



CHAPTER lxxxii.

An Act to confirm certain Provisional Orders of the Local Government Board relating to Brighton-and-Hove Ossett Ripon and Uttoxeter and to the Conway-and-Colwyn-Bay and Tolworth United Districts. A.D. 1898.
[25th July 1898.]

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereto under the provisions of the Public Health Act 1875 :

38 & 39 Vict.
c. 55.

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. 9) Act 1898. Short title.

[Ch. lxxxii.] *Local Government Board's* [61 & 62 VICT.]
Provisional Orders Confirmation (No. 9) Act, 1898.

A.D. 1898.

SCHEDULE.

*Brighton
and Hove
Order.*

BOROUGH OF BRIGHTON AND URBAN DISTRICT OF
HOVE.

*Provisional Order for altering a Local Act and a
Confirming Act.*

To the Mayor Aldermen and Burgesses of the Borough of Brighton ; —
To the Urban District Council of Hove ; —
To the Brighton Intercepting and Outfall Sewers Board ; —
And to all others whom it may concern.

WHEREAS the Borough of Brighton (herein-after referred to as "the borough") is an Urban Sanitary District of which the Mayor Aldermen and Burgesses acting by the council (herein-after referred to as "the corporation") are the Urban Sanitary Authority ;

And whereas the Urban District Council of Hove (herein-after referred to as "the district council") are the local authority within the meaning of the Public Health Act 1875 for the Urban District of Hove (herein-after referred to as "the district") ;

33 & 34 Vict.
c. c.
36 & 37 Vict.
c. xciv.

And whereas the provisions of the Brighton Intercepting and Outfall Sewers Act 1870 (herein-after referred to as "the Local Act") as altered by the Hove Commissioners Act 1873 and by a Provisional Order of the Local Government Board dated the Fourth day of May One thousand eight hundred and eighty-eight and duly confirmed by the Local Government Board's Provisional Orders Confirmation (No. 6) Act 1888 (which Order and Act are herein-after respectively referred to as "the Order" and "the Confirming Act") are in force in the borough and the district ;

51 & 52 Vict.
c. ci.

And whereas in pursuance of the provisions of the Local Act and the Order the Brighton Intercepting and Outfall Sewers Board (herein-after referred to as "the Sewers Board") consisting of members elected by the corporation and the district council respectively were empowered to make and maintain certain sewers and works and to borrow for those purposes such sums as they might think fit not exceeding in the whole one hundred and twenty-seven thousand five hundred pounds ;

And whereas it is necessary that certain groynes and other sea defence works should be constructed for the protection of the said sewers :

38 & 39 Vict.
c. 55.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 297 and 303 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the Local Act and the

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Confirming Act so far as it relates to the Order shall be altered so that the following provisions shall take effect viz.,—

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Art. I.—(1.) The Sewers Board may construct and maintain such groynes and other sea defence works as may be necessary for the protection of their sewers and other works :

Provided that the Sewers Board shall not under the powers of this Order construct on the shore of the sea or any creek bay arm of the sea or navigable river communicating therewith where and so far up the same as the tide flows and reflows any work without the previous consent of the Board of Trade to be signified in writing under the hand of one of the secretaries or assistant secretaries of the Board of Trade and then only according to such plan and under such restrictions and regulations as the Board of Trade may approve of such approval being signified as last aforesaid and where any such work may have been constructed the Sewers Board shall not at any time alter or extend the same without obtaining previously to making any such alteration or extension the like consents or approvals. If any such work be commenced or completed contrary to the provisions of this Order the Board of Trade may abate and remove the same and restore the site thereof to its former condition at the cost and charge of the Sewers Board and the amount of such costs and charges shall be a debt due from the Sewers Board to the Crown and shall be recoverable as a Crown debt or summarily :

Provided also that nothing contained in this Order shall authorise the Sewers Board to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any right in respect thereof belonging to the Queen's most Excellent Majesty in right of Her Crown and under the management of the Board of Trade without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give) neither shall anything in this Order contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exerciseable by the Queen's Majesty.

(2.) The construction and maintenance of the works to be constructed in pursuance of subdivision (1) of this Article shall be deemed to be the construction and maintenance of works authorised by the Local Act and the expenses thereof to be expenses incurred under that Act and the provisions of the Local Act shall apply accordingly but the period for completion of works prescribed by Section 26 of the Local Act shall not apply to the completion of works to be constructed under this Order.

Art. II. The Sewers Board may with the sanction of the Local Government Board exercise any unexhausted borrowing power conferred by the Order for the purpose of raising money to defray the cost of any works by this Order authorised.

Art. III. The Sewers Board may with the sanction of the Local Government Board and subject to the provisions of this Order borrow on the security of the contributions rates and moneys coming to the Sewers Board under the Local Act such sums not exceeding in the whole the sum of seven thousand pounds as may from time to time be necessary for the purposes of the Local Act as

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A.D. 1898. altered by the Order and this Order in addition to the said sum of one hundred and twenty-seven thousand five hundred pounds.

—
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and Hove
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Art. IV. For the purpose of raising money by virtue of this Order the provisions of the Local Loans Act 1875 shall be available to the Sewers Board and Sections 236 to 238 both inclusive of the Public Health Act 1875 shall apply to all moneys raised and borrowed on mortgage by virtue of this Order.

Art. V. The moneys borrowed by virtue of this Order shall be repaid within such period not exceeding fifty years from the date of borrowing as the Sewers Board with the sanction of the Local Government Board shall determine and the period so determined and sanctioned is herein-after referred to as "the prescribed period" and shall be the prescribed period for the purpose of the Local Loans Act 1875.

Art. VI.—(1.) The Sewers Board shall repay the moneys borrowed by virtue of this Order (other than moneys borrowed under the provisions of the Local Loans Act 1875) by equal annual instalments of principal or by equal annual instalments of principal and interest combined or by means of a sinking fund or partly by one of these methods and partly by another or the others of them.

(2.) Subject to the provisions of Article VII. of this Order if the Sewers Board determine to repay by means of a sinking fund any moneys borrowed by virtue of this Order such sinking fund shall be formed and maintained either—

(a) by payment to the fund throughout the prescribed period of such equal annual sums as will together amount to the moneys for the repayment of which the sinking fund is formed A sinking fund so formed is herein-after called a non-accumulating sinking fund ; or

(b) by payment to the fund throughout the prescribed period of such equal annual sums as with accumulations at a rate not exceeding three pounds per centum per annum will be sufficient to pay off within the prescribed period the moneys for the repayment of which such sinking fund is formed A sinking fund so formed is herein-after called an accumulating sinking fund.

(3.) Every sum paid to a sinking fund and in the case of an accumulating sinking fund the interest on the investments of the sinking fund shall unless applied in repayment of the loan in respect of which the sinking fund is formed be immediately invested in securities in which trustees are by law for the time being authorised to invest or in mortgages bonds debentures debenture stock stock or other securities (not being annuity certificates or securities payable to bearer) duly issued by any local authority as defined by Section 34 of the Local Loans Act 1875 other than the Sewers Board the Sewers Board being at liberty from time to time to vary and transpose such investments.

(4.) In the case of a non-accumulating sinking fund the interest on the investments of the fund may be applied by the Sewers Board towards the equal annual payments to the fund.

(5.) The Sewers Board may at any time apply the whole or any part of any sinking fund in or towards the discharge of the money for the repayment of which the fund is formed Provided that in the case of an accumulating sinking fund the Sewers Board shall pay into the fund each year and accumulate during

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the residue of the prescribed period a sum equal to the interest which would have been produced by such sinking fund so applied if invested at the rate per centum per annum on which the annual payments to the sinking fund are based.

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(6.)—(a.) If and so often as the income of an accumulating sinking fund is not equal to the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are based any deficiency shall be made good by the Sewers Board.

(b.) If and so often as the income of an accumulating sinking fund is in excess of the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are based any such excess may be applied towards such equal annual payments.

(7.) Any expenses connected with the formation maintenance investment application management or otherwise of any sinking fund under this Order shall be paid by the Sewers Board in addition to the payments provided for by this Order.

Art. VII.—(1.) If it appears to the Sewers Board at any time that the amount in the sinking fund with the future payments thereto in accordance with the provisions of this Order together with the accumulations thereon (in the case of an accumulating sinking fund) will probably not be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed it shall be the duty of the Sewers Board to make such increased payments to the sinking fund as will cause the sinking fund to be sufficient for that purpose. Provided that if it appears to the Local Government Board that any such increase is necessary the Sewers Board shall increase the payments to such extent as the Board may direct.

(2.) If the Sewers Board desire to accelerate the repayment of any loan they may increase the amounts payable to any sinking fund.

(3.) If the amount in any sinking fund with the future payments thereto in accordance with the provisions of this Order together with the accumulations thereon (in the case of an accumulating sinking fund) will in the opinion of the Local Government Board be more than sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed the Sewers Board may reduce the payments to be made to the sinking fund either temporarily or permanently to such an extent as that Board shall approve.

(4.) If the amount in any sinking fund at any time together with the probable accumulations thereon (in the case of an accumulating sinking fund) will in the opinion of the Local Government Board be sufficient to repay the loan in respect of which it is formed within the prescribed period the Sewers Board may with the consent of that Board discontinue the equal annual payments to such sinking fund until the Local Government Board shall otherwise direct.

(5.) Any surplus of any sinking fund remaining after the discharge of the whole of the moneys for the repayment of which it was formed shall be applied to such purpose or purposes as the Sewers Board with the consent of the Local Government Board may determine.

