



CHAPTER CCXXX.

An Act to extend the City and County of Bristol and for other purposes. A.D. 1897.
[6th August 1897.]

WHEREAS the city and county of Bristol (in this Act called "the existing city") is a municipal borough and the mayor aldermen and burgesses acting by the council are the urban sanitary authority :

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 by the Bristol Corporation Act 1895 (in this Act called "the Act of 1895") the boundary of the then existing city was extended so as to include a portion of the parish of Shirehampton in the county of Gloucester and a portion of the parish of Easton-in-Gordano in the county of Somerset and the said portions were added to and now form part of the Clifton Ward of the existing city : 58 Vict.
c. clvii.

And whereas by the local and personal Act 3 George IV. chapter xxiv. (in this Act referred to as "the Act of 1822") the city and county of Bristol as it existed before the extension of the limits thereof by the Municipal Corporations Act 1835 was constituted one union for poor law purposes and a board of guardians was incorporated by the name of "The Governor Deputy Governor Assistants and Guardians of the Poor of the City of Bristol" (in this Act referred to as "the Corporation of the Poor") for the administration of the poor law in the said union and the other purposes of that Act : 3 Geo. IV.
c. xxiv.

And whereas the Act of 1822 was amended by the local and personal Act 1 Victoria chapter lxxxvi. (herein-after referred to as 1 Vict.
c. lxxxvi.
45 & 46 Vict.
c. lxxx.

A.D. 1897.

“the Act of 1837”) and the Bristol Corporation of the Poor Act 1882 (herein-after referred to as “the Act of 1882”):

And whereas by the County Borough of Bristol Confirmation Order 1896 (in this Act called “the Order of 1896”) the several then existing parishes into which the existing city was then divided were as from the 29th day of September 1896 united into three parishes called respectively “North Bristol” “Central Bristol” and “South Bristol” and all the property debts and liabilities of or held under any trust for the said then existing parishes or the inhabitants or parishioners thereof (other than charitable endowments then applicable for the benefit of any of those parishes or the inhabitants thereof) became the property of or as the case may be was held in trust for the parish of which such parishes respectively became a part or for the inhabitants thereof for the same purposes as theretofore and it was by the said Order provided that overseers should be appointed for the said three parishes respectively and that so much of the Act of 1822 and of the Act of 1837 and of the Act of 1882 as provides that the Corporation of the Poor should be or have the powers of overseers of the poor within the parishes united into the said parish of Central Bristol or any of them or as would be inconsistent with the Order of 1896 should be repealed and that any moneys required by the Corporation of the Poor within the parish of Central Bristol should be raised by them in accordance with the provisions of the Acts for the relief of the poor and that the said Corporation should issue contribution orders to the overseers of that parish accordingly :

And whereas it is expedient that the limits of the existing city be extended so as to include the parish of Stapleton (which is an urban district under the jurisdiction of the Stapleton Urban District Council) the parish of Saint George (which is an urban district under the jurisdiction of the Saint George Urban District Council) part of the parish of Horfield in the county of Gloucester and parts of the parishes of Brislington Bedminster Long Ashton Easton-in-Gordano Portbury and Portishead (all of which are in the county of Somerset) and the said parishes and parts of parishes so to be included are in this Act referred to as “the added area” :

And whereas it is expedient to make provision for the municipal representation and for the division into wards of the added area :

And whereas there is a burial board for the parish of Saint George and that board has provided a burial ground for the said parish :

And whereas it is expedient that the said urban district councils and the said burial board should be dissolved and that the added area should be detached from the jurisdiction of the county councils justices district councils highway sanitary burial and other autho-

rities 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 : A.D. 1897.

And whereas the said parishes of Stapleton and Saint George and the said part of the parish of Horfield form part of the Barton Regis Poor Law Union and the said parts of the parishes of Bedminster Long Ashton Easton-in-Gordano Portbury and Portishead form part of the Bedminster Poor Law Union and the said part of the parish of Brislington forms part of the Keynsham Poor Law Union :

And whereas the said parishes of Bedminster Long Ashton Easton-in-Gordano and Portbury form part of the district of the Long Ashton Highway Board and the parish of Brislington forms part of the district of the Keynsham Highway Board :

And whereas it is expedient that the Corporation of the Poor should be dissolved and that the said Acts under which they now act should be repealed and that the extended city should be constituted one poor law union :

And whereas the Corporation of the Poor for valuable consideration therein stated to have been received covenanted by deed poll bearing date the 6th day of January 1698 to pay to the minister who should on the day therein mentioned in every year preach a sermon in the parish church of Saint Nicholas or Saint Stephen within the ancient city the sum of twenty shillings and to the parish clerk and to the sexton respectively of such church the sum of two shillings and sixpence and by a deed poll bearing date the 10th day of April 1701 to pay to the minister who should on the day therein mentioned in every year preach a sermon in the parish church of Saint Peter in the ancient city the sum of fifteen shillings and to the parish clerk and sexton respectively of that church the sum of two shillings and sixpence and by sections 7 and 8 of the Act of 1882 provision was made for the continuance by the Corporation of the Poor of those several payments so as to remove any doubts as to the legality thereof and it is expedient that those payments be continued by the board of guardians of the Bristol Union :

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

And whereas school boards have been established in the said parishes of Horfield Saint George Stapleton and Bedminster and it is expedient that the said school boards of Saint George Stapleton and Bedminster should be dissolved and that the part of the parish of Horfield added to the existing city should be detached from the jurisdiction of the school board of that parish and that the extended city should be constituted one school board district :

A.D. 1897.

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 and the alteration of parishes and unions and school board districts by this Act effected :

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 thirty-first day of July 1896 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 twenty-sixth day of January 1897 being not less than fourteen days after the 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 of the same as follows (that is to say) :—

PART I.—PRELIMINARY.

Short title.

1. This Act may be cited as the *Bristol Corporation Act 1897.*

Act divided into Parts.

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

Part I.—Preliminary.

Part II.—Dissolution of local authorities &c.

Part III.—Extension of city boundaries &c.

Part IV.—Alteration of unions &c.

