



CHAPTER lxxii.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Boroughs of Chelmsford Nelson Southend - on - Sea and West Bromwich. A.D. 1897.
[15th July 1897.]

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

51 & 52 Vict.
c. 41.

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

Be it therefore enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows :—

1. The Orders as altered and set out in the schedule hereto shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force. Orders
in schedule
confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 7) Act 1897. Short title.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897.

SCHEDULE.

*Chelmsford
Order.*

BOROUGH OF CHELMSFORD.

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

To the Mayor Aldermen and Burgesses of the Borough of Chelmsford ;—
To the Justices of the Peace for the County of Essex in Quarter Sessions
assembled ;—

To the County Council of Essex ;—

To the Guardians of the Poor of the Chelmsford Union ;—

To the Rural District Council of Chelmsford ;—

To the School Board for the Parish of Writtle ;—

To the Parish Council of Writtle ;—

To the Overseers of the Poor of the Parishes of Chelmsford and
Writtle ;—

And to all others whom it may concern.

51 & 52 Vict.
c. 41.

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

And whereas the Borough of Chelmsford which is herein-after referred to
as "the existing Borough" is a Borough within the meaning of the Act of 1888
and the inhabitants of the Borough are a body corporate by the name of the
Mayor Aldermen and Burgesses of the Borough of Chelmsford (herein-after
referred to as "the Corporation") and act by the Council of the Borough
which now consists of the Mayor (who is also an Alderman) five other
Aldermen and eighteen Councillors ;

And whereas the existing Borough is an Urban District of which the Mayor
Aldermen and Burgesses acting by the Council are the Urban District Council ;

And whereas the existing Borough is for the purposes of the election of
town councillors divided into two wards termed the North Ward and the
South Ward and nine councillors are assigned to each of the said wards ;

And whereas the Corporation have adopted the provisions of—

52 & 53 Vict.
c. 72.

(a.) The Infectious Disease (Notification) Act 1889

53 & 54 Vict.
c. 34.

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

53 & 54 Vict.
c. 59.

(c.) Parts II. III. and V. of the Public Health Acts Amendment Act 1890
and

55 & 56 Vict.
c. 57.

(d.) The Private Street Works Act 1892

and those provisions are accordingly in force in the existing Borough ;

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

And whereas the Local Government Board by an Order dated the Fourteenth day of August One thousand eight hundred and eighty-eight and made in pursuance of the Act determined that one county councillor for the County of Essex should be apportioned to the existing Borough and that Borough accordingly became an electoral division of that County;

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 —
*Chelmsford
 Order.*

And whereas the Parish of Writtle in the County of Essex immediately adjoins the existing Borough and is a contributory place (herein-after referred to as "the contributory place") within the Rural District of Chelmsford and subject to the jurisdiction of the Rural District Council of Chelmsford (which district and council are herein-after referred to as "the Rural District" and "the Rural District Council");

And whereas the contributory place now forms part of the Writtle Electoral Division of the County of Essex;

And whereas a Parish Council has in pursuance of the Local Government Act 1894 (herein-after referred to as "the Act of 1894") been elected for the Parish of Writtle;

56 & 57 Vict.
 c. 73.

And whereas by virtue of the Elementary Education Acts 1870 to 1893 a School Board has been formed for the Parish of Writtle and the existing Borough is a School District subject to the jurisdiction of the School Attendance Committee appointed by the Council of the existing Borough:

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Act of 1888 and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect:—

51 & 52 Vict.
 c. 41.

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

Commence-
 ment of Order.

Provided that for the purposes of the parish burgess lists and burgess roll and other lists to be made under the Municipal Corporations Act 1882 and the Acts amending the same of the lists of county electors and the county register to be made in pursuance of the County Electors Act 1888 and any Act amending that Act of the lists or register of parochial electors and any other lists or register to be made in pursuance of the Act of 1894 and of all proceedings preliminary or relating to any municipal election to be held on the next ordinary day of election this Order shall operate from the date of the Act of Parliament confirming the same.

Date of
 operation
 of Order
 for parish
 burgess lists
 &c.
 51 Vict. c. 10.

Art. II. In this Order—

Definitions.

(1.) The expression "the Borough" means the Borough of Chelmsford as altered by this Order.

(2.) The expression "the added area" means the portion of the Rural District added to the existing Borough by this Order.

[Ch. lxxii.] *Local Government Board's* [60 & 61 Vict.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897.
Chelmsford
Order.
 Extension of
 Borough.

Art. III. The boundary of the existing Borough shall be altered so as to include in addition to the area of the existing Borough the part of the Rural District (being a portion of the contributory place) which is coloured pink on the two maps (herein-after referred to as "the maps") each marked "Map of the area added to the Borough of Chelmsford 1897" and sealed with the official seal of the Local Government Board and the added area shall for the purposes of the Municipal Corporations Act 1882 and for all other purposes be within the Borough.

45 & 46 Vict.
 c. 50.

Deposit of
 maps.

Art. IV.—(1.) One of the maps shall be deposited in the office of the Local Government Board and the other shall be deposited by the town clerk of the Borough at his office within fourteen days after the date of this Order. Copies of the Borough map deposited with the town clerk certified by him to be true shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk to the County Council of Essex to the clerk to the Rural District Council and to the Board of Agriculture.

Copies of map
 to be evidence.

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

Coroner.

Art. V. The added area shall cease to be within the jurisdiction of the coroner for the Writtle and Roxwell Manor and shall be included in the Western Coroner's District of the County of Essex.

Parish burgess
 lists &c.

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

Alteration
 of wards.

Art. VII. Subject to the provisions of the Municipal Corporations Act 1882 and any Act amending the same as to the alteration of wards the Borough shall for the purposes of the election of councillors continue to be divided into two wards and the added area shall be included in the South Ward.

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

and the councillors representing that ward who will not go out of office on the First day of November One thousand eight hundred and ninety-seven shall be deemed from and after the commencement of this Order to represent the altered ward.

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Order.

Art. VIII.—(1.) All byelaws and regulations and any list of tolls and table of fees made by the Corporation which at the commencement of this Order are in force in the existing Borough shall thenceforth be in force in the added area until or except in so far as any such byelaws or regulations or list of tolls or table of fees may be altered or repealed and any byelaws and regulations made by the Rural District Council which on that date are in force in the added area shall on that date cease to be in force or to have any effect therein but without prejudice to anything duly done thereunder :

Byelaws.

Provided that any proceedings which might have been taken by the Rural District Council against any person for any offence against such last-mentioned byelaws and regulations committed before the commencement of this Order may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for the Rural District Council.

(2.) All byelaws made under the Acts relating to public elementary education in force in the existing Borough at the commencement of this Order shall thenceforth apply to the Borough until revoked or altered in accordance with the provisions of the Elementary Education Acts 1870 to 1893 and from and after that date any byelaws made by the School Board for the Parish of Writtle shall cease to operate in any part of the added area.

Art. IX. The Rural District Council shall cease to exercise any powers or duties within any part of the added area :

Cesser of jurisdiction of Rural District Council.

Provided that any arrears of rates made by any overseers for the purposes of the Public Health Act 1875 or the Act of 1894 to comply with any precept of the Rural District Council and which remain due at the commencement of this Order in respect of any hereditaments in the added area may be collected and recovered by the overseers as if this Order had not been made and when collected and recovered shall be applied towards the discharge of any precept of the Rural District Council which at that date shall be in force and not satisfied and the balance if any shall be paid to the Corporation.

Art. X.—(1.) If at the commencement of this Order any action or proceeding or any cause of action or proceeding is pending or existing by or against the Rural District Council in relation exclusively to any part of the added area the same shall not be in anywise prejudicially affected by reason of the making of this Order but may be continued prosecuted and enforced by or against the Corporation of the Borough.

Actions &c. not to abate.