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—
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Art. VIII. The Sewers Board shall except as herein-after provided have power to re-borrow for the purpose of paying off any moneys borrowed or re-borrowed by virtue of this Order which have not been repaid and are intended to be forthwith repaid or in respect of any moneys which have been repaid by the temporary application of funds at the disposal of the Sewers Board within twelve months before the re-borrowing and which at the time of the repayment it was intended to re-borrow :

Provided that the Sewers Board shall not have power to re-borrow for the purpose of paying off any moneys repaid by instalments or annual payments or by means of a sinking fund or out of moneys derived from the sale of land or out of any capital moneys properly applicable to the purpose of such repayment other than moneys borrowed for that purpose Provided also that any moneys re-borrowed shall be deemed to form the same loan as the money for the repayment of which the re-borrowing has been made and shall be repaid within the prescribed period.

Art. IX.—(1.) Subdivisions (7) and (8) of Article II. of the Order shall be repealed except so far as the same may have been acted upon.

(2.) The clerk to the Sewers Board shall within twenty-one days after the Thirty-first day of March in each year if during the twelve months next preceding the said Thirty-first day of March any sum is required to be paid as an instalment or annual payment or to be appropriated or to be paid to a sinking fund in pursuance of the provisions of the Local Act the Order or this Order or in respect of any money raised thereunder and at any other time when the Local Government Board may require such a return to be made transmit to the Local Government Board a return in such form as may from time to time be prescribed by that Board and if required by that Board verified by statutory declaration of such clerk showing for the year next preceding the making of such return or for such other period as the Board may prescribe the amounts which have been paid as instalments or annual payments and the amounts which have been appropriated and the amounts which have been paid to or invested or applied for the purpose of the sinking fund and the description of the securities upon which any investment has been made and the purposes to which any portion of the sinking fund or investment or of the sums accumulated by way of compound interest has been applied during the same period and the total amount (if any) remaining invested at the end of the year and in the event of his failing to make such return such clerk shall for each offence be liable to a penalty not exceeding twenty pounds to be recovered by action on behalf of the Crown in the High Court and notwithstanding the recovery of such penalty the making of the return shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

(3.) If it appears to the Local Government Board by that return or otherwise that the Sewers Board have failed to pay any instalment or annual payment required to be paid or to appropriate any sum required to be appropriated or to set apart any sum required for any sinking fund (whether such instalment or annual payment or sum is required by the Local Act the Order or this Order or by the Local Government Board in virtue thereof to be paid appropriated or set apart) or have applied any portion of any sinking fund to any purpose other than

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those authorised the Local Government Board may by Order direct that the sum in such Order mentioned not exceeding double the amount in respect of which default has been made shall be paid or applied as in such Order mentioned and any such Order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

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Art. X. All moneys from time to time borrowed by virtue of this Order shall be applied by the Sewers Board only for the purposes for which the same are respectively authorised to be borrowed excepting that moneys which may have been borrowed in excess of the amount required shall be applied in such manner as the Sewers Board with the approval of the Local Government Board determine.

Art. XI.—(1.) Any mortgagee of the Sewers Board by virtue of this Order may enforce the payment of arrears of interest or of principal or of principal and interest by the appointment of a receiver. The amount of arrears due to such mortgagee or in the case of a joint application by two or more mortgagees to such mortgagees collectively to authorise the appointment of a receiver shall not be less than five hundred pounds in the whole.

(2.) The application for the appointment of a receiver shall be made to the High Court and the Court if it thinks fit may appoint a receiver on such terms as it thinks fit and may at any time discharge the receiver and otherwise exercise full jurisdiction over him.

Art. XII. Where the Local Government Board cause any local inquiry to be held with reference to any of the purposes of the Local Act or the Order or this Order the costs incurred by that Board in relation to such inquiry (including such reasonable sum not exceeding three guineas a day as that Board may determine for the services of any inspector or officer of the Board engaged in such inquiry) shall be paid by the Sewers Board and the Local Government Board may certify the amount of the costs so incurred and any sum so certified and directed by that Board to be paid by the Sewers Board shall be a debt due to the Crown from the Sewers Board.

Art. XIII. The Order may be cited as the Brighton and Hove (Outfall Sewers) Order 1888 this Order may be cited as the Brighton and Hove (Outfall Sewers) Order 1898 and the said Orders may be cited together as the Brighton and Hove (Outfall Sewers) Orders 1888 and 1898.

Given under the Seal of Office of the Local Government Board this
Thirtieth day of April One thousand eight hundred and ninety-
eight.

(L.S.)

HENRY CHAPLIN President.
S. B. PROVIS Assistant Secretary.

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A.D. 1898.

BOROUGH OF OSSETT.

*Ossett
Order.*

Provisional Order for altering a Local Act and a Confirming Act.

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

And to all others whom it may concern.

WHEREAS the Borough of Ossett (herein-after referred to as "the Borough") is an Urban District of which the Mayor Aldermen and Burgesses acting by the council (herein-after referred to as "the Corporation") are the Urban District Council and as such are the local authority for the Borough within the meaning of the Public Health Act 1875 ;

38 Vict. c. lxxix.

And whereas the Ossett-cum-Gawthorpe Local Board Act 1875 (herein-after referred to as "the Local Act") as altered by a Provisional Order of the Local Government Board dated the Twenty-second day of April One thousand eight hundred and eighty and confirmed by the Local Government Board's Provisional Orders Confirmation (Aberavon &c.) Act 1880 (which Order and Act are herein-after respectively referred to as "the Order" and "the Act") are in force in the Borough ;

43 & 44 Vict.
c. lxxxvi.

And whereas by Section 53 of the Local Act the Ossett-cum-Gawthorpe Local Board who were the predecessors of the Corporation were empowered to borrow with the consent of the Local Government Board and upon the securities therein mentioned such sums as might be requisite for the purposes of their water undertaking not exceeding in the whole the sum of twenty thousand five hundred pounds ;

And whereas the said sum of twenty thousand five hundred pounds has been borrowed with the consent of the Local Government Board under the Local Act for certain purposes of the water undertaking but the sum of three hundred and seventy-nine pounds thirteen shillings and sixpence being a portion of the money so borrowed is not required for the particular purposes for which the same was authorised to be borrowed and it is expedient to make the provisions herein-after contained with respect to its application and with respect to the investment of any sinking fund set aside in respect of moneys borrowed under the Local Act :

38 & 39 Vict.
c. 55.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 297 and 303 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the Local Act and the Confirming Act so far as it relates to the Order shall be altered so as to provide as follows viz.,—

Art. I. The Corporation may with the sanction of the Local Government Board and subject to the provisions of this Order borrow upon the security of the revenue derived from their water undertaking and of the district fund and general district rate of the Borough or upon either of such securities such sum or sums as may be necessary for the purposes of their water undertaking not exceeding in the whole the sum of five thousand pounds in addition to the said sum of twenty thousand five hundred pounds.

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Art. II. Notwithstanding anything to the contrary contained in the Local Act the said sum of three hundred and seventy-nine pounds thirteen shillings and sixpence shall be applied towards the cost of any works in connexion with the water undertaking which are properly chargeable to capital or in reimbursing the district fund the amount of any such cost defrayed thereout or in payment to the waterworks sinking fund as the Local Government Board may direct.

Art. III. For the purpose of raising money by virtue of this Order the provisions of the Local Loans Act 1875 shall be available to the Corporation and Sections 236 to 238 both inclusive of the Public Health Act 1875 shall apply to all moneys raised and borrowed on mortgage by virtue of this Order.

Art. IV. The moneys borrowed by virtue of this Order shall be repaid within such period not exceeding thirty years from the date of borrowing as the Corporation with the sanction of the Local Government Board shall determine and the period so determined and sanctioned is herein-after referred to as "the prescribed period" and shall be the prescribed period for the purpose of the Local Loans Act 1875.

Art. V.—(1.) The Corporation shall repay the moneys borrowed by virtue of this Order other than moneys borrowed under the provisions of the Local Loans Act 1875 by equal annual instalments of principal or by equal annual instalments of principal and interest combined or by means of a sinking fund or partly by one of these methods and partly by another or the others of them.

(2.) Subject to the provisions of Article VI. of this Order if the Corporation determine to repay by means of a sinking fund any moneys borrowed by virtue of this Order such sinking fund shall be formed and maintained either—

(a) by payment to the fund throughout the prescribed period of such equal annual sums as will together amount to the moneys for the repayment of which the sinking fund is formed. A sinking fund so formed is herein-after called a non-accumulating sinking fund; or

(b) by payment to the fund throughout the prescribed period of such equal annual sums as with accumulations at a rate not exceeding three pounds per centum per annum will be sufficient to pay off within the prescribed period the moneys for the repayment of which such sinking fund is formed. A sinking fund so formed is herein-after called an accumulating sinking fund.

(3.) Every sum paid to any sinking fund and in the case of an accumulating sinking fund the interest on the investments of the sinking fund shall unless applied in repayment of the loan in respect of which the sinking fund is formed be immediately invested in securities in which trustees are by law for the time being authorised to invest or in mortgages bonds debentures debenture stock stock or other securities (not being annuity certificates or securities payable to bearer) duly issued by any local authority as defined by Section 34 of the Local Loans Act 1875 other than the Corporation the Corporation being at liberty from time to time to vary and transpose such investments.

(4.) In the case of a non-accumulating sinking fund the interest on the investments of the fund may be applied by the Corporation towards the equal annual payments to the fund.