Part V.—School boards &c.

Part VI.—Rates and borrowing.

Part VII.—Miscellaneous.

3. In this Act unless the context otherwise requires—

A.D. 1897.

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

Interpre-
tation.

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

“The county councils” means the Gloucester County Council and the Somerset County Council;

“The urban district councils” means the Stapleton and the Saint George Urban District Councils but shall not include the Horfield or the Portishead Urban District Council;

“The Portishead Council” means the Portishead Urban District Council;

“The Horfield Council” means the Horfield Urban District Council;

“The burial board” means the burial board for the parish of Saint George;

“The highway boards” means the Keynsham Highway Board and the Long Ashton Highway Board;

“The Bristol Union” means the poor law union constituted by this Act for the city;

A.D. 1897.

- “The Bristol Guardians” means the board of guardians of the Bristol Union ;
- “The Barton Regis Union” “the Bedminster Union” and “the Keynsham Union” mean respectively the poor law unions for Barton Regis Bedminster and Keynsham respectively ;
- “The Barton Regis Guardians” “the Keynsham Guardians” and “the Bedminster Guardians” mean respectively the board of guardians of the Barton Regis Union the board of guardians of the Keynsham Union and the board of guardians of the Bedminster Union ;
- “Rural district councils” means the rural district councils for the Keynsham and the Long Ashton Rural Districts ;
- “Local authorities” means and includes the rural district councils and the highway boards and the Horfield Council and the Portishead Council ;
- “School authorities” means and includes the school boards and school attendance committees respectively having jurisdiction in the added area ;
- “Bristol School Board” means the school board of the city ;
- “School fund” means the school fund of the Bristol School Board ;
- “The Public Health Acts” means the Public Health Act 1875 and any Acts amending the same ;
- “The Municipal Corporations Acts” means the Municipal Corporations Act 1882 and any Acts amending the same ;
- “The Local Government Acts” means the Local Government Act 1888 and the Local Government Act 1894 and any Acts amending the same respectively ;
- “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 Sir William Henry Houldsworth Baronet 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 the division of the added area into wards and for all proceedings connected with the preparation revision and completion of lists and registers of electors or of lists of burgesses and for all proceedings preliminary to the municipal elections of one thousand eight hundred and ninety-seven on its passing :

For all other purposes (save as expressly provided) on the thirty-first day of October one thousand eight hundred and ninety-seven: A.D. 1897.

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

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. Act to be executed by council.

PART II.—DISSOLUTION OF LOCAL AUTHORITIES &c.

6. From and after the commencement of this Act the urban district councils and the burial board are hereby dissolved and the parishes of Stapleton and Saint George and so much of the parishes of Horfield Brislington Bedminster Long Ashton Easton-in-Gordano Portbury and Portishead as form part of the added area are respectively detached from the districts jurisdiction and powers of the local authorities and of any committees of those local authorities. Certain bodies dissolved &c.

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 urban district councils the burial board or (so far as relates to the added area) 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 urban district councils the burial board or (so far as relates to the added area) 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. Property of urban district councils &c. transferred 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 the local authorities as the case may require and in default of agreement shall be determined by an arbitrator to be appointed 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 Conveyances &c. to remain in force.

A.D. 1897.

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 urban district councils the burial board or (so far as relates to the added area) 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 urban district councils the burial board or the local authorities respectively as the case may be had been party or privy thereto.

Actions &c.
not to abate.

9. Any action suit prosecution or other proceedings whatsoever commenced either by or against the urban district councils the burial board or (so far as relates to the added area) the local authorities respectively before the commencement of this Act 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 urban district councils the burial board or the local authorities respectively as the case may be were parties to such action suit prosecution or proceedings.

Rates &c.
due to and
by urban
district
councils and
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 urban district councils or the burial board respectively 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 urban district councils and the burial board respectively 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 urban district councils or the burial board respectively or for the payment whereof the urban district councils or the burial board respectively as the case may be are or but for this Act would be liable shall be paid with all interest (if any) due or to accrue thereon by or be recoverable from the Corporation.

Mortgage
debts of the
dissolved
bodies trans-
ferred to
Corporation.

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

Apportion-
ment of mort-
gage debts of
local autho-
rities.

12. The mortgage debts of the Horfield Council and such of the mortgage debts of the other local authorities respectively as were incurred in respect of the added area shall be equitably apportioned

between those respective local authorities and the Corporation in such manner as may be agreed on between them or as failing agreement shall be settled by an arbitrator to be appointed by the Local Government Board. A.D. 1897.

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—

Funds and rates on which the said mortgage debts are to 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 the said respective funds and rates or out of moneys to be borrowed thereon for the purpose under the subsequent provisions of this Act.

14. All rates rents and moneys which at the commencement of this Act are due and payable to the local authorities respectively 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 (as the case may be) and all debts (other than mortgage debts taken over by the Corporation) due or owing by or recoverable from such local authorities respectively (as the case may be) 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 the case may be) as if this Act had not passed and shall be accounted for by such respective local authorities (as the case may be) on any adjustment of accounts between the Corporation and such respective local authorities under the provisions of this Act.

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

15. All byelaws rules and regulations and all orders (other than precepts) made by the urban district councils or the local authorities respectively (so far as they relate to the added area) under any Act of Parliament and in force at the commencement of this Act are hereby annulled 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 councils and 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 urban district councils or the local authorities 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

Byelaws &c. annulled.

A.D. 1897. — 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.

Books to be evidence.

16. All books and other documents directed or authorised to be kept by the urban district councils 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 urban district councils and the burial board respectively and the annulling of the jurisdiction and powers of the local authorities within the added area be admitted as evidence before all judicial tribunals and elsewhere.

Audit of accounts of district councils.

17. The accounts of all receipts and expenditure of the urban district councils and of their officers up to the commencement of this Act and of the local authorities up to the thirty-first day of March one thousand eight hundred and ninety-eight 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.

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 until the audit is completed 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.

Officers to cease to hold office &c.

18. All officers of the urban district councils and of the burial board respectively 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 added area.

