

ANNO DECIMO SEXTO

VICTORIÆ REGINÆ.

****

Cap. xxx.

An Act for the Improvement and Regulation of the Borough of *Great Grimsby* in the County of *Lincoln*; for better supplying the Inhabitants thereof with Water; for providing a new Burial Ground; for enlarging the Market Place; for making an Outfall for the Sewers of the Town; and for other Purposes. [14th *June* 1853.]

WHEREAS by an Order made by Her Majesty, by and with the Advice of Her Privy Council, on the Fourteenth Day of *April* One thousand eight hundred and fifty-one, "The Public Health Act, 1848," was applied to and put in full Force and Operation within the Borough of *Great Grimsby* in the County of *Lincoln* and within the Boundaries of that Borough as fixed for the Purposes of an Act passed in the Sixth Year of King *William* the Fourth, intituled *An Act to provide for the Regulation of Municipal Corporations in* England *and* Wales, and the Mayor, Aldermen, and Burgesses of that Borough were constituted the Local Board of Health for that Borough: And whereas it is expedient that

6 & 7 W. 4. c. 76.

The Great Grimsby Improvement Act, 1853.

Power should be given to the Corporation to enlarge and improve the present Market, and to purchase and take Property for such Purpose: And whereas the Burial Grounds in the Borough are very crowded and insufficient, and the providing a Cemetery upon certain Land, Part of the *East End Closes*, and the preventing of Interments in the present Burial Grounds, would be beneficial to the Inhabitants of the Borough: And whereas it is expedient that Power should be given to the Local Board to construct Waterworks, and to supply the Inhabitants with Water, and also to form Outfall Sewers for facilitating the Drainage of the District: And whereas it is expedient that further Provisions be made for the Improvement of the Borough, and that proper and sufficient Police Regulations should be established therein: And whereas such Purposes cannot be effected 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.

I. That this Act may be cited for any Purpose as "The *Great Grimsby* Improvement Act, 1853."

Commencement of Act.

II. That this Act shall commence and have effect on and from the Fourth *Wednesday* next after the passing thereof.

Interpretation of Terms.

III. That in this Act the Expression "the Corporation" shall mean the Mayor, Aldermen, and Burgesses in their Capacity of a Municipal Corporation; and the Expression "the Local Board" shall mean the Mayor, Aldermen, and Burgesses in their Capacity of a Local Board of Health.

Limits of Act.

IV. That this Act shall be put in force for all the Purposes thereof within the Borough of *Great Grimsby* in the County of *Lincoln*, and for such of the Purposes thereof as relate to the Cemetery also within the Limits of the Lands which are by this Act authorized to be taken and used for those Purposes, and for such of the Purposes thereof as relate to the Waterworks also within the Limits of the Lands which are by this Act authorized to be taken and used for those Purposes.

Same Meanings of Words in this Act as in Acts incorporated herewith.

V. That the several Words and Expressions to which by the Acts wholly or partially incorporated with this Act Meanings are assigned shall have in this Act the same respective Meanings, unless there be in the Subject or Context something repugnant to or inconsistent with such Construction.

VI. That,

Act to be executed by Council.

VI. That, subject to the Powers and Provisions of this Act, it shall be executed by the Mayor, Aldermen, and Burgesses of the Borough of *Great Grimsby* acting by the Council of the Borough.

Execution of Act by Corporation.

VII. That, so far as this Act is to be executed by the Corporation, it shall be executed by the Corporation acting pursuant to the Powers and Provisions of the Act of the Sixth Year of *William* the Fourth, for the Regulation of Municipal Corporations, and all other Statutes and Laws from Time to Time in force relating to the Municipal Corporation of the Borough of *Great Grimsby;* and, subject to the Powers and Provisions of this Act, the several Powers and Provisions of that Act, and such other Statutes and Laws so from Time to Time in force, shall extend and apply to the Powers, Provisions, and Purposes of this Act, so far as the same are to be executed by the Corporation.

Execution of Act by Local Board.