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—
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(5.) The Corporation may at any time apply the whole or any part of any sinking fund in or towards the discharge of the money for the repayment of which the fund is formed. Provided that in the case of an accumulating sinking fund the Corporation shall pay into the fund each year and accumulate during the residue of the prescribed period a sum equal to the interest which would have been produced by such sinking fund or part of a sinking fund so applied if invested at the rate per centum per annum on which the annual payments to the sinking fund are based.

(6.)—(a.) If and so often as the income of an accumulating sinking fund is not equal to the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are based any deficiency shall be made good by the Corporation.

(b.) If and so often as the income of an accumulating sinking fund is in excess of the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are based any such excess may be applied towards such equal annual payments.

(7.) Any expenses connected with the formation maintenance investment application management or otherwise of any sinking fund under this Order shall be paid by the Corporation in addition to the payments provided for by this Order.

Art. VI.—(1.) If it appears to the Corporation at any time that the amount in the sinking fund with the future payments thereto in accordance with the provisions of this Order together with the accumulations thereon (in the case of an accumulating sinking fund) will probably not be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed it shall be the duty of the Corporation to make such increased payments to the sinking fund as will cause the sinking fund to be sufficient for that purpose. Provided that if it appears to the Local Government Board that any such increase is necessary the Corporation shall increase the payments to such extent as the Board may direct.

(2.) If the Corporation desire to accelerate the repayment of any loan they may increase the amounts payable to any sinking fund.

(3.) If the amount in any sinking fund with the future payments thereto in accordance with the provisions of this Order together with the probable accumulations thereon (in the case of an accumulating sinking fund) will in the opinion of the Local Government Board be more than sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed the Corporation may reduce the payments to be made to the sinking fund either temporarily or permanently to such an extent as that Board shall approve.

(4.) If the amount in any sinking fund at any time together with the probable accumulations thereon (in the case of an accumulating sinking fund) will in the opinion of the Local Government Board be sufficient to repay the loan in respect of which it is formed within the prescribed period the Corporation may with the consent of that Board discontinue the equal annual payments to such sinking fund until the Local Government Board shall otherwise direct.

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(5.) Any surplus of any sinking fund remaining after the discharge of the whole of the moneys for the repayment of which it was formed shall be applied to such purpose or purposes as the Corporation with the consent of the Local Government Board may determine.

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Order.

Art. VII. The Corporation shall except as herein-after provided have power to re-borrow for the purpose of paying off any moneys borrowed or re-borrowed by virtue of this Order which have not been repaid and are intended to be forthwith repaid or in respect of any moneys which have been repaid by the temporary application of funds at the disposal of the Corporation within twelve months before the re-borrowing and which at the time of the repayment it was intended to re-borrow :

Provided that the Corporation shall not have power to re-borrow for the purpose of paying off any moneys repaid by instalments or annual payments or by means of a sinking fund or out of moneys derived from the sale of land or out of any capital moneys properly applicable to the purpose of such repayment other than moneys borrowed for that purpose :

Provided also that any moneys re-borrowed shall be deemed to form the same loan as the money for the repayment of which the re-borrowing has been made and shall be repaid within the prescribed period.

Art. VIII.—(1.) Section 57 of the Local Act shall be repealed except so far as it may have been acted upon.

(2.) All moneys from time to time borrowed by virtue of this Order shall be applied by the Corporation only for the purposes for which the same are respectively authorised to be borrowed excepting that moneys which may have been borrowed in excess of the amount required shall be applied in such manner as the Corporation with the approval of the Local Government Board determine.

Art. IX.—(1.) Any mortgagee of the Corporation by virtue of this Order may enforce the payment of arrears of interest or of principal or of principal and interest by the appointment of a receiver. The amount of arrears due to such mortgagee or in the case of a joint application by two or more mortgagees to such mortgagees collectively to authorise the appointment of a receiver shall not be less than five hundred pounds in the whole.

(2.) The application for the appointment of a receiver shall be made to the High Court and the Court if it thinks fit may appoint a receiver on such terms as it thinks fit and may at any time discharge the receiver and otherwise exercise full jurisdiction over him.

Art. X. The provisions of Section 59 of the Local Act and of the Order shall so far as they relate to the investment of sinking funds be repealed and the provisions of subdivision (3) of Article V. of this Order shall apply to the investment of every sinking fund set aside for the repayment of moneys authorised to be borrowed under the Local Act and the Order.

Art. XI.—(1.) The town clerk of the Borough shall within twenty-one days after the Thirty-first day of March in each year if during the twelve months next preceding the said Thirty-first day of March any sum is required to be paid as an instalment or annual payment or to be appropriated or to be paid to a sinking fund in pursuance of the provisions of this Order or in respect of any

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money raised thereunder and at any other time when the Local Government Board may require such a return to be made transmit to the Local Government Board a return in such form as may from time to time be prescribed by that Board and if required by that Board verified by statutory declaration of the said town clerk showing for the year next preceding the making of such return or for such other period as the Board may prescribe the amounts which have been paid as instalments or annual payments and the amounts which have been appropriated and the amounts which have been paid to or invested or applied for the purpose of the sinking fund and the description of the securities upon which any investment has been made and the purposes to which any portion of the sinking fund or investment or of the sums accumulated by way of compound interest has been applied during the same period and the total amount (if any) remaining invested at the end of the year and in the event of his failing to make such return the said town clerk shall for each offence be liable to a penalty not exceeding twenty pounds to be recovered by action on behalf of the Crown in the High Court and notwithstanding the recovery of such penalty the making of the return shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

(2.) If it appears to the Local Government Board by that return or otherwise that the Corporation have failed to pay any instalment or annual payment required to be paid or to appropriate any sum required to be appropriated or to set apart any sum required for any sinking fund (whether such instalment or annual payment or sum is required by this Order or by the Local Government Board in virtue thereof to be paid appropriated or set apart) or have applied any portion of any sinking fund to any purpose other than those authorised the Local Government Board may by Order direct that the sum in such Order mentioned not exceeding double the amount in respect of which default has been made shall be paid or applied as in such Order mentioned and any such Order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

Art. XII. Where the Local Government Board cause any local inquiry to be held with reference to any of the purposes of the Local Act the Order or this Order the costs incurred by that Board in relation to such inquiry (including such reasonable sum not exceeding three guineas a day as that Board may determine for the services of any inspector or officer of the Board engaged in such inquiry) shall be paid by the Corporation and the Local Government Board may certify the amount of the costs so incurred and any sum so certified and directed by that Board to be paid by the Corporation shall be a debt due to the Crown from the Corporation.

Art. XIII. The Order may be cited as the Ossett Order 1880 this Order may be cited as the Ossett Order 1898 and the said Orders may together be cited as the Ossett Orders 1880 and 1898.

Given under the Seal of Office of the Local Government Board this
Sixteenth day of April One thousand eight hundred and ninety-
eight.

(L.S.)

HENRY CHAPLIN President.
S. B. PROVIS Assistant Secretary.

[61 & 62 VICT.] *Local Government Board's* [Ch. lxxxii.]
Provisional Orders Confirmation (No. 9) Act, 1898.

CITY OF RIPON.

A.D. 1898.

Provisional Order for altering the City of Ripon Act 1865.

*Ripon
Order.*

To the Mayor Aldermen and Citizens of the City of Ripon ; —

And to all others whom it may concern.

WHEREAS the City of Ripon (herein-after referred to as "the City") is an Urban District of which the Mayor Aldermen and Citizens acting by the council (herein-after referred to as "the Corporation") are the Urban District Council and as such council are the local authority for the City within the meaning of the Public Health Act 1875 ;

And whereas the City of Ripon Act 1865 (herein-after referred to as "the Local Act") is in force in the City ;

28 Vict.
c. cxxvi.

And whereas by Section 2 of the Local Act the provisions of the Gasworks Clauses Act 1847 (except as therein excepted) were incorporated with the Local Act ;

And whereas by Section 22 of the Local Act the Corporation are empowered for the purposes of that Act to purchase take and hold (by agreement but not otherwise) any lands and hereditaments not exceeding in the whole five acres which the Corporation may require for the purposes of the Act but the Corporation are prohibited from erecting works for the manufacture of gas except upon the lands on which the then existing gasworks had been erected or upon lands immediately adjoining thereto ;

And whereas by Section 23 of the Local Act the Corporation are empowered within the limits of the said lands to erect and maintain gasworks for the manufacture and storage of gas and to make store and supply gas ;

And whereas by Section 38 of the Local Act the Corporation were empowered to borrow money for the purposes of the Local Act and the Corporation have accordingly borrowed the sum of eighteen thousand pounds and the sum of three thousand one hundred and twenty pounds (herein-after referred to as "the existing debt") is now outstanding in respect of that sum ;

And whereas by Section 43 of the Local Act provision is made with respect to the application of all moneys received by the Corporation by way of revenue under the powers of that Act ;

And whereas the lands described in the schedule hereto (herein-after referred to as "the schedule") immediately adjoin the lands described in Section 22 of the Local Act and it is expedient that the Corporation should be empowered to manufacture and store gas upon the said lands and that the provisions of the Local Act with reference to the repayment of the existing debt should be altered and that the Corporation should be empowered to borrow further moneys for the purposes of their gas undertaking :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 303 of the Public Health Act 1875 and by any other statutes in that behalf do hereby order that from and after the date of the Act

38 & 39 Vict.
c. 55.

[Ch. lxxxii.] *Local Government Board's* [61 & 62 VICT.]
Provisional Orders Confirmation (No. 9) Act, 1898.