Compensation to officers of local authorities.

19.—(1) Any clerk or other existing officer of the respective urban district councils burial board and local authorities and of the parish councils of Brislington and Bedminster who shall be in office at the passing of this Act and who by virtue of this Act shall suffer any direct pecuniary loss shall be deemed to be an officer entitled to compensation within the meaning of section 120 of the Local Government Act 1888 and that section shall apply accordingly with the substitution of the Corporation for the county council and the Local Government Board for the Treasury Such compensation may (at the option of the Corporation) be by way of annuity or by payment of a sum in gross.

(2) Any such compensation shall be paid by the Corporation.

(3) The non-acceptance of any office offered by the Corporation to any such clerk or officer shall not be a bar to his right to compensation. A.D. 1897.

20. Notwithstanding anything in this Act contained the superintendent registrar of births deaths and marriages for the temporary district of Bristol formed under the provisions of the Births and Deaths Registration Act 1836 shall be entitled to continue in office after the election of the Bristol guardians under this Act to the same extent as if this Act had not been passed. Continuance of superintendent registrar of births &c.

21. 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 equitable adjustment of all financial relations and the settlement of all questions affecting the Corporation and the local authorities respectively arising out of or consequent on the extension of the existing city (subject as to the Horfield Council to the approval of the Local Government Board) and in default of agreement on or before the thirty-first day of March one thousand eight hundred and ninety-eight the matter or matters not so agreed shall on the application of any of the bodies in difference be determined by an arbitrator to be appointed by the Local Government Board. Adjustment of accounts.

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.

22. 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 parishes of Stapleton and Saint George and those parts of the parishes of Horfield Brislington Bedminster Long Ashton Easton-in-Gordano Portbury and Portishead respectively which are defined in the schedule to this Act and the said parishes and 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. Extension of boundaries.

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 set forth on the city plan.

A.D. 1897.

As to parish
of Long
Ashton &c.

23.—(1) From and after the thirty-first day of March one thousand eight hundred and ninety-eight the parts of the respective parishes of Long Ashton Easton-in-Gordano Portbury and Portishead hereby added to the city shall cease to form parts of the said respective parishes and shall be amalgamated with the parish of South Bristol.

(2) The parish councils of the said respective parishes shall continue and shall be deemed to have been elected for and shall be the parish councils for the said respective parishes as diminished by this Act and the said respective parish councils shall cease to exercise any powers or duties within the added area.

As to
excluded
part of
parishes.

24. From and after the thirty-first day of March one thousand eight hundred and ninety-eight where a part of any parish other than those named in the last preceding section has by virtue of this Act become part of and been included in the city the included part and the excluded part of such parish shall thenceforth (for all purposes other than exclusively ecclesiastical and charitable purposes) be and constitute separate parishes in like manner as if they had been constituted separate parishes under the Divided Parishes and Poor Law Amendment Act 1876 and the Acts amending the same.

Valuation
lists.

25. Until new valuation lists are made for the parishes portions of which are added to the city the portions of the lists which relate to hereditaments situate within the included part and the excluded part of such parishes respectively shall respectively be the valuation lists for such respective parts of those respective parishes.

Lists of
jurymen and
voters.

26. For the purposes of jury lists and lists of burgesses and county electors and parochial electors the parishes which or parts of which are within the added area shall be deemed unaltered until new lists are made.

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

27. 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.

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

A.D. 1897.

28. From and after the passing of this Act the bridge together with all masonry piers and other works in connexion therewith constructed by Henry Sinnott across the River Avon above Netham Dam in pursuance of a deed of grant dated the second day of April one thousand eight hundred and ninety and made between the Corporation of the one part and the said Henry Sinnott of the other part shall vest in the Corporation and shall thenceforward be maintained by them and from and after the commencement of this Act the approach roads to the said bridge constructed by the said Henry Sinnott in pursuance of the said deed of grant shall vest in the Corporation and shall thenceforward be maintained by them.

Bridge across River Avon above Netham Dam vested in Corporation.

29. Subject to the provisions of this Act and of the Local Government Acts 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 Bristol guardians or 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 the commencement of this Act may be enforced collected and recovered as if this Act had not been passed.

Exemption from liability to county and other rates.

30.—(1) 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

Authority of Corporation &c. extended.

A.D. 1897. — orders regulations tolls fees payments or charges may be repealed or altered.

(2) There shall not be payable in respect of any buildings to be hereafter erected in the parish of Stapleton or in the parish of Horfield or of any buildings already erected in either of those parishes which may be hereafter altered any fees payable under the Bristol Improvement Acts 1840 and 1847 or either of those Acts.

(3) Nothing in this Act contained shall be deemed to alter or diminish the rights privileges and authorities of the Bristol Tramways and Carriage Company (Limited) nor to impose upon that company any additional obligations nor shall this Act be construed to give the Corporation any other rights or privileges within the added area in relation to the said company or their undertakings property or affairs than before the commencement of this Act are enjoyed within the added area by the local and road authorities thereof respectively as defined by the Tramways Act 1870.

Council to be the burial board for the city.

31.—(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 Burial 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 for or in relation to the burial ground provided by the burial board shall continue in force for and in relation to the said 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.

32. 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.

33. 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 on 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.

34.—(1) The Corporation on the one hand and the county councils respectively on the other hand may agree generally for an equitable adjustment of all financial relations (including any liability undertaken by the Gloucester County Council on the third day of July one thousand eight hundred and ninety-three in respect of a loan raised by the Saint George Urban District Council for improvements to Church Street Saint George) and the settlement of all questions affecting the Corporation and the county councils respectively arising out of or 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-eight 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.

Adjustment
of questions
affecting
Corporation
and county
councils.

(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 subsection (6) of section 61 of that Act subsections (1) and (5) 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 subsection (6) of section 32 of that Act shall apply to any agreement or award made under this section.

35.—(1) On the first day of November one thousand eight hundred and ninety-seven such of the members of the police force of the counties of Gloucester and Somerset respectively 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 those respective counties 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

County
police.

A.D. 1897.

