CHAPTER clxvii.

An Act to authorise the Mayor, Aldermen, and Burgesses of the Borough of Bradford, in the West Riding of the county of York, to construct additional Waterworks; to effect Street Improvements; to enlarge the Borough for Municipal, Sanitary, and other like purposes; to extend the limits of Water Supply of the Corporation; and for other purposes. A.D. 1873.

[21st July 1873.]

WHEREAS by "The Bradford Waterworks Act, 1854," the Bradford Waterworks Company were re-incorporated for supplying water within the limits of that Act, and for maintaining their then existing waterworks, and for making and maintaining additional waterworks: 17 & 18 Vict. c. cxxiv.

And whereas by "The Bradford Corporation Waterworks Act, 1854," the mayor, aldermen, and burgesses of the borough of Bradford (in this Act called "the Corporation") were authorised and required to purchase, and the Bradford Waterworks Company were authorised and required to sell, the company's waterworks:

And whereas the company's waterworks were accordingly sold to and purchased by the Corporation, and became and are vested in them, and the company have ceased to exist:

And whereas by the said last-mentioned Act, and by "The Bradford Corporation Waterworks Amendment Act, 1855," "The Bradford Corporation Waterworks Act, 1858," "The Bradford Waterworks Act, 1862," the "Bradford Corporation Act, 1866," the "Bradford Waterworks and Improvement Act, 1868," and "The Bradford Waterworks Act, 1869," (all of which said Acts are herein-after referred to as the Corporation Waterworks Acts) the Corporation have been authorised greatly to enlarge their works for collecting and impounding water in order to supply an extended district:

And whereas the district of water supply of the Corporation now comprises the following places; that is to say, the borough of

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Bradford, and the townships or places of Addingham, Allerton, Apperley, Bolton, Burnsall, Calverley-with-Farsley, Clayton, Cleckheaton, Denholme, Draughton, Drighlington, Eccleshill, Gildersome, Gomersall, Heaton, Hunsworth, Idle, Liversedge, Morton, North Bierley, Pudsey, Shelf, Shipley, Silsden, Thornton, Tong, Tyersall, Wibsey, Wilsden, and Windhill; and the total amount of money authorised to be borrowed for waterworks purposes of the Corporation is one million one hundred thousand pounds:

And whereas the Corporation have been requested to supply water to other places, and they are willing so to do with the authority of Parliament, and it is expedient and desirable that the Corporation should be authorised to construct additional waterworks:

And whereas the Corporation, as local board of health, are desirous of effecting various necessary street and other improvements in the said borough, and of making better regulations for improving the sanitary condition thereof, and promoting the convenience of the inhabitants:

And whereas plans and sections of the intended works and improvements, showing the lines and levels thereof, and plans showing the lands which are intended to be purchased and taken for the other purposes of this Act, with a book of reference to those plans containing the names of the owners or reputed owners, lessees or reputed lessees, and occupiers of those lands respectively, have been deposited with the clerk of the peace for the west riding of the county of York, which plans, sections, and book of reference are herein-after referred to as the deposited plans, sections, and book of reference:

And whereas the borough of Bradford is a corporate borough by Royal Charter dated the ninth day of June in the tenth year of the reign of Her Majesty Queen Victoria, and the inhabitants of the borough are a body politic and corporate, called and known by the name "The Mayor, Aldermen, and Burgesses of the Borough of Bradford:"

And whereas by "The Bradford Improvement Act, 1850," the council of the said borough were made the local board of health for the same, and provisions were made for better paving, lighting, watching, draining, and otherwise improving the said borough:

And whereas the said existing borough is contiguous to and partly surrounded by the township of Bolton, in the parish of Calverley, in the said west riding:

And whereas a resolution adopting "The Local Government Act, 1858," in the said township of Bolton, was duly passed in the said township, as appears by a notice of one of Her Majesty's Principal Secretaries of State dated the twenty-ninth day of May one thousand

eight hundred and sixty-five, and duly published as required by the same Act: A.D. 1873.

And whereas it would be attended with great public advantage if the sewerage, drainage, cleansing, lighting, paving, and otherwise improving the said township of Bolton and the said borough, and the management thereof, were placed under the control of one body, that is to say, the council of the said borough; and it is therefore expedient that the said township of Bolton should be included in and form part of the said borough, and that the inhabitants both of the borough and the said township should be incorporated as one body:

And whereas a plan has been deposited in the Private Bill Office of the House of Commons showing the boundaries of the existing borough, and the boundaries of the borough of Bradford as altered and extended by this Act:

And whereas the Corporation are by "The Bradford Corporation Gas and Improvement Act, 1871," the suppliers of gas within the existing borough and the neighbourhood thereof:

And whereas it is expedient that the Corporation should be authorised to borrow further moneys for the purposes of their waterworks, and for the other purposes of this Act, and also to borrow further moneys for gasworks purposes:

And whereas estimates have been prepared by the Corporation for the purchase of land for and the execution of the various works by this Act authorised, and such estimates are as follows:

For waterworks - - -	£200,000
For street and other improvements -	300,000
For gasworks - - - -	50,000

And whereas the several works included in such estimates respectively are permanent works within the meaning of section 57 of "The Local Government Act, 1858:"

And whereas the objects 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; (that is to say,)

Short title.

1. This Act may for all purposes be cited as "The Bradford Improvement Act, 1873."

Incorporation of Acts.

2. "The Lands Clauses Consolidation Act, 1845," except section one hundred and twenty-three, "The Lands Clauses Consolidation Acts Amendment Act, 1860," "The Waterworks Clauses Act,

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1847" (except the provisions thereof with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit), "The Waterworks Clauses Act, 1863," "The Gasworks Clauses Act, 1871," and such sections of "The Public Health Act, 1848," "The Towns Improvement Clauses Act, 1847," and "The Towns Police Clauses Act, 1847," as were incorporated with "The Bradford Improvement Act, 1850," and are specified in the Second Schedule hereto, shall (except where expressly varied by this Act, and so far as such Acts are applicable to the purposes of this Act, and not inconsistent therewith) be incorporated with and form part of this Act; and "The Gasworks Clauses Act, 1871," shall apply to the existing gas undertaking of the Corporation as if the same were hereby authorised.

Interpretation of terms.

3. The several words and expressions to which by the Acts wholly or partially incorporated with this Act meanings are assigned shall in this Act have the same respective meanings, unless there be something in the subject or context repugnant to such construction; and in this Act the expression "the Corporation" shall mean the mayor, aldermen, and burgesses of the borough of Bradford, in the county of York, and shall, according to the context, apply both to the present Corporation and that which will exist after the extension of the borough; the expression "the town council" shall mean the town council of the borough; the expression "the existing borough" shall mean the borough of Bradford according to the present limits and boundaries thereof; the expression "the borough" shall mean, according to the context, the said borough as now existing, and also as including the said township of Bolton when both are incorporated as one borough; the expression "Municipal Corporation Acts" shall mean the Act passed in the fifth and sixth years of the reign of His late Majesty King William the Fourth for the regulation of municipal corporations in England and Wales, and all other Acts and parts of Acts in any way amending the same or relating thereto; the expression "the Bolton Local Board" shall mean the body now acting as the local board for the district of the township of Bolton in the parish of Calverley, in the said west riding, and referred to in the said notice of one of Her Majesty's Principal Secretaries of State dated the twenty-ninth day of May one thousand eight hundred and sixty-five, by whatever name the same shall be known; the expression "the treasurer" shall mean the person for the time being acting as treasurer for the borough; and in the Acts incorporated herewith the expression "the undertakers" or "the promoters of the undertaking" shall mean the Corporation; and the expression "superior courts" or "court of

competent jurisdiction," or any other like expression, shall be read and have effect as if the debt or demand with respect to which the expression is used were a common simple contract debt, and not a debt or demand created by statute.