(2.) Anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by the Rural District Council or their predecessors in relation exclusively to any part of the added area shall be of as full force and effect against or in favour of the Corporation of the Borough and may be continued

Saving for contracts &c.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

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*Chelmsford
 Order.*

and enforced as fully and effectually as if instead of the Rural District Council or their predecessors as the case may be the Corporation had done or suffered the same or been a party thereto and the Rural District Council shall at the commencement of this Order deliver to the town clerk of the Borough any such contract deed bond agreement or other instrument.

Compensation
 to existing
 officers.

Art. XI. Every officer and servant who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary shall be entitled to have compensation paid to him by the Corporation for such pecuniary loss and in determining such compensation regard shall be had to the conditions and other circumstances required by sub-section (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section and the compensation shall not exceed the limit therein mentioned and shall be paid in the case of any such officer whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act 1875 out of the district fund and general district rate of the Borough and in the case of any other such officer out of the borough fund and borough rate of the Borough and the provisions of sub-sections (2) to (7) of that section shall apply with such modifications (if any) as may be required.

Electoral
 Divisions.

Art. XII. Subject to the provisions of Section 54 of the Act of 1888 the above-recited Order of the Local Government Board dated the Fourteenth day of August One thousand eight hundred and eighty-eight shall from and after the commencement of this Order operate as if the Borough of Chelmsford mentioned therein were the Borough and not the existing Borough and the added area shall cease to form part of the Writtle Electoral Division and the person who immediately prior to the commencement of this Order is the county councillor representing the existing Borough shall from and after that date represent the Borough as if he had been originally elected to represent the Borough.

Local
 Confirming
 and Adoptive
 Acts.

Art. XIII. The unrepealed provisions of any Local Act or Confirming Act affecting the existing Borough or the Corporation and the provisions of any public general Act which may have been adopted in the existing Borough as the same respectively are in force within the existing Borough at the commencement of this Order shall except so far as the same may be inconsistent with the provisions of this Order be in force in and apply to the added area.

Addition to
 Parish of
 Chelmsford.

Art. XIV.—(1.) The added area shall cease to form part of the Parish of Writtle and shall be amalgamated with the Parish of Chelmsford and the persons who at the commencement of this Order are the Guardians of the Poor representing the Parish of Chelmsford shall from and after that date represent that Parish as so altered as if they had been originally elected to represent the altered Parish.

Parish Council.

(2.) The Parish Council of Writtle shall continue and shall be deemed to have been elected for and shall be the Parish Council of the Parish of Writtle.

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as diminished by this Order and the said Parish Council shall cease to exercise any powers or duties within any part of the added area. A.D. 1897.

—
Chelmsford
Order.

Art. XV.—(1.) Nothing in this Order shall affect the ecclesiastical divisions of any Parish or shall prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment which now is applicable for the benefit of any of the existing Parishes affected by this Order. Ecclesiastical divisions and charities.

(2.) Until new valuation lists are made the portion of the valuation list of the Parish of Writtle which relates to hereditaments in the added area shall be deemed to be part of the valuation list of the Parish of Chelmsford. Valuation lists.

(3.) For the purposes of the registers of persons entitled to vote at an election of members of Parliament of the registers of county and parochial electors and of the jury lists the Parishes affected by this Order shall be deemed to continue unaltered until the new lists and registers come into operation; Saving for registers of parliamentary voters &c.

Provided that for the purposes of any election under the Act of 1894 to be held for any area affected by this Order and of the holding of Parish Meetings in the Parish of Writtle the County Council of Essex shall as soon as practicable after the commencement of this Order cause the registers of parochial electors to be altered in such manner as may be necessary to give effect to the alterations made by this Order.

(4.)—(a.) Every person who shall on or before the commencement of this Order have acquired a settlement in any existing Parish affected by this Order shall be deemed to have acquired a settlement in the Parish comprising the area in which the acts or circumstances conferring such settlement shall have been done or taken place or if such acts or circumstances shall have been done or occurred in more than one Parish such settlement shall be in the Parish comprising the place of residence of such person at the time of acquiring such settlement. Settlements of paupers.

(b.) Any person who shall have acquired before the commencement of this Order a status of irremovability from any existing Parish affected by this Order shall be deemed to have acquired a status of irremovability from the Parish comprising the area in which he shall reside at the commencement of this Order or (if he shall then be in receipt of relief) from the Parish comprising the area in which he was residing at the time of becoming chargeable. Irremovability of paupers.

(5.) Notwithstanding the alteration in the areas of Parishes effected by this Order all contribution orders made by the Guardians of the Poor of the Chelmsford Union and all precepts issued by the Rural District Council before the commencement of this Order shall be as valid in law as if this Order had not been made. Saving for contribution orders and precepts.

(6.) All arrears of rates due at the commencement of this Order in the added area shall be collected and recovered by the Overseers of the Parish of Writtle as if this Order had not been made. Arrears of rates.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897. Art. XVI. This Order may be cited as the Borough of Chelmsford
Chelmsford Extension Order 1897.
Order.

Short title.

Given under the Seal of Office of the Local Government Board this
Fifth day of May One thousand eight hundred and ninety-seven.

(L.S.)

HENRY CHAPLIN President.
HUGH OWEN Secretary.

Nelson
Order.

BOROUGH OF NELSON.

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

To the Mayor Aldermen and Burgesses of the Borough of Nelson ; —

To the Justices of the Peace for the said Borough ; —

To the School Board for the said Borough ; —

To the Justices of the Peace for the County Palatine of Lancaster in
Quarter Sessions assembled ; —

To the County Council of the County Palatine of Lancaster ; —

To the Urban District Council of Brierfield ; —

To the Guardians of the Poor of the Burnley Union ; —

To the Overseers of the Poor of each of the Townships of Brierfield and
Nelson ; —

And to all others whom it may concern.

51 & 52 Vict.
c. 41.

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

And whereas the Borough of Nelson in the County Palatine of Lancaster is a
Borough within the meaning of the Act of 1888 and the inhabitants of the
Borough are a body corporate by the name of the Mayor Aldermen and Burgesses
of the Borough of Nelson (herein-after referred to as "the Corporation") and
act by the Council of the Borough which now consists of the Mayor (who is also
a Councillor) six Aldermen and seventeen other Councillors ;

And whereas the area of the Borough of Nelson (herein-after referred to as
"the existing Borough") is coloured pink on the two maps (herein-after referred
to as "the maps") each marked "Map of the Borough of Nelson as extended
1897" and sealed with the official seal of the Local Government Board ;

And whereas the existing Borough which is co-extensive with the Township of
Nelson is an Urban District of which the Mayor Aldermen and Burgesses acting
by the council are the Urban District Council ;

And whereas the existing Borough has a separate commission of the peace ;

And whereas the existing Borough is for the purposes of the election of town
councillors divided into six wards one of which is termed the Walverden Ward ;

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

And whereas the unrepealed provisions of the Local Acts mentioned in the Schedule to this Order and of the Confirmation Acts mentioned in the said Schedule so far as the latter Acts relate to the Provisional Orders mentioned in that Schedule (all which Acts are herein-after together referred to as "the scheduled Acts") are in force in the existing Borough ;

A.D. 1897.

*Nelson
Order.*

And whereas the Public Libraries Acts 1892 and 1893 are in force in the existing Borough ;

55 & 56 Vict.
c. 53.
56 Vict. c. 11.

And whereas the Corporation have adopted the provisions of—

(a.) The Infectious Disease (Prevention) Act 1890 and

53 & 54 Vict.
c. 34.

(b.) The Public Health Acts Amendment Act 1890

53 & 54 Vict.
c. 59.

and those provisions are accordingly in force in the existing Borough ;

And whereas the Urban District of Brierfield in the County Palatine of Lancaster (which is co-extensive with the Township of Brierfield and is herein-after referred to as "the Brierfield District") adjoins the existing Borough and the Urban District Council of Brierfield (herein-after referred to as "the Brierfield Council") are the District Council for that district ;

And whereas the Brierfield Council have adopted the provisions of—

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

52 & 53 Vict.
c. 72.

