CHAPTER xxxiv.

An Act for the better sewering and draining of the Borough of Darlington, and the applying of the sewage to the irrigation of land; for extending the existing main or outfall sewer; and for other purposes. [27th June 1872.]

A.D. 1872.

WHEREAS the mayor, aldermen, and burgesses of the borough of Darlington, acting by the council, are the local board of health for the district of the township of Darlington, which is co-extensive with the municipal borough, and are in this Act called "the Corporation:"

And whereas the sewage of the borough is now discharged into the river Skerne:

And whereas the river Skerne is subject to floods, and a considerable amount of sewage is carried with the flood water over the low lands in and immediately adjoining or near to the borough:

And whereas the Corporation are desirous, and for the health of the borough and neighbourhood it is expedient, that they should be authorised to make and maintain a proper and efficient system for carrying off the sewage of the borough, and for the deodorisation of the same and the application of sewage to the irrigation of lands:

And whereas the Corporation, acting by the council, are the sewer authority under "The Sewage Utilization Act, 1865," and "The Sewage Utilization Act, 1867:"

And whereas by an order of the Secretary of State, purporting to be made under the powers of "The Sanitary Act, 1866," the Corporation are required to discontinue to discharge sewage into the river Skerne; and it is expedient that the Corporation be invested with the powers herein-after contained for extending their present outfall sewer, and for carrying the sewage of the borough to a distance from the borough, and for constructing works for irrigation with sewage and utilisation of sewage matter:

A.D. 1872.

And whereas there are at a distance of about two miles from the centre of the borough upwards of four hundred acres of land, situate in the townships of Darlington and Blackwell in the parish of Darlington, suitable for irrigation by sewage:

And whereas it is expedient that the Corporation should be authorised to acquire such of the said lands as may be necessary for the purpose of constructing irrigation and other works, and also such lands as may be necessary for the purpose of constructing an additional or extended main or outfall sewer or conduit:

And whereas it is expedient that the Corporation should be authorised to raise moneys, and to levy and apply rates, assessments, and other revenue and moneys for and to the purposes of this Act:

And whereas plans and sections of the main or outfall sewer or conduit authorised by this Act, and of the lands and houses to be taken for the same, and also plans of the lands and houses to be taken compulsorily for irrigation and other purposes of this Act, with books of reference to those plans containing the names of the owners or reputed owners, lessees or reputed lessees, and occupiers of the lands described in those plans, have been deposited with the clerk of the peace for the county of Durham, which plans, sections, and books of reference are in this Act referred to as the deposited plans, sections, and books of reference:

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

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

Short title.

1. This Act may for all purposes be cited as "The Darlington Borough Sewage Irrigation Act, 1872."

Provisions of general Acts herein named incorporated.

2. The Lands Clauses Consolidation Acts, 1845, 1860, and 1869, are (except the provisions thereof with respect to the sale of superfluous lands, and except where expressly varied by this Act,) incorporated with and are part of this Act.

Interpretation of terms.

3. With respect to the interpretation of terms in and for the purposes of this Act, the following provisions shall have effect; (namely,)

Terms to which meanings are assigned in the Acts incorporated with this Act, or which have therein special meanings, have in this Act the same respective meanings:

The term "Public Health Acts" means "The Public Health Act, 1848," "The Local Government Act, 1858," and all Acts for the time being in force extending or amending the same:

The term "borough" shall mean the municipal borough of Darlington for the time being:

In this Act, and for the purposes of this Act in any Act incorporated wholly or in part with this Act, the term "court of competent jurisdiction" shall have effect as if the debt or demand with regard to which it is used was a common simple contract debt, and not a debt or demand created by statute; and the term "superior courts" shall include courts of competent jurisdiction within the meaning of this Act.

Power to construct works according to deposited plans.

4. Subject to the provisions in this Act contained, and to the powers of deviation thereby given, the Corporation may make and maintain in the line or situation and upon the lands delineated upon the deposited plans and described in the deposited books of reference, and according to the levels shown on the deposited sections, the sewer or conduit following; that is to say,

A sewer or conduit commencing at the tank near the outfall of the existing main sewer of the Corporation into the river Skerne, near Blackwell Mill, in the township of Blackwell, and terminating at a point marked A on the deposited plans, in a field in the township of Blackwell in the parish of Darlington, belonging or reputed to belong to the trustees under the will of Miss Elizabeth Bell, and in the occupation of George Wallace, and numbered 142 on the Ordnance map:

And for such purposes, and for the purpose of irrigation, and for receiving, storing, and depositing of sewage, manure, and refuse, and for the deodorisation, utilisation, distribution, and disposal of sewage, may enter upon, take, and use any of the lands delineated on the deposited plans and described in the deposited books of reference to such plans which they may require for such purposes.