Construction of waterworks.

4. Subject to the provisions of this Act, the Corporation may make and maintain the waterworks herein-after described, in the line and according to the levels shown on the deposited plans and sections, and may enter upon, take, and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose. The waterworks herein-before referred to and authorised by this Act are a reservoir on the southern side of a new road leading from Black Edge Lane, Denholme Gate, to Sawood Lane, in the parish of Bradford, in the said west riding, and all necessary pipes, channels, and other works connected therewith.

Power to deviate.

5. The Corporation in constructing the said works may make lateral deviations from the line of such works, not exceeding the limits of deviation shown on the deposited plans, and may deviate from the levels of the reservoir to any extent not exceeding three feet, and of other works as delineated on the deposited sections to any extent not exceeding five feet.

Compensation for injury by waterworks.

6. The Corporation shall from time to time make full compensation to all persons for all damage and injury, losses, and expenses whatsoever (if any), as well immediate as consequential, which they respectively from time to time incur or suffer by reason of the bursting or giving way of the waterworks by this Act authorised, and such compensation shall be charged upon and be raised by and paid and satisfied out of the borough fund and borough rate of the borough.

Protection of sources of watersupply.

7. Whereas the Corporation have given compensation for certain springs and streams of water, it shall not be lawful for any person to do any act which shall in any way prejudice, lessen, or interfere with the flow of any water for which the Corporation have given compensation and are entitled to collect and impound or to divert or impound any such water, or to pollute such water. Every person acting contrary to this enactment shall for every such offence be liable to a penalty not exceeding ten pounds, and the like sum for every day during which any such offence shall continue.

Extension of limits of water supply.

8. The limits for the supply of water by the Corporation under the Corporation Waterworks Acts and this Act shall extend to and include the township of Bingley, in the said west riding, including

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the several districts of the Bingley Improvement Commissioners and the Bingley Board of Health, as also the hamlets of Bingley and Micklethwaite, all in the parish of Bingley, in the said west riding. The Corporation shall be empowered to make, lay down, and maintain within their existing limits of water supply, and within the township of Bingley and the said districts of the commissioners and board of health, and also in, through, or into private lands and public places within the said limits, township, and districts, all necessary mains, pipes, and other works connected therewith. Nothing herein contained shall prejudice or affect any contract for water supply which may be now in force between William Ferrand and the said Improvement Commissioners or Board of Health, or either of them, or which may be hereafter entered into between the said Improvement Commissioners and the said William Ferrand, or other the person for the time being entitled to the springs and streams (or any of them) arising or flowing on the Saint Ives estate.

Corporation not to supply water within Keighley limits, and saving of rights under agreement.

9. Nothing in this Act contained shall in any way authorise the Corporation to supply water, lay down pipes, or construct works within the limits of water supply of the Keighley Local Board, or to supply water to any local board, local authority, company, or person for the purpose of enabling such body or person to supply water within the limits of water supply of the Keighley Local Board; and nothing in this Act contained shall in any way prejudice or affect the provisions of an agreement between the Keighley Local Board and the Corporation confirmed by "The Keighley Waterworks Extension and Improvement Act, 1869," and set forth in the first schedule to that Act.

Construction of bridge over Midland Railway.

10. Subject to the provisions of this Act, the Corporation may make and maintain, in the line and within the limits of deviation and according to the levels shown on the deposited plans and sections, a bridge or viaduct, with carriageway and footpaths thereon, over the Midland Railway so as to afford more direct communication between the western and eastern sides of the town of Bradford, together with all necessary and proper approaches, buttresses, walls, supports, and other works connected therewith, with full power and authority to erect buttresses, walls, supports, and other works upon the lands of the Midland Railway Company at the places shown on the deposited plans and sections, or at such other places as may be agreed upon by the said company and the Corporation; and for the purposes aforesaid the Corporation shall be at liberty, by their servants, agents, and workmen, at all reasonable

times, to enter upon the lands of the said company to make and construct such buttresses, walls, supports, and works, and to make and construct the said bridge, and when the same shall have been completed to repair, amend, and maintain the same, the work to be done to the satisfaction of the engineer for the time being of the company, or in the event of difference to the satisfaction of the President for the time being of the Institution of Civil Engineers. The said bridge commences on the western side of the said railway seven hundred and ninety yards or thereabouts north of School Street, and terminates on the eastern side of the Valley Road one hundred and twenty-five yards or thereabouts to the north of Lionel Street, all in the borough. The Corporation may enter upon, take, and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose.

Construction of new public highways.

11. Subject to the provisions of this Act, the Corporation may from time to time hereafter make and maintain, in the line and within the limits of deviation and according to the levels shown on the deposited plans and sections, the several new public streets or highways in the borough and the neighbourhood thereof herein-after mentioned, and may enter upon, take, and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose. The streets herein-before referred to and authorised by this Act are as follows:

A new public street or highway in the township of Bradford, in the parish of Bradford, in the west riding of the county of York, No. 1, commencing at or near Tyrrel Street near Sun Bridge, and terminating at Brick Lane at the end of Thornton Street;

A new public street or highway in the said township of Bradford, No. 2, commencing at the new street firstly above mentioned at or near its junction with Godwin Street, and terminating at Westgate opposite Kirkgate;

A new public street or highway in the said township of Bradford, No. 3, commencing at the new street firstly above mentioned at its junction with Westgrove Street, and terminating at Rebecca Street opposite the end of Holmes Street;

A new public street or highway in the said township of Bradford, No. 4, commencing at the new street lastly above mentioned (No. 3), sixty-three yards or thereabouts from Rebecca Street, and terminating at Rebecca Street opposite the end of Wynne Street;

A new public street or highway in the said township of Bradford, No. 5, commencing at Market Street opposite the end of Bank Street, and terminating at the eastern end of Court Street;

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A new public street or highway in the said township of Bradford, No. 6, commencing at Hustlergate opposite the end of Bank Street, and terminating at Kirkgate opposite the end of Darley Street;

A new public street or highway in the said township of Bradford, No. 7, commencing at the junction of Great Horton Road and Tyrrel Street opposite the end of Manchester Road, and terminating at Thornton Road at its junction with Brewery Street;

A new public street or highway in the said township of Bradford, and in the township of Bolton in the parish of Calverley, all in the said west riding, or one of them, No. 8, commencing at the eastern end of Lionel Street, and terminating at Bolton Lane sixty yards to the west of the Bradford Canal;

A new public street or highway in the said township of Bradford, and in the township of Manningham, in the said parish of Bradford and west riding, or one of them, No. 9, commencing at the last-mentioned street (No. 8) ninety yards or thereabouts north of Lionel Street, and terminating at a new street now being laid out, to be called Midland Road, sixty yards or thereabouts to the west of the Midland Railway;

A new public street or highway in the said townships of Bradford and Bolton, or one of them, No. 10, commencing at the new street (No. 8) four hundred and twenty yards or thereabouts north of Lionel Street, and terminating at the new street (No. 12) three hundred and fifteen yards or thereabouts west from Bolton Road;

A new public street or highway in the said townships of Bolton and Manningham, or one of them, No. 11, commencing at the new street (No. 8) six hundred and forty yards or thereabouts north of Lionel Street, and terminating at the new street (No. 12) eighty yards or thereabouts east of the Midland Railway;