VIII. That, so far as this Act is to be executed by the Local Board, it shall be executed by the Local Board acting pursuant to the Powers and Provisions of "The Public Health Act, 1848," and every and any other Act amending or extending the Provisions of "The Public Health Act, 1848," or relating to the Subject Matter thereof, and all other Statutes and Laws from Time to Time in force affecting the Local Board of Health for the Borough of *Great Grimsby;* and, subject to the Powers and Provisions of this Act, the several Powers and Provisions of "The Public Health Act, 1848," and such other Statutes and Laws from Time to Time in force, shall extend and apply to the several Powers, Provisions, and Purposes of this Act, so far as the same are to be executed by the Local Board.

Corporation not to sell, &c. without the Approbation of the Treasury.

IX. That, except as regards the Appropriation of the Land for the Cemetery by this Act authorized, nothing in this Act contained shall enable the said Corporation to sell, alienate, incumber, or demise, for the Purposes of this Act, without the Approbation of the Commissioners of Her Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, any Lands, Houses, Tenements, or Hereditaments which they could not have sold, alienated, incumbered, or demised without such Approbation before the passing of this Act, anything in this Act to the contrary notwithstanding.

8 & 9 Vict. c. 18. incorporated with this Act.

X. That "The Lands Clauses Consolidation Act, 1845," shall be incorporated with this Act: Provided always, that, except such Lands as are defined in this Act, or comprised in the Schedules hereunto annexed, or are delineated upon the Plans and described in the Books of Reference hereafter referred to, nothing herein contained shall authorize the purchasing or taking of any Lands, Streams, or Waters, otherwise than by Agreement.

XI. That

Power to take Lands for Market and Cemetery.

XI. That the Corporation, subject to the Provisions of this Act, from Time to Time may enter upon, take, and use such of the Lands specified in the Schedule (A.) to this Act annexed as they think requisite for the Purposes of this Act, with respect to the Markets and the Cemetery respectively.

Power to appropriate Lands of Corporation for Cemetery.

XII. That the Corporation from Time to Time may appropriate for any of the Purposes of the Cemetery such Part as the Corporation think fit of such Portion as is the Property of the Corporation of the *East End Closes*, containing by Estimation Eight Acres or thereabouts, bounded on the East by the *East Lincolnshire* Railway, on the West and North by other Land of the Corporation, and on the South by Land of *George Fieschi Heneage* Esquire, and the Land so from Time to Time appropriated is by this Act vested in the Corporation as Part of their Estates accordingly, for the Purposes of such Cemetery.

Power to take Lands for Waterworks and Main Sewer.

XIII. And whereas Plans and Sections, showing the Line, Situation, and Levels of the Waterworks and the Main Sewer, and the Works connected therewith respectively, by this Act respectively authorized, and also Books of Reference thereto, containing the Names of the Owners and Lessees or reputed Owners and Lessees and the Occupiers of the Lands in or through which those Works respectively are intended to be made or to pass, have been deposited with the Clerk of the Peace for the Parts of *Lindsey* in the County of *Lincoln*: Therefore, the Local Board, subject to the Provisions of this Act, from Time to Time may enter upon, take, and use such of those Lands as they think requisite for the Purposes of those Works respectively.

Power for Corporation to purchase, &c. Lands, Streams, and Waters, by Agreement.

XIV. That for any of the Purposes of this Act the Local Board, from Time to Time, subject to the Provisions of this Act, may appropriate any Lands, Streams, and Waters to which the Corporation and the Local Board respectively are for the Time being entitled, and may purchase or otherwise acquire, rent, and use any Lands, Streams, and Waters, and any Easements, Interests, Rights, Powers, and Privileges in, over, and affecting any Lands, Streams, and Waters, and may purchase or otherwise acquire and rent the same, on such Terms and Conditions as the Local Board think fit: Provided always, that the total Quantity of Land so purchased shall not exceed Ten Acres.

Period for compulsory Purchase of Lands limited.