(b.) The Private Street Works Act 1892

55 & 56 Vict.
c. 57.

and those provisions are accordingly in force in the Brierfield District ;

And whereas by virtue of a Provisional Order of the Local Government Board dated the Twenty-eighth day of April One thousand eight hundred and eighty-six and confirmed by the Local Government Board's Provisional Orders Confirmation (No. 4) Act 1886 as altered by the Burnley Joint Hospital Order 1894 which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 18) Act 1894 (which Orders and Acts are herein-after respectively referred to as "the Hospital District Orders" and "the Hospital District Confirming Acts") the Brierfield District is a constituent district of the Burnley Joint Hospital District ;

49 & 50 Vict.
c. lxi.

57 & 58 Vict.
c. cxxxii.

And whereas by virtue of the Elementary Education Acts 1870 to 1893 the existing Borough is a School District for which a School Board (herein-after referred to as "the existing Borough School Board") has been formed and the said Township of Brierfield is a School District subject to the jurisdiction of the School Attendance Committee appointed by the Guardians of the Poor of the Burnley Union ;

And whereas the existing Borough forms an electoral division and the Brierfield District is included in the Padiham Electoral Division of the County Palatine of Lancaster :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Act of 1888 and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect :—

51 & 52 Vict.
c. 41.

Art. I. This Order shall except so far as is otherwise herein expressly provided or as there may be anything in the subject-matter or context inconsistent therewith come into operation on the Ninth day of November One thousand

Commence-
ment of Order.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897. eight hundred and ninety-seven (which date is herein-after referred to as "the commencement of this Order") :

Nelson Order.

Date of operation of Order for parish burgess lists &c.
 51 Vict. c. 10.

Provided that for the purposes of the parish burgess lists and burgess roll and other lists to be made under the Municipal Corporations Act 1882 and the Acts amending the same of the lists of county electors and the county register to be made in pursuance of the County Electors Act 1888 and any Act amending that Act of the lists of parochial electors and any other lists or register to be made in pursuance of the Local Government Act 1894 and of all proceedings preliminary or relating to any municipal election to be held on the next ordinary day of election this Order shall operate from the date of the Act of Parliament confirming the same.

Definitions.

Art. II. In this Order—

- (1.) The expression "the Borough" means the Borough as extended by this Order.
- (2.) The expression "the added area" means the part of the Brierfield District added to the existing Borough by this Order.

Extension of Borough.
 45 & 46 Vict. c. 50.

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

Deposit of maps.

Art. IV.—(1.) One of the maps shall be deposited in the office of the Local Government Board and the other shall be deposited by the town clerk of the Borough at his office within fourteen days after the date of this Order. Copies of the map deposited with the town clerk certified by him to be true shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk to the County Council of the County Palatine of Lancaster to the clerk to the Brierfield Council and to the Board of Agriculture.

Copies of map to be evidence.

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

Jurisdiction of justices &c. extended.

Art. V.—(1.) The powers and duties of the justices of the peace appointed for the existing Borough and of the clerk to such justices shall extend to and apply throughout the Borough.

(2.) Every person committing an offence in the added area prior to the commencement of this Order shall be tried adjudicated on and dealt with as if this Order had not been made.

Parish burgess lists &c.

Art. VI. For the purposes of the parish burgess lists and burgess roll and other lists to be made under the Municipal Corporations Act 1882 and the Acts.

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

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

A.D. 1897.

—
Nelson
Order.

Art. VII. Subject to the provisions of the Municipal Corporations Act 1882 and any Act amending the same as to the alteration of wards the Borough shall for the purposes of the election of councillors continue to be divided into six wards and the added area shall be included in the Walverden Ward and the councillors representing that ward who will not go out of office on the First day of November One thousand eight hundred and ninety-seven shall be deemed from and after the commencement of this Order to represent the altered ward.

Alteration of
wards.

Art. VIII. All byelaws and regulations and any list of tolls and table of fees made by the Corporation which at the commencement of this Order are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as any such byelaws or regulations or list of tolls or table of fees may be altered or repealed and any byelaws and regulations made by the Brierfield Council shall on that date cease to be in force or have any effect within the added area but without prejudice to anything duly done thereunder Provided that any proceedings which might have been taken by the Brierfield Council against any person for any offence against such last-mentioned byelaws and regulations committed before the commencement of this Order may so far as such offence was committed in any part of the added area be taken by the Corporation as if those byelaws or regulations had remained in force and the Corporation had been substituted therein for the Brierfield Council.

Byelaws.

Art. IX.—(1.) The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office at the commencement of this Order shall continue to be the town clerk and officers and servants of the Corporation of the Borough and shall hold their offices by the same tenure as at that date.

Town clerk
and other
officers
continued.

(2.) The auditors who shall be in office at the commencement of this Order shall continue in office and shall be the Borough Auditors until the next ordinary day of election of Borough Auditors.

Art. X. Every officer who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary shall be entitled to have compensation paid to him by the Corporation for such pecuniary loss and in determining such compensation regard shall be had to the conditions and other circumstances required by sub-section (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section and the compensation shall not exceed the limit therein mentioned and shall be paid in the case

Compensa-
tion to existing
officers.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
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A.D. 1897.

*Nelson
Order.*

of any such officer whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act 1875 out of the district fund and general district rate of the Borough and in the case of any other such officer out of the borough fund and borough rate of the Borough and the provisions of sub-sections (2) to (7) of that section shall apply with such modifications (if any) as may be required.

Actions &c.
not to abate.

Art. XI.—(1.) If at the commencement of this Order any action or proceeding or any cause of action or proceeding is pending or existing by or against the Brierfield Council in relation exclusively to any part of the added area the same shall not be in anywise prejudicially affected by reason of the making of this Order but may be continued prosecuted and enforced by or against the Corporation of the Borough.

Saving for
contracts &c.

(2.) Anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by the Brierfield Council in relation exclusively to any part of the added area shall be of as full force and effect against or in favour of the Corporation of the Borough and may be continued and enforced as fully and effectually as if instead of the Brierfield Council the Corporation had done or suffered the same or been a party thereto and the Brierfield Council shall on the date aforesaid deliver to the town clerk of the Borough any such contract deed bond agreement or other instrument.

Corporation
property and
liabilities.

Art. XII. All property vested in the Corporation at the commencement of this Order for the benefit of the existing Borough shall be held by the Corporation for the benefit of the Borough and the Corporation shall hold enjoy and exercise for the benefit of the Borough all the powers which at the date aforesaid are exerciseable by or vested in the Corporation for the benefit of the existing Borough and all liabilities which on the date aforesaid attached to the Corporation in respect of the existing Borough shall attach to them in respect of the Borough.

Property &c.
of Brierfield
Council.

Art. XIII.—(1.) All property and liabilities which immediately before the commencement of this Order are vested in or attached to the Brierfield Council in relation exclusively to any part of the added area shall be transferred to vested in and attach to the Corporation as Urban District Council and any property or liabilities vested in or attached to the Brierfield Council in relation to the added area conjointly with any other area shall be a matter for adjustment under Section 62 of the Act of 1888 and the provisions of that section shall apply.

Cesser of
jurisdiction of
Brierfield
Council.

(2.) The Brierfield Council shall cease to exercise any powers or duties within any part of the added area.

Arrears of
general
district rates
&c. in added
area.

(3.) Any arrears of rates and other payments which at the commencement of this Order are due or owing to the Brierfield Council in respect of any hereditaments in the added area may be collected and recovered by the Corporation.

Mortgage debts
of Corporation.

Art. XIV. So much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the district fund and general district rates of the existing Borough shall be charged upon the

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

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

A.D. 1897.
Nelson
Order.