A new public street or highway in the said townships of Bolton and Manningham, or one of them, in the said west riding, No. 12, commencing at the junction of Valley Road and Bolton Lane, and terminating at Peel Park, near the western entrance thereof;

A new public street or highway in the said townships of Bolton and Bradford, or one of them, No. 13, to connect the proposed new street lastly mentioned (No. 12) with Bolton Road, and commencing opposite the entrance to Peel Park, and terminating eighty yards or thereabouts eastward of Carnarvon Street;

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A new public street or highway in the said township of Manningham, No. 14, commencing at Oak Lane, where the same joins Skinner Lane, and terminating at Heaton Road opposite the end of Lily Croft Lane;

A new public street or highway in the said township of Manningham, No. 15, commencing at Lily Croft Lane seventy-five yards or thereabouts west of Japan Street, and terminating at Toller Lane opposite the end of Duckworth Lane;

A new public street or highway in the township of Horton, in the said parish of Bradford, No. 16, commencing at Arctic Parade, where the same joins Livingstone Street, and terminating at Beckside Road opposite the end of Summer Hill Street;

A new public street or highway in the said township of Bradford, No. 17, commencing at Stott Hill near the end of Wellington Street, and terminating at the southern end of Captain Street.

In connexion with and for the purposes of the improvements under this Act, and as part thereof, it shall be lawful for the Corporation to purchase by agreement the lands, hereditaments, and premises in the township of Bolton belonging or reputed to belong to the Bradford Abattoir Company, Limited.

As to lands required jointly by Corporation and Midland Railway Company.

12. And whereas the lands required for the purposes of the roadway No. 9 by this Act authorised may be identical with lands which the Midland Railway Company are authorised to purchase by "The Midland Railway (Additional Powers) Act, 1873," and the works to be executed under the authority of this Act may without due provision interfere with the use by the said company of such lands, and it is desirable to prevent any dispute between the Corporation and the said company as to the acquisition and use of such lands, and the execution of the works respectively authorised by this Act and "The Midland Railway (Additional Powers) Act, 1873:" Therefore be it enacted, that if any difference shall arise between the Corporation and the said company respecting the acquisition of such lands or of any right or interest therein, or as to the use thereof, or the execution of works thereon, such differences shall from time to time be settled by an arbitrator to be appointed by the common consent of the Corporation and the said company, or, in default of such consent, to be appointed by the Board of Trade on the application of either party.

Works to be executed to satisfaction of Midland

13. All works executed by the Corporation under the authority of this Act on lands belonging to the Midland Railway Company, or which they are authorised to acquire, shall be executed under the

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Company's engineer.

control and to the reasonable satisfaction of the principal engineer for the time being of the Midland Railway Company.

Limiting amount of land to be taken.

14. The Corporation shall not take or use for the purposes of the construction of the works or widening of the streets by this Act authorised any more land belonging to the Midland Railway Company, or which they are authorised to acquire, than is absolutely necessary for the purposes of such proposed works and widenings.

For protection of Great Northern Railway Company.

15. For the protection of the Great Northern Railway Company, by whom the works authorised by "The Bradford and Thornton Railways Act, 1871," are to be executed, the Corporation shall construct the said new street No. 16 in such manner as not injuriously to interfere with the construction or maintenance of the works authorised by the said Act, and in such line only and with such accommodation works for the company as shall be agreed upon between the engineer for the time being of the said company and the surveyor for the time being of the Corporation. If any difference shall arise between them concerning the line of the said street, or the works to be constructed by the Corporation for the accommodation of the said company, every such difference shall be settled in the manner provided for settlement of disputes by arbitration by "The Railways Clauses Consolidation Act, 1845."

Improvement of existing streets.

16. Subject to the provisions of this Act, the Corporation may from time to time hereafter, in the line and according to the levels shown on the deposited plans and sections, take down certain projecting buildings and walls, and take down and remove certain other buildings, and take certain pieces of land for improving the several roads, highways, streets, and places, or parts thereof, in the borough, and may enter upon, take, and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose. The said buildings, walls, and lands are as follows; (that is to say,)

In the said township of Bradford: the northern side of Old Market, from Piece Hall Yard to the junction of Old Market and Market Street; the western side of Tyrrel Street from Thornton Road to the southern end of Tyrrel Street; both sides of Bolton Road between Well Street and Holdsworth Street; the southern side of Church Bank between Vicar Lane and Peckover Street; the northern side of Well Street between Canal Road and Church Bank; the eastern side of Canal Road at or near the Well Street end thereof; the western side of Wharf Street at or near Holdsworth Street and Bolton Road;

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the southern side of Kirkgate between Queensgate and Piece Hall Yard; the northern side of Hustlergate between Queensgate and Old Market; the eastern side of Queensgate; the eastern side of Peckover Street between Barkerend Road and Park Gate; the eastern side of Manningham Lane at or near Spring Gardens on the north side thereof; the south-western side of Rebecca Street; the western side of Westgate between Godwin Street and Millergate; both sides of School Street; the eastern end of Holdsworth Street; both sides of Stott Hill between Barkerend Road and Wellington Street; the eastern side of Palladios Buildings; the southern side of Thornton Road between Tyrrel Street and Brewery Street:

In the township of Bowling, in the said parish of Bradford: Mill Lane at its junction with Hall Lane:

In the said township of Horton: the north-western side of High Street, nearly opposite the end of Southfield Lane; the southern side of Legrams Lane three hundred and fifty yards to the east of Shearbridge Road; the western side of Little Horton Lane at or near Maltkiln Fold; the northern side of Holme Top Lane between Little Horton Lane and Garden Street; the south-western side of Cross Lane at or near its junction with Great Horton Road; the north-eastern side of Arctic Parade; the north-eastern side of Beckside Road between Legrams Lane and Browhill:

In the said township of Manningham: the south-western side of Snake Hill Lane at or near its junction with Thornton Road; both sides of Oak Lane between North Park Road and Skinner Lane; the northern side of Bolton Lane; a wall in front of the house No. 66, Carlisle Road; both sides of Little Lane; the southern side of Toller Lane near its junction with Little Lane; the northern side of Thornton Road between Brick Lane and the boundary of the said township of Bradford, and at or near the junction of Thornton Road and Snake Hill Lane:

In the said townships of Bradford and Manningham, or one of them: the south-eastern side of Brick Lane between Thornton Road and Thornton Street.

Defining line of streets.

17. Whereas many of the streets in the borough are narrow, inconvenient, and without any regular line of frontage, therefore it shall be lawful for the Corporation from time to time, by resolution of the town council, to prescribe and define what shall thereafter be the line of frontage to be observed for any street in the borough; such line shall be distinctly marked and shown on a plan to be

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signed by the mayor or other person presiding at the council meeting at which such line shall be determined upon, and such plan shall be at all reasonable times thereafter open for inspection of the public without charge. Whenever any new building shall be erected in any such street, or whenever the structure of the front of any old building shall be partially pulled down to the extent of one third of such front, the Corporation shall be at liberty to require that as to such building the said line may be observed and kept. No new erection, excavation, or obstruction shall be made beyond such line. The land outside the said line shall be vested in the Corporation as part of the street so soon as the improvement shall have been completed. Whenever in any of the above cases the Corporation shall, by reason of their requiring the said line to be observed and kept, cause the owner of any land or building, or any other person interested therein, to be injuriously affected, the Corporation shall make reasonable compensation in respect thereof; the amount of such compensation shall, at the option of the party claiming the same, be ascertained and determined by two justices of the peace acting in and for the borough, not being members of the Corporation, or by the county court judge for the time being acting in and for the borough, and the said justices or judge shall have all the powers of an arbitrator mutually agreed upon under the Lands Clauses Consolidation Acts; if for seven days after request in writing the party claiming shall fail to exercise such option the matter shall stand referred to the justices. If after any such line shall be so defined and prescribed as aforesaid any person shall wilfully or negligently act contrary to this enactment, he shall for every such offence be liable to a penalty not exceeding five pounds, and a further penalty not exceeding the like sum for every day during which such offence shall continue.