XV. That the Powers for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years after the passing of this Act.

Lands, &c. purchased, &c. by

XVI. That all Lands, Streams, and Waters, Easements, Interests, Rights, Powers, and Privileges, from Time to Time purchased or otherwise

otherwise acquired by the Local Board under this Act, shall be vested in them as Part of the Estates of the Local Board, and shall not be Part of the Borough Fund.

Local Board to be Part of their Estates.

XVII. That "The Markets and Fairs Clauses Act, 1847," shall be incorporated with this Act; and the Expression, "the Undertakers," in that Act, shall mean, for the Purposes of this Act, "the Corporation."

10 & 11 Vict. c. 14. incorporated with this Act.

XVIII. That the Clauses in the said "Markets and Fairs Clauses Act, 1847," with respect to weighing Goods and Carts, shall extend to Coals sold or offered for Sale at any Time within the said Borough, from any Wharf or Landing Place, or from any Ship, Sloop, or Vessel; and the Corporation shall provide, erect, and maintain a sufficient and proper Weighing Machine in a suitable Situation for the weighing of such Coals, and shall keep therein proper Weights, Scales, and Measures, according to the Standard Weights and Measures for the Time being for weighing such Coal as aforesaid, and shall appoint a proper Person to attend to the weighing or measuring of such Coals at all Times when such Coals are sold or offered for Sale.

Provisions in 10 & 11 Vict. c. 14. as to weighing Goods to extend to Coals sold, &c.

XIX. That, subject to the Powers and Provisions of this Act, the Corporation from Time to Time may, in and upon any of the Lands from Time to Time vested in the Corporation for the Purposes of the Markets, erect, alter, enlarge, improve, and maintain Market Houses and Places for Markets and Fairs, and all such Buildings and Conveniences as they think fit.

Power to enlarge existing Market.

XX. That, after the Commencement and subject to the Provisions of this Act, the Corporation from Time to Time may maintain and regulate the Markets in *Great Grimsby* for supplying the Inhabitants of *Great Grimsby* and the Neighbourhood thereof with such marketable Commodities as the Corporation from Time to Time see fit to allow to be bought and sold therein, and may maintain and regulate the Fairs held in *Great Grimsby* in such Manner as they from Time to Time think proper, and may appoint such Places in *Great Grimsby*, and Times for the holding of such Markets and Fairs respectively, as they from Time to Time think proper.

Corporation to maintain and regulate Markets and Fairs in Great Grimsby.

XXI. That the Markets and Fairs shall be held on such Days and within such Hours in every Day as the Corporation from Time to Time appoint: Provided always, that a Market or Fair shall not be held on *Sunday*, *Christmas Day*, *Good Friday*, or any Day appointed for a Public Fast or Thanksgiving.

Market and Fair Days.

Stands in Market House may be let.

XXII. That in case the Corporation erect any Market House or Building, the Corporation from Time to Time may let any Stand, Stall, Shed, Station, or Place in such Market House, to be so constructed under the Provisions of this Act, upon such Terms and Conditions as the Corporation think fit; but the Powers aforesaid shall not enable the Corporation to take any Market Tolls or Dues, except such as they could have taken if this Act had not been passed.

Tolls for weighing and measuring as in Schedule (B.)

XXIII. That the Corporation from Time to Time may demand and take, in respect of weighing or measuring, at the Weighing Houses or Places for the weighing and measuring of Articles to be sold within the said Borough or within the Markets or Fairs by Weight or Measure, and for the weighing of Carts, such Tolls as the Corporation from Time to Time appoint, not exceeding the several Tolls specified in the Schedule (B.) to this Act annexed.

Collection of Tolls.

XXIV. That the said Rents, Tolls, and Payments from Time to Time may be demanded and taken by the Lessees of the Corporation, and by the Officers and Servants of the Corporation, and their Lessees respectively.

10 & 11 Vict. c. 65. incorporated with this Act;

XXV. That "The Cemeteries Clauses Act, 1847," shall be incorporated with this Act; and the Expression, "the Undertakers," in that Act, shall mean, for the Purposes of this Act, "the Corporation."

except those Provisions herein named.

