CHAPTER cxxii.

An Act to enable the Mayor Aldermen and Burgesses of the Borough of Bradford in the West Riding of the County of York to construct and maintain additional Works for the Storage and Supply of Water; to enlarge the time for making Waterworks already authorized; to effect public Improvements; to enlarge the Borough for Municipal Sanitary and School Board purposes; and for other purposes. [18th July 1881.]

WHEREAS by the Bradford Waterworks Act 1854 and the Bradford Corporation Waterworks Act 1854 or one of them 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 and the mayor aldermen and burgesses of the borough of Bradford (in this Act called the Corporation) were authorized and required to purchase and the Bradford Waterworks Company were authorized and required to sell the Company's waterworks And the Company's waterworks were accordingly sold to and purchased by the Corporation and became and are vested in them: 17 & 18 Vict. c. cxxiv. 17 & 18 Vict. c. cxxix.

And whereas by the last mentioned Act and by the Bradford Improvement Act 1850 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 the Bradford Waterworks Act 1869 the Bradford Improvement Act 1873 the Bradford Waterworks and Improvement Act 1875 and the Bradford Water and Improvement Act 1878 (all of which Acts are hereinafter referred to as "the recited Acts") the Corporation have been authorized to enlarge their works for collecting 13 & 14 Vict. c. lxxix. 18 & 19 Vict. c. clii. 21 & 22 Vict. c. lxxvi. 25 & 26 Vict. c. xviii. 29 & 30 Vict. c. ccxxii. 31 & 32 Vict. c. cxl. 32 & 33 Vict. c. cxxxv.

36 & 37 Vict. c. clxvii. 38 & 39 Vict. c. lxxx. 41 & 42 Vict. c. cxxxiii.

and impounding water and to supply not only the borough of Bradford in this Act called "the borough" but a large number of surrounding districts And the total amount of money authorized to be borrowed for the waterworks purposes of the Corporation is one million seven hundred and forty thousand pounds:

And whereas the Corporation do not propose to exercise the powers conferred upon them by the Bradford Waterworks and Improvement Act 1875 to construct the works specified and authorized in sub-sections 1 2 3 and 4 of section 4 of that Act:

And whereas it is expedient that the Corporation be empowered to construct additional waterworks and lay down additional conduits and mains in connection with other portions of their water supply:

And whereas the Corporation have not been enabled to complete all their waterworks within the time prescribed for that purpose and they therefore require an extension of such time to complete a portion of such works as hereinafter mentioned:

And whereas the moneys authorized by the recited Acts or some of them to be raised for waterworks purposes have not been sufficient and it is expedient that the Corporation should be enabled to raise further moneys for such purposes as also for the waterworks hereby authorized:

And whereas by the Bradford Improvement Act 1850 and the recited Acts of 1873 1875 and 1878 the Corporation were empowered to effect various public street improvements in the borough:

And whereas the total amount of money authorized to be borrowed for street improvement purposes is seven hundred thousand pounds:

And whereas other public improvements are required in the borough and it is expedient that the Corporation should be authorized to make the same:

And whereas the moneys authorized by the recited Acts or some of them to be raised for street improvement purposes have not been sufficient and it is expedient that the Corporation should be enabled to raise further moneys for such purposes as also for the improvements hereby authorized:

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 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 of the occupiers of those lands respectively have

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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 hereinafter 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 of "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 by the Public Health Act 1875 the Corporation are now the urban sanitary authority for the said borough:

38 & 39 Vict. c. 55.

And whereas the said existing borough is contiguous to and partly surrounded by the townships districts or places of the local boards or sanitary authorities of Allerton and Heaton and the hamlet district or place of Thornbury part of the district of the local board or sanitary authority of Calverley and the hamlet district or place of Tyersal part of the district of the local board or sanitary authority of Pudsey-with-Tyersal all in the parishes of Bradford and Calverley or one of them in the said West Riding and such places together with the said existing borough are within the watershed of the valley of which Bradford is the centre and outlet:

And whereas it would be attended with great public advantage if the management of the said several places and of the said existing borough were for all municipal sanitary school board and other like purposes 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 several places should be included in and form part of the said borough and that the inhabitants both of the borough and the said several places should be incorporated as one body:

And whereas a plan has been deposited in the Private Bill Office of the House of Commons and also with the clerk of the peace of the said West Riding the clerk of the peace for the said existing borough the town clerk of the said borough and with each of the clerks of the said several local authorities showing the boundaries of the existing borough and the boundaries of the borough of Bradford as altered and extended by this Act:

And whereas by the Bradford Corporation Gas and Improvement Act 1871 and the recited Acts of 1873 and 1875 or some or one of

34 & 35 Vict. c. xciv.

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them the Corporation were empowered to purchase the undertaking of the Bradford Gas Light Company and the said company were empowered to sell the same to the Corporation and such purchase was duly carried into effect and the borough gasworks became and are now vested in the Corporation And the Corporation were also empowered to construct and maintain additional gasworks:

And whereas considerable inconvenience and injury to the public arise from the pipes and works used in the distribution and supply of water and gas being laid and made and executed by incompetent persons and it is desirable that powers should be given to the Corporation for prevention of such inconvenience and injury:

And whereas the Corporation as the urban sanitary authority of the borough are desirous of making better regulations for improving the sanitary condition of the borough and for better protection of the public health as also respecting the erection and alteration of buildings and to make further provisions for promoting the convenience of the inhabitants and for promoting good order and for other public purposes:

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

And whereas estimates have been prepared by the Corporation for the purchase of land and for the execution of the various works by the said recited Acts not yet completed as also for lands and works authorized by this Act and such estimates are as follow:

For waterworks four hundred thousand pounds:

For street improvements one hundred thousand pounds:

And whereas the several works included in such estimates respectively are permanent works within the meaning of section 234 of the Public Health Act 1875:

And whereas the Corporation forthwith after the council meeting at which the application to Parliament for this Act was agreed on did in pursuance of section 37 of the Bradford Waterworks and Improvement Act 1868 publish notice of such intended application as required by the Bradford Improvement Act 1850 and no remonstrance against such application has been presented to the Corporation.

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 be cited as the Bradford Water and Improvement Act 1881.

Incorporation of general Acts. 8 & 9 Vict. c. 18. 23 & 24 Vict. c. 106. 32 & 33 Vict. c. 18. 10 & 11 Vict. c. 17. 26 & 27 Vict. c. 93.

2. The Lands Clauses Consolidation Acts 1845 1860 and 1869 the Waterworks Clauses Act 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) and the Waterworks Clauses Act 1863 shall (except where expressly varied by this Act and so far as such Acts are applicable to the purposes of this Act and are not inconsistent therewith) and also all the recited Acts shall be incorporated with and form part of this Act.

Interpretation of terms.

3. The several words and expressions to which by the Acts wholly or partially incorporated with this Act or by the Public Health Act 1875 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 the Acts incorporated herewith the expression "the Undertakers" or "Promoters of the Undertaking" shall mean the Corporation 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 by itself as now existing and also as including the said townships districts or places of Allerton and Heaton and the hamlets districts or places of Thornbury and Tyersal when the same 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 "Local Boards" or "Local Board" shall according to the context mean all or any of the local boards and sanitary authorities whose districts or part of whose districts are hereby incorporated with the borough.

5 & 6 Will. 4. c. 76., &c.

Execution of Act.

4. This Act shall be carried into execution by the Corporation acting by the town council (herein called "the Council") or any committee thereof duly appointed in that behalf and according to the Municipal Corporation Acts and the Acts for the time being affecting the Corporation as a municipal body and a sanitary authority respectively and with all the rights powers duties privileges exemptions and authorities conferred by those Acts

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respectively on the Corperation and on the council and committees of the council and the officers agents and servants of the Corporation with respect to matters provided for by or comprised in the Municipal Corporation Acts and the Public Health Act 1875 respectively and the recited Acts and (subject to the provisions of this Act and the Acts aforesaid) as nearly as may be in all respects as if the rights powers duties privileges exemptions and authorities vested in or imposed on or enjoyed by the Corporation by or under this Act and the Acts aforesaid were vested in imposed on or enjoyed by them by or under the Municipal Corporation Acts and the Public Health Act 1875 respectively.