Section 92. of the Lands Clauses Act to apply to the two preceding sections of this Act.

18. The ninety-second section of "The Lands Clauses Consolidation Act, 1845," shall apply to the cases comprised in the two preceding sections of this Act.

Limit of time for compulsory purchase.

19. The powers of the Corporation under this Act for the compulsory purchase of land for any of the purposes of this Act, other than those referred to in the seventeenth section of this Act, shall not be exercised as to lands in the township of Bolton after the expiration of five years, and as to other lands after the expiration of ten years, from the passing of this Act.

Summary power for repair of streets.

20. In addition to all powers vested in the Corporation, the Corporation may, where a street, not being a highway repairable by the public, or any part thereof, is in a dangerous or defective

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condition, by notice in writing under the hand of the mayor or town clerk for the time being, require the owner of any building or land abutting upon such street, or such part thereof, to repair and amend the portion of such street on which such building or land abuts up to the centre of such street within a reasonable time, and in manner to be prescribed by such notice; if any such owner shall neglect to comply with such notice within the time therein appointed, he shall be liable to a penalty of five pounds for every such offence, and to a further penalty not exceeding the like sum for every day during which such offence shall continue.

Summary power for providing and altering privies and ashpits.

21. In addition to all powers vested in the Corporation, the Corporation may, in any case where a dwelling-house within the borough shall be without a privy, watercloset, or earth closet, or an ashpit, or without a privy, watercloset, or earth closet, or an ashpit of a construction and size approved by the Corporation, require the owner of such house, by notice under the hand of the mayor or town clerk for the time being, to provide such a privy, watercloset, or earth closet, or such an ashpit, or to make such reparation or alteration of the existing privy, watercloset, or earth closet, or ashpit, as in such notice shall be stated, and within a period to be therein mentioned; if such owner shall neglect to comply with such notice within the time therein appointed, he shall for every such offence forfeit a sum not exceeding five pounds, and a further penalty not exceeding the like sum for every day during which such offence shall continue.

Summary power for providing sinks and drains for dwelling-houses.

22. If the borough surveyor for the time being shall report in writing to the Corporation, or to any committee of the town council, that any dwelling-house is not provided with a proper sink or drain or other necessary appliances for carrying off refuse water from such dwelling-house, it shall be lawful for the Corporation or committee, by notice under the hand of the mayor or town clerk for the time being, to require the owner of such dwelling-house, in the manner and within the time to be specified in such notice, to provide such sink, drain, or other appliances; if any such owner shall neglect to comply with such notice within the time therein appointed, he shall be liable for every such offence to a penalty not exceeding five pounds, and a further penalty of the like sum for every day during which such offence shall continue.

Removal of obstructions from streets.

23. Wherever in the opinion of the Corporation it shall be for the public convenience that any street now obstructed with chains, posts, or otherwise shall be freed from such obstruction, it shall be lawful for the Corporation, by notice under the hand of the mayor

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or town clerk for the time being, to require the same to be removed within one calendar month from service of such notice; service of such notice shall be made at the last known place of abode of the owners or reputed owners of buildings or land abutting on such street. Within one calendar month after such service of notice such chains, posts, or other obstruction shall be removed, or in default thereof the Corporation shall, by their servants, agents, and workmen, be at liberty to enter upon such street and remove such chains, posts, or other obstruction. Any person thereafter placing any post, chain, or other obstruction at such street shall be liable to a penalty not exceeding five pounds, and to a further penalty not exceeding the like sum for every day during which such offence shall continue: Provided always, that the removal of any such chains, posts, or other obstruction shall not in any way prejudice or affect the rights of any person or persons in the soil and freehold of any such street, and there shall nevertheless be reserved to the owner of any building or land abutting on such street all other existing rights and liabilities as fully and effectually as if such chains, posts, or other obstruction had continued: Provided also, that all existing streets shall be exempted from the operation of this enactment where there now are, or where within twelve months after the passing of this Act the owner of premises in such streets shall erect and shall thereafter maintain, permanent gates at the entrance of such street, and all new streets shall be also exempted where within twelve months after any such new street shall be formed the owners of premises in such street respectively shall erect and shall thereafter maintain permanent gates at the entrance of such street, and where, as to new streets, the plan of the street submitted to the Corporation as local board of health shall show such gates thereon as being intended.

Power to make bye-laws.

24. The Corporation may, in the manner provided by the Local Government Acts for making byelaws, from time to time make, alter, vary, or rescind byelaws for the following purposes:

1. For the better regulation and management of the public markets, fairs, and market halls in the borough;
2. For regulating the use of traction engines in the streets of the borough, and the licensing thereof, and also for the licensing and regulating of the conduct of the drivers, conductors, enginemen, and other persons employed in connexion with the working of such engines;
3. For the licensing of the conductors of omnibuses, and to enable the Corporation to make regulations for the good government of such persons, and to make all hackney

carriages, and the owners and drivers thereof, subject to be licensed by and to be under the control and regulation of the Corporation whenever such hackney carriages or drivers shall be plying for hire at any place within the borough;

4. For the management and regulation of the bridge over the Midland Railway hereby authorised;

and the Corporation in and by such byelaws may prescribe penalties for the non-observance thereof.

Stopping up of lane known as the Jumbles.

25. The Corporation may stop up the lane or place known as the Jumbles, running between portions of the public park in the borough, known as Lister Park, and thereupon all rights of way in, under, or over the same shall be extinguished: Provided, that nothing in this Act contained shall prejudice or affect the rights, powers, and privileges of James Atkinson Jowett and the owners for the time being of the mansion house and premises called Clockhouse at Manningham, near Bradford, to and in respect of the supply of water from the park called Lister Park, under an indenture of release, dated the fourth day of February one thousand eight hundred and twenty-six, between Sarah Jowett of the one part, and Ellis Cunliffe Lister of the other part, or under any of the provisions of the same indenture: Provided also, that forthwith after stopping up the said lane or place, the Corporation shall construct and thereafter maintain a footpath across the park in the direction of the said lane, with gates for foot passengers at each extremity of such footpath, so as to afford access for foot passengers across the park in the direction now traversed by the said lane, and such gates shall be kept open at all times when the said park is open to the public.

Stopping up footpath in cemetery and making new footpath.

26. The Corporation shall stop up the public footpath in the borough cemetery at Scholemoor in the borough, and the approaches thereto from Bullgreave Beck and Birks respectively, as shown on the deposited plans, and thereupon all rights of way in, under, or over the same shall be extinguished: Provided always, that before this enactment shall take effect the Corporation shall make a new footpath from the Necropolis Road to Bullgreave Beck, as shown on the deposited plans; the Corporation shall at all times thereafter maintain the same footpath. For the purpose of making such new footpath the Corporation may enter on, take, and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose.