Art. XV. For a period of ten years from the commencement of this Order and no longer no borough rate shall be levied upon any rateable hereditament in the part of the added area which is coloured green on the maps.

Differential
rating in part
of added area.

Art. XVI. The unrepealed provisions of the scheduled Acts and of any other Local Act or of any Provisional Order affecting the existing Borough or the Corporation and of any Provisional Order affecting the existing Borough which may be confirmed during the present Session of Parliament as the same respectively are in force within the existing Borough at the commencement of this Order shall subject to any alteration made therein by this Order extend and apply to the Borough and any reference therein to the existing Borough and the Corporation thereof shall be deemed to refer to the Borough and the Corporation thereof.

Local Acts and
Provisional
Orders.

Art. XVII. The Hospital District Orders shall be altered so that the added area shall cease to form part of the Burnley Joint Hospital District and the Hospital District Confirming Acts so far as they relate to the Hospital District Orders shall operate as if the Urban Sanitary District of Brierfield mentioned therein were the Brierfield District as diminished by this Order.

Added area to
cease to form
part of Burnley
Joint Hospital
District.

Art. XVIII.—(1.) The provisions of the Infectious Disease (Prevention) Act 1890 of the Public Health Acts Amendment Act 1890 and of the Public Libraries Acts 1892 and 1893 shall be in force within and apply to the Borough as if the same had been adopted therein.

Adoptive Acts.

(2.) The provisions of the Infectious Disease (Notification) Act 1889 and of the Private Street Works Act 1892 shall cease to be in force in any part of the added area.

Art. XIX. For the purposes of the Elementary Education Acts 1870 to 1893—

(1.) The members of the School Board for the existing Borough who shall be in office at the commencement of this Order shall be deemed to have been elected as and shall be the School Board for the Borough.

(2.) Any byelaws in force in the existing Borough at the commencement of this Order shall thenceforth apply to the Borough until revoked or altered.

(3.) Any byelaws made by the School Attendance Committee of the Burnley Union shall cease to operate in any part of the added area.

Alteration
of school
districts &c.

Art. XX. Subject to the provisions of Section 54 of the Act of 1888 the added area shall cease to form part of the Padiham Electoral Division and shall be included in the Nelson Electoral Division of the County Palatine of Lancaster and the persons who immediately prior to the commencement of this Order are the county councillors representing those electoral divisions shall represent those

Electoral
Divisions.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897.

*Nelson
 Order.*

divisions as hereby altered as if they had originally been elected to represent the altered divisions.

Alteration of
 Townships.

Art. XXI.—(1.) The added area shall cease to form part of the Township of Brierfield and shall be amalgamated with the Township of Nelson.

Guardians.

(2.) The persons who at the commencement of this Order are the Guardians of the Poor of the Burnley Union representing the Township of Nelson shall represent that Township as extended by this Order as if they had been originally elected to represent the extended Township.

Ecclesiastical
 divisions and
 charities.

Art. XXII.—(1.) Nothing in this Order shall affect the ecclesiastical divisions of any Township or shall prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment which now is applicable for the benefit of any of the existing Townships affected by this Order.

Valuation lists.

(2.) Until new valuation lists are made the portions of the valuation list of the Township of Brierfield which relate to hereditaments in the added area shall be deemed to form part of the valuation list of the Township of Nelson.

Saving for
 existing
 registers of
 parliamentary
 voters &c.

(3.) For the purposes of the registers of persons entitled to vote at an election of Members of Parliament of the registers of county and parochial electors and of jury lists the Townships affected by this Order shall be deemed to continue unaltered until the new lists and registers come into operation :

Provided that for the purposes of any election under the Local Government Act 1894 to be held for any area affected by this Order the County Council of the County Palatine of Lancaster shall as soon as practicable after the commencement of this Order cause the registers of parochial electors to be altered to give effect to the alteration made by this Order.

Settlements of
 paupers.

(4.)—(a.) Every person who shall on or before the commencement of this Order have acquired a settlement in any existing Township affected by this Order shall be deemed to have acquired a settlement in the Township comprising the area in which the acts or circumstances conferring such settlement shall have been done or occurred or if such acts or circumstances shall have before the commencement of this Order been done or occurred in more than one Township such settlement shall be in the Township comprising the place of residence of such person at the time of acquiring such settlement.

Irremovability
 of paupers.

(b.) Any person who shall have acquired a status of irremovability from any existing Township affected by this Order shall be deemed to have acquired a status of irremovability from the Township comprising the area in which he shall reside at the commencement of this Order or (if he shall then be in receipt of relief) from the Township comprising the area in which he was residing at the time of becoming chargeable.

Saving for
 contribution
 orders and
 precepts.

(5.) Notwithstanding the alteration in the areas of Townships effected by this Order all contribution orders made by the Guardians of the Poor of the Burnley Union before the commencement of this Order shall be as valid in law as if this Order had not been made.

Arrears of
 rates.

(6.) All arrears of rates due to the Overseers of the Township of Brierfield at the commencement of this Order in the added area shall be collected and recovered by those Overseers as if this Order had not been made.

Short title.

Art. XXIII. This Order may be cited as the Borough of Nelson (Extension) Order 1897.

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

The SCHEDULE above referred to.

A.D. 1897.

*Nelson
 Order.*

PART I.—LOCAL ACTS.

Session and Chapter.	Short Title.
29 Vict. c. lxxvi. -	The Nelson Water and Gas Act 1866.
42 & 43 Vict. c. lxxxix. -	The Nelson Local Board Act 1879.
50 Vict. c. xxxviii. -	The Nelson Improvement Act 1886.
51 & 52 Vict. c. cxlvi. -	The Nelson Local Board Act 1888.

PART II.—CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Date or Short Title of Order relating to Nelson thereby confirmed.
34 & 35 Vict. c. lix. -	The Local Government Supplemental Act 1871 (No. 2).	30th March 1871.
34 & 35 Vict. c. clxxxvii. -	The Local Government Supplemental Act 1871 (No. 4).	23rd May 1871.
36 & 37 Vict. c. cxli. -	The Local Government Board's Provisional Orders Confirmation Act 1873 (No. 5).	22nd May 1873.
46 & 47 Vict. c. cexvi. -	The Electric Lighting Orders Confirmation (No. 4) Act 1883.	Nelson Electric Lighting Order 1883.
53 & 54 Vict. c. clxxix. -	The Local Government Board's Provisional Orders Confirmation (No. 10) Act 1890.	2nd May 1890.
59 Vict. c. xii. -	The Local Government Board's Provisional Orders Confirmation (No. 18) Act 1895 Session 2.	Nelson Order 1895.

Given under the Seal of Office of the Local Government Board this
 Sixth day of May One thousand eight hundred and ninety-seven.

(T.S.)

HENRY CHAPLIN President.
 HUGH OWEN Secretary.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897.

BOROUGH OF SOUTHEND-ON-SEA.

*Southend-
on-Sea
Order.*

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

To the Mayor Aldermen and Burgesses of the Borough of Southend-on-Sea ; —

To the Justices of the Peace for the said Borough ; —

To the School Board for the said Borough ; —

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

To the County Council of Essex ; —

To the Rural District Council of Rochford ; —

To the Guardians of the Poor of the Rochford Union ; —

To the Parish Council of Southchurch ; —

To the Overseers of the Poor of the Parish of Southchurch ; —

And to all others whom it may concern.

51 & 52 Vict.
c. 41.