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. The number of the members of the police force of the county of Gloucester so to be transferred shall be such number (not exceeding fifty-eight) as the standing joint committee of that county may determine.

(2) The provisions of section 15 (2) of the Police Act 1890 shall extend and apply to and in relation to any member of the police force transferred under the powers of this section as if such member had removed with the written sanction of the chief constable of the county from the police force of which he shall have been transferred.

As to police
stations in
added area.

36.—(1) All the estate right and interest of the county councils in and to the police stations situate in the added area and vested in them respectively (except the Lawford's Gate Police Station) and the lands and buildings connected therewith or appurtenant thereto and the fittings and furniture therein shall on the commencement and by virtue of this Act vest in the Corporation. The sum to be paid in respect of and the terms and conditions of such vesting shall be such as may be agreed on between the Corporation and the respective county councils or as failing agreement may be settled by the Local Government Board under the section of this Act the marginal note whereof is "Adjustment of questions affecting Corporation and county councils."

(2) The Gloucester County Council may postpone the operation of this section with regard to the police station at Fishponds until the thirty-first day of October one thousand eight hundred and ninety-eight.

(3) In the event of the Gloucester County Council deciding on or before the thirty-first day of October one thousand eight hundred and ninety-nine to sell their estate and interest in the Lawford's Gate Police Station and Petty Sessional Court the Corporation shall accept and take over the same with the fittings and furniture therein and shall pay to the said county council such sum therefor as shall be agreed upon. If any difference shall arise between the Corporation and the said county council as to any matter arising under this subsection 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. A.D. 1897.

37. The Gloucestershire Standing Joint Committee and the Somersetshire Standing Joint Committee respectively on the one hand and the Corporation on the other hand may at any time and from time to time agree for the policing of any part or parts of the respective counties of Gloucester and Somerset or of the city by the respective police forces of the said counties and city respectively as may be agreed upon and for the payments to be made by the Corporation or the standing joint committees respectively as the case may be for any such policing by the city or county police forces respectively. Counties and city may agree as to policing parts of counties.

38. The county councils shall apply all moneys received by them on capital account under this Act in such manner as the county councils may by resolution respectively direct. Application of moneys by county councils.

39. 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 shall be sent as soon as may be after such deposit to the Board of Agriculture and to the Local Government Board. Deposit of city plan.

40. 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 *prima 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. Copies of deposited city plan to be evidence.

41.—(1) The existing city shall (subject to the provisions of this Act) continue to be divided into thirteen wards having the same boundaries and names and the same number of councillors as they respectively have at the passing of this Act. Formation of added area into wards.

(2) The added area shall be divided into such number of wards (in this Act called "the new wards") with such boundaries and names and such number of councillors as may be determined by a commissioner (in this Act referred to as "the commissioner") to be for that purpose appointed by a Secretary of State upon the application of the Corporation and such appointment shall be made within three weeks after the date of such application. Provided that subject to subsection (10) of section 30 of the Municipal Corporations Act 1882 the number of such councillors shall as nearly as possible bear

A.D. 1897. — the same proportion to the number of the councillors of the existing city as the aggregate rateable value and the number of persons rated in the added area bear to the aggregate rateable value and the number of persons rated in the existing city.

Report of
commissioner.

42. The commissioner shall commence and proceed with the duties of his appointment with all practicable dispatch and so as to complete the preparation of the scheme for determining the boundaries of the wards and assigning the number of councillors to each ward before the first day of September one thousand eight hundred and ninety-seven or such later day as may on his application be fixed by a Secretary of State.

Addition to
Clifton Ward by
Act of 1895
severed there-
from and to be
dealt with by the
commissioner.

43. The parts of the parishes of Shirehampton and Easton-in-Gordano by the Act of 1895 added to the Clifton Ward shall on the passing of this Act be separated therefrom and shall be dealt with by the commissioner as though they formed part of the added area.

Application
of section 30
of 45 & 46
Vict. c. 50.

44. Subject to the provisions of this Act the subsections (10) to (15) of section 30 of the Municipal Corporations Act 1882 shall apply as if they were re-enacted in this Act.

First election
of coun-
cillors for
new wards.

45. The first election of councillors for the respective new wards shall be held on the first day of November one thousand eight hundred and ninety-seven and the mayor of the existing city or such other person as he shall appoint shall be the returning officer at the election for the new wards.

First election
of additional
aldermen.

46. The first election of additional aldermen shall take place on the ninth day of November one thousand eight hundred and ninety-seven.

Retirement
of additional
aldermen.

47. The additional aldermen elected in the year one thousand eight hundred and ninety-seven shall retire as follows:—

One half (or if the number of the additional aldermen be uneven the major part of them) on the ninth day of November one thousand nine hundred and one;

The other half (or if the number of the additional aldermen be uneven the minor part of them) on the ninth day of November one thousand nine hundred and four;

The aldermen so first to go out of office shall be those who were elected by the smallest number of votes.

Retirement
of additional
councillors.

48. The councillors so elected in the year one thousand eight hundred and ninety-seven for the respective new wards shall retire as follows:—

One third elected by the smallest number of votes on the first day of November one thousand eight hundred and ninety-eight;

One third elected by the next smallest number of votes on the first day of November one thousand eight hundred and ninety-nine ; The remaining one third on the first day of November one thousand nine hundred.

A.D. 1897.

49. If at the election of aldermen or of councillors to be held in the month of November one thousand eight hundred and ninety-seven there be an equality of votes between any two or more aldermen or between any two or more councillors or in case of such councillors being elected without a poll the council shall at their meeting on the ninth day of the said month of November or at some adjournment thereof determine the order of retirement of such persons.

Provision in case of equality of votes &c.

50. Subject to the provisions of this Act all elections vacations of office and rotations of aldermen and councillors of the city shall be governed by the Municipal Corporations Acts.

Provisions of Municipal Corporations Acts to apply to elections.

51. 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 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 list 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 roll and registers.

52. For the purposes of the Registration of Electors Acts 1843 to 1891 it shall be sufficient (instead of publishing the entire list of parliamentary voters and burgesses in accordance with those Acts) to publish the lists of parliamentary voters and burgesses of each polling district of the city at the times and in manner provided by those Acts as if each such polling district were a separate parish.

