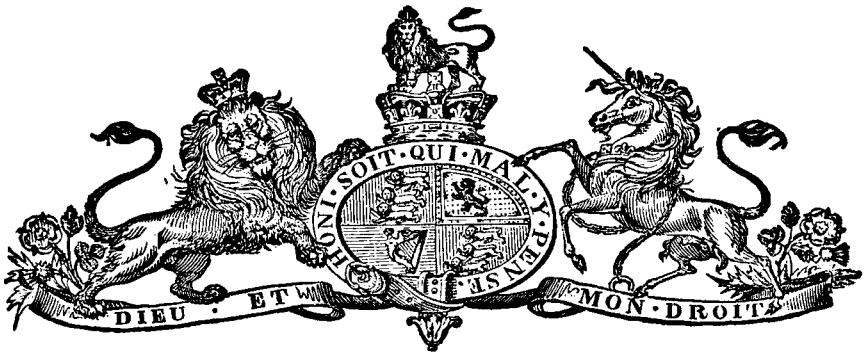



ANNO VICESIMO QUINTO & VICESIMO SEXTO

# VICTORIÆ REGINÆ.

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## CAP. C.

## An Act to authorize Improvement Commissioners acting as Burial Boards to mortgage certain Rates for the Purposes of the Burial Acts.

[7th *August* 1862.]

WHEREAS by an Act passed in the Session holden in the Twenty-third and Twenty-fourth Years of the Reign of Her Majesty (Chapter Sixty-four), to make further Provision for the Expenses of Local Boards of Health and Improvement Commissioners acting as Burial Boards, it was enacted, that any Money required by any Commissioners elected by the Ratepayers, and acting under or by virtue of the Powers of any Local Act of Parliament for the Improvement of any Town, Parish, or Borough, who should have been constituted a Burial Board for defraying the Expense of carrying into execution the Powers and Provisions of the Burial Acts in the District for which they may have been so constituted a Burial Board, or for paying any Monies borrowed or Annuities granted under the Authority of the said Acts, or any Interest on Monies borrowed, or for providing a Sinking Fund for the Repayment of such Monies, might, if the Commissioners thought fit, be paid out of the Improvement Rate leviable within such District; and the Commissioners, as such Burial Board, 23 & 24 Vict. c. 64.



might

might levy as Part of the Improvement Rate, or by a separate Rate under the Name and Designation of a Burial Rate, to be assessed and recovered in like Manner as an Improvement Rate, such Sums of Money as should be from Time to Time necessary for the Purposes aforesaid or any of them: And whereas Doubts have arisen whether under such Provisions the Improvement Rate or Burial Rate can be legally mortgaged or assigned as a Security for the Payment of the Sums referred to in the said Act, and it is expedient that the Commissioners acting as such Burial Board should have the Power of mortgaging the said Rates: 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:

Commissioners, with Consent of Treasury, may mortgage Improvement Rate and Burial Rate, or either.

**1.** Any Commissioners elected by the Ratepayers, and acting under or by virtue of the Powers of any Local Act of Parliament for the Improvement of any Town, Parish, or Borough, who shall have been constituted a Burial Board for any District, may, with the Approval of the Commissioners of Her Majesty's Treasury, from Time to Time borrow at Interest on Mortgage of the Improvement Rate and Burial Rate, or either of them, leviable within the District, such Sums of Money as may be required by the Burial Board for the Purposes of the Burial Act within the District.

Certain Provisions of 10 & 11 Vict. c. 16. to apply to this Act.

**2.** The Clauses and Provisions of "The Commissioners Clauses Act, 1847," with respect to the Mortgages to be executed by the Commissioners, shall be incorporated with this Act, and shall be applicable to all Mortgages created under the Provisions thereof.

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Printers to the Queen's most Excellent Majesty. 1862.