A.D. 1898.

*Ripon
Order.*

of Parliament confirming this Order the Local Act shall be altered so that the following provisions shall take effect viz.,—

Art. I.—(1.) Section 2 of the Local Act shall be altered so that the provisions of Section 38 of the Gasworks Clauses Act 1847 shall cease to be incorporated with the Local Act.

(2.) Sections 38 39 and 43 of the Local Act shall be wholly repealed except so far as the same may have been acted upon.

Art. II. Notwithstanding anything in the Local Act to the contrary the Corporation may erect construct enlarge and maintain on the lands described in the schedule if and when the same shall have been acquired by them works for the manufacture and storage of gas and the residual products of such manufacture and may use the same for any of the purposes mentioned in Section 23 of the Local Act and generally for the purposes of their gas undertaking.

Art. III. The Corporation may with the sanction of the Local Government Board and subject to the provisions of this Order borrow upon the security of the revenue arising from their gas undertaking and of the district fund and general district rate of the City or upon either of such securities such further sums not exceeding in the whole the sum of ten thousand pounds as may from time to time be necessary for the purposes of their gas undertaking.

Art. IV. For the purpose of raising money by virtue of this Order the provisions of the Local Loans Act 1875 shall be available to the Corporation and Sections 236 to 238 both inclusive of the Public Health Act 1875 shall apply to all moneys raised and borrowed on mortgage by virtue of this Order.

Art. V. The existing debt shall be repaid within five years from the Thirty-first day of March One thousand eight hundred and ninety-eight and the moneys borrowed by virtue of this Order shall be repaid within such period not exceeding fifty years from the date of borrowing as the Corporation with the sanction of the Local Government Board shall determine and the said period and any period so determined and sanctioned are herein-after respectively referred to as "the prescribed period" and shall be the prescribed period for the purpose of the Local Loans Act 1875.

Art. VI.—(1.) The Corporation shall repay the existing debt and the moneys borrowed by virtue of this Order (other than moneys borrowed under the provisions of the Local Loans Act 1875) by equal annual instalments of principal or by equal annual instalments of principal and interest combined or by means of a sinking fund or partly by one of these methods and partly by another or the others of them.

(2.) Subject to the provisions of Article VII. of this Order if the Corporation determine to repay by means of a sinking fund the existing debt or any moneys borrowed by virtue of this Order such sinking fund shall be formed and maintained either—

(a) by payment to the fund throughout the prescribed period of such equal annual sums as will together amount to the moneys for the repayment of which the sinking fund is formed A sinking fund so formed is herein-after called a non-accumulating sinking fund ; or

[61 & 62 VICT.] *Local Government Board's* [Ch. lxxxii.]
Provisional Orders Confirmation (No. 9) Act, 1898.

(b) by payment to the fund throughout the prescribed period of such equal annual sums as with accumulations at a rate not exceeding three pounds per centum per annum will be sufficient to pay off within the prescribed period the moneys for the repayment of which such sinking fund is formed. A sinking fund so formed is herein-after called an accumulating sinking fund.

A.D. 1898.

*Ripon
Order.*

(3.) Any sum standing to the credit of the sinking fund established under the Local Act shall be paid to any sinking fund formed under subdivision (2) of this Article or if no such fund shall be formed shall be applied in repayment of the existing debt or of any moneys borrowed by virtue of this Order and until so applied shall be invested and accumulated.

(4.) Every sum paid to a sinking fund and in the case of an accumulating sinking fund the interest on the investments of the sinking fund shall unless applied in repayment of the loan in respect of which the sinking fund is formed be immediately invested in securities in which trustees are by law for the time being authorised to invest or in mortgages bonds debentures debenture stock stock or other securities (not being annuity certificates or securities payable to bearer) duly issued by any local authority as defined by Section 34 of the Local Loans Act 1875 other than the Corporation the Corporation being at liberty from time to time to vary and transpose such investments.

(5.) In the case of a non-accumulating sinking fund the interest on the investments of the fund may be applied by the Corporation towards the equal annual payments to the fund.

(6.) The Corporation may at any time apply the whole or any part of any sinking fund in or towards the discharge of the money for the repayment of which the fund is formed. Provided that in the case of an accumulating sinking fund the Corporation shall pay into the fund each year and accumulate during the residue of the prescribed period a sum equal to the interest which would have been produced by such sinking fund or the part of the sinking fund so applied if invested at the rate per centum per annum on which the annual payments to the sinking fund are based.

(7.)—(a.) If and so often as the income of an accumulating sinking fund is not equal to the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are based any deficiency shall be made good by the Corporation.

(b.) If and so often as the income of an accumulating sinking fund is in excess of the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are based any such excess may be applied towards such equal annual payments.

(8.) Any expenses connected with the formation maintenance investment application management or otherwise of any sinking fund under this Order shall be paid by the Corporation in addition to the payments provided for by this Order.

Art. VII.—(1.) If it appears to the Corporation at any time that the amount in the sinking fund with the future payments thereto in accordance

[Ch. lxxxii.] *Local Government Board's* [61 & 62 VICT.]
Provisional Orders Confirmation (No. 9) Act, 1898.

A.D. 1898.

*Ripon
Order.*

with the provisions of this Order together with the accumulations thereon (in the case of an accumulating sinking fund) will probably not be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed it shall be the duty of the Corporation to make such increased payments to the sinking fund as will cause the sinking fund to be sufficient for that purpose. Provided that if it appears to the Local Government Board that any such increase is necessary the Corporation shall increase the payments to such extent as the Board may direct.

(2.) If the Corporation desire to accelerate the repayment of any loan they may increase the amounts payable to any sinking fund.

(3.) If the amount in any sinking fund with the future payments thereto in accordance with the provisions of this Order together with the probable accumulations thereon (in the case of an accumulating sinking fund) will in the opinion of the Local Government Board be more than sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed the Corporation may reduce the payments to be made to the sinking fund either temporarily or permanently to such an extent as that Board shall approve.

(4.) If the amount in any sinking fund at any time together with the probable accumulations thereon (in the case of an accumulating sinking fund) will in the opinion of the Local Government Board be sufficient to repay the loan in respect of which it is formed within the prescribed period the Corporation may with the consent of that Board discontinue the equal annual payments to such sinking fund until the Local Government Board shall otherwise direct.

(5.) Any surplus of any sinking fund remaining after the discharge of the whole of the moneys for the repayment of which it was formed shall be applied to such purpose or purposes as the Corporation with the consent of the Local Government Board may determine.

Art. VIII. The Corporation shall except as herein-after provided have power to re-borrow for the purpose of paying off the existing debt or any moneys borrowed or re-borrowed by virtue of this Order which have not been repaid and are intended to be forthwith repaid or in respect of any moneys which have been repaid by the temporary application of funds at the disposal of the Corporation within twelve months before the re-borrowing and which at the time of the repayment it was intended to re-borrow :

Provided that the Corporation shall not have power to re-borrow for the purpose of paying off any moneys repaid by instalments or annual payments or by means of a sinking fund or out of moneys derived from the sale of land or out of any capital moneys properly applicable to the purpose of such repayment other than moneys borrowed for that purpose :

Provided also that any moneys re-borrowed shall be deemed to form the same loan as the money for the repayment of which the re-borrowing has been made and shall be repaid within the prescribed period.

Art. IX. All moneys from time to time borrowed by virtue of this Order shall be applied by the Corporation only for the purposes for which the same are respectively authorised to be borrowed excepting that moneys which may have

[61 & 62 VICT.] *Local Government Board's* [Ch. lxxxii.]
Provisional Orders Confirmation (No. 9) Act, 1898.

been borrowed in excess of the amount required shall be applied in such manner as the Corporation with the approval of the Local Government Board determine.

A.D. 1898.

*Ripon
Order.*

Art. X.—(1.) Any mortgagee of the Corporation by virtue of this Order may enforce the payment of arrears of interest or of principal or of principal and interest by the appointment of a receiver. The amount of arrears due to such mortgagee or in the case of a joint application by two or more mortgagees to such mortgagees collectively to authorise the appointment of a receiver shall not be less than five hundred pounds in the whole.

(2.) The application for the appointment of a receiver shall be made to the High Court and the Court if it thinks fit may appoint a receiver on such terms as it thinks fit and may at any time discharge the receiver and otherwise exercise full jurisdiction over him.

Art. XI.—(1.) The town clerk of the City shall within twenty-one days after the Thirty-first day of March in each year if during the twelve months next preceding the said Thirty-first day of March any sum is required to be paid as an instalment or annual payment or to be appropriated or to be paid to a sinking fund in pursuance of the provisions of this Order or in respect of any money raised under the Local Act or this Order and at any other time when the Local Government Board may require such a return to be made transmit to the Local Government Board a return in such form as may from time to time be prescribed by that Board and if required by that Board verified by statutory declaration of such town clerk showing for the year next preceding the making of such return or for such other period as the Board may prescribe the amounts which have been paid as instalments or annual payments and the amounts which have been appropriated and the amounts which have been paid to or invested or applied for the purpose of the sinking fund and the description of the securities upon which any investment has been made and the purposes to which any portion of the sinking fund or investment or of the sums accumulated by way of compound interest has been applied during the same period and the total amount (if any) remaining invested at the end of the year and in the event of his failing to make such return the said town clerk shall for each offence be liable to a penalty not exceeding twenty pounds to be recovered by action on behalf of the Crown in the High Court and notwithstanding the recovery of such penalty the making of the return shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

(2.) If it appears to the Local Government Board by that return or otherwise that the Corporation have failed to pay any instalment or annual payment required to be paid or to appropriate any sum required to be appropriated or to set apart any sum required for any sinking fund (whether such instalment or annual payment or sum is required by this Order or by the Local Government Board in virtue thereof to be paid appropriated or set apart) or have applied any portion of any sinking fund to any purpose other than those authorised the Local Government Board may by Order direct that the sum in such Order mentioned not exceeding double the amount in respect of which default has been made shall be paid or applied as in such Order mentioned and any such Order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

[Ch. lxxxii.] *Local Government Board's* [61 & 62 VICT.]
Provisional Orders Confirmation (No. 9) Act, 1898.