XXVI. Provided always, That the following Clauses and Provisions of such Act shall not be incorporated with or form Part of this Act; (that is to say,) the Clauses with respect to Payments to Incumbents of Parishes or Ecclesiastical Districts, and to Parish Clerks, and so much of the Clauses with respect to Burials in the Cemetery as authorize the Corporation to appoint and pay a Chaplain for the Performance of the Burial Service, and to appoint and pay a Clerk for the consecrated Part of the Cemetery.

Power to make and maintain a Cemetery;

XXVII. That, subject to the Powers and Provisions of this Act, the Corporation from Time to Time may, in and upon any Lands from Time to Time vested in the Corporation for the Purposes of the Cemetery, make, alter, enlarge, improve, and maintain a Cemetery for the Burial of the Dead, with all such Chapels, Buildings, Works, and Conveniences as the Corporation think fit: Provided always, that not more than Four Fifths of the said Cemetery shall be consecrated.

but not within 300 Yards of any House,

XXVIII. That the Corporation shall not make the Cemetery or any Part thereof within Three hundred Yards of any House of the annual Value of Fifty Pounds, or having a Plantation or ornamental Garden

Garden or Pleasure Ground occupied therewith, except with the Consent of the Owner, Lessee, and Occupier thereof in Writing. &c. without Consent.

XXIX. That, subject to the Provisions herein contained, the Corporation from Time to Time may demand and take, for Burials in the Cemetery, such reasonable Sums as the Corporation may from Time to Time determine: Provided always, that no higher Rate shall be charged in the unconsecrated than in the consecrated Part of such Cemetery. As to Charges for Burials.

XXX. That when the Corporation have provided a Cemetery, and have made all such Arrangements as they think necessary for Burials therein, and when a Portion thereof is consecrated, they shall give Notice for Two successive Weeks in some Newspaper published in the County of *Lincoln* and circulated in *Great Grimsby*, and by Notices affixed for the same Time on or near the principal Doors of all the Churches and Chapels of Ease in *Great Grimsby*, that the Cemetery is ready for Burials, and after the Expiration of that Period Burials may be had therein. Corporation to give Notice of Cemetery being ready for Burials.

XXXI. That from Time to Time, after such Notice of the Cemetery being ready for Burials, if the Corporation be of opinion that Burials otherwise than in the Cemetery should be discontinued wholly, or with any Exception, in *Great Grimsby*, they may make and publish an Order directing that after a Time therein specified Burials in the present Churchyard or Burial Ground attached to the Parish Church of the Parish of *Great Grimsby*, and also in any other Burial Ground in that Parish, respectively set forth in such Order, shall be discontinued, either wholly or subject to any Exception specified in such Order: Provided always, that such Order shall not be made in respect of the present Churchyard or Burial Ground attached to the Parish Church without the Consent of the Bishop of the Diocese, and without the same Notice shall be given of the Intention to apply to the said Bishop as is herein-before prescribed with respect to the Cemetery being ready for Burials, and with respect to any other Burial Ground, without the Sanction of the General Board of Health. When Cemetery is complete, Corporation may issue an Order to discontinue Burials in Churchyard, &c.

XXXII. That every such Order shall be published for Two successive Weeks in some Newspaper published in the County of *Lincoln*, and circulated in *Great Grimsby*, and shall during the same Time be affixed on or near the principal Doors of every Church and Chapel in the Parish. Publication of Order;

XXXIII. That, from and after the Time specified in any such Order, Burials in the Places used for Burials specified in the Order shall be discontinued, either wholly or subject to any Exception contained and Discontinuance of Burials accordingly.

contained in the Order; and every Person who after such Time buries, or causes, permits, or suffers to be buried, any Corpse or Coffin in any such Place used for Burial, except as in the Order excepted, and except in the Cemetery, shall be liable to a Penalty not exceeding the Sum of Twenty Pounds.

Rights of Burial for Parishioners in Cemetery.

XXXIV. That, subject to the Powers and Provisions of this Act, the Inhabitants of the Parish of *Great Grimsby* shall have the same or equivalent Rights of Burial in the Cemetery, and upon the same Terms in all respects, as they would have had in or under the present Churchyard in which Burial may be so discontinued under the Powers of this Act.

