CHAPTER xiv.

An Act to continue the Liability of the borough of Birken- A.D. 1882.
head to contribute to the Expenses of the Local Authority
of the county of Chester under the Contagious Diseases
(Animals) Acts in the event of a grant of a separate Court
of Quarter Sessions to the said borough.

[19th May 1882.]

WHEREAS the population of the municipal borough of Birkenhead (in this Act referred to as the borough) according to the last census exceeds eighty thousand:

And whereas the Council of the borough propose to avail themselves of the provisions of the Municipal Corporation Act 1835 and to present a petition to Her Majesty in Council praying Her Majesty to grant a separate court of quarter sessions to the borough: 5 & 6 W. 4. c. 76.

And whereas the area of the said borough is at present liable under section one hundred and one of the Contagious Diseases (Animals) Act 1869 for a proportionate part of the expenditure of the local authority of the county of Chester therein mentioned: 32 & 33 Vict. c. 70.

And whereas the Council are willing and it is expedient to continue such liability notwithstanding the grant of a separate court of quarter sessions to the borough:

And whereas an absolute majority of the whole number of the Council at a meeting held on the seventh day of December 1881 after ten clear days' notice by public advertisement of such meeting and of the purpose thereof in "Birkenhead News" and "Birkenhead and Cheshire Advertiser" local newspapers published or circulating in the borough such notice being in addition to the ordinary notices required for summoning such meeting resolved that the expense in relation to promoting the Bill for this Act should be defrayed out of the borough fund borough rate or other the public funds or rates now under the control of or hereafter to accrue to the said Council:

A.D. 1882.

And whereas such resolution was published twice in the same newspapers and has received the approval of Her Majesty's Principal Secretary of State for the Home Department:

And whereas the propriety of the promotion of the Bill for this Act was confirmed by an absolute majority of the whole number of the Council at a further special meeting held in pursuance of a similar notice on the 15th day of February 1882 being not less than fourteen days after the deposit of the Bill in Parliament:

And whereas the owners and ratepayers of the borough by resolution in the manner provided in the third schedule of the Public Health Act 1875 consented to the promotion of the Bill for this Act:

38 & 39 Vict. c. 55.

And whereas the purposes of this Act cannot be attained without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:

Short title.

1. This Act may be cited as the Birkenhead Borough (Quarter Sessions) Act 1882.

Continuance of liability of borough to expenses of local authority of county of Chester.

2. If Her Majesty shall be pleased to grant that a separate court of quarter sessions shall be holden in and for the municipal borough of Birkenhead then notwithstanding such grant the area of the borough shall continue liable under section one hundred and one of the Contagious Diseases (Animals) Act 1869 for a proportionate part of the expenditure of the local authority of the county of Chester therein mentioned as if Her Majesty had not made such grant as aforesaid but subject to the provisions of this Act.

Mode of payment.

3. The justices of the county of Chester shall from time to time (but not more than twice in each year) make an order on the Council of the borough for the payment of such sums as the area of the borough may from time to time be liable to contribute to the expenditure of the local authority of the county of Chester under the Contagious Diseases (Animals) Act 1869 and this Act and the Council of the borough shall order the same to be paid out of the borough fund and any difference which may arise concerning the amount of any sum to be paid by the Council of the borough shall be decided by arbitration in manner provided for the decision of like differences by section one hundred and seventeen of the Municipal Corporation Act 1835.

Owners to allow deduction on

4. Subsection (3) of section 101 of the Contagious Diseases (Animals) Act 1869 (which provides for owners of premises allowing

a deduction from rent of a sum equal to one penny in the pound on the annual value of the premises as therein mentioned) shall apply for the purposes of this Act and rate receipts shall be made out and all other necessary acts and things done by overseers and others so as to give effect to this enactment. A.D. 1882. rent &c. as provided by 32 & 33 Vict. c. 70.

5. Nothing in this Act shall affect the application of subsection (5) of section 101 of the Contagious Diseases (Animals) Act 1869 to the corporation or the borough or shall lessen any power right privilege or exemption of the corporation or the borough save so far as is by this Act expressly provided. Saving.

6. All the costs charges and expenses of and incident to the preparing for obtaining and passing of this Act shall be paid by the Corporation out of the borough fund borough rate or other public funds or rates under the control of or hereafter to accrue to the Council and be debited to such accounts as the Corporation shall think fit. Costs of Act.

LONDON : Printed by George Edward Eyre and William Spottiswoode
Printers to the Queen's most Excellent Majesty. 1882.