Arrangement with

27. The justices of the peace for the west riding of the county of York, on behalf of the inhabitants of that riding, shall, in

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county justices as to Market Street Bridge.

pursuance of the order made in this behalf by the Court of Quarter Sessions for that riding on the fourteenth day of October one thousand eight hundred and seventy-two, contribute out of the county rates for that riding the sum of one thousand pounds towards altering or rebuilding and improving the public bridge called Market Street Bridge, over the Bradford Beck, in the borough of Bradford, in the said west riding of the county of York, and of altering and improving the approaches thereto, which bridge and approaches are repairable by the inhabitants of the said west riding, and the said sum of one thousand pounds shall be paid to the Corporation upon the passing of this Act; on payment of the said sum of one thousand pounds the liability of the inhabitants of the said west riding at common law or by statute to rebuild, maintain, and repair the said bridge and approaches shall cease, and the duty of rebuilding, maintaining, and keeping in repair the said bridge and approaches shall thenceforth be borne by the Corporation.

Extension of borough.

28. The limits of the existing borough shall be and the same are hereby altered and extended, so that the borough shall, from and after this Act coming into effect, be and include the townships of Bradford, Manningham, Bowling, Horton (including the hamlets of Great and Little Horton), in the parish of Bradford, and Bolton, in the parish of Calverley, all in the county of York, as the same are defined and limited by their present known boundaries, and as more fully appears in the said plan deposited in the Private Bill Office of the House of Commons; provided that nothing herein contained shall affect the limits of the parliamentary borough of Bradford as now existing.

Incorporation of the borough of Bradford and township of Bolton.

29. The inhabitants of the borough as so altered and extended and their successors shall be for ever one body politic and corporate in deed, fact, and name, and the said body corporate shall be called "The Mayor, Aldermen, and Burgesses of the Borough of Bradford," and the said body corporate and politic heretofore called and known by that name shall for ever hereafter be continued under and be called and known by the same name, but subject to the alterations effected and intended to be effected in the constitution of the said body corporate and politic by this Act.

Corporation to have perpetual succession.

30. The said Corporation shall have perpetual succession, and be for ever hereafter able and capable in law to have, and exercise, and do, and suffer all the acts, powers, authorities, immunities, and privileges which are now held and enjoyed, done, and suffered by the several boroughs and bodies corporate named or referred to in the Municipal Corporation Acts, in like manner and subject to the

same provisions, and as fully and amply to all intents and purposes whatsoever, as if the said borough of Bradford as altered and extended by this Act had existed at the time of the passing of the first of the said Acts, and had been comprised in the Schedule (A.) to the same Act. A.D. 1873.

Application of Acts to extended borough.

31. All the powers and provisions of the Municipal Corporation Acts shall be and the same are hereby extended to the inhabitants of the borough as hereby altered and extended.

Township of Bolton to be a ward of the borough.

32. The said township of Bolton shall constitute a new ward of the borough, to be called Bolton Ward. There shall be one alderman and three councillors for the said ward. On or before the first day of September next after the passing of this Act the overseers of the said township shall in manner and form prescribed by the Municipal Corporation Acts, and under and subject to the like penalties in default, make out and deliver to the town clerk of the existing borough a list for the said township of Bolton, to be called the "Burgess List," according to the laws now in force for regulating the making of burgess lists; every person in the said township of Bolton who would, if the same were now part of a borough incorporated under the Municipal Corporation Acts, be by law entitled to object to any of the names on the said list, or to claim to be inserted therein, shall be at liberty, in like manner and within the period as now by law required in the existing borough, to deliver objections and claims as aforesaid; such lists shall be thereupon dealt with in all respects in the same manner as the lists for the existing borough, and when revised by the mayor and assessors of the existing borough shall form the burgess roll for the said township and ward of Bolton, and with the burgess rolls for the other townships of the existing borough shall form the burgess roll for the borough.

Extended borough to have common seal.

33. The said mayor, aldermen, and burgesses, and their successors, shall and may for ever hereafter have and continue to use a common seal to serve them in transacting their business from time to time arising within the borough, and also shall and may use and assume the armorial bearings and devices now in use for the existing borough.

Power to hold lands.

34. The said mayor, aldermen, and burgesses shall be able and capable in law to hold, purchase, take, dispose of, and enjoy lands, tenements, hereditaments, and other possessions to the same extent as is now lawful for the Corporation of the existing borough under their said charter.

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Alderman and councillors for new ward.

35. The council of the existing borough, consisting of a mayor, fourteen aldermen, and forty-two councillors, shall be the council of the borough until the first persons elected as the alderman and councillors for the township and ward of Bolton shall have taken office as directed by this Act, and after their election and acceptance of office the council shall consist of the present members as aforesaid, and the said additional alderman and councillors. The present members of the council shall go out of office in the same manner as if no such alteration had taken place, and the said new alderman and councillors shall go out of office as herein-after mentioned.

Qualification of burgesses.

36. The title and qualification of the burgesses of the said township of Bolton shall be the same as the title and qualification of the burgesses of the boroughs named in the Municipal Corporation Acts; all persons possessing such title or qualification with respect to the said township of Bolton shall be entitled to be placed upon the said burgess list and roll; the burgesses for the wards of the existing borough shall in nowise be affected by these enactments as to their qualification and rights.

Election of alderman and councillors for Bolton Ward.

37. On the first day of November next three persons shall be elected from the roll of burgesses for Bolton Ward as members of the said town council of the borough; of the persons elected the one having the fewest number of votes shall go out of office at the end of the municipal year 1873-4, the person having the next fewest votes shall go out of office at the end of the next municipal year, 1874-5, and the third councillor shall go out of office at the end of the municipal year next afterwards, 1875-6; in case of equality of votes between two or more of such councillors, or in case there shall not be any contest, the mayor or other person acting for him at the time of election shall decide by lot and declare the order in which such councillors shall go out of office; all subsequent elections shall be in accordance with the law in force for the existing borough. The first alderman for Bolton Ward shall be elected from the persons qualified as by law required, and the election shall take place in the ordinary course of procedure at the meeting of the town council on the ninth of November next; he shall continue in office until the ordinary election of aldermen for the existing borough in November one thousand eight hundred and seventy-seven. Any extraordinary vacancy in the office of councillor or alderman for Bolton Ward shall be filled up in the same manner in all respects as if such vacancy had occurred in any other ward of the borough. The alderman and councillors so to be elected for Bolton Ward shall respectively have, exercise, and

enjoy all the powers, immunities, and privileges, and be subject to the same duties, penalties, liabilities, and disqualifications, as the aldermen and councillors of the several boroughs enumerated in the Municipal Corporation Acts, so far as the same are applicable to the borough. The mayor for the time being of the existing borough, or such person as he shall appoint in that behalf, shall act as returning officer at such first election of councillors, and at any subsequent election which may take place or which it may be necessary to hold before a valid election could be held in the borough, under and according to the provisions of this Act and of the Municipal Corporation Acts, with the same powers as by the said last-mentioned Acts are given to the mayor or aldermen at elections of councillors.

Officers to be continued.

38. The town clerk, treasurer, borough surveyor, collector, chief constable, accountant, auditors, assessors, and all other the officers, inspectors, constables, and servants of the existing borough, shall continue in office and act for the borough as altered, extended, and incorporated under this Act.

Application of existing powers to extended Corporation.

39. All laws, statutes, byelaws, and usages, and all royal and other charters, grants, provisional orders, and letters patent, now in force relating to the existing borough, or to the inhabitants thereof, or to the body corporate called the mayor, aldermen, and burgesses of Bradford, or any of them, shall extend and apply to the borough of Bradford as altered and extended by this Act, and to the inhabitants thereof, and every of them; and so much of any laws, statutes, byelaws, usages, royal and other charters, grants, provisional orders, and letters patent now in force as are inconsistent with or contrary to the provisions of this Act shall from the time of the passing of this Act be and the same are hereby altered and amended so as to be conformable to and to give effect to this Act, and so far as the same or any of them are or is inconsistent with this Act shall be annulled.