Power to make waterworks.

5. Subject to the provisions of this Act the Corporation may make construct take use and maintain the waterworks shown on the deposited plans and sections in the line and according to the levels shown on the said 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 and may take impound and use the springs streams ponds rivulets and other waters on the line or lines of the said waterworks or which may naturally flow into the said works including the waters of the several springs streams or watercourses known as Dirkhill Syke Braddup or Bradup Beck High Braddup or Bradup Springs Whetstone Springs Low Braddup or Bradup Springs Sweetwell Dyke and Sweetwell Springs The waterworks hereinbefore referred to and authorized by this Act are:—

1. A reservoir for the storage and distribution of water to be situated wholly in the township of Morton and parish of Bingley in the said West Riding:
2. A compensation reservoir to be constructed by embankment in the said township parish and riding:
3. An aqueduct or conduit in the said township parish and riding commencing at or in the stream known as Braddup or Bradup Beck otherwise Dirkhill Syke and terminating at or in the stream known as Sweetwell Dyke:
4. An aqueduct or conduit in the said township parish and riding commencing at or in the said stream known as Sweetwell Dyke and terminating at or near the termination of the embankment of the reservoir of work No. 1 hereinbefore described:
5. An aqueduct or conduit in the said township parish and riding commencing at or in the aforesaid stream called Sweetwell Dyke and terminating at or in the reservoir or work No. 2 hereinbefore described:

6. An aqueduct conduit water main or pipe in the said township parish and riding commencing at or in the work or reservoir No. 1 above-mentioned and terminating at a junction with the existing aqueduct conduit water main or pipe of the Corporation in the public highway near the school known as the Morton School (British and Foreign) near the junction of Carr Lane and Cliff Lane:

7. The taking and using of the existing reservoir in the said township parish and riding known as the Sunnydale Reservoir and the construction and laying down of conduits water mains pipes and other works therein:

Provided always that nothing in this Act contained shall authorize or empower the Corporation to take impound or use water from any springs streams or watercourses not arising within the appropriated area Provided also that the Corporation shall interfere as little as practicable with any existing public or private roads in the construction and maintenance of the said work No. 6 and shall during the period of each such interference with any public or private road provide and maintain a sufficient road in lieu thereof and shall make to the owners lessees and occupiers for the time being of the several mills manufactories and other works in the township of Morton full compensation for all loss damage or injury which may be sustained by them respectively by reason of every such interference and the amount of such compensation shall be determined in the manner provided by and under and subject to the provisions contained in the Lands Clauses Consolidation Act 1845 with regard to compensation in respect of lands injuriously affected therein referred to.

Provisions of 41 & 42 Vict. c. 77. to apply to certain roads &c.

6. The provisions of the Highways and Locomotives Amendment Act 1878 with regard to extraordinary traffic shall apply to any road and street repairable ratione tenuræ and the person upon whom the burden of repair rests shall be deemed to be for this purpose the highway authority and the person under whose control such road is placed.

Compensation water.

7. In order to provide compensation to the Company of proprietors of the canal navigation from Leeds to Liverpool (herein called "the Company") and to the owners lessees and occupiers of mills manufactories and other works now erected or which may hereafter be erected on the springs streams and waters authorized to be taken and diverted by the Corporation or any other stream or river into which the same may directly or derivatively flow (herein called "the Mill Owners") the following enactments shall take effect:—

(1) A map signed by John Gilbert Talbot Esquire the Chairman of the Committee of the House of Commons to which the Bill

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for this Act was referred and by the town clerk on behalf of the Corporation showing in pink colour the area of gathering ground the waters from which are to be appropriated by the Corporation (called "the appropriated area") and by blue and yellow colours the areas of gathering grounds the waters from which are to be applied to the supply of the compensation reservoirs (called "the compensation areas") shall be deposited as follows:—One copy in the Private Bill Office of the House of Commons one copy with the clerk of the peace of the West Riding of the county of York another copy with the town clerk of the borough of Bradford and another with the parish clerk of Bingley which said clerk of the peace and parish clerk shall respectively permit any person to inspect the same within the usual office hours on payment of one shilling and a copy or copies thereof duly certified by the said clerk of the peace shall be evidence:

(2) The Corporation shall not make the aqueduct or conduit hereinbefore described as "work number 4" of a greater internal diameter than two feet nor with a greater inclination than 1 in 500:

(3) The Corporation shall according to the deposited plans make and complete and at all times thereafter maintain the compensation reservoir marked "work number 2" in the said deposited plans as a compensation reservoir of a capacity sufficient to contain above the level of the discharge pipe therefrom not less than five millions eight hundred thousand cubic feet of water and also the compensation reservoir marked "work number 7" in the said deposited plans as another compensation reservoir of a capacity sufficient to contain above the level of the discharge pipe therefrom not less than two millions seven hundred thousand cubic feet of water and shall also according to the deposited plans make and complete and at all times thereafter cleanse and maintain the conduit marked "work number 5" on the said deposited plans of a form level and capacity sufficient to collect and convey all the springs streams and surface-waters of the compensation area coloured blue which can be intercepted thereby into the first above-named compensation reservoir and shall also make and complete and at all times thereafter maintain suitable and convenient discharge pipes valves gauges weirs and other works for the same reservoirs and conduit:

(4) The Corporation shall not except with the consent in writing of the Company and of the owners lessees and occupiers of all such of the said mills manufactories and works as now are or

hereafter may be situated upon the Morton Beck and affected by the taking of the water (herein called "the Morton millowners") or for the purpose of filling the compensation reservoirs use divert or interfere with any of the springs streams or waters of the appropriated area unless and until the Corporation shall have made and completed such compensation reservoirs and other works as aforesaid and unless and until it be certified by some member of the Institution of Civil Engineers to be appointed by the Corporation and the Company and the Morton millowners or if they cannot agree then by the President for the time being of the said Institution that such compensation reservoirs of the capacities aforesaid and the conduit of the form level and capacity aforesaid and other works have been made and completed by the Corporation and that such reservoirs are reasonably and sufficiently full of water and the Corporation before applying for such certificate shall give ten clear days' notice in writing to the Company and to the Morton millowners of such intended application to the intent that the Company and the Morton millowners may if they think fit appear and be heard thereupon before such engineer:

(5) If the Corporation construct and maintain the compensation reservoirs of the capacities aforesaid and the conduit as aforesaid of the form level and capacity aforesaid and also all and every other the works connected therewith in proper order and condition then the same shall be taken by the Company and the millowners as full compensation for the diversion and appropriation of such of the springs streams and waters arising and flowing within the appropriated area as can be diverted and appropriated by the waterworks hereby authorized and for all the rights and interests of the Company and millowners therein:

(6) It shall be lawful for the Company and the Morton millowners from time to time to make rules and regulations to enable the Company and the Morton millowners to regulate the flow of water from the said compensation reservoirs or either of them and for that purpose all the rules and regulations contained in the said recited Act of 1869 and in the schedule thereto for regulating the use of the compensation waters for the Worth millowners shall mutatis mutandis be deemed and taken to be incorporated herewith For the purposes of this enactment and in the construction of the said recited Act of 1869 and the schedule to that Act the Company

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shall be deemed to be Morton millowners owning a mill having thirty feet of fall and at any meetings to be held of the Company and the Morton millowners the Company may be represented and vote by any officer appointed by them Meetings of the Company and the Morton millowners shall from time to time be held for the purposes of this Act subject and according to such rules and regulations and anything to be done under this Act by the Company and the Morton millowners shall be done at meetings so held:

(7) After the said compensation reservoirs and conduit and other works connected therewith shall have been completed and certified as hereinbefore mentioned and before the Corporation shall in any manner divert or appropriate any of the springs streams and waters of the appropriated area the town clerk shall convene a meeting of the Company and the Morton millowners for the purpose of enabling them to make such rules as aforesaid:

(8) If the Company and the Morton millowners shall fail to make such rules as aforesaid at their first meeting or at the first adjournment thereof or in case a quorum shall not be present within two hours from the time fixed for such meeting or adjourned meeting then the Corporation having obtained the certificate aforesaid may thereupon and thenceforward divert and appropriate for the purposes of this Act the springs streams and waters of the appropriated area in the same manner as if such meeting had been regularly held:

(9) The Company and the Morton millowners by themselves and by their agents and servants and every officer appointed by the Company or the Morton millowners shall at all times have free access to the said compensation reservoirs and other works connected therewith and the means for such access shall be obtained and secured for the persons entitled thereto under this Act by the Corporation Provided always that this power shall be deemed and taken as intended only to afford access to the compensation works for the purpose of inspecting and examining the state and condition thereof and the proper discharge of the water therefrom:

(10) The Corporation shall from time to time appoint a proper person as superintendent for the compensation reservoirs with a competent salary to be paid by the Corporation for the protection and management of the same who shall at all times reside in a dwelling house to be built or provided near to one of the said compensation reservoirs and who shall draw up and

put down and otherwise manage and regulate the cloughs sluices valves weirs gauges and other works and mete out the water from such reservoirs according to rules to be drawn up for the purpose by the Company and the Morton millowners as aforesaid:

(11) Every person to be from time to time appointed as superintendent of the compensation reservoirs shall keep in a book to be provided by the Corporation for that purpose an accurate daily register showing the height of water in each of them respectively and the flow or discharge of water thereinto or therefrom respectively and such register shall be open to the inspection of the Company and the Morton millowners or any of them or of any party duly deputed by them or any of them at all reasonable times and on Monday in each week a certified copy or abstract of such register for the preceding week shall be delivered or forwarded by post in a letter by such superintendent to the secretary or clerk of the Company and to such person on behalf of the Morton millowners as they shall from time to time appoint:

(12) The Corporation may draw off the water from either of the compensation reservoirs whenever it shall be necessary for the purpose of repairing cleansing or otherwise maintaining the same or any work connected therewith and shall use all convenient speed in completing their operations in that behalf and make full compensation to the Company and the Morton millowners for any loss or damage thereby sustained by them the amount whereof in case of dispute shall be determined by arbitration:

(13) If the Corporation and the Company and the Morton millowners shall at any time differ in opinion as to the condition or maintenance of the said compensation reservoirs and other works connected therewith or any of them such disputes shall from time to time be settled by arbitration:

(14) All rates assessments and impositions parochial or otherwise at any time imposed upon the said compensation reservoirs and other works connected therewith or any of them or upon any dwelling-house provided for the residence of the superintendent of the compensation reservoirs shall be borne by the Corporation who shall reimburse and indemnify the person who may be actually rated in respect thereof and of all expenses attending or consequent on the rating or payment of rates:

(15) The Corporation shall not divert abstract or interfere with any spring stream or surface water arising or flowing within

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the compensation areas or within or into or contained in the compensation reservoirs or either of them so as to injure or prejudice the Company or the Morton millowners or to deprive them of the full benefit of the compensation intended to be provided for them by this Act:

(16) The expenses of the first meeting of the Company and Morton millowners for making rules and of one adjournment thereof (if there be such an adjournment) and the expenses of all other meetings convened by the town clerk for considering any alterations therein proposed by the Corporation the costs of every arbitration with respect to such rules the costs and expenses of or consequent on any application for any other purpose connected with the compensation reservoirs or with the supply of water therefrom or otherwise howsoever in relation thereto shall be borne and paid by the Corporation except the costs of any application to justices under the provisions contained in sections numbered 2 to 11 inclusive of the Waterworks Clauses Act 1863 with regard to which the provisions of those sections shall apply:

(17) The Morton millowners may sue and be sued in the name of their clerk.

Protection of Upwood estate.

8. Notwithstanding anything in this Act contained—

The dwelling-house to be provided by the Corporation for the superintendent of the compensation reservoirs as aforesaid shall not without the consent of Lieutenant Colonel William Busfeild his heirs or assigns be erected on any of the lands numbered 11 to 17 both inclusive on the deposited plan.

The Corporation shall at all times on request of the said Lieutenant Colonel William Busfeild his heirs or assigns produce the rules and regulations from time to time in force as framed by the Company and the Morton millowners for regulating the discharge of water from the compensation reservoirs.

The sole right of fishing fowling and sporting in and over the said reservoir work No. 1 when constructed shall be vested in Lieutenant Colonel Busfeild his heirs and assigns and in and over the said reservoir work No. 2 when constructed and the said reservoir work No. 7 when constructed and vested in the Corporation shall be vested in Johnson Atkinson Busfeild his heirs and assigns with liberty to keep one boat on each of the reservoir works No. 2 and No. 7 and to erect a boat-house at some convenient place upon the bank of each such last-mentioned reservoirs for the covering and protection of such boat Provided nevertheless that such rights

powers and authorities shall not be exercised so as to foul the water of the reservoirs and shall not in anywise interfere with the rights powers and authorities of the Corporation at all times to draw off the water from the said reservoirs and to do all such acts matters and things whatsoever as may be necessary for cleansing and repairing the said reservoirs and works connected therewith and for preventing the water therein from being fouled or for preventing the accumulation of fish to such an extent as to affect the quality of the water.

The Corporation shall below the line of work Number 3 between Bradup Beck and Sweetwell Dyke make and maintain at least eight troughs or drinking places at convenient distances for the use of young grouse and shall between the first of March and the first of August allow the water from the springs intercepted by the said work Number 3 to flow into the said troughs or drinking places in sufficient quantity for the supply of the said young grouse or in lieu of the said works the Corporation shall allow a sufficient quantity of water for the purpose aforesaid to flow down the existing streams during the aforesaid period.

Power to deviate.

9. It shall be lawful for the Corporation in the construction of the said reservoirs and other works to deviate from the lines and levels delineated on the deposited plans and sections to the extent defined in such plans and sections Provided always that the Corporation shall not in the exercise of the powers of lateral deviation hereby given make any embankment or wall of any of the reservoirs by this Act authorized of a greater height above the general surface of the ground than that shown on the deposited sections with reference to the corresponding embankment or wall and three feet in addition.

Power to acquire waters by agreement.

10. The Corporation shall and may from time to time and at all times hereafter be at liberty by agreement to acquire on such terms and conditions as may be by them deemed proper and necessary for any of their waterworks purposes any lands houses private streams springs of water ponds rivulets or other watercourses or any rights therein And also by agreement to vary and extinguish all rights and privileges connected with such lands houses streams springs of water ponds rivulets and watercourses or which would or might impede or interfere with the waterworks purposes of the Corporation with power to expend and apply any waterworks funds of the Corporation for any of the purposes aforesaid Provided always that the Corporation shall not divert or appropriate any waters which flow into or but for such diversion or appropriation would

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flow into the Bradford canal or any pond or ponds connected therewith.

Compensation for injury by waterworks.

11. 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 any of the waterworks by this Act authorized 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 landowners in respect of water for agricultural and domestic purposes.