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

And whereas the Borough of Southend-on-Sea in the County of Essex is a Borough within the meaning of the Act of 1888 and the inhabitants of the Borough are a body corporate by the name of the Mayor Aldermen and Burgesses of the Borough of Southend-on-Sea (herein-after referred to as "the Corporation") and act by the council of the Borough which now consists of the Mayor (who is also a Councillor) six Aldermen and seventeen other Councillors ;

And whereas the area of the Borough of Southend-on-Sea (herein-after referred to as "the existing Borough") is coloured pink on the two maps (herein-after referred to as "the maps") each marked "Map of the Borough of Southend-on-Sea as extended 1897" and sealed with the official seal of the Local Government Board ;

And whereas the existing Borough which is co-extensive with the Parish of Prittlewell is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council are the Urban District Council ;

And whereas the existing Borough is for the purposes of the election of Town Councillors divided into three wards termed respectively the Prittlewell or North Ward the East Ward and the West Ward ;

And whereas the existing Borough has a separate commission of the peace ;

And whereas the unrepealed provisions of the Local Acts mentioned in the Schedule to this Order and of the Confirmation Act mentioned in the said Schedule so far as the latter Act relates to the Provisional Order mentioned in that Schedule (all which Acts are herein-after together referred to as "the scheduled Acts") are in force in the existing Borough ;

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

And whereas the provisions of the following Acts are in force in the existing Borough—

- (a.) The Infectious Disease (Notification) Act 1889
- (b.) The Infectious Disease (Prevention) Act 1890
- (c.) The Public Health Acts Amendment Act 1890 and
- (d.) The Private Street Works Act 1892 ;

And whereas the Parish of Southchurch is a contributory place within the Rural District of Rochford (herein-after referred to as "the Rural District") and adjoins the existing Borough and the Rural District Council of Rochford (herein-after referred to as "the Rural District Council") is the District Council for the Rural District and one Rural District Councillor is elected to represent the said Parish on the Rural District Council ;

And whereas a Parish Council has in pursuance of the Local Government Act 1894 (herein-after referred to as "the Act of 1894") been elected for the said Parish of Southchurch ;

And whereas by virtue of the Elementary Education Acts 1870 to 1893 the existing Borough is a School District for which a School Board (herein-after referred to as "the existing Borough School Board") has been formed and the said Parish of Southchurch is a School District and subject to the jurisdiction of the School Attendance Committee appointed by the Guardians of the Poor of the Rochford Union :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Act of 1888 and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect :—

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

Provided that for the purposes of the parish burgess lists and burgess roll and other lists to be made under the Municipal Corporations Act 1882 and the Acts amending the same of the lists of county electors and the county register to be made in pursuance of the County Electors Act 1888 and any Act amending that Act of the lists or registers of parochial electors and any other lists or register to be made in pursuance of the Act of 1894 and of all proceedings preliminary or relating to any municipal election to be held on the next ordinary day of election of town councillors this Order shall operate from the date of the Act of Parliament confirming the same.

Art. II. In this Order—

- (1.) The expression "the Borough" means the Borough as extended by this Order ;
- (2.) The expression "the added area" means the part of the Rural District added to the existing Borough by this Order.

Art. III. The boundary of the existing Borough shall be altered so as to include in addition to the area of the existing Borough the Parish of Southchurch

A.D. 1897.

Southend-on-Sea Order.

52 & 53 Vict. c. 72.

53 & 54 Vict. c. 34.

53 & 54 Vict. c. 59.

55 & 56 Vict. c. 57.

56 & 57 Vict. c. 73.

51 & 52 Vict. c. 41.

Commencement of Order.

Date of operation of Order for parish burgess lists &c.
51 Vict. c. 10.

Definitions.

Extension of Borough.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897.

Southend-on-Sea Order.

45 & 46 Vict. c. 50.

Deposit of maps.

Copies of map to be evidence.

Jurisdiction of justices &c. extended.

Parish burgess lists &c.

Alteration of wards.

which is coloured blue and yellow on the maps and the altered boundary shall be that shown by the red line on the maps and the whole of the area included within such altered boundary shall for the purposes of the Municipal Corporations Act 1882 and for all other purposes be the Borough.

Art. IV.—(1.) One of the maps shall be deposited in the office of the Local Government Board and the other shall be deposited by the town clerk of the Borough at his office within fourteen days after the date of this Order. Copies of the map deposited with the town clerk certified by him to be true shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council of the County of Essex to the clerk to the Rural District Council and to the Board of Agriculture.

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

Art. V.—(1.) The powers and duties of the justices of the peace appointed for the existing Borough and of the clerk to such justices shall extend to and apply throughout the Borough.

(2.) Every person committing an offence in the added area prior to the commencement of this Order shall be tried adjudicated on and dealt with as if this Order had not been made.

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

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

(1.) For the purposes of the election of town councillors the Borough shall continue to be divided into three wards.

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

(2.) The existing Prittlewell or North Ward and the East Ward shall be altered as follows :— A.D. 1897.

(a.) The Prittlewell or North Ward so as to include the part of the added area which is coloured blue on the maps ; and

(b.) The East Ward so as to include the part of the added area which is coloured yellow on the maps.

—
*Southend-
on-Sea
Order.*

(3.) The West Ward and the number of Councillors assigned to each of the three wards of the Borough shall be unaltered.

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

Art. VIII. Six Councillors shall be elected on the First day of November One thousand eight hundred and ninety-seven for the Prittlewell or North Ward and a like number for the East Ward of the Borough as so altered as aforesaid.

Election in
1897 of
Councillors for
Prittlewell or
North and
East Wards.

Art. IX. The Councillors elected for the Prittlewell or North Ward and for the East Ward of the Borough in the year One thousand eight hundred and ninety-seven in pursuance of this Order shall retire as follows :—

Retirement of
Councillors
elected for the
Prittlewell or
North and
East Wards.

(a.) The two Councillors for each ward who are elected by the smallest number of votes on the First day of November One thousand eight hundred and ninety-eight.

(b.) The two Councillors for each ward who are elected by the largest number of votes on the First day of November One thousand nine hundred.

(c.) The other two Councillors for each ward on the First day of November One thousand eight hundred and ninety-nine.

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

Art. X. All byelaws and regulations and any list of tolls and table of fees made by the Corporation which at the commencement of this Order are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as any such byelaws or regulations or list of tolls or table of fees may be altered or repealed and any byelaws and regulations made by the Rural District Council which on that date are in force within the added area shall cease to be in force or to have any effect therein but without prejudice to anything duly done thereunder Provided that any proceedings which might have been taken by the Rural District Council against any person for any offence against such last-mentioned byelaws and regulations committed before the commencement of this Order may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for the Rural District Council.

Byelaws.

Art. XI. The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office at the commencement of

Town clerk
and other
officers
continued.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897.

*Southend-
on-Sea
Order.*

Compensation
to existing
officers.

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

Art. XII.—(1.) Every officer and servant who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary shall be entitled to have compensation paid to him by the Corporation for such pecuniary loss and in determining such compensation regard shall be had to the conditions and other circumstances required by sub-section (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section and the compensation shall not exceed the limit therein mentioned and shall be paid in the case of any such officer whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act 1875 out of the district fund and general district rate of the Borough and in the case of any other such officer out of the borough fund and borough rate of the Borough and the provisions of sub-sections (2) to (7) of that section shall apply with such modifications (if any) as may be required.

(2.) Any officer or servant whose salary shall be reduced within two years from the commencement of this Order 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 Order.

Actions &c.
not to abate.

Art. XIII.—(1.) If at the commencement of this Order any action or proceeding or any cause of action or proceeding is pending or existing by or against the Rural District Council in relation exclusively to any part of the added area the same shall not be in anywise prejudicially affected by reason of the making of this Order but may be continued prosecuted and enforced by or against the Corporation of the Borough.

Saving for
contracts &c.

(2.) Anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by the Rural District Council or their predecessors in relation exclusively to the added area or any part thereof shall subject to the provisions of this Order be of as full force and effect against or in favour of the Corporation of the Borough and may be continued and enforced as fully and effectually as if instead of the Rural District Council or their predecessors the Corporation had done or suffered the same or been a party thereto and the Rural District Council shall at the commencement of this Order deliver to the town clerk of the Borough any such contract deed bond agreement or other instrument.