A.D. 1898.

*Ripon
Order.*

Art. XII. The Corporation shall apply all money from time to time received by them in respect of their gas undertaking except money borrowed and money derived from the sale of surplus lands or other money received on capital account as follows (that is to say)—

First—In payment of the working and establishment expenses and cost of maintenance of their gas undertaking.

Secondly—In payment of the interest on moneys borrowed for the purposes of their gas undertaking.

Thirdly—In providing the requisite instalments or sinking funds in respect of moneys borrowed for the purposes of their gas undertaking.

Fourthly—In providing if they think fit a reserve fund for their gas undertaking by setting aside such money as they from time to time think reasonable and investing the same and the resulting income thereof in the manner specified in subdivision (4) of Article VI. of this Order as to the sinking fund and accumulating the same at compound interest until the fund so formed amounts to a sum equal to one-tenth of the aggregate amount of capital expended upon the said gas undertaking which fund shall be applicable from time to time to answer any deficiency at any time happening in the income of the Corporation from their gas undertaking or to meet any extraordinary claim or demand at any time arising against the Corporation in respect of that undertaking and so that if that fund is at any time reduced it may thereafter be again restored to the said sum and so from time to time as often as such reduction happens.

And the Corporation shall carry to the credit of the district fund so much of any balance remaining in any year as may in the opinion of the Corporation not be required for carrying on improving and extending their gas undertaking and for paying the current expenses connected therewith and shall also carry to the credit of the district fund the annual proceeds of the reserve fund when such fund amounts to the said sum but no such moneys shall be carried to the credit of the district fund when the price of gas to private consumers exceeds four shillings and sixpence a thousand cubic feet.

Art. XIII. Where the Local Government Board cause any local inquiry to be held with reference to any of the purposes of the Local Act or this Order the costs incurred by that Board in relation to such inquiry (including such reasonable sum not exceeding three guineas a day as that Board may determine for the services of any inspector or officer of the Board engaged in such inquiry) shall be paid by the Corporation and the Local Government Board may certify the amount of the costs so incurred and any sum so certified and directed by that Board to be paid by the Corporation shall be a debt due to the Crown from the Corporation.

Art. XIV. This Order may be cited as the Ripon Order 1898.

[61 & 62 VICT.] *Local Government Board's* [Ch. lxxxii.]
Provisional Orders Confirmation (No. 9) Act, 1898.

The SCHEDULE above referred to.

A.D. 1898.

*Ripon
Order.*

All that piece of land belonging or reputed to belong to the Most Honourable George Frederick Samuel Marquis of Ripon K.G. and in the occupation of Thomas Spence bounded on the north by the existing gasworks of the Corporation and by land belonging or reputed to belong to Charles Husband and in the occupation of John Charles Radcliffe Husband on the east by Stonebridge Gate and the said gasworks on the south by lands belonging or reputed to belong to the said Marquis of Ripon and in the occupation of Thomas Spence and by land belonging or reputed to belong to and in the occupation of James Tennant and on the west by land belonging or reputed to belong to and in the occupation of the Guardians of the Poor of the Ripon Union.

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

(L.S.)

HENRY CHAPLIN President.
HUGH OWEN Secretary.

URBAN DISTRICT OF UTTOXETER.

*Uttoxeter
Order.*

Provisional Order for altering a Local Act.

To the Urban District Council of Uttoxeter ; —

And to all others whom it may concern.

WHEREAS by the Uttoxeter Water Act 1892 (which Act is herein-after referred to as "the Local Act") the Rural Sanitary Authority of the Uttoxeter Union (herein-after referred to as "the Rural Sanitary Authority") were constituted the authority for carrying the Local Act into execution ;

55 & 56 Vict.
c. clxxxix.

And whereas by Section 4 of the Local Act the limits of the Local Act for the supply of water were defined to include parts of the Parishes of Uttoxeter and Bramshall ;

And whereas prior to the passing of the Local Act the water supply of the town of Uttoxeter had been provided by the trustees of the Aftermath of Meadows' Charity out of the funds of that charity and of Anne Blount's Charity and out of certain sums appropriated by way of loan in accordance with the provisions of certain Orders of the Charity Commissioners dated the Thirty-first day of July One thousand eight hundred and eighty-three and the Fifth day of February One thousand eight hundred and eighty-four and the trustees of the first-mentioned charity had constructed the reservoir and waterworks by which water was supplied to the said town ;

And whereas by Section 6 of the Local Act all the estate right and interest of the trustees of the Aftermath of Meadows' Charity or of the official trustee of charity lands in or to the then existing reservoir and waterworks for the supply of water to the town of Uttoxeter and the site thereof and in or to any water or watercourse by which such reservoir and waterworks were supplied became

[Ch. lxxxii.] *Local Government Board's* [61 & 62 VICT.]
Provisional Orders Confirmation (No. 9) Act, 1898.

A.D. 1898.
—
Uttoxeter
Order.

vested in the Rural Sanitary Authority in trust for the parts of the parishes within the limits of the Local Act and for the purposes thereof and the income of the Aftermath of Meadows' Charity after payment of the interest and annual sums payable thereout under the said Orders of the Charity Commissioners and the income of Anne Blount's Charity applicable for or towards such water supply became payable by the trustees to the Rural Sanitary Authority in trust for such parts of the parishes as aforesaid and for the purposes of the Local Act ;

And whereas by the Local Act the Rural Sanitary Authority were empowered to make and maintain other waterworks and to borrow money ;

And whereas by virtue of the Local Government Act 1894 all the powers rights duties property debts and liabilities of the Rural Sanitary Authority under the Local Act were transferred to and became vested in the Rural District Council of Uttoxeter (herein-after referred to as "the Rural District Council") ;

And whereas by the operation of the County of Stafford (Uttoxeter) Confirmation Order 1896 the part of the Parish of Uttoxeter situate within the limits of the Local Act was from and after the Thirty-first day of March One thousand eight hundred and ninety-six constituted an Urban District (herein-after referred to as "the Urban District") of which the Urban District Council of Uttoxeter (herein-after referred to as "the Urban District Council") are the local authority within the meaning of the Public Health Act 1875 :

38 & 39 Vict.
c. 55. Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 303 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order (herein-after referred to as "the commencement of this Order") the Local Act shall be altered so that the following provisions shall take effect viz.,—

Art. I.—(1.) All the powers rights duties capacities liabilities obligations and property which under the Local Act or the said Orders of the Charity Commissioners were exerciseable by or attaching to or vested in the Rural District Council shall pass to and vest in the Urban District Council.

(2.) The expression "Sanitary Authority" shall be construed throughout the Local Act and the agreement confirmed by and set out in the schedule to the Local Act to mean the Urban District Council except where there may be something in the subject-matter or context repugnant to such construction.

Art. II. Section 4 shall be altered so that the limits of the Local Act for the supply of water shall be the Urban District.

Art. III. The following provisions shall be substituted for Section 5 :—

" 5. This Act shall be carried into execution by the Urban District Council
" of Uttoxeter."

Art. IV. Section 6 shall be altered—

(1) by the substitution for the words "in trust for the parts of parishes within the limits of this Act and for the purposes thereof" of the words "for the purposes of this Act" ; and

(2) by the omission of the words "in trust for such parts of parishes as aforesaid and".

[61 & 62 VICT.] - *Local Government Board's* [Ch. lxxxii.]
Provisional Orders Confirmation (No. 9) Act, 1898.

Art. V. Section 16 shall be altered by the substitution for the words "in trust for the parts of parishes within the limits of this Act and for the purposes thereof" of the words "for the purposes of this Act".

A.D. 1898.
Uttoxeter
Order.

Art. VI. Section 28 shall be altered—

- (1) by the omission of all the words from the commencement thereof to and including the words "Provided that";
- (2) by the insertion of the words "the Rural District Council of Sudbury for the purposes of" after the words "after the receipt of a copy of such resolution supply".

Art. VII. The following clause shall be substituted for Section 29 :—

"The costs charges and expenses incurred by the Urban District Council of Uttoxeter in carrying this Act into execution if and so far as the same are not defrayed out of moneys borrowed under this Act or out of moneys from time to time received by them in respect of their water undertaking or out of the moneys received by them under Section 6 of this Act shall be defrayed out of the district fund and general district rate of the urban district of Uttoxeter."

Art. VIII. The last paragraph of Section 30 shall be repealed except so far as the same may have been acted upon and in lieu thereof the following provisions shall take effect :—

- (1.) All moneys borrowed under the Local Act prior to the commencement of this Order shall so far as they were borrowed on the security of the rate or rates for special expenses payable under that Act be deemed to have been borrowed upon the security of and shall be charged upon the district fund and general district rate of the urban district Provided that nothing herein contained shall prejudice or affect any mortgage or other security which may have been given in respect of any such loan or the rights and powers of the persons entitled under such mortgage or other security to enforce the same.
- (2.) All moneys borrowed or re-borrowed by the district council under the Local Act after the commencement of this Order shall be borrowed or re-borrowed on the security of the revenue received by them in respect of their water undertaking and of the district fund and general district rate of the urban district or upon either of such securities.