12. If on the completion of the waterworks hereby authorized there shall not remain or flow to and through any lands situated below the said works or any of them which are now watered by any stream running through the same or adjacent thereto affected by the said works such a quantity of water as may be necessary for domestic and agricultural purposes the Corporation shall whenever it may be practicable so to do furnish from time to time and at all times so much water as may be necessary for such purposes free from all rates costs and charges in respect of such water and shall lay down at their own costs all such pipes conduits troughs cisterns taps and apparatus as may be requisite for conveying and continuing the same And in case the same shall not be practicable then the Corporation shall pay to the owners and occupiers of such lands full compensation for the loss and injury they may respectively sustain by reason of such diversion of such water.

Application of provisions of recited Acts as to waterworks.

13. Such of the powers and provisions of the recited Acts relating to the construction of waterworks and the taking and user of land for the purposes thereof the supply of water by the Corporation the protection of the waters and waterworks of the Corporation the prevention of waste of water the dealing summarily with persons wrongfully wasting or improperly taking water the opening of streets and laying down of mains pipes apparatus and works for supplying water within the Corporation limits of supply and the application of penalties as are in force at the passing of this Act and are not repealed or varied by this Act shall extend and apply to this Act and to the waterworks by this Act authorized and the supply of water therefrom as if they were waterworks by the recited Acts respectively authorized to be executed within the period limited for the completion of the waterworks by this Act authorized.

Street improvements.

14. Subject to the provisions of this Act the Corporation may from time to time hereafter in the line and within the limits of deviation and according to the levels shown on the deposited plans

and sections make and execute the several improvements in the streets and highways in the borough hereinafter 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 street improvements hereinbefore referred to and authorized by this Act are:

1. In the township of Bradford in the parish of Bradford in the said riding The western side of Manningham Lane from North Parade to Eldon Place save as to the land fronting Christ Church:
2. In the township of Manningham in the said last-mentioned parish and riding The eastern side of Manningham Lane between Clifton Terrace and Clifton Villas to the centre of the last-named place The eastern side of Manningham Lane from and including Parkfield Road to the end of the plantation used or enjoyed in common by the owners and occupiers of houses in Mount Royd on the northern side of the last-mentioned place:
3. In the township of Horton in the parish and riding last aforesaid The northern side of Great Horton Road from and inclusive of Mount Pleasant to Randall Well Street The south-eastern side of Great Horton Road aforesaid between Gaythorne Street and the building known as the Congregational Church and the south-eastern side of Cross Lane at lands and buildings adjacent to Horton Park:

Correction of errors in deposited plans &c.

15. If any omission misstatement or erroneous description is found to have been made of any lands or of any owners lessees or occupiers of any lands described or intended to be described in the deposited plans or books of reference the Corporation may apply to two justices for the correction thereof after giving ten days' notice to the owners lessees and occupiers of the lands affected by the proposed correction and if it appears to the justices that the same arose from mistake they shall so certify stating the particulars thereof and their certificate shall be deposited (as regards both the county and the parish) as if the same had originally formed part of the deposited plans or books of reference (as the case may be) and shall be kept therewith and shall be deemed to be part thereof and thereupon the deposited plans or books of reference (as the case requires) shall be deemed to be corrected according to the certificate and the Corporation may enter on take hold and use the lands to which the certificate relates accordingly.

Periods for compulsory purchase of

16. The powers of the Corporation under this Act for the compulsory purchase of land for the purposes of this Act shall not

lands and execution of works.

be exercised after the expiration of five years from the passing of this Act And the powers of the Corporation for the execution of the works hereby authorized shall not be exercised after the expiration of ten years from the passing of this Act The power of the Corporation for the execution of the works authorized by section 4 of the recited Act of 1875 numbered 5 6 7 and 8 shall be enlarged and extended until the expiration of ten years from the passing of this Act.

Extension of borough.

17. The limits of the existing borough shall be and the same are hereby altered and extended so that the borough shall from and after the time hereinafter prescribed for that purpose be and include the local board districts of Allerton and Heaton and also the hamlet district or place called or known as Thornbury being part of the district of the local board of Calverley and the hamlet district or place called or known as Tyersal being part of the district of the local board of Pudsey-with-Tyersal all in the parishes of Bradford and Calverley or one of such parishes all which said several townships district hamlets or places are shown on the plan signed by John Gilbert Talbot Esquire chairman of the committee of the House of Commons to whom the Bill for this Act was referred deposited in the Private Bill Office of that House and with the clerk of the peace of the said West Riding the clerk of the peace of the borough the town clerk of the borough and the clerk of each of the said local boards Provided that nothing herein contained shall affect the limits of the Parliamentary borough of Bradford or the Parliamentary franchise of any of the inhabitants of the places aforesaid as now existing.

Incorporation of extended borough.

18. 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.

19. 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 rights powers duties authorities immunities exemptions 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.

Application of Acts to extended borough.

20. 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.

Extended borough to have common seal.

21. 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 registered with the College of Heralds in pursuance of the charter incorporating the borough and now in use.

Power to hold lands, &c.

22. 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 and any Act empowering them to hold lands.

Application of existing powers to extended Corporation.

23. The jurisdiction of the recorder of the coroner and of the justices of the peace for the borough and also all laws statutes bye-laws and usages and all royal and other charters grants commissions franchises 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 bye-laws usages royal and other charters grants commissions franchises provisional orders and letters patent now in force as are inconsistent with or contrary to the provisions of this Act shall from the time this Act shall come into operation as to the incorporation of the said several townships districts hamlets or places with the borough be and the same are hereby altered and amended so as to be conformable to and to give effect to this Act Provided always that the Corporation shall not supply gas within the limits of supply of the Shipley Gas Light Company the Clayton Allerton and Thornton Gas Company and the Pudsey Coal Gas Company respectively and nothing in this Act contained shall prejudice or affect the rights and powers of those companies respectively.

Division of extended borough into wards, &c.

24. In order to effect a just and proper division of the borough so to be enlarged and extended as aforesaid into wards the recorder of the borough for the time being after holding such enquiries as he may deem necessary shall by order under his hand and seal fix and determine the number of wards not exceeding fifteen into which such borough shall be divided and shall define the boundaries of the

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shall be filled in the same manner as if the constitution of the borough had continued as at present. A.D. 1881.

Polling districts.

25. The recorder shall in and by such order fix and determine the polling districts of in and for the borough for the taking and holding of any municipal election after the incorporation of the aforesaid townships districts places or parts thereof with the borough as fully and effectually as the same are now fixed and determined for the existing borough and the districts so fixed and determined shall for all purposes be deemed and taken as the districts authorized to be fixed for the purpose of any municipal election under the provision of the Parliamentary and Municipal Registration Act 1878 or any other Act All lists of persons entitled to vote at any such election and all lists of claims and objections shall be made out delivered and published by the overseers or other persons whose duty it is to make out and deliver and publish the same in accordance with such districts in the same manner as is now required for the existing polling districts of the borough If any overseer shall fail to make out any list in accordance with this enactment he shall for every offence be liable to a penalty not exceeding twenty pounds No person shall be entitled to vote at any such election at any other polling place than in the polling district in which his name appears on any such list of voters or burgess roll The Corporation shall out of the borough fund pay all reasonable costs charges and expenses of the recorder in and about the matters aforesaid.

41 & 42 Vict. c. 26.

Qualification of burgesses.

26. The burgesses of the added districts shall have the same title and qualification as the title and qualification of the burgesses of the boroughs named in the Municipal Corporation Acts All persons within the borough possessing such title or qualification with respect to the said added districts shall be entitled to be placed upon the said burgess list and roll The burgesses of the existing borough shall in nowise be affected by these enactments as to their qualification and rights save in so far as may be occasioned by any alteration of the number and boundary of wards and polling districts as aforesaid and of the number of aldermen and councillors for the same respectively.

Term of office of members of council.

27. Any members of the town council elected after the extension and enlargement of the borough shall take effect shall hold office in like manner and for the same period only and shall go out of office as if elected to the existing council.

Powers of local boards of districts incorporated.