Corporation
property and
liabilities.

Art. XIV. All property vested in the Corporation at the commencement of this Order for the benefit of the existing Borough shall be held by the Corporation for the benefit of the Borough and the Corporation shall hold enjoy and exercise for the benefit of the Borough all the powers which at the commencement of this Order are exerciseable by or vested in the Corporation for the benefit of the existing Borough and all liabilities which on the date aforesaid attached to the Corporation in respect of the existing Borough shall attach to them in respect of the Borough.

Property &c.
of Rural
District
Council.

Art. XV.—(1.) All property and liabilities which immediately before the commencement of this Order are vested in or attach to the Rural District Council in relation exclusively to any part of the added area shall be

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

transferred to vested in and attached to the Corporation as Urban District Council and any property or liabilities vested in or attached to the Rural District Council in relation to the added area conjointly with any other area shall be a matter for adjustment under Section 62 of the Act of 1888 and the provisions of that section shall apply.

A.D. 1897.
 —
Southend-on-Sea Order.

(2.) The Rural District Council shall cease to exercise any powers or duties within any part of the added area.

Cesser of jurisdiction of Rural District Council.

(3.) All arrears of rates made by the overseers of the Parish of Southchurch for the purposes of the Public Health Act 1875 or the Highway Acts and which remain due at the commencement of this Order may be collected and recovered as if this Order had not been made and when collected and recovered shall be applied towards the discharge of any precept of the Rural District Council which at that date shall be in force and not satisfied and the balances if any shall be paid to the Corporation.

Arrears of rates in added area.

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

Mortgage debts of Corporation.

Art. XVII.—(1.) The general district rates to be assessed and levied by the Corporation in the portions of the added area herein-after described shall not in any one year exceed one shilling and ninepence in the pound for the following periods viz.,—

Special provisions as to rating in added area.

(a.) For a period of five years from the commencement of this Order in the portions of the added area which are coloured pink blue and green on the two maps of the rating areas (herein-after referred to as "the rating maps") each sealed by the Local Government Board one of which is deposited in their office and the other of which shall be deposited by the town clerk of the Borough at his office within fourteen days after the date of this Order :

(b.) For a period of seven years from the commencement of this Order in the portion of the added area which is coloured yellow on the rating maps ; and

(c.) For a period of fifteen years from the commencement of this Order in the portion of the added area which is coloured grey on the rating maps.

(2.) The general district rates to be assessed and levied by the Corporation upon the land in the added area now occupied by the Southchurch Brickfields Company Limited which is coloured brown on the rating maps shall not in any one year exceed

(a) for a period of ten years from the commencement of this Order one shilling in the pound ; and

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897. (b) for a period of ten years from the Ninth day of November One thousand nine hundred and seven two shillings in the pound :

—
*Southend-
on-Sea
Order.*

Provided that this subdivision shall not have effect as regards any part of the land therein mentioned when such part is not in use for the excavation of brick earth therefrom or for any purpose in connexion with the manufacture of bricks thereon.

Local Acts and
Provisional
Orders.

Art. XVIII.—(1.) The unrepealed provisions of the scheduled Acts and of any other Local Act or Provisional Order affecting the existing Borough or the Corporation and of any Provisional Order affecting the existing Borough which may be confirmed during the present Session of Parliament as the same respectively are in force within the existing Borough at the commencement of this Order shall extend and apply to the Borough and any reference therein to the District of Southend or the Local Board thereof or to the existing Borough and the Corporation thereof shall be deemed to refer to the Borough and the Corporation thereof.

(2.) So much of the Local Government Board's Provisional Orders Confirmation (Belper Union &c.) Act 1877 as relates to the Provisional Order of the Local Government Board with respect to the Local Government District of Southend dated the Nineteenth day of May One thousand eight hundred and seventy-seven shall be wholly repealed except so far as the same may have been acted upon.

Adoptive Acts.

Art. XIX. The provisions of the Infectious Disease (Notification) Act 1889 the Infectious Disease (Prevention) Act 1890 the Public Health Acts Amendment Act 1890 and the Private Street Works Act 1892 shall be in force within and apply to the Borough as if the same had been adopted therein.

Borrowing
powers for
purposes of
this Order.

Art. XX. For the purpose of defraying any expenses under this Order which in the opinion of the Local Government Board are properly chargeable to capital (which expenses may include such reasonable costs as may be sanctioned by the Local Government Board of any of the local authorities of the added area in respect of this Order and of the inquiry preliminary thereto whether in promoting or opposing this Order) the Corporation may borrow according and subject to the provisions and restrictions of the Public Health Act 1875 and may mortgage the borough fund or borough rate for the purpose of securing the repayment of any moneys so borrowed and the interest thereon Provided that all such moneys shall be repaid within such period not exceeding thirty years from the date of borrowing the same as the Corporation with the sanction of the Local Government Board may determine.

Alteration of
school
districts.

Art. XXI.—(1.) For the purposes of the Elementary Education Acts 1870 to 1893—

(a.) The members of the existing Borough School Board who shall be in office at the commencement of this Order shall be deemed to have been elected and shall be the School Board for the Borough ;

(b.) Any byelaws in force in the existing Borough at the commencement of this Order shall thenceforth apply to the Borough until revoked or altered ;

(c.) Any byelaws made by the School Attendance Committee of the Rochford Union shall cease to operate in any part of the added area.

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

(2.) The added area shall be exempt from any rate levied to defray the expenses of the School Board of the Borough until such time as school accommodation is required in such area and has been provided by such School Board.

A.D. 1897.
Southend-on-Sea Order.

Art. XXII.—(1.) The Parish Council and Parish Meeting of the Parish of Southchurch shall cease to exist and any powers and duties transferred by the Act of 1894 to such Parish Council or Parish Meeting shall be vested in exerciseable by and imposed on the persons and authorities in whom they would be vested or by whom they would be exerciseable or on whom they would be imposed if the said Parish had been included in an Urban District on the appointed day within the meaning of that Act and all property held for the purpose or by virtue of such powers and duties and all debts and liabilities incurred by virtue of such powers and duties shall pass to and vest in the persons and authorities aforesaid Any property and liabilities of the said Parish Council not held or incurred by virtue of such powers and duties shall be transferred to and vest in the Corporation.

Abolition of Parish Council and Parish Meeting.

(2.) Any person in office at the commencement of this Order as a Rural District Councillor for the Parish of Southchurch shall cease to act as a District Councillor of the Rural District but shall continue to hold office as a Guardian of the Poor of the Rochford Union until the day upon which he would have retired if this Order had not been made.

Rural District Councillor for Southchurch.

(3.) The appointment of overseers and any appointment of an assistant overseer for the Parish of Southchurch shall be made in like manner as if such Parish had been included in an Urban District on the appointed day within the meaning of the Act of 1894.

Appointment of overseers and assistant overseer of Southchurch.

(4.) The accounts of the Parish Council of Southchurch and of their committees and officers if any up to the commencement of this Order shall be audited in like manner and with the like incidents and consequences as if this Order had not been made :

Audit of accounts of Parish Council.

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

Provided also that any sum certified by the district auditor at such audit to be due from any person shall be paid by such person to the treasurer of the Borough.

Art. XXIII. This Order may be cited as the Borough of Southend-on-Sea Extension Order 1897.

Short title.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897.

*Southend-
on-Sea
Order.*

The SCHEDULE above referred to.

PART I.—LOCAL ACTS.

Session and Chapter.	Title or Short Title.
10 Geo. IV. c. xlix. -	An Act for making and maintaining a Pier at or near Southend in the Parish of Prittlewell in the County of Essex and for making convenient approaches to and from the same.
5 & 6 Will. IV. c. xc. -	An Act to explain and amend the Powers of an Act of His late Majesty King George the Fourth for making a Pier at Southend in the County of Essex.
38 Vict. c. xxix. -	The Southend Local Board Act 1875.
50 Vict. Sess. 2. c. v. -	The Southend Local Board Act 1887.
58 & 59 Vict. c. clviii. -	The Southend-on-Sea Corporation Act 1895.