As to publication of lists of voters : &c.

53. If any officer of or paid by the county councils respectively or the respective standing joint committees (including in such expression the clerks to the justices of the peace for the petty

Compensation to existing county officers.

A.D. 1897.

sessional divisions of the counties of Gloucester and of 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 subsection 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 within five years 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 agreement) by payment of a sum in gross and shall be paid by the Corporation out of the borough fund and the amount of such compensation if by way of annuity shall be determined by agreement or if any dispute arise as to the reasonableness of any such reduction or the amount of such annuity such dispute shall be determined by the Local Government Board:

Provided always that the non-acceptance of any office shall not be a bar to the right of any officer to compensation.

PART IV.—ALTERATION OF UNIONS &c.

Contribution orders of guardians.

54.—(1) Nothing in this Part of this Act shall take away or prejudice any proceeding or thing pending or being done or any security right or remedy for or in respect of any contribution orders of the guardians of the Barton Regis Bedminster and Keynsham Unions respectively for any parish which or part of which is within the city but the same shall so far as they shall be unpaid on the thirty-first day of March one thousand eight hundred and ninety-eight be paid and collected and payment shall be enforced as if this Act had not been passed.

(2) The provisions of the section of this Act the marginal note whereof is "Audit of accounts of district councils" shall extend and apply mutatis mutandis to and in relation to the audit of the accounts of such parishes up to the thirty-first day of March one thousand eight hundred and ninety-eight and to and in relation to the officers of such parishes.

Repeal of Bristol Poor Acts &c.

55. As on and from the thirty-first day of March one thousand eight hundred and ninety-eight the Act of 1822 the Act of 1837 and the Act of 1882 are hereby repealed and the Corporation of the poor are hereby dissolved.

A.D. 1897.
Alteration of
unions.

56.—(1) From and after the thirty-first day of March one thousand eight hundred and ninety-eight the area included within the city shall be one union and all powers rights and jurisdiction of the guardians of the Barton Regis Union and of the Bedminster Union and of the Keynsham Union and every committee of those guardians respectively shall cease within the city and the guardians of the Bristol Union and their committees and officers shall exclusively have and exercise within and for that union all the powers rights jurisdiction and duties (except as herein-after mentioned) exerciseable by or attaching to guardians or committees of guardians or their officers (as the case may be) under the Acts relating to the relief of the poor or to guardians of the poor for the time being in force and those Acts shall extend and apply to the Bristol Union.

(2) Any moneys required by the Bristol Guardians for the purpose of the care and maintenance of the poor within the Bristol Union shall be raised by them in accordance with the provisions of the Acts relating to the relief of the poor and the Bristol Guardians shall accordingly for such purpose issue contribution orders to the overseers of the poor of the parishes within the Bristol Union.

(3) The council shall by order made on or before the first day of January one thousand eight hundred and ninety-eight fix the number of guardians to be elected for the several parishes and wards in the Bristol Union.

(4) The first election of Bristol Guardians shall be held in the last week in the month of March one thousand eight hundred and ninety-eight.

(5) The parochial register for the election of Bristol Guardians in the case of any part of a parish added to the existing city shall consist of the persons qualified to vote as parochial electors in such part.

(6) Subject to the provisions of this Act all elections vacations of office and retirement of guardians shall be regulated by the Local Government Act 1894.

57. Notwithstanding anything to the contrary in any Act contained the Corporation as to any parish for which they are or may be authorised to appoint overseers may appoint such number of persons to be overseers for such parish as the Corporation may think fit.

Appointment
of overseers
by Corpora-
tion.

58.—(1) All property debts and liabilities of the Corporation of the Poor including all property held in trust for them shall as on and from the thirty-first day of March one thousand eight hundred and ninety-eight become by virtue of this Act the property debts and liabilities of the Bristol Guardians.

Property of
Corporation
of the Poor
vested in
the Bristol
Guardians.

A.D. 1897.

(2) All persons who immediately before the said date owed any money to the Corporation of the Poor or to any person on their behalf except in respect of rates shall pay the same with all interest (if any) due or accruing upon the same to the Bristol Guardians and all debts and moneys which immediately before the said date were due by or recoverable from the Corporation of the Poor or for the payment of which the Corporation of the Poor were or but for this Act would be liable shall be paid with all interest (if any) due or accruing upon the same by or be recoverable from the Bristol Guardians.

(3) The said several payments to be made by the Corporation of the Poor and in respect of the sermons to be so as aforesaid annually preached in the said parish church of Saint Nicholas or Saint Stephen and in the said parish church of Saint Peter and the payments to be made to the parish clerk and sexton of the respective churches in which such sermons shall from time to time be preached shall be paid by the Bristol Guardians.

As to compensation to officers.

59.—(1) Any clerk or other existing officer of a board of guardians who shall be in office on the thirty-first day of March one thousand eight hundred and ninety-eight and who by virtue of this Act shall suffer any direct pecuniary loss shall be deemed to be an officer entitled to compensation within the meaning of section 120 of the Local Government Act 1888 and that section shall apply accordingly with the substitution of the Corporation for the county council and the Local Government Board for the Treasury. Such compensation may at the option of the Bristol Guardians be by way of annuity or by payment of a sum in gross.

(2) Any such compensation shall be paid by the Bristol Guardians out of their common fund.

(3) Provided always that the non-acceptance of any office shall not be a bar to the right of any officer to compensation.

Arrangements and adjustments consequent on alterations of unions.

60.—(1) The Bristol Guardians on the one hand and the Barton Regis Guardians (subject to the approval of the Local Government Board) and the Keynsham Guardians and the Bedminster Guardians respectively on the other hand may agree generally for the adjustment of all financial relations and questions affecting the said guardians respectively arising out of or consequent on the alteration of the unions by this Act effected and in default of agreement on or before the thirty-first day of March one thousand eight hundred and ninety-eight the matter or matters not so agreed shall on the application of any of the parties in difference be determined by an arbitrator to be appointed by the Local Government Board.