Execution of Act.

40. The mayor, aldermen, and burgesses of the existing borough shall carry this Act into execution until the alderman and councillors for the said township or ward of Bolton shall have accepted office, except as herein-before provided under section thirty-two. All the powers and authorities now vested in the Bolton Local Board shall cease and determine and the said board shall be dissolved on the ninth day of November next, but without prejudice to any acts or proceedings previously had, transacted, or commenced under their said powers and authorities, and to any demands or liabilities by reason or in consequence thereof, and which shall be existing on or immediately before the said ninth day of November.

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Transfer of property.

41. From and after the said ninth day of November next, all the public buildings, messuages, lands, and hereditaments of whatsoever tenure or description, whether corporeal or incorporeal, which shall immediately before that day belong to or be vested in the Bolton Local Board, or in any person or persons in trust for the Bolton Local Board, and all rights and privileges whatsoever, and also all moneys, securities for money, deeds, books, writings, maps, plans, and personal estate whatsoever, and the benefit of all covenants and all claims which shall then belong to or be vested in the Bolton Local Board, shall be and the same are hereby vested in the Corporation as altered and extended by this Act, for the like estates, rights, and interests, and shall be capable of being enforced by them in like manner as the same might have been if the same had remained or been so vested in or have belonged to or might have been enforced by the Bolton Local Board if this Act had not been passed; and all persons who shall then owe or be subject to any liability, whether immediate or future, to pay any money to the Bolton Local Board shall pay the same, with all interest, if any, due or to become due thereon, to the treasurer to the credit of the borough fund. From and after the said ninth day of November next, all bonds, debts, mortgages, annuities, moneys, and securities for money, which before that day were lawfully given, contracted, and payable by the Bolton Local Board, shall, together with all interest due or to accrue due thereon, be paid by the Corporation out of the borough fund and borough rate of the borough, and shall have the same priority as nearly as circumstances will permit, and shall be recoverable from them in like manner (mutatis mutandis), as the same could have been recovered from the Bolton Local Board previous to the passing of this Act. All persons acting or who have acted under the Bolton Local Board who shall, on the said ninth day of November next, have in their custody, power, or possession any money collected for the said board, or any books, papers, or writings relating to the said board, shall pay and deliver up the same to the Corporation, or to such person as the Corporation shall appoint to receive the same; and in case of neglect or refusal, the person so neglecting or refusing shall for every such offence be liable to a penalty not exceeding fifty pounds, and shall also be liable to such actions as the Corporation may commence for the recovery of the money, books, papers, or writings so refused or neglected to be paid or delivered up as aforesaid.

Provisions as to existing contracts.

42. From and after the said ninth day of November next, all lawful contracts, bonds, assurances, engagements, acts, and proceedings entered into, made, done, or transacted by the Bolton

Local Board previous to or on the said ninth day of November, and all forfeitures, penalties, and other obligations theretofore imposed on or incurred by the Bolton Local Board under and by virtue of their powers, shall be binding on and enforceable by and against and incumbent on the Corporation as fully as they would have been binding or enforceable by and against and incumbent on the Bolton Local Board if this Act had not passed; and the several rates and assessments made previous to the said ninth day of November may be levied and recovered by the Corporation in their own name and in the same way, and with the same powers, as they might have been levied and recovered by the Bolton Local Board, and such rates and assessments when so levied and recovered shall be paid to the treasurer to the credit of the borough fund. All rate books and all entries therein, and all registers and books of proceedings and other books whatsoever of the Bolton Local Board which might have been received as evidence previous to the said ninth day of November next, shall at all times hereafter be admitted in evidence in like manner as if this Act had not been passed. All lawful contracts, bonds, assurances, engagements, acts, and proceedings entered into, made, done, or transacted by the Corporation for and on behalf of the existing borough shall be binding on and enforceable by and against the Corporation for and on behalf of the borough as altered and extended by this Act.

Provision as to existing proceedings.

43. No action, suit, prosecution, or other proceeding whatsoever commenced by or against the Bolton Local Board shall abate, cease, or be discontinued or prejudicially affected by this Act, but the same shall continue and take effect both in favour of and against the Corporation in the same manner in all respects as the same would have continued and taken effect in relation to the Bolton Local Board if this Act had not been passed; and all persons who, before or on the said ninth day of November next, shall have committed any offence or incurred any penalty or forfeiture may be sued and prosecuted for such offences, or for the recovery of such penalties and forfeitures, in such and the like manner as they might have been sued and prosecuted if this Act had not been passed, the Corporation being in reference to the matters aforesaid in all respects substituted in place of the Bolton Local Board.

Provision as to clerk of Bolton Local Board.

44. Matthew Balme, the clerk of the Bolton Local Board, who will be displaced by this Act, shall be entitled to be employed by the Corporation in a situation of equal value to that now held by him, or the Corporation may, if they think fit, grant him an annual allowance by way of superannuation, the amount thereof, in the

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event of disagreement, to be referred to the judge of the Bradford County Court, whose decision shall be binding on both parties.

Provision as to making rates.

45. The Corporation shall have full power to require the overseers of the said township of Bolton to make such returns of annual rateable value of property in the said township liable to be rated to the relief of the poor as may now be required from the overseers of any township in the existing borough, and with, under, and subject to the same penalties against any person making default therein as are now recoverable from persons making default in respect of any similar returns required to be made in the existing borough. The Corporation shall have full power to make all such estimates, and to order the making of and to make and levy and direct the payment of all and every rates and rate upon the said township of Bolton, and to assess the owners and occupiers of all houses, lands, and other property liable thereto in the said township, which the Corporation, acting either under the Municipal Corporation Acts, or as a local board of health or sanitary authority, may now order, assess, make, and levy within the existing borough, or any township or ward therein, with full power to enforce against all and every persons and person the payment thereof as fully and effectually as if the township of Bolton or Bolton Ward had been originally included in the charter of the existing borough.

Purchase of gas pipes in Bolton by Corporation.

46. Whereas the gas limits of the Eccleshill and Bolton Gas Company, and of the Shipley Gaslight Company, extend respectively into the said township of Bolton, and such companies have severally laid down gas mains and pipes in the portion of their respective districts in the said township: Be it enacted, that within six months after the passing of this Act the Corporation shall purchase, and the said companies shall sell, all the pipes and mains laid by the said companies in the township of Bolton for the supply of gas, such purchase to include the profits arising to the said companies from the gas at present supplied by them in the said township through the said pipes and mains; and in case of any difference arising as to the amount to be paid to the said companies or either of them, such amount shall be determined by Thomas Hawksley, Civil Engineer, as sole arbitrator, or him failing, by one arbitrator to be appointed by the President for the time being of the Institution of Civil Engineers, and the costs of and incident to the arbitration shall be in the discretion of the arbitrator, and such costs, in case of difference, shall be settled by one of the Masters of the Court of Queen's Bench; and on payment of the amount of compensation to the respective company the gas mains and pipes

of such company in the said township shall vest in the Corporation; and the portion of the township of Bolton within the gas limits of the respective company shall thereupon cease to be part of such gas limits.

Gas not to be manufactured except on lands scheduled.

47. No lands shall be used by the Corporation for the purpose of manufacturing gas or residual products except the lands described in the Third Schedule to this Act.

Pressure of gas.