Art. IX. Section 33 of the Local Act shall be altered by the substitution for the words "The yearly sums so to be appropriated and set apart shall be invested from time to time and accumulated in the way of compound interest by investing the same and the resulting income thereof in securities authorised by law for investment by trustees with power to vary such securities" of the words "The yearly sums so to be appropriated and set apart and the interest on the investments of the sinking fund shall unless applied in repayment of the loan in respect of which the sinking fund is formed be immediately invested in securities in which trustees are by law for the time being authorised to invest or in mortgages bonds debentures debenture stock stock or other securities (not being annuity certificates or securities payable to bearer) duly issued by any local authority as defined by Section 34 of the Local Loans Act 1875

[Ch. lxxxii.] *Local Government Board's* [61 & 62 VICT.]
Provisional Orders Confirmation (No. 9) Act, 1898.

A.D. 1898.
—
Uttoxeter
Order.

“ other than the Urban District Council the Urban District Council being at
“ liberty from time to time to vary and transpose such investments.”

Art. X. Section 41 shall be altered by the substitution for the words
“ inhabitants of the places included in the limits of this Act” of the words
“ Urban District of Uttoxeter.”

Art. XI. Section 42 shall be altered by the substitution for the last paragraph
of the following:—

“ In payment to the district fund of any balance of revenue remaining in
“ any year after retaining or setting aside such a sum as may in the opinion
“ of the Urban District Council be required for carrying on the water
“ undertaking and for paying the current expenses connected therewith”:

“ Provided that if in any year the revenue is insufficient for the
“ above-mentioned purposes the amount so deficient shall be paid to the
“ revenue account of the water undertaking out of the district fund and
“ general district rate of the Urban District.”

Art. XII. Sections 44 and 47 shall be repealed except so far as they may have
been acted upon.

Art. XIII.—(1.) The clerk to the Urban District Council shall within
twenty-one days after the Thirty-first day of March in each year if during the
twelve months next preceding the said Thirty-first day of March any sum is
required to be paid as an instalment or annual payment or to be appropriated or
to be paid to a sinking fund in pursuance of the provisions of the Local Act or in
respect of any money raised thereunder and at any other time when the Local
Government Board may require such a return to be made transmit to the
Local Government Board a return in such form as may from time to time be
prescribed by that Board and if required by that Board verified by statutory
declaration of such clerk showing for the year next preceding the making of such
return or for such other period as the Board may prescribe the amounts which
have been paid as instalments or annual payments and the amounts which have
been appropriated and the amounts which have been paid to or invested or
applied for the purpose of the sinking fund and the description of the securities
upon which any investment has been made and the purposes to which any portion
of the sinking fund or investment or of the sums accumulated by way of compound
interest has been applied during the same period and the total amount (if any)
remaining invested at the end of the year and in the event of his failing to
make such return the said clerk shall for each offence be liable to a penalty
not exceeding twenty pounds to be recovered by action on behalf of the Crown
in the High Court and notwithstanding the recovery of such penalty the making
of the return shall be enforceable by writ of mandamus to be obtained by the
Local Government Board out of the High Court.

(2.) If it appears to the Local Government Board by that return or otherwise
that the Urban District Council have failed to pay any instalment or annual
payment required to be paid or to appropriate any sum required to be appro-
priated or to set apart any sum required for any sinking fund (whether such
instalment or annual payment or sum is required by the Local Act or by the
Local Government Board in virtue thereof to be paid appropriated or set apart)
or have applied any portion of any sinking fund to any purpose other than those

[61 & 62 VICT.] *Local Government Board's* [Ch. lxxxii.]
Provisional Orders Confirmation (No. 9) Act, 1898.

authorised the Local Government Board may by Order direct that the sum in such Order mentioned not exceeding double the amount in respect of which default has been made shall be paid or applied as in such Order mentioned and any such Order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

A. D. 1898.

*Uttoxeter
Order.*

Art. XIV. Where the Local Government Board cause any local inquiry to be held with reference to any of the purposes of the Local Act or this Order the costs incurred by that Board in relation to such inquiry (including such reasonable sum not exceeding three guineas a day as that Board may determine for the services of any inspector or officer of the Board engaged in such inquiry) shall be paid by the Urban District Council and the Local Government Board may certify the amount of the costs so incurred and any sum so certified and directed by that Board to be paid by the Urban District Council shall be a debt due to the Crown from the Urban District Council.

Art. XV. This Order may be cited as the Uttoxeter Order 1898.

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

(L.S.)

HENRY CHAPLIN President.

S. B. PROVIS Assistant Secretary.

CONWAY AND COLWYN BAY JOINT WATER
SUPPLY DISTRICT.

*Conway and
Colwyn Bay
Order.*

Provisional Order for altering Confirming Acts.

To the Conway and Colwyn Bay Joint Water Supply Board ; —
To the Mayor Aldermen and Burgesses of the Borough of Conway ; —
To the Urban District Council of Colwyn Bay and Colwyn ; —
To the Rural District Council of Conway ; —
And to all others whom it may concern.

WHEREAS by virtue of the Conway and Colwyn Bay Joint Water Supply Order 1891 which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 14) Act 1891 (which Order and Act are herein-after respectively referred to as "the Order of 1891" and "the Confirming Act of 1891") of the County of Carnarvon (Penrhyn) Confirmation Order 1894 and of the Conway and Colwyn Bay Joint Water Supply Order 1896 which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 8) Act 1896 (which Order and Act are herein-after respectively referred to as "the Order of 1896" and "the Confirming Act of 1896") the Urban Districts and parts of Rural Districts (herein-after referred to as "the Constituent Districts") mentioned in Schedules A and B hereto constitute the Conway and Colwyn Bay Joint Water Supply District of which the governing body is the Conway and Colwyn Bay Joint Water Supply Board (herein-after referred to as "the Joint Board") and that Board consists of two ex-officio and of ten elective members representing the district councils mentioned in those schedules ;

54 & 55 Vict.
c. cexi.

59 & 60 Vict.
c. ciii.

And whereas the affairs of the Rural District of Glan Conway are in pursuance of an Order of the Local Government Board dated the Twentieth

[Ch. lxxxii.] *Local Government Board's* [61 & 62 VICT.]
Provisional Orders Confirmation (No. 9) Act, 1898.

A.D. 1898. day of November One thousand eight hundred and ninety-four temporarily administered by the Rural District Council of Conway ;

Conway and Colwyn Bay Order.

And whereas it is expedient to make the alterations in the Orders of 1891 and 1896 herein-after provided for :

38 & 39 Vict.
c. 55.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 297 of the Public Health Act 1875 and by any other Statutes in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order (herein-after referred to as "the commencement of this Order") the Confirming Acts of 1891 and 1896 so far as they respectively relate to the Orders of 1891 and 1896 shall be altered as follows:—

Art. I. Article III. of the Order of 1891 as altered by the Order of 1896 shall be further altered by the substitution for the words "two ex-officio and ten elective members" of the words "two ex-officio and twelve elective members."

Art. II. Schedules A and B hereto shall be substituted for Schedules A and B to the Order of 1896 and throughout the Order of 1891 any reference to the schedules thereto shall be deemed to refer to the schedules hereto.

Art. III. The Urban District Council of Colwyn Bay and Colwyn shall elect such number of members of the Joint Board as shall be necessary to bring their representation up to the number authorised by the Order of 1891 as altered by this Order and the provisions of Article X. of the Order of 1891 as altered by Article V. of the Order of 1896 shall apply as if each such election related to the filling of a casual vacancy occurring on the day of the commencement of this Order.

Art. IV. This Order may be cited as the Conway and Colwyn Bay Joint Water Supply Order 1898 and the Orders of 1891 and 1896 and this Order may be cited together as the Conway and Colwyn Bay Joint Water Supply Orders 1891 to 1898.

The SCHEDULES above referred to.

SCHEDULE A.

1.	2.	3.		4.
Urban Districts.	District Councils.	Ex-officio Members.		Elective Members.
		Number.	Description.	Number.
The Borough of Conway	The Mayor Aldermen and Burgesses of the Borough of Conway acting by the Council.	1	The Mayor	3
The Urban District of Colwyn Bay and Colwyn.	The Urban District Council of Colwyn Bay and Colwyn.	1	The Chairman of the Urban District Council.	5

[61 & 62 VICT.] *Local Government Board's* [Ch. lxxxii.]
Provisional Orders Confirmation (No. 9) Act, 1898.

SCHEDULE B.

A.D. 1898.
*Conway and
 Colwyn Bay
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1. Rural Districts.	2. District Council.	3. Ex-officio Member.		4. Elective Members.
		Number.	Description.	Number.
The Rural District of Conway Contributory places of Llangwstenin Llysfaen and Penrhyn. The Rural District of Glan Conway Contributory place of Llansaintffraid.	The Rural District Council of Conway.	—	—	4

Given under the Seal of Office of the Local Government Board this
 Twelfth day of May One thousand eight hundred and ninety-eight.
 (L.S.) HENRY CHAPLIN President.
 HUGH OWEN Secretary.

TOLWORTH JOINT HOSPITAL DISTRICT.