Defecation of sewage.

5. The Corporation may, on any lands taken or acquired by them under this Act, from time to time construct all necessary works, and take all steps which in their judgment are necessary or convenient for the intercepting, lifting, conveying, receiving, storing, disinfecting, deodorising, distributing, and utilising of the sewage and sewage matter now or at any time hereafter flowing through or into or being in or upon any of the reservoirs, tanks, sewers, drains, or works of the Corporation; and may

A.D. 1872.

from time to time construct sufficient drains and pipes, and renew, alter, improve, cleanse, and repair all such works and apparatus, and may construct and maintain on such lands all such sewers, conduits, outfall works, sluice gates, pumping engines, pumping works, drains, pipes, and other appliances and conveniences necessary or expedient for irrigation with sewage, or the utilisation of the sewage of the said borough.

Correction of errors as to lands.

6. If any omission, mis-statement, or wrong description of any lands, or of any owner, lessee, or occupier of any lands, described in or intended or purporting to be described in the deposited plans and books of reference, be discovered, the following provisions shall have effect; namely,

The Corporation may apply to two justices for the correction thereof, giving ten days notice in writing to the owners, lessees, and occupiers of the lands affected by the proposed correction. If it appears to such justices that the omission, mis-statement, or wrong description arose from mistake, they shall certify the same, stating in the certificate the particulars of the omission, mis-statement, or wrong description:

The certificate shall be deposited with the clerk of the peace for the county of Durham, who shall safely keep the same, in like manner and subject to the like regulations as the deposited plans and books of reference; thereupon the deposited plans and books of reference shall be deemed to be corrected according to the certificate, and the Corporation may enter on, take, and use the lands for the several purposes to which they are appropriated by this Act in accordance with the certificate, as if there had not been any omission, mis-statement, or wrong description:

A copy of or an extract from such certificate, purporting to be under the hand of the clerk of the peace aforesaid (which copy or extract he shall give when required under his hand to any person interested) shall be conclusive evidence of such correction.

Power for Corporation to take lands compulsorily.

7. Subject to the provisions of this Act, the Corporation may from time to time enter upon, take, and use for the several purposes of this Act such of the lands as are shown on the deposited plans and described in the deposited books of reference to such plans as they may deem necessary for all or any of those purposes.

Power to acquire lands, &c. by agreement.

8. The Corporation may from time to time by agreement, and in addition to the lands which by this Act they are authorised to purchase compulsorily, purchase, take on lease, or otherwise acquire for purposes of this Act any land not exceeding in the whole one

hundred acres, or any particular or limited interests or easements in, over, or affecting any lands, not exceeding in the whole one hundred acres, on such terms and conditions as the Corporation think fit.

Power to take easements, &c.

9. All persons by this Act empowered to sell and convey or release lands may grant or lease to the Corporation, and the Corporation may take and hold accordingly, any term of years or easement in, over, or affecting any lands which the Corporation are hereby authorised to enter upon, take, use, or purchase.

Application of Lands Clauses Act, 1860, to rents, &c.

10. For the purposes of this Act the several provisions with respect to lands and rentcharges of the Lands Clauses Consolidation Acts Amendment Act, 1860, shall, so far as the same respectively are applicable in that behalf, extend and apply to terms of years and easements granted under this Act, and to rents and rentcharges reserved by the grants of such terms and easements respectively.

Lateral and vertical deviations.

11. In making the works by this Act authorised, the Corporation may deviate laterally from the lines thereof shown on the deposited plans to any extent within the limits of deviation shown thereon, and vertically from the levels thereof shown on the deposited sections to any extent not exceeding in any one place five feet.

Period for compulsory purchase of lands.

12. The powers under this Act of the Corporation for the compulsory purchase of lands for purposes of this Act shall not be exercised after the expiration of five years after the passing of this Act.

Period for completion of works shown on plans.

13. The works shown on the deposited plans shall be completed within seven years after the passing of this Act, and on the expiration of that period the powers by this Act granted to the Corporation for making the same or otherwise in relation thereto shall cease to be exercised, except as to so much thereof as is then completed: Provided that the Corporation from time to time may, on the lands or in right of the easement so acquired by them for the purposes of this Act, renew, enlarge, extend, and add to their sewers, drains, mains, pipes, and apparatus, whenever for the purposes of this Act with respect to sewerage or irrigation they think it expedient so to do.