48. From and after the expiration of five years from the passing of this Act all gas supplied by the Corporation to any consumer of gas shall be supplied at such pressure as to balance a column of water from midnight to sunset not less than six tenths of an inch, and from sunset to midnight not less than eight tenths of an inch in height at the main, as near as may be to the junction therewith of the service pipe supplying such consumer; and any gas examiner appointed under "The Gasworks Clauses Act, 1871," may, subject to the terms of his appointment, from time to time test the pressure at which the gas is supplied, and may for that purpose open any street, road, passage, or place vested in or under the control of any local or road authority, and the provisions of "The Gasworks Clauses Act, 1871," with reference to testing of gas and to penalties, shall, mutatis mutandis, apply to such testing of pressure.

Quality of gas.

49. The prescribed number of candles shall be fifteen.

Testing place.

50. The testing place required by "The Gasworks Clauses Act, 1871," shall be the existing testing place of the Corporation under "The Bradford Corporation Gas and Improvement Act, 1871."

Burner.

51. The prescribed burner shall be an argand burner having fifteen holes and a seven-inch chimney, and consuming five cubic feet of gas an hour.

Corporation to pay interest on money deposited as security for price or rent of meter.

52. Where any owner or occupier is required by the Corporation to give to them security for the payment of the price or rent of a meter, the Corporation shall pay interest at the rate of five pounds per centum per annum on every sum of ten shillings deposited by way of such security for every six months during which the same remains in their hands.

Powers of Local Government Board to settle disputes.

53. If any doubt, dispute, or difficulty shall arise in carrying this Act into effect on any subject whatever, and not herein provided for, the same shall and may be dealt with in such manner as the Local Government Board may, either after inquiry or otherwise, by order direct, and any such order may from time to time be varied and altered as occasion shall require, and upon the making of any

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such order and publication thereof in the London Gazette, such order shall as to all persons and bodies affected thereby, and for all intents and purposes, be as binding and conclusive, and have the same force and effect, as if the same had been inserted in this Act. The Corporation shall pay all costs and expenses incident to any procedure under this section, unless the Local Government Board shall otherwise direct.

As to water supply.

54. It shall be lawful for the Corporation to enter into contracts with the owner of any tenement or hereditament situate in the neighbourhood of any water main or pipe of the Corporation, though not within the prescribed limits of supply of the Corporation, and also with any local board or company not within such prescribed limits, to take and use water of the Corporation upon such terms and conditions and for such period as may be agreed upon between them.

Application of penalties.

55. All fines recovered under this Act, or under any byelaws made in pursuance thereof, shall be recoverable in a summary manner before two justices, and the moneys arising thereby shall be paid to the treasurer of the borough to the credit of the borough fund.

Power to take lands by agreement.

56. For the purposes of the intended waterworks and street and other improvements, the Corporation may by agreement take, use, and hold any lands, hereditaments, and premises required for the purposes of this Act, not exceeding five acres, other than those described in the deposited book of reference.

Notice to be given of taking houses of labouring classes.

57. The Corporation shall, not less than eight weeks before they take in any parish fifteen houses or more occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers, make known their intention to take the same by placards, handbills, or other general notice placed in public view upon or within a reasonable distance from such houses, and the Corporation shall not take any such houses until they have obtained the certificate of a justice that it has been proved to his satisfaction that they have so made known their intention.

Power to borrow moneys.

58. In addition to the moneys which the Corporation are already authorised to borrow, the Corporation may from time to time borrow for the purposes of this Act, on the security of the borough fund or borough rate, and of the lands, hereditaments, and premises of the Corporation, the further sum of two hundred thousand pounds for the purposes of waterworks, and may also borrow on the security of the borough fund and borough rate, and

of the lands, hereditaments, and premises of the Corporation, the further sum of three hundred thousand pounds for the purposes of the street and other improvements hereby authorised, and may also borrow on the security of the borough fund and borough rate, and of the lands, hereditaments, and premises of the Corporation, the further sum of fifty thousand pounds for gasworks purposes.

Application of existing borrowing powers to this Act.

59. The several powers and provisions of the recited Acts now in force with respect to the borrowing of moneys at interest by the Corporation for the purposes of those Acts, or any of them, and the re-borrowing of moneys, and the securities to be given for moneys borrowed and interest thereon, and the payment of such interest by coupons, and the granting of annuities, and the appointment of a receiver, shall extend and apply to the moneys borrowed under this Act, and the interest payable thereon, as if those moneys were part of the moneys by the recited Acts authorised to be borrowed by the Corporation; and the provisions contained in "The Bradford Waterworks and Improvement Act, 1868," as to providing a sinking fund with respect to moneys authorised to be borrowed under that Act for the purposes of waterworks, shall extend to all the moneys authorised to be borrowed under this Act as fully and effectually as if the borrowing of such last-mentioned moneys had been authorised by the said Act of 1868. The payments to be provided by way of sinking fund shall commence from the first day of January one thousand eight hundred and seventy-four, except as to money borrowed for waterworks purposes, which, so far as relates to sinking fund, shall be dealt with as money borrowed under the said Act of 1868. All mortgages granted by the Corporation before the passing of this Act, in pursuance of any Act of Parliament subsisting at the passing of this Act, shall during the continuance thereof have priority over all mortgages and annuities granted under this Act.

Annual return to Local Government Board with respect to sinking fund.

60. The town clerk shall within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund under this Act, transmit to the Local Government Board a return in such form as may be prescribed by that Board, and verified by statutory declaration if so required by them, showing the amount which has been invested for the purpose of such sinking fund during the year preceding the making of such return, and the description of the securities upon which the same has been invested, and also showing the purposes to which any portion of the moneys invested for the sinking fund have been applied during the same period, and the total amount remaining

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invested at the end of the year, and in the event of any wilful default in making such return such clerk shall be liable to a penalty of not exceeding twenty pounds. If it appear to the Local Government Board by such return, or otherwise, that the Corporation have failed to set apart the sum required by this Act for the sinking fund, or have applied any portion of the moneys set apart for that fund to any purposes other than those authorised by this Act, the Local Government Board may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund, and such order shall be enforceable by writ of Mandamus to be obtained by the Local Government Board out of the Court of Queen's Bench.

Power to issue debenture stock.

61. It shall be lawful for the Corporation, in addition to their other powers for borrowing moneys authorised by Parliament, and the re-borrowing of any such moneys falling due, to issue debenture stock, chargeable on the borough fund and borough rate of the borough, or on such other rate or security as by this Act or the recited Acts, or any of them, any moneys thereby authorised to be borrowed are made chargeable, to be represented by certificate in the form set forth in the First Schedule to this Act, as near as may be, for such amounts not exceeding in the whole the moneys authorised to be borrowed, and at such rate of interest as the Corporation and any person advancing money to them may agree upon: Provided always, that an equal proportion of such stock shall be bought in and cancelled by the Corporation every year as they are by any Act required to provide for sinking fund, and so much of their debt and borrowing powers shall be thereby extinguished: Provided always, that the Corporation shall not be entitled to borrow, by means of such debenture stock or any other securities they are empowered to issue, any moneys in excess of the powers granted to them by Parliament. If the certificate of debenture stock to be issued by the Corporation as herein provided shall be endorsed with the declaration set forth in the First Schedule hereto, it shall not be necessary for any person or body to inquire whether the moneys mentioned in the certificate are within the borrowing powers of the Corporation, and no such person or body shall be required to see to the application of such moneys; such declaration shall for all intents and purposes be conclusive as against the Corporation of their power to borrow the moneys mentioned in the certificate referred to in such declaration. All the provisions contained in sections twenty-five, twenty-six, twenty-seven, twenty-eight, thirty, thirty-two, and thirty-three of "The

Companies Clauses Act, 1863," and in section one of "The Debenture Stock Act, 1871," shall be extended to the debenture stock issued under this Act as fully and effectually as if such sections were incorporated with this Act.