{ *Tolworth
 Order.*

*Provisional Order for forming a United District under Section 279
 of the Public Health Act 1875.*

- To the Urban District Council of East and West Molesey ; —
- To the Urban District Council of Esher and the Dittons ; —
- To the Urban District Council of Ham ; —
- To the Urban District Council of Hampton ; —
- To the Urban District Council of the Maldens and Coombe ; —
- To the Urban District Council of Surbiton ; —
- And to all others whom it may concern.

WHEREAS the several district councils named in column 2 of Schedule A
 to this Order (herein-after referred to as "Schedule A") are the local authorities
 within the meaning of the Public Health Act 1875 (herein-after referred to
 as "the Act") for the several districts named in column 1 of Schedule A ;

38 & 39 Vict.
 c. 55.

And whereas by an indenture dated the Thirteenth day of April One thousand
 eight hundred and eighty-five and made between Susannah Sarah Butler
 Charles Butler and Harry Butler of the one part and the guardians of the poor
 of the Kingston Union acting as the Sanitary Authority for the Rural Sanitary

[Ch. lxxxii.] *Local Government Board's* [61 & 62 VICT.]
Provisional Orders Confirmation (No. 9) Act, 1898.

A.D. 1898.

*Tolworth
Order.*

District of that union (which guardians so acting as aforesaid and district are herein-after respectively referred to as "the Rural Authority" and "the Rural District") of the other part the land described in Schedule C hereto was conveyed to the Rural Authority their successors and assigns and a hospital for the reception of cases of infectious diseases has been erected upon such land (which land and premises with the buildings thereon is herein-after referred to as "the Tolworth Hospital");

And whereas the Rural Authority borrowed on or about the dates mentioned in column 2 of Schedule B hereto (herein-after referred to as "Schedule B") the sums mentioned in column 1 of Schedule B to defray the cost of the purchase erection furnishing and fitting of the Tolworth Hospital and the several sums specified in column 4 of Schedule B were together with the interest thereon outstanding on the dates specified in that column;

And whereas by the operation of certain Orders made by the County Council of Surrey and confirmed by the Local Government Board by virtue of the Local Government Act 1888 and the Local Government Act 1894 the Rural District has ceased to exist and the area of that district is now included in the Urban Districts of Hampton Esher and the Dittons the Maldens and Coombe Ham Surbiton and East and West Molesey;

And whereas the Tolworth Hospital is now vested jointly in the Urban District Councils of East and West Molesey Esher and the Dittons Ham Hampton the Maldens and Coombe and Surbiton (herein-after referred to as "the six councils");

And whereas the Urban District Council of Hampton have agreed to sell and the Urban District Council of Surbiton have agreed to purchase all the interest and rights of the Urban District Council of Hampton in the Tolworth Hospital upon the terms and conditions herein-after appearing;

And whereas the Urban District Council of East and West Molesey have agreed to sell and the Urban District Council of Surbiton have agreed to purchase all the interest and rights of the Urban District Council of East and West Molesey as representing the Parish of West Molesey in the Tolworth Hospital upon the terms and conditions herein-after appearing;

And whereas it has been agreed and it is expedient that the Urban Districts named in column 1 of Schedule A be formed into a United District for the purposes of providing hospital accommodation for the reception of cases of infectious disease and the six councils have agreed that the Tolworth Hospital and the liability for repayment of so much of the sums mentioned in column 4 of Schedule B as will on the appointed day herein-after mentioned be outstanding be transferred to the Joint Board to be constituted the governing body of such United District and that the other provisions herein-after contained should be made:

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 279 of the Act and by any other Statutes in that behalf do hereby Order as follows viz,—

Art. I. This Order shall come into operation from and after the Thirtieth day of September One thousand eight hundred and ninety-eight (herein-after referred to as "the appointed day").

[61 & 62 VICT.] *Local Government Board's* [Ch. lxxxii.]
Provisional Orders Confirmation (No. 9) Act, 1898.

Art. II. The Urban Districts named in column 1 of Schedule A (which districts are herein-after referred to as "the Constituent Districts") shall be formed into a United District to be called the Tolworth Joint Hospital District for the purposes of the maintenance and management for the use of the inhabitants of the Constituent Districts of the Tolworth Hospital and for the purposes of the provision maintenance and management for such use of any other hospital or hospitals for the reception of cases of infectious diseases which may be required.

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Art. III. The Joint Board which shall be the governing body of the said United District shall consist of four ex-officio and ten elective members and shall be called the Tolworth Joint Hospital Board (herein-after referred to as "the Joint Board").

Art. IV. The ex-officio members shall be the persons described in column 3 of Schedule A and the elective members shall be elected by the district councils mentioned in column 2 of Schedule A (herein-after referred to as "the Constituent Authorities").

Art. V. The number of members of the Joint Board to be elected by each of the Constituent Authorities shall be that set opposite to the name of each of such authorities in column 4 of Schedule A and the said members shall be chosen by each of the Constituent Authorities from among its own members.

Art. VI. Such of the provisions of Section 46 of the Local Government Act 1894 as relate to members of councils of districts other than boroughs shall with the necessary modifications apply to members of the Joint Board.

56 & 57 Vict.
c. 73.

Art. VII. The first election of members of the Joint Board shall take place at a meeting of each of the Constituent Authorities to be held within six weeks from the appointed day or within such further time as the Local Government Board may allow and fourteen days' previous notice in writing of such meeting shall be given or sent to each member of a Constituent Authority by the clerk to such authority.

Art. VIII. The clerk to each of the Constituent Authorities shall notify in writing to the Local Government Board within seven days after such first election shall have taken place the names address and occupation of each of the persons elected by such authority as a member of the Joint Board.

Art. IX. An elective member of the Joint Board shall continue in office until the expiration of the period for which he was elected a member of the Joint Board or until he dies or resigns or ceases to be a member of the Constituent Authority as a member of which he was qualified to be elected or otherwise becomes disqualified or until he becomes an ex-officio member of the Joint Board whichever shall first happen :

Provided always that an elective member shall not continue in office for a longer period than three years without re-election and a member who ceases to hold office by reason of the expiration of his period of office or by reason of his resignation or disqualification or ceasing to be a member of such Constituent Authority shall subject to the provisions of Article VI. of this Order be re-eligible as a member of the Joint Board if at the time of re-election he is qualified to be so re-elected.

[Ch. lxxxii.] *Local Government Board's* [61 & 62 VICT.]
Provisional Orders Confirmation (No. 9) Act, 1898.

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Art. X. Any vacancy occurring amongst the elective members of the Joint Board by death resignation disqualification or otherwise shall be filled up by the Constituent Authority in whose representation the vacancy happens at a meeting to be held within six weeks of such vacancy occurring or within such further period as the Local Government Board may determine and fourteen days' previous notice in writing of such meeting shall be given or sent to each member of the Constituent Authority by the clerk to such authority and such clerk shall forthwith notify in writing to the clerk to the Joint Board the names address and occupation of the person elected to fill such vacancy.

Art. XI.—(1.) The time and place of holding the first meeting of the Joint Board shall be fixed by the Local Government Board and the subsequent ordinary meetings of the Joint Board shall be held at such times and places as the Joint Board may appoint and at all meetings of the Joint Board three members shall constitute a quorum.

(2.) An extraordinary meeting shall be summoned by the clerk to the Joint Board when a requisition for that purpose is addressed to him by the chairman or any three members of the Joint Board.

(3.) Such requisition shall be in writing and no business other than that specified in the requisition shall be transacted at such extraordinary meeting.

(4.) Notices of all meetings of the Joint Board shall be delivered or sent by post so as to reach the last known place of abode or business in England of each member of the Joint Board three clear days before the day of meeting or at such earlier time as the Joint Board may direct.

(5.) The Joint Board may appoint committees consisting of members of the Joint Board for the exercise of any powers which in the opinion of the Joint Board can be properly exercised by committees but the acts of every such committee shall unless otherwise directed by the Joint Board be submitted to the Joint Board for approval Provided that a committee shall in no case be authorised to borrow money or to issue any precept for contributions or to enter into any contract and it shall be subject to the provisions of Part IV. of the First Schedule to the Local Government Act 1894 so far as they are applicable.

56 & 57 Vict.
c. 78.

Art. XII. The Joint Board shall at their first meeting or at an adjournment thereof and thereafter as occasion shall require appoint a chairman (who shall subject to the provisions of Articles VI. and IX. of this Order continue chairman for such period not exceeding three years as may be determined by the Joint Board at the time of his appointment) a treasurer and a clerk and they may appoint one or more medical officers who shall be registered medical practitioners and such other officers and servants as they think requisite They may pay their treasurer clerk medical officers and other officers and servants such reasonable remuneration as they shall deem expedient and every such treasurer clerk medical officer and other officer and servant shall be removable by the Joint Board at their pleasure.

Art. XIII. The purposes for which the United District is formed are the provision maintenance and management of the Tolworth Hospital and the provision maintenance and management of any other hospital or hospitals for the reception of cases of infectious diseases which may be required for the use of the inhabitants of the Constituent Districts.

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Provisional Orders Confirmation (No. 9) Act, 1898.

Art. XIV. Persons shall be admitted into a hospital provided by the Joint Board in any of the following modes and not otherwise except with the consent of the Constituent Authorities viz.,—

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- a. By an order of the Joint Board or of any of the Constituent Authorities.
- b. By an order of a medical officer of health of any of the Constituent Authorities.
- c. By an order of a medical officer appointed by the Joint Board.
- d. By an order of a justice made under the provisions of Section 124 of the Act with the consent required by that section.