28. All the powers and authorities now vested in the local boards of Allerton Heaton-Calverley and Pudsey as to their whole district

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or the part thereof to be incorporated as aforesaid shall cease and determine on the said First day of May one thousand eight hundred and eighty-two but without prejudice to any acts or proceedings previously had transacted or commenced under their said powers and authorities and to any rights demands or liabilities by reason or in consequence thereof and which shall be existing on or immediately before such last-mentioned day but on and after such last-mentioned day all rights powers authorities duties liabilities and obligations vested in or imposed on any such local board or to which any such local board may be subject as to the districts or any of them or the part thereof to be incorporated as aforesaid by any statute shall and may be exercised observed and performed by the Corporation as fully and effectually as if the Corporation were such local board From and after such last-mentioned day the local boards of the districts of Calverley and Pudsey and their respective districts after the incorporation in the borough of the districts of Thornbury and Tyersal as aforesaid shall be and are hereby reconstituted the local board for the remainder of these districts respectively as aforesaid under the names which they now bear as fully and effectually as if Thornbury and Tyersal had never been any part thereof respectively.

Officers to be continued.

29. The town clerk treasurer borough surveyor collector chief constable accountant auditors 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.

Compensation to officers displaced (Allerton or Heaton).

30. If the clerk of the local authority of Allerton or Heaton hereby incorporated with the borough be displaced by this Act he 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 compensation in lieu thereof the amount thereof in the event of disagreement to be referred to the Local Government Board whose decision shall be binding on both parties.

Compensation to officers displaced (Pudsey).

31. If any officer of the local board of the district of Pudsey is in consequence of the Tyersal portion of their district being annexed to the borough of Bradford removed from his office or deprived of the whole or part of the emoluments of his office the Local Government Board may by order award to such officer such compensation (if any) as the said Local Government Board may think just and such compensation shall be paid by the Corporation out of the rates under their control.

Transfer of property.

32. From and after the time when as aforesaid this Act shall come into operation all the public buildings messuages land and

hereditaments of whatsoever tenure or description whether corporeal or incorporeal which shall immediately before that day belong to or be vested in the local boards or school boards of the several townships districts or places so to be incorporated or any of them as to the whole of these districts where wholly incorporated and also as to the parts of districts hereby incorporated if there be any such buildings messuages lands and hereditaments exclusively belonging thereto or in any person or persons in trust for them 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 said local boards or school boards as to the whole of their said districts or any part thereof incorporated as aforesaid 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 said local boards or school boards or any of them 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 said local boards or school boards for the whole of their said districts or any part thereof incorporated as aforesaid shall pay the same with interest if any due or to become due thereon to the treasurer of the borough to the credit of the borough fund From and after the said First day of May one thousand eight hundred and eighty-two all bonds mortgages annuities and securities for the repayment of moneys specially authorized to be borrowed by the said local boards or school boards or any of them as to the whole of the said districts where the whole thereof is hereby incorporated with the borough or where part only thereof is so incorporated then as to such part under authority of the Local Government Board or the Education Department of the Privy Council or any statute shall as the same may from time to time fall due together with all interest due or to accrue due thereon be paid by the Corporation to the said local boards or school boards respectively out of the borough fund and borough rate of the borough Any matter in difference between the Corporation and any local board or school board as to the amount to be paid by the Corporation as aforesaid in respect of the districts of which part only is hereby incorporated shall be settled by the Local Government Board or the Education Department of the Privy Council as the case may be All persons acting or who have acted under the

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said local boards or school boards who shall on the said First day of May have in their custody power or possession any money collected for the said local boards or school boards or any books papers or writings relating exclusively to the said local boards or school boards either as to the whole of their district or the part taken under this Act shall pay and deliver up the same to the Corporation or to such person as the Corporation shall appoint to receive the same.

Provisions as to existing contracts.

33. From and after the said First day of May one thousand eight hundred and eighty-two all lawful contracts bonds assurances engagements acts and proceedings entered into made done or transacted by the said local boards or school boards where their whole district is incorporated or for the part thereof incorporated where partially so incorporated 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 local boards or school boards if this Act had not passed and the several rates and assessments made previous to the said First day of May 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 local boards and school boards and such rates and assessments when so levied and recovered shall be paid to the treasurer and by him carried to the credit of the borough fund Any matter in difference between the Corporation and any local board or school board as to the apportionment of the liability or right under any contracts bonds assurances engagements acts and proceedings in respect of the districts of which part only is hereby incorporated shall be settled by the Local Government Board or the Education Department of the Privy Council as the case may be All rate books and all entries therein and all registers and books of proceedings and other books whatsoever of the local boards and school boards which might have been received as evidence previous to the said First day of May 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 Provided always that the local boards wholly to be incorporated with the borough shall whilst in office make and levy sufficient general district rates to cover all debts and liabilities owing or incurred by them other than those owing on security for money borrowed under authority from the Local Government Board or any Act of Parliament If any local

board wholly incorporated as aforesaid shall fail whilst in office to raise sufficient moneys for the purposes aforesaid the council after incorporation of such board shall and may from time to time make and levy a supplemental general district rate on the old district of the defaulting board for any moneys expended by the Corporation in consequence of such default.

Liability of incorporated places respecting sewage.

34. Whereas by orders of the Master of the Rolls dated respectively on or about the Eighteenth day of February one thousand eight hundred and sixty-nine and the Fifteenth day of March one thousand eight hundred and seventy-five the Corporation are restrained from allowing by themselves their servants and agents any sewage collected in or by means of the sewers of the Corporation to pass into the River Aire until the same is effectually defœcated so as not to be a nuisance and also from causing or permitting any new outfall into the River Aire or any new sewer communicating with any outfall into such river whereby any sewage matter not effectually defœcated shall be passed into the said river And whereas for the purpose of complying with the exigency of the said orders the Corporation have at great trouble and expense constructed works and now carry on operations for effecting the purification of the whole of the sewage discharged by means of their drainage works in the present borough of Bradford And whereas none of the townships districts or places or the parts thereof to be hereby incorporated are provided with any works for purification of the sewage arising within such townships districts or places or parts thereof which sewage or a considerable part thereof is and for many years past has been discharged into the Bradford beck and thence into the River Aire and considerable time must necessarily elapse after the said incorporation shall have taken effect before the Corporation can provide the necessary works and appliances for diverting or purifying the sewage arising or collected in drains or sewers within the said townships districts or places and it is apprehended that in consequence of the incorporation of such townships districts and places the continuance after such incorporation of the discharge of the sewage of or arising from the said townships districts or places in manner heretofore and now practised or the discharge in any other manner of such sewage may be held to be an act committed or permitted by the Corporation in breach of the said orders and that the Corporation may be held to be liable to process for contempt or other proceedings for breach of the injunction or orders already granted as aforesaid by reason of such discharge:

And whereas it is possible that after the incorporation of the said townships districts and places some further complaint may be made

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in respect of the discharge of sewage from the said townships districts and places or some of them or some part thereof and that costs charges and expenses may be incurred in consequence thereof:

And whereas it is expedient for the protection of the Corporation and of the townships districts and places or parts thereof hereby incorporated that provision should be made for preventing the Corporation from being impeded in the discharge of its duties for the present borough by reason of the said orders until the necessary works for diversion or purification of the sewage arising within the said townships districts or places or parts thereof shall have been constructed or for the payment of any expenses to be incurred by the Corporation in any further proceedings which may be taken in regard to the said sewage before the completion of such works as aforesaid Therefore the following enactment shall take effect:

1. Notwithstanding the incorporation with the borough of Bradford of the several townships districts and places or parts thereof hereinbefore mentioned and notwithstanding that any sewage or sewage matters arising or to arise from or within the said townships districts or places or some of them or some part thereof respectively shall continue to be or shall hereafter be discharged into the Bradford beck or by means thereof into the River Aire any such continuance or discharge shall not be deemed or taken to be an act omission or permission of the Corporation within the meaning of the said orders of the Eighteenth of February one thousand eight hundred and sixty-nine and the Fifteenth of March one thousand eight hundred and seventy-five or either of them or a breach of the injunction granted or sanctioned by the said orders respectively and the incorporation of the said townships districts and places with the borough of Bradford shall not extend or be deemed or taken to extend the effect of the said orders or either of them or the liability or obligation of the Corporation thereunder to such townships districts or places or any of them or any part thereof or to the sewage or sewage matters arising or to arise within the such townships districts or places or any of them or any part thereof or to any act omission or permission of the Corporation in respect of any such sewage or sewage matters but such orders shall notwithstanding the said incorporation be construed as being and the same are hereby limited to the borough as it existed at the time of the making of such orders and in the same manner only as when such orders were made respectively Provided that nothing herein contained shall be held to prejudice or impede any fresh or further action or

proceedings which may be properly instituted against the Corporation in respect of the discharge or treatment of sewage or sewage matters arising or to arise from the said townships districts and places or any of them subsequently to the time of the incorporation thereof:

2. If any action or any proceeding of any kind be instituted or taken against the Corporation in respect of any sewage or other nuisance arising in the said townships districts or places or parts thereof or any of them or in respect of any act or omission or permission occurring therein before the Corporation shall have provided or completed purifying works and appliances as aforesaid all costs charges and expenses incurred paid or sustained by the Corporation in respect thereof or in connection therewith may be declared by the council to be private improvement expenses applicable to the whole township district or place or part thereof wherein the nuisance may be alleged to exist and be in all respects enforced as private improvement rates are enforceable under the Public Health Act 1875 sections 213 214 and 215 or the same may be included in and form part of the general district rate for such township district place or part thereof.

The rights of the Corporation under this enactment shall cease at the end of three years from the first day of May one thousand eight hundred and eighty-two.

Protection of Calverley District Waterworks Company.

35. For the protection of the Calverley District Water Works Company Limited the following enactments shall take effect:

(1) Within six months after the passing of this Act the Corporation shall purchase and the said Company shall sell all the pipes and mains laid for the supply of water by the said Company in the said hamlets districts or places known as Thornbury and Tyersal or either of them for the supply of water such purchase to include the profits arising to the said Company from the water at present supplied by them in the said hamlets districts or places through the said pipes and mains and reasonable compensation for probable future increase thereof during the remainder of the term of the contracts between them and the Corporation In case of any difference arising as to the amount to be paid to the said Company such amount shall be determined by some civil engineer to be agreed upon as sole arbitrator or failing such agreement 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

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such costs in case of difference shall be settled by one of the masters of the High Court of Justice and on payment of the amount of compensation to the Company as so determined and settled the water mains and pipes of the said Company in the said hamlets districts or places shall vest in the Corporation and the said hamlets districts or places shall thereupon cease to be supplied with water by the said Company:

(2) The said Company shall at the cost of the Corporation on such payment transfer to the Corporation all their right and interest in the leasehold plot of land on which the present meter-house of the said Company in Thornbury stands together with the meter-house and fittings thereon and the Corporation shall provide and demise to the Company for the same term at the same rent and subject to the same conditions as those upon which the Company hold the present meter-house a proper meter-house in lieu thereof together with the land for the same of equal area to the existing meter-house at such point at or near the boundary of the borough as extended as shall be found most practicable or convenient for affording a supply of water to the said Company in lieu of the present supply:

(3) Before or forthwith after payment of such compensation as aforesaid to the said Company the Corporation shall afford to the said Company a supply of water from the high level mains of the Corporation at such new meter-house by a pipe of the same dimensions as at present in use and the Corporation shall pay all costs of connecting the new supply with the mains of the Company and any dispute arising between the Company and the Corporation in regard to the provisions of this Act for the protection of the Company shall be settled in like manner and subject to the same conditions in all respects as is hereinbefore provided in regard to the amount to be paid to the said Company:

(4) In all other respects the contract now subsisting between the Corporation and the said Company dated the twenty-eighth of March one thousand eight hundred and sixty-five and renewed on the tenth of May one thousand eight hundred and eighty shall remain and be in full force and effect.

Protection of Calverley local board.

36. The public highway known as Gain Lane forming the boundary of Thornbury on the north-east side thereof shall be for ever hereafter maintained by the Corporation and their successors in the same manner as if the lane were part of the highways within the borough.

Infectious diseases.

37. For better protecting the public health of the inhabitants of the borough and better preventing the spread of infectious disease the following enactments shall take effect (that is to say):

The Corporation from time to time may by order under the hand of the town clerk direct any public or private day schools in the borough situate in any neighbourhood threatened with or affected by infectious disease to be temporarily closed or suspended The period of such closing or suspension shall be stated in such order:

The Corporation may by like order direct any dairy or other place used for the sale or storage of milk to be temporarily closed whenever from the appearance of infectious disease in such dairy or other place or in rooms in connection therewith such action appears to the Corporation to be necessary The period of such closing shall be stated in such order:

In order to secure that due notice be given to the Corporation of any inmate of any building used for human habitation in the borough who is suffering from small-pox cholera typhus typhoid scarlet fever scarlatina or diphtheria the following provisions shall have effect (that is to say):

(1) If any such inmate be suffering from any such disease as aforesaid the occupier or person having the management or control of such building or if such occupier or person is prevented by reason of such disease the person in charge of such inmate shall so soon as he shall become aware of the existence in any such inmate of any such disease forthwith give notice to the person in charge at any district police station of the borough or at the police office at the town-hall of the existence in such inmate of such disease:

(2) If such inmate be not a member of the family of such occupier or person the head of the family (resident in such building) to which such inmate belongs or if there be no such head or such head be incapacitated by illness then such inmate (unless prevented by reason of such disease or of youth) or the person in charge of such inmate shall on becoming aware of the existence in such inmate or in his own person as the case may be of such disease forthwith give notice thereof to such occupier or person:

(3) The Corporation shall on request provide and supply gratuitously to every registered medical practitioner resident or practising in the borough forms for the certificate by such medical practitioner of the particulars hereinafter mentioned

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in relation to such cases according to the form set forth in the first schedule of this Act:

(4) Every medical practitioner attending on or called in to visit such inmate shall on becoming aware that such inmate is suffering from any such disease as aforesaid forthwith fill up sign and deliver to the occupier or person having the management or control of the building or in case such person is suffering from such disease to the person in charge of such inmate a certificate stating the name of such inmate the situation of such building and the name of such occupier or person and the nature of the disease from which such inmate is suffering:

(5) The person to whom such certificate shall be given by the medical practitioner shall forthwith deliver the same or cause the same to be delivered to the officer in charge at any district police-station of the borough or at the police-office at the town-hall of the borough:

(6) The Corporation shall pay to every medical practitioner who shall in pursuance of this section duly give any such certificate as aforesaid a fee of two shillings and sixpence in respect of the same.

Any person who shall offend against this enactment shall for every such offence be liable to a penalty not exceeding five pounds.

Regulation of places of public entertainment.