Interest on debenture stock.

62. The interest from time to time payable on the debenture stock of the Corporation shall be paid by and recoverable against the Corporation, as if it were interest on mortgages granted under this Act by the Corporation, and the holders from time to time of the debenture stock shall have like rights and remedies, by the appointment of a receiver, and otherwise, for the recovery of the interest on the debenture stock as if they were mortgagees under this Act of the Corporation.

Power to levy rates.

63. All expenses and other moneys by this Act directed to be charged upon or paid out of the borough fund and borough rate of the borough, either solely or jointly with any other security, and all moneys borrowed under this Act on the credit of the borough fund and borough rate, either solely or jointly with any other security, and the interest thereon, shall be charged upon and be raised by and paid and satisfied out of the borough fund and borough rate of the borough, as if the same were expenditure necessarily incurred in executing with reference to the borough the Municipal Corporation Acts: Provided always, that as regards all rates to be laid for all or any of the purposes of this Act the occupiers of any land used as a railway constructed under the powers of any Act of Parliament for public conveyance, and of any land used as arable, meadow, or pasture ground only, or as woodlands, market gardens, or nursery grounds, and of any land covered with water or used only as a canal or towing-path, and the owner of any tithes or tithe commutation rentcharge, shall be assessed to such rates in respect of the same in the proportion of one fourth part only of the net annual value thereof: Provided always, that this Act or anything therein contained shall not take away, lessen, or prejudice any right or power which, irrespective of this Act, the Corporation from time to time may exercise with respect to the borrowing and re-borrowing of moneys, and the paying off, redeeming, satisfying, or discharging at any time of any principal sum or annuity being under the said recited Acts and this Act, or any of them, a debt from the Corporation, or a charge on the borough rate or borough fund, or on any property of the Corporation, or any rates or rents of the Corporation. This Act shall not take away, lessen, or prejudice any power of the Corporation, irrespective of this Act, with respect to selling, exchanging, mortgaging, leasing, or otherwise alienating or disposing

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of their corporate estates, or any part thereof, or of borrowing money, except as by this Act expressly provided. Nothing in this Act shall take away, lessen, prejudice, or alter any of the estates, rights, interests, powers, privileges, or authorities of the Corporation in their capacity either of a municipal corporation, or of a local board of health, or of an urban sanitary authority.

Priority of mortgages over other debts.

64. All money raised or to be raised by the Corporation on mortgage or debenture stock under the provisions of this Act shall have priority against the Corporation, and the property from time to time of the Corporation, over all other claims on account of any debts incurred or engagements entered into by them after the passing of this Act: Provided always, that this priority shall not affect any claim against the Corporation or their property in respect of any rentcharge granted or to be granted by them in pursuance of "The Lands Clauses Consolidation Act, 1845," or "The Lands Clauses Consolidation Acts Amendment Act, 1860," or in respect of any rent or sum reserved by or payable under any lease granted or made to the Corporation in pursuance of any Act relating to the Corporation, which is entitled to rank in priority to, or pari passu with, the interest on their mortgages or debenture stock, nor shall anything in this section contained affect any claim for land taken, used, or occupied by the Corporation for the purposes of the works by this Act authorised, or injuriously affected by the construction thereof, or by the exercise of any powers conferred on the Corporation.

Saving rights of Bradford Canal Company, Limited.

65. Nothing in this Act contained shall alter or affect any of the rights, powers, and privileges of the Bradford Canal Company, Limited, under "The Bradford Canal Act, 1871."

Corporation not to be exempt from Sanitary Acts.

66. Nothing in this Act contained shall exempt the Corporation from any of the provisions of the Sanitary Acts as defined by "The Public Health Act, 1872."

THE FIRST SCHEDULE.

BOROUGH OF BRADFORD. £100.

BRADFORD CORPORATION DEBENTURE STOCK.

£4 0*s.* 0*d.* PER CENT.

oon No. THIS IS TO CERTIFY that

sterNo.

registered in the books of the Corporation as the proprietor of one hundred pounds Bradford Corporation Debenture Stock, entitled to dividend at the rate of £4 per cent. per annum.

Entered Town Clerk.

Accountant.

NOTE.—This stock coupon must be deposited with the deed of transfer, whether for the whole or any portion thereof, before a new coupon can be issued in exchange.

All coupons will bear the Corporation seal.

INDORSEMENT.

We, the undersigned, being two of the members of the Bradford Town Council, specially authorised and appointed for the purpose, and I, the undersigned town clerk of Bradford, do hereby severally declare that the within-written certificate is issued under the borrowing powers of the Corporation as registered on the day of one thousand eight hundred and

Dated this day of 18

} Members of Council.

Town Clerk.

A.D. 1873.

THE SECOND SCHEDULE.

"The Public Health Act, 1848," so far as the same is unrepealed and in force, except the part which precedes section 2, and except sections 3 to 34, both inclusive, 36, 50, 66, 75 to 80, both inclusive, 82, 83, 93, 94, 105, 121, 138, 141, 142, and 152.

"The Towns Improvement Act, 1847," with respect to naming the streets and numbering the houses;

And with respect to improving the line of the streets and removing obstructions (except sections 66 and 67);

And with respect to ruinous or dangerous buildings;

And with respect to precautions during the construction and repair of the sewers, streets, and houses;

And with respect to cleansing the streets (except sections 87, 90, 91, 92, 93, and 94);

And with respect to supplying buildings with fresh air (except sections 112, 113, 114, and 115);

And with respect to lodging-houses;

And with respect to lighting the town or district;

And with respect to the supply of water;

And with respect to things to be done by the commissioners by special order only (except sections 134 to 141, both inclusive);

And with respect to clocks;

And with respect to ensuring the execution of the works by this or the special Act required to be done by the owners or occupiers of houses or lands (except sections 152, 153, 154, and 155).

"The Towns Police Clauses Act, 1847," except the clauses—

With respect to the appointment and the powers, duties, and privileges of constables;

And with respect to the rates to be made for carrying the purposes of this or the special Act into execution;

And with respect to byelaws;

And with respect to the tender of amends;

And with respect to the recovery of damages not specially provided for, and of penalties, and to the determination of any other matters referred to justices.

THE THIRD SCHEDULE.

Lands forming the Site of the existing Gasworks of the Corporation.

All that piece of land known as the Mill Street Station, containing 11,390 square yards, including the portion set out for the improvement of streets, part of such land, comprising 10,341 yards, being held in fee, and the residue, comprising 1,049 yards, being leasehold for an unexpired term of 999 years, commencing in 1825, situate at or near Mill Street, Leeming Street, North Brook Street, and North Holme Street, in the said borough.

All that piece of land known as the Thornton Road Station, containing 15,988 square yards, including the portion set out for the improvement of streets, being held in fee, situate at or near Thornton Road and Lister Hills Road, in the said borough.

All that piece of land known as the Valley Road Station, containing 45,940 square yards, part of such land, comprising 24,282 yards, being held in fee, and the residue, comprising 21,658 yards, being leasehold for an unexpired term of 999 years created in 1868, situate in Valley Road, in the said borough.

All that piece of land known as the Shearbridge Station, containing 14,897 square yards, being held in fee, situate at or near Shearbridge, in the said borough.

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