Right of Incumbent to perform Burial Service.

XXXV. That the Incumbent for the Time being of the Parish of *Great Grimsby* shall, by himself and his Curate, or such duly qualified Persons as such Incumbent may authorize, have the same Rights and Authorities and shall perform the same Duties in respect of the Performance of Religious Service at the Burial of Bodies of the Inhabitants of the Parish in the consecrated Portion of the Cemetery as if it were the Burial Ground of the Parish, and may demand and receive the Fees heretofore accustomed to be paid in respect of Burials in the present Churchyard of the Parish; and the Parish Clerk and Sexton of the Parish of *Great Grimsby* shall perform the same Duties in the consecrated Part of the Cemetery, and be entitled to the same Fees or Remuneration in respect of such Duties, as they are now entitled to perform in the Churchyard of the said Parish, or to take and receive for the Duties performed by them.

Incumbent of Great Grimsby to register Burials.

XXXVI. That the Incumbent of the said Parish of *Great Grimsby* shall register all Burials from his Parish in the consecrated Part of the Cemetery, in the same Manner as the Chaplain is by the Clauses contained in the said "Cemetery Clauses Act, 1847," with respect to Burials in the Cemetery, required to keep the Register of Burials.

Other Clergymen to be allowed to officiate.

XXXVII. That it shall be lawful for any Clergyman of the Established Church, at the Request of the Executor of any deceased Person, or any other Person having the Charge of the Interment of any deceased Person, with the previous Consent in Writing of the Incumbent for the Time being of the Parish of *Great Grimsby*, to perform the Burial Service according to the Rites of the Established Church, on such Interment in the consecrated Part of the Cemetery.

Incumbent to have same Power over monu-

XXXVIII. That the Incumbent for the Time being of the Parish of *Great Grimsby* shall have the like Power in regard to monumental Inscriptions to be placed in any Part of the consecrated Portion of the Cemetery

Cemetery as he now has in regard to such Inscriptions in the present Churchyard of the Parish.

mental Inscriptions as in Churchyard.

XXXIX. That, subject to the Powers and Provisions of this Act, the consecrated Portion of the Cemetery shall, for the Purposes of the Laws relating to the Burial of the Bodies of poor Persons, and of all other Enactments under which Burials are authorized or directed to take place in the Burial Ground of a Parish, and for the Burial of the Bodies of Persons dying within the Parish, be deemed the Burial Ground belonging to the Parish,

Consecrated Portion of Cemetery to be parochial Burial Ground.

XL. That in all Cases where the Corporation shall sell the Right of constructing any Vault or Place of Burial, with the exclusive Right of Burial therein, in perpetuity or for a limited Period, and the Right of erecting and placing any Monument, Gravestone, Tablet, or monumental Inscription in the consecrated Part of such Cemetery, there shall be payable to the Incumbent for the Time being of the Parish of *Great Grimsby*, out of the Fees or Payments to be paid in respect of any such Rights, (in lieu of the Fees or Sums which he would have been entitled to on the Grant of the like Rights in the Burial Ground of the Parish,) such Fees as he would by Law or Custom have been entitled to on the Grant of the like Rights in the Burial Ground of the Parish.

Fee to Incumbent for Vaults and Monuments in Cemetery.

XLI. That, from and after the Time that Notice shall have been given that the Cemetery is ready for Burial, no Coffin containing a Corpse shall be buried in any Grave in the Borough, not being a Vault or Catacomb, without at least Forty-eight Inches of Soil between the ordinary Surface of the Burial Ground and the upper Side of the Coffin being immediately after the Burial of such Coffin placed in a permanent Manner in the Grave so as effectually to close the same; and if any Person, having the Preparation or the immediate Charge of the Grave to receive any such Coffin, permit such Coffin to be buried in such Grave, or if any Person having the Control of the Burial Ground knowingly permit any such Coffin to be buried in any Grave in which there is not so placed immediately after the Burial of such Coffin Forty-eight Inches at least of Soil, measuring from the ordinary Surface of the Burial Ground to the upper Surface of such Coffin, every such Person having such immediate Charge and every such Person having such Control shall respectively be liable for every such Offence to a Penalty not exceeding Ten Pounds.

