoir conduits and other works and
conveniences authorised by the Act of 1889 and such powers may
and shall be exerciseable by the District Council their successors
and assigns during the execution and until the completion of the
reservoir conduits and other works and conveniences authorised by
the Act of 1889.

4. The costs charges and expenses preliminary to and of and Costs of Act.
incidental to the preparing applying for and obtaining this Act as
taxed by the taxing officer of the House of Lords or of the House
of Commons shall be paid by the District Council out of the funds
and rates under the control of the District Council or out of moneys

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A.D. 1896. borrowed on the security thereof and the District Council are hereby empowered to borrow the necessary moneys for those purposes All moneys borrowed under the powers of this section shall be repaid by instalments or by a sinking fund in manner provided in the 35th section of the Act of 1889 the marginal note whereof is "How repayments to be effected" within ten years from the borrowing of the same.

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