38. In order to secure the better regulation and management of places used or intended to be used for public dancing or music and other places of public entertainment the following provisions shall take effect namely:

(1) After the expiration of six months from the passing of this Act a house room shop garden or place whether or not licensed for the sale of wine spirits beer or other fermented or distilled liquors shall not be kept or used for public dancing music or other public entertainment of the like kind without a license for all or some of those purposes first obtained from two or more of the justices acting in and for the borough:

(2) Such justices may under the hands of a majority of them assembled at any special session convened by seven days' previous notice grant licenses to such person or persons as they think fit to keep or use houses rooms shops gardens or places for all or some of the purposes aforesaid upon such terms and conditions and subject to such restrictions as they by the respective licenses may determine and every license shall be in force for one year and no more:

(3) Such justices may from time to time at any such special session aforesaid transfer any such license to such person as they think fit:

(4) Each person shall in each case give fourteen days' notice to the clerk of the justices and to the chief constable of the borough of his intention to apply for any such license or for the transfer of any such license:

(5) Any house room shop garden or place kept and used for public dancing music or other public entertainment of the like kind without such license first obtained shall be deemed a disorderly house and the person occupying or rated as occupier of the same shall be liable to a penalty not exceeding five pounds and to the like penalty for every day on which the same is kept and used for any of the purposes last aforesaid:

(6) There shall be affixed and kept up in some conspicuous place on the door or entrance of every house room shop garden or place so kept or used and so licensed as aforesaid an inscription in large capital letters in the words following "Licensed in pursuance of Act of Parliament for" with the addition of words showing the purpose or purposes for which the same is licensed:

(7) Any house room shop garden or place so kept or used although so licensed as aforesaid shall not be opened for any of the said purposes except between the hours and on the days stated in the license and except in the case of special licenses as hereinafter provided:

(8) The affixing and keeping up of such inscription as aforesaid and the limitation of the hours of opening shall be inserted in and made conditions of every such license and in case of any breach of either of those conditions such license shall be liable to be revoked by the order of any two justices as for an offence against the tenor of the license or the justices may inflict a penalty not exceeding five pounds for any such default and a further sum not exceeding five pounds for every day during which it may continue:

(9) No notice shall be necessary under sub-section (4) of this enactment when the application is only for the renewal of an existing license granted under sub-section (2) of this enactment and held by the applicant for the same premises unless notice of intended objection to the renewal of such license stating the nature of the objection shall have been given to the holder of such license twenty-one days before the day appointed for hearing the application for such renewal:

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(10) Any two justices of the borough sitting in petty sessions may if they think fit and on such terms as they may deem proper grant to any person applying for the same a special license to keep or use any house room shop garden or place for any purpose within the meaning of this enactment for any period not exceeding fourteen days Every such special license shall specify the period allowed No such license shall be granted without twenty-four hours previous notice at the least being given to the chief constable of the borough in writing specifying the place sought to be licensed the name and address of the applicant and the purpose for which the license is required.

(11) If any person not being a licensed victualler or person licensed to sell beer by retail to be drunk on the premises or licensed to keep a refreshment house under the Act of the session of the twenty-third and twenty-fourth years of Her Majesty chapter twenty-seven has or keeps any house room shop garden or place licensed under this enactment or used without license for any purpose for which a license hereunder is required or has or keeps any house room shop garden or place wherein ready made tea or coffee cooked victuals provisions liquors or refreshments of any kind is or are sold or consumed whether the same is or are kept or retailed therein or procured elsewhere and permits drunkenness or other disorderly conduct in such house room shop garden or place or suffers any unlawful game or gaming therein or permits prostitutes reputed thieves drunken or idle and disorderly persons or persons of notoriously bad character to meet together and remain there he shall be liable to a penalty not exceeding five pounds Any constable on suspicion of an offence under this sub-section may at any time enter into any such house room shop garden or place and if any such owner or keeper or any person in his employment in such case refuses to allow or does not on application allow such constable so to enter such owner or keeper shall be liable to a penalty not exceeding forty shillings for every such offence.

Obstructions in streets.

39. If three or more persons shall be assembled together in any street at any time of the day or night so as to obstruct the free passage of foot passengers along any footway of such street or for the purpose of assaulting insulting or annoying foot passengers and if any such person shall not comply with the direction or request of any constable to move away so as to leave the footway clear and unobstructed or shall assault insult or annoy any foot passenger he shall be liable to a penalty not exceeding five pounds.

Byelaws as to public cemeteries.

40. For the better control of any public cemetery belonging to the Corporation and better preventing the desecration of graves therein the Corporation shall be at liberty in the manner prescribed by the Public Health Act 1875 to make and ordain bye-laws and from time to time to vary and alter the same.

Regulation as to delivery of coal.

41. Every person delivering coal not exceeding in quantity two hundred weight to any one purchaser shall carry with the vehicle employed by him in such delivery proper and sufficient weights and scales or some efficient instrument whereby the purchaser may have his coals weighed and the coal shall on request of the purchaser be weighed accordingly by the person delivering the same.

Any person delivering coal as aforesaid and not provided with weights and scales or any instrument for weighing or not weighing the coal when requested by the purchaser so to do or failing to give just weight or using his weights and scales or instrument for weighing in other than a proper state to weigh accurately shall be liable to a penalty for every such offence not exceeding forty shillings.

Disposal of unclaimed property.

42. Any goods chattels or effects which may come into the possession of the police for which no owner appears or is known may if any such goods chattels or effects be of a perishable nature be sold forthwith and if not of a perishable nature then at any time after the expiration of three months from the time of the police obtaining possession thereof:

Any sale under this enactment may be by private bargain or public auction and the proceeds arising therefrom after deducting expenses shall if not duly claimed within three months from the sale be paid into and form part of the Police Superannuation Fund of the borough.

Licensed places for sale of intoxicating liquors.

43. For the better enforcing of the law regulating the sale of intoxicating liquors any person found making an internal communication between any place licensed for the sale of such liquors after any license for the same (granted when such communication did not exist) and any place not so duly licensed for such sale shall be liable to a penalty not exceeding ten pounds and a further penalty not exceeding ten pounds for every day during which such internal communication shall continue.

Supply of water to small tenements.

44. Where by reason of the scattered population in the district of any local authority under the Public Health Act 1875 other than the Corporation outside the borough and wholly or partially within the Corporation limits or from any other cause whatever the scale of charges for water supply authorized to be charged by the Corporation to consumers within the borough shall not in the opinion

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of such local authority be remunerative as applied to any such district as aforesaid when the distribution of the water is undertaken by the local authority of such district it shall be lawful for such local authority to apply to the Local Government Board for the purpose of having a general scale of charges for water to consumers settled for any such district and the Local Government Board shall and may thereupon by order determine the charges for water to consumers to be taken by such local authority within such district in the same manner as the said board may now do where there is no water rate authorized by any local act in force in such district:

For ensuring efficient gas and water pipes for houses.

45. The Corporation may from time to time make and publish such bye-laws as they may deem necessary for securing the laying fixing and fitting of pipes for the distribution and supply of gas and water by the Corporation at houses and other buildings and places in the borough in a proper and efficient manner and by competent persons only and for granting license and authority to such persons for such purpose Any person not so licensed or authorized by the Corporation who shall fix repair or alter any pipe or fitting for the supply of gas or water by the Corporation at any house building or place in the borough or being so licensed or authorized shall act contrary to such bye-laws shall be liable to a penalty not exceeding five pounds for every such offence All such bye-laws must be subject to the approval of the Local Government Board in the manner prescribed by the Public Health Act 1875.

Regulation as to streets and houses.

46. For better securing the making of any street hereafter laid out in the borough before the occupation of any house or building therein for securing the stability of buildings and for prevention of improper interference with ashpits the regulations set forth in the second schedule to this Act shall be in force in the borough as fully and effectually as if such regulations were inserted in the body of this Act.

Disputes between landlords and lodgers.

47. Whereas it is desirable that power should be given for summarily dealing with disputes between landlords and lodgers respecting claims to detain lodgers' goods Therefore it shall be lawful for the justices of the borough to summon before them at any petty session any landlord against whom complaint is made respecting the detention of any goods or chattels of a lodger and to hear and determine the matter between the parties and to make such order respecting the delivery of any such goods and chattels as the justices may think proper and to order the payment of such costs charges and expenses as the justices may direct If any person shall refuse or fail to obey such order he shall be liable to a penalty not

exceeding five pounds for such refusal or failure and a further penalty not exceeding five pounds for every day during which the same shall continue.

Power temporarily to close any public library baths or museum.