Forty-eight Inches of Soil to be left above Coffins in Graves.

XLII. That if any Person having the Preparation of any Grave in the Borough, not being a Vault or Catacomb, in the course of the Preparation thereof knowingly or wilfully displace or disturb any undecomposed or only partly decomposed Corpse or Part of a Corpse, or any

Penalty for disturbing Corpses.

any undecomposed or only partly decomposed Coffin or Part of a Coffin, every such Person shall for every such Offence be liable to a Penalty not exceeding Five Pounds; and if any Person, having been adjudged to pay any such Penalty, be subsequently guilty of a like Offence, every Person having the Control of the Burial Ground in which any such subsequent Offence is committed by such Person shall also be liable for every such subsequent Offence committed by such Person in such Burial Ground to a Penalty not exceeding Ten Pounds.

10 & 11 Vict. c. 17. incorporated with this Act.

XLIII. That 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," shall be incorporated with this Act; and the Expression, "the Undertakers," in that Act, shall mean for the Purposes of this Act "the Local Board."

Power to make Waterworks.

XLIV. That, subject to the Powers and Provisions of this Act, the Local Board from Time to Time may make and maintain the Waterworks in the Line, on the Levels, and in and upon the Lands in that Behalf delineated on the Plans and Sections and referred to by the Book of Reference respectively deposited for the Purposes of this Act with the Clerk of the Peace for the Parts of *Lindsey* in the County of *Lincoln*, and may, in and upon any of the Lands delineated on such Plans and described in such Books of Reference, alter, enlarge, improve, and maintain any Waterworks and Conveniences for the Purposes of the Supply of Water by this Act authorized, and bore and sink Wells and Shafts under or through any such Lands, and take therefrom such Water as the Local Board require for the Purposes of this Act; and the Local Board may lay down such Main and Service Pipes within the Borough as they may think necessary.

Limits of Deviation.

XLV. That, subject to the Powers and Provisions of this Act, the Local Board, in the Execution of the Works, may deviate from the Lines of the Waterworks as delineated on the Plans deposited for the Purposes of this Act to any Extent within the Limits of Deviation delineated on those Plans.

Period for Completion of Waterworks.

XLVI. That the Waterworks shall be completed within Five Years after the passing of this Act; and on the Expiration of that Period the Powers of the Local Board for making the Waterworks, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as is then completed: Provided always, that the Local Board may from Time to Time enlarge and extend their Water Mains and Pipes and Waterworks, whenever they think it necessary,

necessary, for supplying Water within the Limits in that Behalf of this Act.

No Steam Engine to be erected on certain Land.

XLVII. That the Local Board shall not erect any Steam Engine or make any other Erection or Building or place any Embankment upon any Part of the Lands numbered in the deposited Plan 1, 2, 2ª, and 4, in the Parish of *Little Cotes*, without the Consent in Writing of *John Angerstein* Esquire, or other the Owner for the Time being of such Lands, first had and obtained: Provided always, that the Corporation may bore under such Lands, and make Shafts, Headways, Adits, Culverts, and Water Levels therein and thereunder, for the Purpose of collecting and conveying the Water in and under such Lands, and may make such temporary Works as may be necessary for sinking and making such Shafts, Headways, Adits, Culverts, and Water Levels.

Corporation may be required to pass through the Land of J. Angerstein in a particular Mode.

XLVIII. That, if required by the said *John Angerstein* or other the Owner for the Time being of the Lands next herein-after mentioned, by Notice in Writing to be delivered to the Town Clerk within Six Months after the passing of this Act, the Corporation shall and they are required to carry the Line of Aqueduct from or near the *Blow Wells*, numbered on the said deposited Plans 7ª, in the Parish of *Little Cotes*, to the Part of the Footpath passing through the Field in such Parish numbered 17 on such Plans, so that the said Aqueduct shall pass through the Fields belonging or claimed to belong to the said *John Angerstein*, numbered 10, 14, and 17 on such Plans, in the said Parish of *Little Cotes*, and join the Line of Aqueduct as shown on such Plan at or near a Point between the Sixth and Seventh Furlong Marks at or about Three Chains from the Mark denoting such Sixth Furlong on the Line of Aqueduct on the said Plan.