(2) Subject to the foregoing provisions of this section the Local Government Board shall by order make all such arrangements and

adjustments incidental to or consequential on the alteration of the Unions by this Act effected as to them may seem expedient. A.D. 1897.

61.—(1) The Bristol Guardians may from time to time (in addition to any other sums they may be from time to time authorised to borrow) borrow at interest with the consent of the Local Government Board under and according to the provisions of the Poor Law Acts relating to loans to boards of guardians the following sums on the security of the money applicable to the relief of the poor of the Bristol Union and for the following purposes :—

Power to
Bristol
Guardians to
borrow.

For repayment of the mortgage debts of the Corporation of the Poor and the part of any mortgage debts apportioned to the Bristol Guardians by the Local Government Board the sum requisite for the purpose ;

For payment of the costs charges and expenses of and in relation to the paying off and re-borrowing of moneys by the Bristol Guardians under the powers of this Act the sum requisite for the purpose ;

For payment of any compensation authorised by this Act to be paid to officers of boards of guardians the amount of such compensation.

(2) All such mortgage debts of the Corporation of the Poor by this Act transferred to the Bristol Guardians as they shall not repay by means of moneys borrowed under the powers of this Act shall be repaid by the Bristol Guardians within the same period as they would have been repayable if this Act had not been passed.

62. Nothing in this Act contained shall be deemed to limit or affect the powers of the Local Government Board under the Acts relating to the relief of the poor or the powers of that Board or of the county councils or of the Corporation under the Local Government Acts. Saving for
Local
Government
Board &c.

PART V.—SCHOOL BOARDS &c.

63. From and after the commencement of this Act the following provisions shall have effect (that is to say) :— Dissolution
&c. of school
boards &c.

(1) The school boards of Saint George Stapleton and Bedminster are hereby dissolved :

(2) The school authorities shall cease to have any power or jurisdiction within or in respect of the added area :

(3) All school premises with their fittings and all property belonging to the dissolved school boards and all school premises fittings and property of the Horfield School Board which may be apportioned to the Bristol School Board shall vest in the Bristol School Board for all the estate and interest of the said school boards respectively :

A.D. 1897.

- (4) Nothing in this Part of this Act shall take away or prejudice any proceeding or thing pending or being done or any right or remedy for or in respect of any precept issued by any of the said school boards and all moneys payable to the dissolved school boards shall be paid to the Bristol School Board who in default of such payment may recover the same in like manner as they could have been recovered by those school boards respectively :
- (5) The Bristol School Board shall make provision out of their school fund for the elementary education of one hundred children of school age resident in the excluded part of the parish of Bedminster in some elementary school or schools within suitable distance of the said excluded part of the parish for the period of twenty years from the commencement of this Act and during that period any number of children of school age (not exceeding one hundred) resident in the said excluded part of the parish of Bedminster shall have a right to receive elementary education in such school or schools in which provision is to be made as aforesaid :
- (6) All debts liabilities and engagements which at the commencement of this Act are owing by or attach to and all school premises fittings and property belonging to and all moneys payable to the Horfield School Board shall be apportioned between that board and the Bristol School Board as may be agreed upon between them or as in default of agreement shall be settled by an arbitrator to be appointed on the application of either of the parties in difference by the Education Department :
- (7) All debts (other than mortgage debts) liabilities and engagements which at the commencement of this Act are owing by or attach to the school boards of Saint George Stapleton and Bedminster respectively and the part of the debt of the Horfield School Board (other than mortgage debts) so apportioned to the Bristol School Board shall be discharged and satisfied by the Bristol School Board out of the school fund of the Bristol School Board and the schools by this Act vested in the Bristol School Board shall be deemed to be schools provided by the Bristol School Board :
- (8) All mortgage debts of the respective school boards for the districts of Saint George Stapleton and Bedminster and the part of the mortgage debt of the Horfield School Board so apportioned to the Bristol School Board and owing at that date are hereby transferred to and shall be discharged and satisfied by the Bristol School Board and shall be repaid within the same periods as they would have been repayable by the respective school boards and shall be a charge on the school fund of that school board :

- (9) 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 of the school authorities shall cease to have any force within the city: A.D. 1897.
- (10) 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:
- (11) Any doubt or difference arising under this section shall on application of the Bristol School Board or of any of the school authorities interested in the determination of such doubt or difference stand referred to and be determined by the Education Department.

64.—(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. City to be a 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.

65. At such time within twelve months after the commencement of this Act as the Education Department shall think fit that Department shall issue an order for the election of persons to serve as members of the school board for the district of the Bristol School Board in the place of the persons who at the time of the making of the said order are members of the said school board. Order for election of new school board.

66. All teachers (as defined by the Elementary Education Act 1870) in the service of the respective school authorities who shall be in office at the commencement of this Act shall hold and enjoy their respective offices and employments until they shall resign the same or be removed therefrom by the Bristol School Board and shall be entitled to the same salaries and emoluments and shall be subject and liable to the like conditions obligations and liabilities and to the like powers of removal and to the like rules restrictions and regulations in all respects whatsoever as if they had been respectively appointed by the Bristol School Board. Teachers of school authorities continued.

A.D. 1897.

Compensation to officers.

67.—(1) Any clerk or other existing officer of the respective school authorities (other than a teacher) who shall be in office at the commencement of this Act and who by virtue of this Act shall suffer any direct pecuniary loss shall be deemed to be an officer entitled to compensation within the meaning of section 120 of the Local Government Act 1888 and that section shall apply accordingly with the substitution of the Bristol School Board for the county council and the Local Government Board for the Treasury. Such compensation may (at the option of the Bristol School Board) be by way of annuity or by payment of a sum in gross.

(2) Any such compensation shall be paid by the Bristol School Board.

Books to be evidence.

68. All books and other documents directed or authorised to be kept by the school 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 school boards respectively and the annulling of the jurisdiction and powers of the school authorities within the added area be admitted as evidence before all judicial tribunals and elsewhere.

Audit of school boards' accounts.