Power to make drains, &c.

14. Subject to the provisions of this Act, the Corporation from time to time, for the purposes of this Act with respect to sewage and irrigation, may make, lay down, maintain, alter, and discontinue such sewers, conduits, drains, culverts, and other works as they may deem necessary in any lands from time to time vested in them for the purposes of this Act for rendering sewage fit for irrigation or

A.D. 1872.

otherwise, and applying and disposing of sewage for irrigation and otherwise.

Power to lay mains, &c. in highways, &c.

15. Subject to the provisions of this Act, the Corporation from time to time may lay down and maintain sewers, main pipes, and drains in, along, under, and across, and in order thereto may break up any streets, turnpike and other roads, bridges, passages, and ways shown on the deposited plans and specified in the deposited books of reference, and also may alter or divert any drains and watercourses shown on the deposited plans and specified in the deposited books of reference as intended to be altered or stopped up.

Power for Corporation to manage sewage and irrigation works.

16. Subject to the provisions of this Act, the Corporation from time to time may maintain, manage, regulate, work, and use the sewage deodorising and irrigation works from time to time vested in them under or in accordance with this Act, and may enlarge, extend, alter, add to, and discontinue their sewage deodorising and irrigation works, and the buildings, drains, pipes, tanks, works, and conveniences connected therewith, when and as they find it expedient so to do.

Power for Corporation to apply and supply sewage for irrigation.

17. Subject to the provisions of this Act, the Corporation from time to time may collect and store sewage, and clarify and deodorise sewage, and render sewage fit for purposes of irrigation, and convert it into manure, and may apply, supply, and sell and dispose of sewage for purposes of irrigation or otherwise.

Power for Corporation to irrigate lands with sewage.

18. The Corporation from time to time may irrigate with sewage any lands acquired or leased by them for the purpose, and may cultivate the lands accordingly, and may deal with and dispose of the produce thereof, and may employ all such superintendence and labour, and provide all such buildings, erections, stock, materials, and other requisites and conveniences, and do all such other things in that behalf as they think expedient.

Power for Corporation to agree for supplies of sewage.

19. Subject to the provisions of this Act, the Corporation from time to time may enter into and carry into effect such agreements with any companies and persons, with respect to the supply, application, and user of sewage for purposes of irrigation or otherwise, and all matters incidental and accessory thereto, as they think fit, and every such agreement may be for such period and on such terms, pecuniary or otherwise, and conditions, as the Corporation think fit.

Penalty for suffering sewage pipes to be out of repair.

20. Every person supplied by the Corporation with sewage who wilfully suffers any pipe or apparatus used for purposes of the supply or of irrigation to be out of repair, so that the sewage supplied to him by the Corporation leaks from it, shall for every such offence forfeit to the Corporation not exceeding five pounds; provided that

the payment of the penalty shall not free any person so offending from any other liability in respect of the offence.

Pipes, &c. out of repair to be repaired.

21. In every such case the Corporation, by notice in writing under the hand of the town clerk or surveyor, delivered to the person allowing the pipe or apparatus to be out of repair, or, if he cannot be found, left for him at or near to the place where the pipe or apparatus is, may require him to repair the pipe or apparatus so as to prevent the leakage of sewage, and if he fail to do so within forty-eight hours after the service of the notice, the Corporation may repair the pipe or apparatus, and the expense thereof shall be repaid to them by the person so in default, and may be recovered as damages.

Corporation and persons having supplies of sewage not to occasion a nuisance by sewage.

22. The Corporation and all persons from time to time supplied by the Corporation with sewage shall deal with the sewage so as to prevent its being a nuisance, and shall, in deodorising or clarifying any sewage, and in applying or disposing of any sewage, act in such manner as not to occasion any nuisance or any detriment to the public health.

Nothing in Act to exempt the Corporation from proceeding for nuisance, &c.

23. Nothing in this Act shall exonerate the Corporation from any indictment, action, or other proceeding at law or in equity for nuisance or damages in the event of any nuisance being caused by them, or of any damage occurring from the operation or want of repair of any of their works.

Power for Corporation to make regulations for preventing nuisance from sewage.

24. Subject to the provisions of this Act, the Corporation from time to time may make and enforce such regulations as they find expedient for preventing, so far as from time to time is practicable, the sewage supplied by them being so applied or used or misused or neglected as to occasion any nuisance or any detriment to the public health; provided that no such regulation shall have any effect until it has been approved by the Local Government Board.