As to Pipes laid through the Lands of J. Angerstein.

XLIX. That all Pipes laid through the Lands of the said *John Angerstein* shall be laid at a Depth of at least Three Feet from the Surface of the Ground, and the said Surface of the said Ground shall be restored, and shall remain the Property of the said *John Angerstein*, or of the Person who but for this Act would for the Time being have been in possession thereof, subject to the Easement to be enjoyed by the Corporation in respect of the said Aqueduct, and to the Right of the said Corporation, their Servants and Workmen, to enter into and upon such Lands for the Maintenance, Repair, or Alteration of the said Aqueduct, the Corporation, their Servants and Workmen, doing as little Damage as may be in the Execution of such Rights and Powers, and making Compensation to the said *John Angerstein*, or other the Person in possession as aforesaid, and to the Occupiers of such Lands, for and in respect of such Easement.

Corporation to supply Water to J. Angerstein's Houses at the same Rates as in the Town.

L. That the Corporation shall, if required by the said *John Angerstein*, or the Person for the Time being in receipt of the Rents of the Houses next herein-after mentioned, afford a Supply of Water for domestic Purposes to any Houses which may hereafter be erected at *Little Cotes* upon the Lands now belonging to or claimed to belong to the said *John Angerstein*, at Rents or Rates not exceeding the Rents or Rates at which Houses of a similar Class or annual Rent are supplied with Water in the Town of *Great Grimsby*: Provided always, that the Corporation shall not be required, at their own Expense, to lay down any Main or other Pipes to any such Houses, but all such Main and other Pipes and Connexions shall be provided and maintained in all respects at the Expense of the said *John Angerstein* or other Person requiring the same; and the Provisions of this Act and of the Waterworks Clauses Act with respect to Waste or Misuse of the Water supplied by the Undertakers shall be applicable to the Supply of Water so afforded to the Houses herein-before referred to.

Power for Local Board to supply Water.

LI. That, subject to the Powers and Provisions of this Act, the Local Board from Time to Time may make, lay down, maintain, alter, and discontinue such Reservoirs, Conduits, Watercourses, Gauges, Mains, Pipes, Apparatus, Works, and Conveniences, and may, upon any Lands from Time to Time vested in them for the Purposes of the Waterworks, make such Buildings, and may do all such other Things as they from Time to Time think proper for collecting and storing Water and supplying Water within the Limits in that Behalf of this Act, and may by means of the Waterworks collect and store Water, and supply Water within the Borough and Parish of *Great Grimsby*, and sell and dispose of the Water, as they from Time to Time think fit.

Obligation on Local Board to supply Water.

LII. That the Local Board shall, at the Request of the Owner or Occupier of any Dwelling House or Part of a Dwelling House in any Street in which any Water Main of the Local Board is laid, or on the Application of any Person who, under the Provisions of this Act, is entitled to demand a Supply of Water for domestic Purposes, furnish to such Owner or Occupier or other Person a sufficient Supply of Water for domestic Use, at Rates not exceeding the Rates in this Act specified.

Communication Pipes to be at Expense of Consumers.

LIII. Provided always, That the Local Board shall not be bound to provide or lay down any Communication Pipe for any such Supply of Water, except at the Expense of the Person requiring the Supply.

Restricting Communica-

LIV. That no Person shall make or lay down, or permit to be made or laid down, any Pipe or other Means or Contrivance for obtaining

obtaining or using Water to communicate with any Pipe or Apparatus connected with any Mains or Pipes of the Local Board, without giving such Notice, and except under such Superintendence and according to such Direction, as provided by "The Waterworks Clauses Act, 1847," with respect to the Communication Pipes to be laid by the Inhabitants. tion with Pipes of the Local Board.