69.—(1) The accounts of the said several dissolved school boards and of their respective officers up to the time of the commencement of this Act shall be audited in like manner as if this Act had not been passed and as soon as practicable after that date any statutory provision or regulation as to the time of holding the audit of the accounts of school boards to the contrary notwithstanding.

(2) Every school 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 until the audit is completed 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.

Power to Bristol School Board to borrow.

70. The Bristol School Board may from time to time (in addition to any moneys they are now or hereafter may be authorised to borrow) borrow at interest with the consent of the Education Department according to the provisions of the Elementary Education Act 1873 the following sums on the security of the school fund borough fund and borough rate and for the following purposes:—

For repayment of the mortgage debts of the school boards of Saint George Stapleton and Bedminster and the part of the mortgage debt of the school board of Horfield apportioned to the Bristol School Board under the provisions of this Act the sum requisite for the purpose;

For payment of the costs charges and expenses of and in relation to the paying off and re-borrowing of moneys by the Bristol School Board under the powers of this Act the sum requisite for the purpose; A.D. 1897.

For payment of any compensation authorised by this Act to the officers of the school authorities the amount of such compensation.

PART VI.—RATES AND BORROWING.

71.—(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 the following parts of the added area shall be assessed during the period of ten years from the commencement of this Act and thereafter for a further period of five years at a rate in the pound less per annum by the following amounts 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.

Parish or Part of Parish in Added Area.	Reduction in the Pound in Assessment.	
	For Period of 10 Years.	For further Period of 5 Years.
Horfield - - - - -	s. d. 1 2	s. d. 0 7
Brislington - - - - -	2 0	1 0
Bedminster - - - - -	1 4	0 8
Long Ashton - - - - -	2 0	1 0

And in the part of the parish of Brislington in the added area the owners and occupiers of houses included in the valuation list for the said parish in force on the twenty-ninth day of September one thousand eight hundred and ninety-five shall be assessed during the period of ten years from the commencement of this Act at a rate in the pound less per annum by sixpence (in addition to the above-mentioned reduction of two shillings in the pound) and thereafter for a further period of five years at a rate in the pound less per annum by three-pence (in addition to the above-mentioned reduction of one shilling in the pound) than that at which owners and occupiers of houses in

A D. 1897. the remainder of the city not subject to any exceptional rate shall be assessed to such rates during the like respective periods :

From and after the expiration of the said period of five years the said parishes and parts of parishes shall be assessed at the same rate in the pound as the remainder of the city not subject to any exceptional rate.

(2) The reduction to be made under the foregoing provisions 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.

Power to
Corporation
to borrow.

72. 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 ;

For repayment of the portions (if any) apportioned to the Corporation of the mortgage debts of the county councils the amount so apportioned ;

For repayment of any moneys properly chargeable to capital and payable by reason of any adjustment made under the provisions of this Act the respective amounts of those moneys :

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

For repayment of the mortgage debts of the urban district councils and the portions apportioned to the Corporation of the mortgage debts of the local authorities the respective amounts of those debts and 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. 1897.
—

73.—(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.

74. 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.

75. The Corporation shall repay or make provision for repaying all moneys borrowed under the powers of this Act and all mortgage debts transferred to the Corporation under the provisions 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;

A.D. 1897.

- (b) All mortgage debts transferred to the Corporation under the provisions of this Act and not repaid by means of moneys borrowed under the powers of this Act in any periods not exceeding the unexpired periods remaining for the repayment of those respective debts at the date of their transfer to the Corporation ;
- (c) All moneys borrowed by the Corporation for the repayment of mortgage debts payable by the Corporation under the provisions of this Act in any periods not exceeding the periods sanctioned for the repayment of those respective debts ;
- (d) 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 in the year next following the time of the borrowing of the moneys in respect of which such payment is to be made.

As to sinking fund.

76. 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 are charged 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 sum 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 moneys 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 annuities rentcharges or 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.

77. 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

Power to re-borrow.

A.D. 1897. account (other than borrowed moneys) they may re-borrow the same and so from time to time Provided as follows (that is to say):—

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 ;

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.

78. 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.

79. 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.

A.D. 1897.

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.

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

80. 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 VII.—MISCELLANEOUS.

81. The total amount of money to be borrowed under the powers of this Act shall not exceed the sum of one hundred thousand pounds.

Limiting total amount of money to be borrowed.

82. 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.

83. The extension of the existing city as by this Act provided 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 respective limits within which the Bristol Waterworks Company and the Portishead District Water Company respectively are authorised to supply water or the terms on which those companies respectively shall supply water within those respective limits but such respective limits shall remain and continue as if this Act had not been passed and nothing in this Act contained shall

Limits of supply of Bristol and Portishead District Water Companies not to be altered.

A.D. 1897. — take away lessen alter or prejudice or in any manner interfere with the exercise of any of the powers of the said companies or either of them.

For protection of Bristol Gas Company.

84. 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 only to and apply only within the city as it existed prior to the passing of the Act of 1895 and nothing in this Act shall be deemed to alter or repeal the limitation of the obligations of the said company contained in the proviso to section 3 of the Bristol United Gas Light Company's Act 1853.

Power of inspectors of Local Government Board.

85. 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.

Costs of Local Government Board.

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

For protection of Long Ashton Rural District Council and Portishead Council.

87. From and after the commencement of this Act the Long Ashton Rural District Council and the Portishead 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.

88. 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. 1897.

[NOTE.—The numbers herein-after specified in relation to any properties in each parish are in all cases unless otherwise expressly stated the numbers whereby those respective properties are distinguished on the $\frac{1}{2500}$ Ordnance map of such parish.]