Penalty for suffering sewage to occasion nuisance, &c.

25. If any person supplied by the Corporation with sewage, or using sewage supplied by them, wilfully applies any sewage for purposes of irrigation, or otherwise deals with the sewage, or neglects to deal therewith, so as to occasion any nuisance or any detriment to the public health, every person so offending shall for every such offence forfeit to the Corporation a sum not exceeding five pounds, provided that the payment of that penalty shall not free any person so offending from any other liability in respect of the offence.

Power to cut off supply of sewage.

26. Where any person having agreed with the Corporation for a supply of sewage fails, after notice in writing from the Corporation, to comply with any of the terms and conditions of the agreement,

A.D. 1872.

or fails to pay on demand any charge for the sewage payable in accordance with the agreement, or wilfully disregards any of the reasonable regulations of the Corporation with respect to the sewage, or the application of sewage, or the irrigation, the Corporation if and when they think fit, and while the person is so in default, giving him at least forty-eight hours notice in writing of their intention, may cut off all or any part of the supply of sewage to him, and the notice may be delivered to him personally or be sent by post addressed to him at his usual or last known place of abode or of business in England.

Subject to reference to justices.

27. If the person to whom any such notice is given dispute the right under this Act of the Corporation to cut off the supply, he may at any time after the delivery of the notice refer the matter in difference to and it shall be decided by any two justices.

Power for Corporation to appoint sewerage and irrigation committee.

28. The Corporation from time to time, if and when they think fit, may appoint, out of their own body, a committee, to be called "The Sewerage and Irrigation Committee," for carrying into effect such of the powers and provisions of this Act with respect to sewerage and irrigation as the Corporation think can be better carried into effect by means of the committee, and may delegate to such committee such of the powers and discretions in that behalf of the Corporation as the Corporation think fit, and may determine the number, quorum, and procedure, and the duties and authorities of the committee; provided that all the proceedings of the committee shall be subject to the control of the Corporation, but not so as to render invalid any lawful proceeding of the committee.

Meetings, &c. of committee.

29. The committee may meet from time to time and may adjourn from place to place as they think fit, and at all meetings of the committee one of the members present shall be appointed chairman, and all questions shall be determined by a majority of the votes of the members present, every member present having one vote, and the chairman in case of an equality of votes having a second or casting vote, but no business shall be transacted at any meeting of the committee except when the quorum, if any fixed by the Corporation, or if no quorum be fixed by them, then three members, be present: Provided always, that if any business be transacted when a quorum of such committee is not present the proceedings of such committee shall be null and void.

Minutes of proceedings of committee.

30. The committee shall keep proper minutes of all their proceedings, and their minute books and other books of account, documents, and writings shall at all times be open to the inspection and transcription of every member of the Corporation.

Expenses of committee.

31. The necessary expenses of the committee may from time to time be ascertained and allowed by the Corporation, and shall be part of the expenses of executing this Act with respect to sewerage and irrigation, and shall be paid accordingly.

Disposal of lands, &c. not required for purposes of Act.

32. The Corporation may from time to time, when and as they think fit, by lease, sale, or otherwise, dispose of any lands, terms of years, or easements from time to time acquired by them under the powers of this Act, and every such disposal may be by public auction or private contract, and subject to any special conditions of sale, and generally on such terms, pecuniary and otherwise, and conditions, as the Corporation may think fit.

Sewerage and irrigation fund.

33. All moneys from time to time received by the Corporation for sewage applied or supplied or disposed of by the Corporation, or as rents or profits of any lands from time to time vested in the Corporation for purposes of this Act with respect to sewerage or irrigation, and all other moneys from time to time received by the Corporation with respect to sewage or irrigation, shall form a fund to be called "The Sewerage and Irrigation Fund."

Sewerage and irrigation account.

34. The Corporation shall keep a separate and distinct account of their receipts, credits, payments, and liabilities in relation to "The Sewerage and Irrigation Fund."

Audit, &c. of accounts.

35. The accounts kept under this Act shall be subject to the like provisions with respect to audit, examination, report, inspection, copies and extracts, and production of vouchers, as other accounts of the Corporation, except that any additional remuneration to be made to the auditors in respect of the audit of the accounts shall be paid out of the sewerage and irrigation fund.

Power for Corporation to borrow on mortgage of sewerage and irrigation fund and borough fund and rate.