Art. XV. For the purposes of this Order the following sections of the Act the Public Health (Officers) Act 1884 and the Public Health (Members and Officers) Act 1885 shall apply and the Joint Board shall have exercise perform and be subject to all the powers rights duties capacities liabilities and obligations of an Urban District Council under the same sections so far as the same are applicable viz.,—

Of the Act :—

Sections 122 123 131 and 132 relating to infectious diseases and hospitals.

Sections 173 and 174 (except sub-section 3) relating to contracts.

Sections 175 176 and 177 relating to purchase of lands.

Sections 179 to 181 both inclusive relating to arbitration.

Sections 192 to 197 both inclusive and Sections 205 and 206 (except so much of Section 206 as requires the publication in a local newspaper of the annual report) relating to officers and conduct of business of local authorities.

Sections 245 247 (as amended by the District Auditors Act 1879) 249 and 250 relating to audit.

Sections 251 253 and 254 and Sections 258 to 263 and 265 to 267 all inclusive and Section 269 as amended by the Summary Jurisdiction Act 1884 relating to legal proceedings.

Section 298 as to costs of Provisional Orders.

Sections 306 to 309 both inclusive relating to miscellaneous provisions.

Of the Public Health (Officers) Act 1884 :—

Section 2.

47 & 48 Vict.
c. 74.

Of the Public Health (Members and Officers) Act 1885 :—

Section 2.

48 & 49 Vict.
c. 53.

Art. XVI. The Joint Board shall for the purpose of the sections of the Act with regard to the "Prevention of epidemic diseases" be a local authority so as to enable the Local Government Board by any regulations under those sections to confer powers and to impose duties on the Joint Board and so far as regards any powers so conferred and any duties so imposed but nothing in this Order contained shall prevent the Local Government Board from imposing any duties by any regulations under the said sections on the Constituent Authorities or any of them or affect the powers of such authorities so far as the same may be required to be exercised in pursuance of such regulations.

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Art. XVII. A copy of Section 132 of the Act shall be exhibited in a conspicuous place at the principal entrance of the hospital or hospitals.

Art. XVIII.—(1.) All the expenses incurred by the Joint Board shall be defrayed out of a common fund to which shall be paid any sums recovered by the Joint Board from or repaid to the Joint Board by or for patients.

(2.) The common fund so far as the same shall not be provided by such payments thereto as aforesaid shall be contributed by the Constituent Districts respectively in proportion to the assessable value of the Constituent Districts respectively for the purposes of a general district rate at the time of issuing the precept.

Art. XIX. On the day upon which the Joint Board hold their first meeting the Tolworth Hospital shall without any further or other conveyance or assurance be transferred to and become vested in the Joint Board their successors and assigns by virtue of and for the purposes of this Order and the liability for repayment of the sums mentioned in column 4 of Schedule B shall be transferred to and be vested in the Joint Board and so much of those sums as shall then be unpaid shall be charged upon the common fund of the United District as fully and effectually as if those sums had been borrowed by the Joint Board under the provisions of Section 244 of the Act.

Art. XX.—(1.) The Urban District Council of Surbiton shall pay to the Urban District Council of Hampton the sum of five thousand seven hundred and twenty-six pounds fifteen shillings and elevenpence and to the Urban District Council of East and West Molesey the sum of one thousand three hundred and forty-six pounds sixteen shillings and one penny and the Urban District Council of Hampton and the Urban District Council of East and West Molesey shall apply the sums so paid to them respectively to defray such capital expenditure as the Local Government Board may from time to time approve and until so applied shall invest the same in securities in which trustees are by law for the time being authorised to invest and the interest on the investments shall be applied in such manner as the Local Government Board may direct.

(2.) The Urban District Council of Ham shall pay the sum of two hundred and sixty-two pounds thirteen shillings and ninepence the Urban District Council of the Maldens and Coombe shall pay the sum of one thousand and eighty-one pounds five shillings and sevenpence and the Urban District Council of Surbiton shall pay the sum of one thousand one hundred and forty-six pounds and nineteen shillings to the Urban District Council of Esher and the Dittons and the last-mentioned council shall apply the sums so received by them to defray such capital expenditure as the Local Government Board may from time to time approve and until so applied shall invest the same in securities in which trustees are by law for the time being authorised to invest and the interest on the investments shall be carried to the credit of the district fund of the district.

(3.) The several sums referred to in subdivisions (1) and (2) of this Article shall be paid within one month after the appointed day and may be borrowed by the Urban Districts of Surbiton Ham and the Maldens and Coombe under the Act.

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Provisional Orders Confirmation (No. 9) Act, 1898.

(4.) Until the expiration of five years from the appointed day or until the Urban District Council of Hampton shall have provided an isolation hospital for their district either alone or in conjunction with any other authority and the same is ready for the reception of patients whichever shall first happen persons from the Urban District of Hampton suffering from infectious disease shall be admitted into the Tolworth Hospital in accordance with the provisions of Article XIV. of this Order as if that Urban District Council were a Constituent Authority of the Joint Board and the Urban District Council of Hampton shall during each of the said five years or until the Urban District Council of Hampton shall have provided an isolation hospital and the same is ready for the reception of patients as aforesaid as the case may be pay to the Joint Board a sum equal to a rate of one penny in the pound on the rateable value of their district for the purposes of a poor rate at the commencement of such year.

A.D. 1898.

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(5.) Until the expiration of five years from the appointed day or until the Urban District Council of East and West Molesey shall have provided an isolation hospital for their district either alone or in conjunction with any other authority and the same is ready for the reception of patients whichever shall first happen persons from the Parish of West Molesey suffering from infectious disease shall be admitted into the Tolworth Hospital in accordance with the provisions of Article XIV. of this Order as if that Urban District Council were a Constituent Authority of the Joint Board and the Urban District Council of East and West Molesey shall during each of the said five years or until the Urban District Council of East and West Molesey shall have provided an isolation hospital and the same is ready for the reception of patients as aforesaid as the case may be pay to the Joint Board a sum equal to a rate of one penny in the pound on the rateable value of the Parish of West Molesey for the purposes of a poor rate at the commencement of such year.

(6.) The sums payable to the Joint Board by the Urban District Councils of Hampton and East and West Molesey under subdivisions (4) and (5) of this Article shall be debts due from those Urban District Councils respectively to the Joint Board and may be recovered accordingly and no adjustment shall be required under the Local Government Act of 1888 or 1894 in respect of the property or liabilities of the six councils in relation to the Tolworth Hospital.

Art. XXI. The accounts of the Joint Board shall at all reasonable times be open to inspection and transcription by any member of any of the Constituent Authorities or by any officer of any of the Constituent Authorities authorised by them for that purpose without payment.

Art. XXII. A copy of the auditor's report and of the abstract of the accounts of the Joint Board when duly audited shall be sent by the Joint Board to each of the Constituent Authorities.

Art. XXIII. If at any time any new district is formed including the whole or any part of any of the Constituent Districts or the boundaries of any of the Constituent Districts are otherwise altered or the whole of any of the Constituent Districts is created or included in a municipal borough or any repeal or alteration is made in the law affecting the United District or the Joint Board or any of the Constituent Districts or Authorities in matters touching their relation to the United District or the Joint Board then and in every such case the Local Government Board may by Order to be

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Provisional Orders Confirmation (No. 9) Act, 1898.

A.D. 1898. published as they shall direct make such provision as to them seems fit for
Tolworth adapting the provisions of this Order to the alteration so made and to the
Order. incidents and consequences thereof and every such Order shall have effect as
 if the terms thereof were inserted in this Order.

Art. XXIV. The Local Government Board may by Order provide for the settlement of any doubt or difference which may arise between any of the six councils or between any one or more of the six councils and the Joint Board respecting any matter arising out of the provisions or as to the effect of this Order and may adjust or transfer any property or liabilities so far as the same may be affected by this Order and may by such Order deal with any matter which may be dealt with by an Order or a Provisional Order made under Section 304 of the Public Health Act 1875.

Art. XXV. This Order may be cited as the Tolworth Joint Hospital Order 1898.

The SCHEDULES above referred to.

SCHEDULE A.

1.	2.	3.		4.
Name of District.	Name of District Council.	Ex-officio Members.		Elective Members.
		Number.	Description.	Number.
The Urban District of Esher and the Dittons.	The Urban District Council of Esher and the Dittons.	1	The chairman of the Urban District Council.	3
The Urban District of Ham.	The Urban District Council of Ham.	1	Ditto - -	1
The Urban District of Surbiton.	The Urban District Council of Surbiton.	1	Ditto - -	4
The Urban District of the Maldens and Coombe.	The Urban District Council of the Maldens and Coombe.	1	Ditto - -	2

SCHEDULE B.

1.	2.	3.	4.
Amount of Loans.	Date of Mortgages.	Names of Mortgagees.	Amounts outstanding.
£ 1000	9 July 1885	- Trustees of Clergy Mutual Assurance Society.	£750. on the 9th day of July 1897.
9800	28 April 1887	- } Public Works Loan Commissioners.	£6208. on the 27th day of April 1898.
300	8 September 1892		

[61 & 62 VICT.] *Local Government Board's* [Ch. lxxxii.]
Provisional Orders Confirmation (No. 9) Act, 1898.

SCHEDULE C.

A.D 1898.

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All that meadow orchard and garden with the house and buildings thereon situate at Red Lion Lane Tolworth in the County of Surrey comprising in the whole two acres three roods twenty-nine perches or thereabouts and numbered 18 and 19 on the Ordnance Map of that Parish.

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

(J.S.)

HENRY CHAPLIN President.
HUGH OWEN Secretary.

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