The city as extended shall include within its boundary as shown on the city plan the following places parishes and parts of parishes (that is to say):—

The existing city :

The whole of the parish of Stapleton :

The whole of the parish of Saint George :

So much of the parish of Horfield as is included within the parliamentary borough of Bristol :

So much of the parish of Brislington as is bounded by a line commencing at the point upon the left bank of the River Avon where the boundaries of that parish and of the parish of Bedminster and of the existing city meet—thence following the boundary of the existing city in an easterly and south-easterly direction to a point 13 yards west of the south-eastern corner of number 563—thence along the northern boundary fence of Birchwood Quarry as shown on the city plan to the northernmost point of number 522—thence in a straight line in a westerly direction to the junction of Birchwood and Saint Anne's Roads—thence in a southerly direction along the centre of Birchwood Road to its junction with a road leading from Birchwood Road to Saint Anne's Road—thence along the centre of the said road leading from Birchwood Road to Saint Anne's Road to its junction with Saint Anne's Road—thence along the centre of that road to the centre of Wick Lane where that lane crosses the Great Western Railway—thence southwards along the centre of that lane to the road from Bath to Bristol—thence along the centre of that road to Knowle Lane—thence along the centre of that lane to the boundary between the parishes of Bedminster and Brislington—thence along that boundary to the point of commencement of the said line :

So much of the parish of Bedminster as is bounded by a line commencing at the point on the left bank of the River Avon where the boundaries of that parish and of the parish of Brislington and of the existing city meet—thence following the boundary between the parishes of Bedminster and Brislington to the south-western corner of number 24 on the Ordnance map of the parish of Bedminster—thence along the western boundary of such enclosure and the south-western boundaries of numbers 23 49 59 and 711 to the eastern corner of number 60—thence along the south-eastern boundary thereof and of numbers 43 47 46 44 17 16 and 63—thence along

A.D. 1897.

the southern boundary of number 63 the eastern boundary of number 470 and southern boundary of numbers 470 and 63 and the southern boundaries of numbers 481 and 482 to Novers Lane—thence in a straight line in a north-westerly direction to the south-eastern corner of number 483—thence along the southern boundary of number 483 to the south-western corner thereof—thence in a straight line in a westerly direction to a point in the centre of the Malago stream opposite the south-eastern corner of number 492—thence along the centre of such stream to the southernmost corner of number 418—thence along the south-western boundary of number 418 to Bishopsworth Road—thence in a straight line in a south-westerly direction to the south-eastern corner of number 444—thence along the south-western and western boundary thereof to the south-eastern corner of number 441—thence along the southern and western boundary thereof to the north-western corner thereof—thence in a straight line in a north-westerly direction to the eastern corner of number 439—thence along the north-eastern boundary thereof to the northern corner thereof—thence along the south-eastern and north-eastern boundary of number 519 to the northern corner thereof—thence in a straight line in a north-easterly direction to a point in the western boundary of number 516 about 120 yards from the southern corner of number 516—thence along the western and northern boundary thereof to the south-western corner of number 532—thence along the western boundary of number 532 to the Great Western Railway—thence in a straight line in a north-westerly direction to the south-western corner of number 529—thence along the western boundary thereof to a point in the centre of South Lane immediately opposite the north-western corner of number 529—thence along the centre of such lane to a point opposite the south-eastern corner of number 630—thence along the eastern boundary thereof to the northern corner thereof—thence along the south-eastern side of the road numbered 638 to the western side of the Portishead Railway—thence in a northerly direction along the western side of that railway to the boundary between the parishes of Bedminster and Long Ashton—thence along that boundary to the point where it meets the boundary of the existing city and thence along that boundary to the point of commencement of the said line:

So much of the parish of Long Ashton as is bounded by a line commencing at the point where the boundaries of the existing city and the parishes of Long Ashton and Bedminster meet—thence following the boundary between the parishes of Long Ashton and Bedminster to the western side of the Portishead Railway—thence along the western side of that railway to the bridge carrying the road over the Portishead Railway near Clifton Bridge Station—thence eastwards along the southern side of such bridge—thence in prolongation of the last-mentioned line to the boundary of the existing city—thence along that boundary to the point of commencement of the said line:

So much of the parish of Easton-in-Gordano as is bounded by a line commencing at the point near the left bank of the River Avon where the boundaries of the existing city and of the parishes of Easton-in-Gordano and Abbots Leigh meet—thence along the centre of the road leading from Chapel Pill Farm to a point opposite the southern corner of number 156

on the Ordnance map of the parish of Easton-in-Gordano—thence along the western boundary of number 156 and of numbers 154 153 and 152 to the north-western corner of number 152—thence in a straight line in a northerly direction to a point in the boundary of the existing city about 320 yards south-east of the Custom House slip shown on such ordnance map—thence along that boundary to the point of commencement of the said line: So much of the parish of Portbury as is bounded by a line commencing at a point in the boundary between the parish of Portbury and the existing city at the north-east corner of number 12 on the Ordnance map of the parish of Portbury—thence along the eastern boundary of number 12 and of numbers 8 and 390 to the boundary between the parishes of Portbury and Portishead—thence along such boundary to the point where it meets the boundary of the existing city—thence along that boundary to the point of commencement of the said line:

So much of the parish of Portishead as is bounded by a line commencing at a point near the south-eastern corner of Portishead Dock where the boundaries of the parishes of Portbury and of Portishead and of the existing city meet—thence along the boundary between the parishes of Portbury and Portishead to the north-eastern corner of number 100 on the Ordnance map of the parish of Portishead—thence along the eastern and southern and western boundary of number 100 to the point where it meets the boundary of the existing city and thence along that boundary to the point of commencement of the said line—also so much of the parish of Portishead as is bounded by a line commencing at the point in the boundary of the existing city on the eastern side of the Portishead Railway where such railway crosses the north-western margin of the Portishead Dock south-west of the Portishead Station—thence in a north-easterly direction along the eastern side of the main line of that railway to the boundary of the existing city—thence southward along that boundary to the point of commencement of the said line.

Printed by EYRE and SPOTTISWOODE,

FOR

T. DIGBY FIGOTT, Esq., C.B., the Queen's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from
EYRE AND SPOTTISWOODE, EAST HARDING STREET, FLEET STREET, E.C.; or
JOHN MENZIES & Co., 12, HANOVER STREET, EDINBURGH, and
90, WEST NILE STREET, GLASGOW; or
HODGES, FIGGIS, & Co., LIMITED, 104, GRAPTON STREET, DUBLIN.