36. In addition to any other moneys which the Corporation may borrow, the Corporation may from time to time, for any of the purposes of this Act, with the approval of the Local Government Board, borrow at interest on mortgage of the sewerage and irrigation fund, and the borough fund and borough rate, such moneys as they may think fit, not exceeding one hundred and fifty thousand pounds, and may secure repayment of the same with interest by mortgage accordingly.

Form of sewerage and irrigation mortgages.

37. Any mortgage under this Act, and any transfer of any mortgage, may be in accordance with the respective forms of mortgage and transfer by the Public Health Act, 1848, authorised, with such modifications thereof as render them applicable to the respective purposes of this Act; such mortgages are herein-after referred to as sewerage and irrigation mortgages.

A.D. 1872.

Mortgages under Act to be in accordance with Public Health Acts.

38. The mortgages from time to time granted by the Corporation under this Act shall be granted in accordance with the provisions of the Public Health Acts with respect to mortgages of the rates thereby authorised to be made or collected, and all the powers and provisions of the Public Health Acts, including the provisions for the appointment of a receiver, applicable with respect to mortgages of such rates and transfers of the mortgages and otherwise, shall apply and have effect with respect to the mortgages granted under this Act by the Corporation.

Existing mortgages to have priority.

39. All mortgages secured on the borough fund and borough rate granted by the Corporation before the passing of this Act, and which are in force at the time of the passing of this Act, shall during the continuance thereof, and as to the rates and property comprised therein, have priority over all mortgages to be granted by virtue of this Act.

Restrictions of Public Health Acts as to borrowing moneys.

40. The powers of the Corporation of borrowing under this Act shall not in any way be restricted by any of the provisions of the Public Health Acts, and in calculating the amount which the Corporation may borrow under the Public Health Acts the amount which they may borrow under this Act shall not be reckoned.

Power for Corporation to re-borrow.

41. The Corporation from time to time may, under the authority of this Act, re-borrow any amount from time to time paid off by them of the moneys borrowed by them under this Act, unless it be paid off by yearly instalments or by means of the sinking fund or of purchase moneys or fines for leases, in which cases and to the extent of the amount so paid off their powers under this Act of borrowing and re-borrowing shall cease.

Borough rate and estimates to include sums payable thereout under Act.

42. After any money is borrowed under this Act by the Corporation, the amount of the borough rate and of the estimates of the money required for the purposes of the borough rate shall respectively include all sums required for payment of any moneys from time to time due or accruing upon or in respect of sewerage and irrigation mortgages and the sinking fund respectively.

Sewerage and irrigation fund to be primarily liable for sewerage and irrigation mortgages.

43. As between the sewerage and irrigation fund and the borough rate, the sewerage and irrigation fund shall be primarily liable to be applied in satisfaction of all the moneys secured by sewerage and irrigation mortgages, and the interest thereon, and in providing the sinking fund for the discharge thereof; and all moneys from time to time paid out of the borough rate for the purposes of this Act with respect to sewerage and irrigation shall from time to time be reimbursed and repaid out of the balance from time to time

of the sewerage and irrigation fund, after the satisfaction of the purposes for which moneys carried to that fund are under this Act to be applied; but nothing in this section shall prejudice the security of any person lending under this Act any money to the Corporation on any sewerage and irrigation mortgage, and every such mortgagee may enforce all his rights and remedies as if this section were not enacted.

Sinking funds.

44. The Corporation shall, in accordance with the provisions applicable in that behalf of the Public Health Acts, set apart and form a sinking fund for the redemption of the sewerage and irrigation mortgages, and the Corporation shall set apart yearly for the sinking fund such a sum (as nearly as reasonably can be of equal amount in every year) as will be sufficient for the redemption within sixty years after the first day of January one thousand eight hundred and seventy-three of all the sewage and irrigation mortgages; and the sinking fund shall be continued until the whole of such mortgages are redeemed; and the moneys carried to the sinking fund, so soon and so far as conveniently can be, shall from time to time be applied in or towards the redemption of sewerage and irrigation mortgages, and until so applied shall be invested in Government securities in the name of the Corporation.

Application of money arising from disposal of land.

45. All money received by the Corporation on any sale of lands or easements, and on fines taken on any leases under the 32nd section of this Act, shall be exclusively applied in discharge of money borrowed under this Act, and any money so discharged shall not be re-borrowed.

Application of proceeds of sale, &c. of land acquired by Corporation at expense of sewerage and irrigation fund.