PART II.—CONFIRMATION ACT.

Session and Chapter.	Short Title.	Short Title of Order relating to Southend thereby confirmed.
54 Vict. c. li. -	The Electric Lighting Orders Confirmation (No. 3) Act 1891.	Southend Electric Lighting Order 1891.

Given under the Seal of Office of the Local Government Board this Seventh day of May One thousand eight hundred and ninety-seven.

(L.S.)

HENRY CHAPLIN President,
 HUGH OWEN Secretary.

*West
Bromwich
Order.*

BOROUGH OF WEST BROMWICH.

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

To the Mayor Aldermen and Burgesses of the Borough of West Bromwich ;—

To the Justices of the Peace for the said Borough ;—

To the Court of Quarter Sessions for the said Borough ;—

To the School Board for the said Borough ;—

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

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

To the County Council of Stafford ; —

To the Guardians of the Poor of the Kings Norton and West Bromwich Unions ; —

To the Urban District Council of Smethwick ; —

To the School Board for the Parish of Smethwick ; —

To the Overseers of the Poor of each of the Parishes of West Bromwich and Smethwick ; —

And to all others whom it may concern.

A.D. 1897.

*West
Bromwich
Order.*

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

51 & 52 Vict.
c. 41.

And whereas the Borough of West Bromwich which is herein-after referred to as "the existing Borough" is a Borough within the meaning of the Act of 1888 and the inhabitants of the Borough are a body corporate by the name of the Mayor Aldermen and Burgesses of the Borough of West Bromwich (herein-after referred to as "the Corporation") and act by the Council of the Borough which now consists of the Mayor (who is also a councillor) six aldermen and seventeen other councillors ;

And whereas the existing Borough is an Urban Sanitary District of which the Mayor Aldermen and Burgesses acting by the council are the Urban Sanitary Authority ;

And whereas the existing Borough has a separate court of quarter sessions commission of the peace and coroner and is for the purposes of the election of town councillors divided into six wards one of which is termed the Spon Lane Ward and three councillors are assigned to each of the said wards ;

And whereas the existing Borough is a County Borough and is for the purposes of the Act of 1888 deemed to be situate in the County of Stafford ;

And whereas the Baths and Washhouses Acts 1846 to 1882 and the Public Libraries Acts 1892 and 1893 are in force in the existing Borough ;

9 & 10 Vict.
c. 74.

45 & 46 Vict.
c. 30.

55 & 56 Vict.
c. 53.

56 Vict. c. 11.

52 & 53 Vict.
c. 72.

53 & 54 Vict.
c. 34.

53 & 54 Vict.
c. 59.

And whereas the Corporation have adopted the provisions of—

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

(b.) The Infectious Disease (Prevention) Act 1890 and

(c.) Parts II. III. and V. of the Public Health Acts Amendment Act 1890

and those provisions are accordingly in force in the existing Borough ;

And whereas the Urban District of Smethwick (herein-after referred to as "the Urban District") immediately adjoins the existing Borough and is subject to the jurisdiction of the Urban District Council of Smethwick (herein-after referred to as "the Urban District Council") ;

And whereas the Baths and Washhouses Acts 1846 to 1882 and the Public Libraries Acts 1892 and 1893 are in force in the Urban District ;

And whereas the Urban District Council are under the Burial Acts 1852 to 1885 the Burial rd for Boathe Urban District ;

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897.

*West
Bromwich
Order.*

And whereas the Urban District Council have adopted the provisions of—

- (a.) The Infectious Disease (Notification) Act 1889
- (b.) The Infectious Disease (Prevention) Act 1890
- (c.) The Public Health Acts Amendment Act 1890 and
- (d.) The Private Street Works Act 1892

and those provisions are accordingly in force in the Urban District ;

And whereas the existing Borough is co-extensive with the Parish of West Bromwich in the West Bromwich Union and the Urban District is co-extensive with the Parish of Smethwick in the King's Norton Union ;

And whereas the Parish of West Bromwich is for the purposes of the Election of Guardians of the Poor divided into six wards one of which is termed the Spon Lane Ward ;

And whereas by virtue of the Elementary Education Acts 1870 to 1893 the existing Borough and the Parish of Smethwick are School Districts the existing Borough being subject to the jurisdiction of the School Board for that Borough (herein-after referred to as "the existing Borough School Board") and the said Parish being subject to the jurisdiction of the Smethwick School Board ;

And whereas the part of the Urban District by this Order added to the existing Borough is included in the North Smethwick Electoral Division of the County of Stafford :

51 & 52 Vict.
c. 41.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Act of 1888 and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect:—

Commence-
ment of Order.

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

Date of
operation of
Order for
parish burgess
lists &c.
51 Vict. c. 10.

Provided that for the purposes of the parish burgess lists and burgess roll and other lists to be made under the Municipal Corporations Act 1882 and the Acts amending the same of the lists of county electors and the county register to be made in pursuance of the County Electors Act 1888 and any Act amending that Act of the lists or registers of parochial electors and any other lists or registers to be made in pursuance of the Local Government Act 1894 (herein-after referred to as "the Act of 1894") and of all proceedings preliminary or relating to any municipal election to be held on the next ordinary day of election this Order shall operate from the date of the Act of Parliament confirming the same :

Date of
operation for
grants of
Local Taxation
Accounts.
53 & 54 Vict.
c. 60.

Provided also that for the purposes of Sections 20 22 23 24 and 26 of the Act of 1888 and for the purposes of the Local Taxation (Customs and Excise) Act 1890 the Borough shall be deemed not to have been extended until after the Thirty-first day of March One thousand eight hundred and ninety-eight.

Definition
of Borough.

Art. II. In this Order—

- (1.) The expression "the Borough" means the Borough of West Bromwich as altered by this Order ;

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

(2.) The expression "the added area" means the portion of the Urban District added to the existing Borough by this Order.

A.D. 1897.

*West
Bromwich
Order.*
Alteration of
Borough.

Art. III. The boundary of the existing Borough shall be altered so as to include in addition to the area of the existing Borough the part of the Urban District which is coloured pink on the two maps (herein-after referred to as "the maps") each marked "Map of the area added to the Borough of West Bromwich 1897" and sealed with the official seal of the Local Government Board and the whole of the area which comprises the existing Borough and the added area shall for the purposes of the Municipal Corporations Act 1882 and for all other purposes be the Borough and shall be the County Borough for the purposes of the Act of 1888.

45 & 46 Vict.
c. 50.

Art. IV.—(1.) One of the maps shall be deposited in the office of the Local Government Board and the other shall be deposited by the town clerk of the Borough at his office within fourteen days after the date of this Order. Copies of the map deposited with the town clerk certified by him to be true shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk to the County Council of Stafford to the clerk to the Urban District Council to the Clerk to the Guardians of the West Bromwich Union and to the Board of Agriculture.

Deposit of
maps:

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

Copies of
map to be
evidence.

Art. V.—(1.) The powers and duties of the quarter sessions of the existing Borough and of the recorder clerk of the peace and coroner and of the justices of the peace appointed for the existing Borough and of the clerk to such justices shall extend to and apply throughout the added area.

Jurisdiction of
justices &c.
extended.

(2.) Every person committing an offence in the added area prior to the commencement of this Order shall be tried adjudicated on and dealt with as if this Order had not been made.

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

Parish burgess
lists &c.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897. and to give effect to the provisions of this Order and may vary so far as shall
be necessary the provisions in force with regard to such lists roll and registers.

—
*West
Bromwich
Order.*
Alteration of
wards.