48. It shall be lawful for the Corporation or any committee having the management of any public free libraries baths museum or art gallery of the Corporation to close the same against the general public on such occasions and for such period as they may think fit and to use the same during such time for any special purpose which the Corporation or committee may deem proper with power to make a charge for the admission of persons visiting the same during such time Any profits arising therefrom shall be applied to such public purpose as the Corporation or committee may direct.

Authentication and service of documents.

49. Any order or resolution of the Corporation or of the council and any notice declaration requisition demand or other instrument made given delivered or served under or in pursuance or in exercise of the powers of this or any other Act or any bye-law relating to and in force for the time being in the borough may be either in print or in writing or partly in print and partly in writing and shall be sufficiently authenticated by the name of the town clerk being affixed thereto in print lithograph or by stamping and a copy thereof certified by the town clerk shall be receivable in evidence and the production of the original thereof shall not be necessary and it shall be sufficient in all cases where any such order resolution notice declaration requisition demand or other instrument is required to be given to or served upon the owner or occupier of any property to address the same to him by his description as owner or occupier (as the case may be) of the premises (naming them) in respect of which the order resolution notice declaration requisition demand or other instrument is given or served without further name or description and any such order resolution notice declaration requisition demand or other instrument may in addition to or substitution of any other modes of service pointed out by such Acts and bye-laws respectively be served upon any owner occupier or other person by sending the same through the post in a registered letter addressed to him by name at his last known place of abode or business.

Recovery of penalties.

50. All fines under this Act 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 acquire lands by agreement.

51. For the purpose of the waterworks gasworks public parks and recreation grounds street improvements and other works authorised

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by this Act 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.

Sale of surplus lands.

52. All the powers and provisions contained in the recited Acts or any of them relating to the sale by the Corporation of any lands acquired by them and not required for public purposes or to the leasing or letting thereof and to the sale of any reversionary interest of the Corporation shall extend to and include all surplus lands now or at any time hereafter held by the Corporation and not so required as aforesaid. So long as any properties remain to be acquired by the Corporation under the authority of Parliament the Corporation may so far as they consider necessary apply moneys received by them on resale or by leasing or letting as aforesaid in the purchase of properties so remaining to be acquired but as to moneys so received and not required as aforesaid the same shall be applied in extinguishment of any loan borrowed by the Corporation.

Power to borrow.

53. In addition to the moneys which the Corporation are already authorized to borrow the Corporation may from time to time borrow for the purposes of this Act on the security of the borough fund and borough rate the further sum of four hundred thousand pounds for the purpose of waterworks and the further sum of one hundred thousand pounds for street improvement purposes.

Application of powers &c. of recited Acts as to borrowing.

54. The several powers and provisions of the Acts now in force in the borough with respect to the borrowing of moneys at interest by the Corporation for the purposes of those Acts or any of them the reborrowing of moneys the securities to be given for moneys borrowed and interest thereon the giving of notices for the repayment of moneys borrowed the payment of such interest by coupons the granting of annuities and the appointment of a receiver shall extend and apply to all moneys borrowed by the Corporation under this Act and the interest payable thereon as if those moneys were part of the moneys by the said Acts authorized to be borrowed by the Corporation and the provisions contained in the recited Act of 1868 as to providing a sinking fund with respect to moneys authorized to be borrowed under that Act for the purposes of waterworks shall extend to all the moneys authorized to be borrowed under this Act as fully and effectually as if the borrowing of such last-mentioned moneys had been authorized by the Act of 1868 Provided that the payments to be provided by way of sinking fund as to money borrowed for street improvements and purposes other than waterworks shall commence from the first day of January one thousand eight hundred and eighty-two and as to money borrowed

for waterworks shall commence from the first day of January one thousand eight hundred and ninety Provided also that the power of re-borrowing may be exercised so as to provide beforehand for moneys about to fall due to and required to be repaid by the persons lending the same so long as the moneys thus re-borrowed will not exceed after the aforesaid repayment shall have been made the full amount of the authorized borrowing powers of the Corporation.

Existing mortgages to have priority.

55. All mortgages and debentures 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 debentures and annuities granted under this Act.

Paying off loans.

56. The Corporation shall have power as to loans for an indefinite period which they may from time to time require to pay off and discharge to give notice to the person or persons company or corporation in whose name or names the security for any such loan stands registered in the books of the Corporation that at the end of twelve calendar months from the service of such notice the Corporation will repay the amount thereby secured and all interest thereon and at the expiration of such period the Corporation shall pay off and discharge the same If the person or persons company or corporation on whom such notice is served shall fail to deliver up his or their security with proper receipt endorsed thereon at the time appointed as aforesaid for repayment in exchange for the said principal money and interest all further interest on such security shall thenceforth cease The payment is to be made at the town-hall of the borough Service of notice of the intention to pay as aforesaid shall be sufficient by delivery thereof at the address of the person or persons so registered as aforesaid The notice for repayment shall be in the order of priority of date of such securities.

Power to levy rates.

57. 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 and all moneys borrowed under this Act on the credit of the borough fund and borough rate and the interest thereon shall 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

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land used as arable meadow 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 rent-charge 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.

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

58. 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 verify by statutory declaration if so required by them showing the amount which has been appropriated for the purpose of such sinking fund during the year preceding the making of such return and the description of the securities upon which the same has been invested and also showing the purposes to which any portion of the moneys invested for the sinking fund and the interest thereof have been applied during the same period and the total amount remaining invested at the end of the year and in the event of any wilful default in making such return 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 other purpose than those authorized by this Act the Local Government Board may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund and such order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court of Justice.

The SCHEDULES referred to in the foregoing Act. A.D. 1881.

THE FIRST SCHEDULE.

Form of Certificate of the existence of Infectious Disease.

To the Medical Officer of Health of the Borough of Bradford.

I hereby certify that the following case of Infectious Disease ha occurred :

Name of Person Affected	Age.	Address.	Disease.	Remarks.

Dated 18 .

(Signed)

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THE SECOND SCHEDULE.

Regulations.

New streets to be sewered and formed before buildings are erected.

1. No building shall be erected in any new street until such street has been made and sewered according to a plan approved by the council nor until the sewers in any such street has been connected with an existing sewer or provided with other outlet to the satisfaction of the council nor until such street has had the kerbing thereof laid down to the proper level and the carriage-way formed with broken stones Provided always that in the case of any new street the length whereof is in the opinion of the council so great as to render the above requirements very costly it shall be lawful for the council to allow such street to be from time to time formed in short lengths or sections but such lengths or sections shall be continuous and the sewer shall have a proper outlet.

Walls to be properly bonded together.

2. Every person who shall erect any new building shall cause every wall of such building which may be built at an angle with another wall to be properly bonded therewith All walls of buildings shall be solidly put together with good mortar compounded of good lime and clean sharp sand or other suitable material or with good cement or with good cement mixed with clean sharp sand No wall shall be plastered except with such good mortar.

Provision as to back to back houses.

3. The wall forming the sides of the passages for back to back houses shall not be less than nine inches in thickness and the joists over such passages wherever it is intended to erect a division wall thereon shall not be less than seven inches deep by two and a-half inches thick nor be placed at greater intervals than seven and a-half inches apart from centre to centre except that joists may be laid two together in which case the distance between the centre of each pair of joists shall not exceed fifteen inches.

Ashpit doors.

4. It shall not be lawful for any person or persons to unlock open or in any way interfere with any door of an ashpit except the owners or tenants of the property to which the ashpit belongs or any person authorised by them and persons appointed by the council for the purpose of inspecting and emptying ashpits.

Any person acting contrary to the above regulations or any of them shall be liable to a penalty not exceeding five pounds and in the case of the above regulations numbered 1 2 and 3 to a further penalty of five pounds during which the neglect of any such regulation shall continue.

LONDON : Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1881.