46. The net amount of all purchase moneys produced by the sale by the Corporation of any lands acquired by them at the expense of the sewerage and irrigation fund, and of all fines for any leases granted by them of any lands so acquired, shall from time to time be applied by the Corporation in like manner as moneys borrowed by them on mortgage of that fund are by this Act made applicable, or in payment of moneys so borrowed: Provided that any moneys which shall be thereby paid off shall not be re-borrowed.

Application of sewerage and irrigation fund.

47. The sewerage and irrigation fund shall be applied as follows; that is to say,

(*a.*) All moneys forming part of that fund, not being moneys received from the borough fund or borough rate, or moneys borrowed on mortgage;

(1.) For paying the interest from time to time payable on sewerage and irrigation mortgages, and subject thereto;

A.D. 1872.

(2.) For making the sewerage and irrigation works, and subject thereto;

(3.) For setting apart the sinking fund for the redemption of sewerage and irrigation mortgages, and subject thereto;

(4.) For maintaining and extending the sewerage and irrigation works, and in other respects carrying this Act into execution with respect to sewerage and irrigation, and subject thereto;

(5.) For repaying moneys advanced for purposes of this Act, with respect to sewerage and irrigation, out of the borough fund and borough rate and not repaid, and subject thereto;

(6.) For paying the principal moneys secured by sewerage and irrigation mortgages, and subject thereto;

(7.) The balance from time to time shall be carried to the borough fund, and be applicable accordingly:

(*b*.) All moneys forming part of that fund, being moneys received from the borough rate;

For all or any of the first, third, sixth, and seventh purposes:

(*c*.) All moneys borrowed on sewerage and irrigation mortgages;

For all or any of the second and sixth purposes.

Payment of wages under Act.

48. The salaries, wages, and allowances of all officers or servants employed by the Corporation solely for the purposes of this Act, and any additional salaries, wages, and allowances allowed by the Corporation for services under this Act to any officers or servants employed by them for other purposes, shall be payable out of the income of the Corporation arising under this Act, and shall, as the Corporation from time to time think fit, be charged against the sewerage and irrigation fund.

Recovery of sums not exceeding fifty pounds.

49. Whenever any person fails to pay any money due and payable under this Act to the Corporation, and the amount so due and payable does not exceed fifty pounds, the Corporation may recover the same, with full costs of suit, in any court of competent jurisdiction, and the remedies of the Corporation under this section shall be in addition to their other remedies for the recovery of the money.

Recovery of penalties.

50. Except as is by this Act otherwise provided, all penalties imposed by this Act may be recovered in like manner and by like means as if they were penalties imposed by the Public Health Act.

Application of penalties.

51. The justices by whom any penalty is imposed under this Act shall, where the penalty is payable by any person other than the

Corporation, and the application thereof is not otherwise provided for, award the penalty to the Corporation.

Liability to rates, &c. not to disqualify justices.

52. No person shall be incapable of acting as a justice in the execution in any respect of this Act by reason of his being interested in any contract under this Act for a supply of sewage, or his being liable under this Act to the payment of any rate or other money, or his being a member of the Corporation.

Contracts for supply of sewage not to disqualify members of Corporation.

53. No person shall be disqualified for being, continuing, or acting as a member of the Corporation by reason of his being concerned in any contract entered into by the Corporation for a supply of sewage, or for the sale or purchase of any land for purposes of this Act, or of his being a proprietor of or interested in any newspaper in which advertisements for purposes of this Act are inserted for the Corporation, unless he discuss, act, or vote as a member of the Corporation on any question touching any matter in which he is directly or indirectly so interested, in which case and immediately thereupon he shall be disqualified, and cease to be a member of the Corporation.

Authentication of notices, &c.

54. Any summons, demand, notice, or other such document under or for the purposes of this Act may be in writing or print, or partly in writing and partly in print, and if the same require authentication by the Corporation, the signature thereof by the town clerk shall be a sufficient authentication thereof.

Not exempt from provisions of general Acts.

55. Nothing in this Act shall exempt the sewerage or irrigation works or the Corporation from the provisions of any general Act hereafter passed with respect to the public health or local government, or with respect to sewerage or irrigation works, or with respect to any future revision and alteration, under the authority of Parliament, of the charges for the supply of sewage.

Expenses of Act.

56. All the costs, charges, and expenses of and incident to the preparing and applying for and the obtaining and passing of this Act shall be paid by the Corporation out of any moneys in their hands, but shall be debited to the sewerage and irrigation account.

LONDON : Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1872.