Art. VII. Subject to the provisions of the Municipal Corporations Act 1882 and any Act amending the same as to the alteration of wards the Borough shall for the purposes of the election of councillors continue to be divided into six wards and the added area shall be included in the Spon Lane Ward and the councillors representing that ward who will not go out of office on the First day of November One thousand eight hundred and ninety-seven shall be deemed from and after the commencement of this Order to represent the altered ward.

Byelaws.

Art. VIII. All byelaws and regulations and any list of tolls and table of fees made by the Corporation which at the commencement of this Order are in force in the existing Borough shall thenceforth be in force in the added area until or except in so far as any such byelaws or regulations or list of tolls or table of fees may be altered or repealed and any byelaws and regulations made by the Urban District Council which on that date are in force in the added area shall on that date cease to be in force or have any effect therein but without prejudice to anything duly done thereunder :

Provided that any proceedings which might have been taken by the Urban District Council against any person for any offence against such last-mentioned byelaws and regulations committed before the commencement of this Order may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for the Urban District Council.

Compensation
to existing
officers.

Art. IX. Every officer who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary shall be entitled to have compensation paid to him by the Corporation for such pecuniary loss and in determining such compensation regard shall be had to the conditions and other circumstances required by sub-section (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section and the compensation shall not exceed the limit therein mentioned and shall be paid in the case of any such officer whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act 1875 out of the district fund and general district rate of the Borough and in the case of any other such officer out of the borough fund and borough rate of the Borough and the provisions of sub-sections (2) to (7) of that section shall apply with such modifications (if any) as may be required.

Actions &c.
not to abate.

Art. X.—(1.) If at the commencement of this Order any action or proceeding or any cause of action or proceeding is pending or existing by or against the Urban District Council in relation exclusively to any part of the added area the same shall not be in anywise prejudicially affected by reason of the making of this Order but may be continued prosecuted and enforced by or against the Corporation of the Borough.

Saving for
contracts &c.

(2.) Anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by the Urban District Council in relation exclusively to any part of

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

the added area shall be of as full force and effect against or in favour of the Corporation of the Borough and may be continued and enforced as fully and effectually as if instead of the Urban District Council the Corporation had done or suffered the same or been a party thereto.

A.D. 1897.

*West
Bromwich
Order.*

Art. XI.—(1.) All property and liabilities which immediately before the commencement of this Order are vested in or attached to the Urban District Council in relation exclusively to any part of the added area shall be transferred to vested in and attach to the Corporation as Urban Sanitary Authority and any property or liabilities vested in or attached to the Urban District Council in relation to the added area conjointly with any other area shall be a matter for adjustment under Section 62 of the Act of 1888 and the provisions of that section shall apply.

Property &c. of
Urban District
Council.

(2.) The Urban District Council whether as a District Council or a Burial Board shall cease to exercise any powers or duties within any part of the added area.

Cesser of
jurisdiction of
Urban District
Council.

(3.) All arrears of rates and other payments which at the commencement of this Order are due or owing to the Urban District Council in respect of any hereditaments in the added area may be collected and recovered by the Corporation.

Arrears of
rates &c. in
added area.

Art. XII.—(1.) The unrepealed provisions of any Local Act or Confirming Act affecting the existing Borough or the Corporation as the same respectively are in force within the existing Borough at the commencement of this Order shall except so far as the same may be inconsistent with the provisions of this Order be in force in and apply to the added area.

Local Acts and
Provisional
Orders.

(2.) The provisions of any Local Act or Confirming Act affecting the Urban District or the Urban District Council shall cease to be in force within or apply to the added area.

Art. XIII. The provisions of Part IV. of the Public Health Acts Amendment 1890 and of the Private Street Works Act 1892 shall until the same shall be adopted by the Council of the Borough cease to be in force within and apply to the added area.

Adoptive Acts.

Art. XIV. For the purposes of the Elementary Education Acts 1870 to 1893—

Alteration of
School
Districts &c.

(1) the members of the existing Borough School Board who shall be in office at the commencement of this Order shall be deemed to have been elected and shall be the School Board for the Borough (herein-after referred to as "the School Board");

(2) any byelaws in force in the existing Borough at the commencement of this Order shall thenceforth apply to the added area until revoked or altered and from and after that day any byelaws made by the Smethwick School Board shall cease to operate in the added area.

Art. XV. The North Smethwick Electoral Division of the County of Stafford as diminished by the extension of the County Borough shall continue to be an electoral division of the County until altered under Section 54 of the Act of 1888 and the person who immediately prior to the commencement of this Order

Electoral
Division.

[Ch. lxxii.] *Local Government Board's* [60 & 61 VICT.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897.

*West
Bromwich
Order.*

Addition to
Parish of
West
Bromwich.

is the county councillor representing that electoral division shall from and after that day represent that electoral division as if he had been originally elected to represent the division as so diminished.

Art. XVI. The added area shall cease to form part of the Parish of Smethwick and shall be amalgamated with the Parish of West Bromwich and for the purposes of the election of Guardians shall be added to the Spon Lane Ward of that Parish and the persons who at the commencement of this Order are the Guardians of the Poor representing that ward shall from and after that date represent the ward as so altered as if they had been originally elected to represent the altered ward.

Ecclesiastical
divisions and
charities.

Art. XVII.—(1.) Nothing in this Order shall affect the ecclesiastical divisions of any Parish or shall prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment which now is applicable for the benefit of any of the existing Parishes affected by this Order.

Valuation
lists.

(2.) Until new valuation lists are made the portion of the valuation list of the Parish of Smethwick which relates to hereditaments in the added area shall be deemed to be part of the valuation list of the Parish of West Bromwich.

Saving for
registers of
parliamentary
voters &c.

(3.) For the purposes of the registers of persons entitled to vote at an election of members of Parliament of the registers of county and parochial electors and of the jury lists the Parishes affected by this Order shall be deemed to continue unaltered until the new lists and registers come into operation :

Provided that for the purposes of any election under the Act of 1894 to be held for any area affected by this Order the Council of the Borough or the County Council of Stafford as the case may be shall as soon as may be practicable after the commencement of this Order cause the registers of parochial electors to be altered in such manner as may be necessary to give effect to the alterations made by this Order.

Settlements of
paupers.

(4.)—(a.) Every person who shall on or before the commencement of this Order have acquired a settlement in any existing Parish affected by this Order shall be deemed to have acquired a settlement in the Parish comprising the area in which the acts or circumstances conferring such settlement shall have been done or taken place or if such acts or circumstances shall have been done or occurred in more than one Parish such settlement shall be in the Parish comprising the place of residence of such person at the time of acquiring such settlement.

Irremovability
of paupers.

(b.) Any person who shall have acquired before the commencement of this Order a status of irremovability from any existing Parish affected by this Order shall be deemed to have acquired a status of irremovability from the Parish comprising the area in which he shall reside at the commencement of this Order or (if he shall then be in receipt of relief) from the Parish comprising the area in which he was residing at the time of becoming chargeable.

Saving for
contribution
orders.

(5.) Notwithstanding the alteration in the areas of Parishes effected by this Order all contribution orders made by the Guardians of the Poor of the King's Norton and West Bromwich Unions before the commencement of this Order shall be as valid in law as if this Order had not been made.

[60 & 61 VICT.] *Local Government Board's* [Ch. lxxii.]
Provisional Orders Confirmation (No. 7) Act, 1897.

A.D. 1897.

(6.) All arrears of rates made by the Overseers of the Poor of the Parish of Smethwick due at the commencement of this Order in the added area shall be collected and recovered by those Overseers as if this Order had not been made.

*West
Bromwich
Order.*
Arrears of
rates.
Short title.

Art. XVIII. This Order may be cited as the Borough of West Bromwich Order 1897.

Given under the Seal of Office of the Local Government Board this
Sixth day of May One thousand eight hundred and ninety-seven.

(L.S.)

HENRY CHAPLIN President.

HUGH OWEN Secretary.

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