LV. That the Mains and Pipes of the Corporation shall be so made and manufactured that the upper Surface thereof may be readily distinguished when the Ground is opened from Mains or Pipes not belonging to the Corporation; and in case the Corporation shall lay down any Mains or Pipes not so distinguishable, the Corporation shall forfeit and pay a Sum not exceeding the Sum of Twenty Shillings for every Length of Nine Feet of Pipe laid contrary to the Direction aforesaid. Mains and Pipes to be made in a particular Manner.

LVI. That a Supply of Water for domestic Purposes shall not include a Supply of Water for Baths, except private Baths, or for Cattle, or for Horses or washing Carriages where such Horses or Carriages are kept for Hire, or for any Trade, Manufacture, or Business whatsoever, or for watering Gardens, or for Fountains, or for any ornamental Purpose whatsoever. What are not domestic Purposes.

LVII. That if there be not more than One Watercloset and One private Bath in or appurtenant to the Dwelling House or Part of the Dwelling House to be supplied with Water, the Local Board may demand and take the following Rates for the Supply of Water for domestic Purposes, including the Supply for such Watercloset and private Bath, according to the annual Value of such Dwelling House or Part of a Dwelling House; (to wit,) Water Rates.

Where such annual Value does not amount to Ten Pounds, at the yearly Rate not exceeding Six Pounds *per Centum per Annum* upon such annual Value:

Where such annual Value amounts to Ten Pounds but does not amount to Thirty Pounds, at the yearly Rate not exceeding Five Pounds *per Centum per Annum* on such annual Value:

Where such annual Value amounts to Thirty Pounds and upwards, at the yearly Rate of Four Pounds *per Centum per Annum* on such annual Value.

LVIII. That if there be more than One Watercloset or more than One private Bath in such Dwelling House or Part of a Dwelling House, then the Local Board may demand and take the following additional Rates according to the yearly Value of such Dwelling House or Part of a Dwelling House; (to wit,) Extra Rates.

Where such yearly Value does not exceed Twenty Pounds, then for every additional Watercloset or private Bath Four Shillings a Year:

When such yearly Value exceeds Twenty Pounds, then for every additional Watercloset or private Bath, Five Shillings a Year.

Water for other than domestic Purposes to be supplied by Agreement.

LIX. That the Local Board from Time to Time may supply any Person with Water for trading or manufacturing Purposes, or for any Purposes other than domestic Purposes, at such Rate or Price and upon such Terms and Conditions as are agreed on between the Local Board and the Person desirous of having the Supply.

For preventing fouling Water.

LX. Provided always, That the Local Board shall not be compellable to supply with Water any private Bath or Watercloset, or the Apparatus or Pipes conneeted therewith, unless the same be so constructed and used as to prevent the Waste or undue Consumption of the Water of the Local Board, and the Return of foul Air and other noisome or impure Matter into the Mains or other Pipes belonging to or connected with the Mains or Pipes of the Local Board.

Penalty for using Water for other than domestic Purposes without Agreement.

LXI. That every Person using for any other than domestic Purposes any Water supplied by the Local Board, and not having previously agreed with the Local Board for a Supply of Water for such other Purposes, and every Person having agreed with the Local Board for a Supply of Water for any other than domestic Purposes, and using for any Purposes other than the Purposes so agreed on the Water so supplied by the Local Board, shall respectively for every such Offence forfeit and pay to the Local Board any Sum not exceeding Ten Pounds.

Gratuitous Supply to Hospitals, &c.

LXII. That the Local Board from Time to Time may afford a gratuitous Supply of Water to any Hospitals, Infirmaries, public Baths and Washhouses, Workhouses, and other public Buildings in *Great Grimsby*, or for any Purposes of public Advantage.

Certain Provisions of 10 & 11 Vict. c. 17. not to apply to Gas Company acting under 9 & 10 Vict. c. cxvii.

LXIII. Provided always, That the Provisions of "The Waterworks Clauses Act, 1847," with respect to guarding against fouling the Works of the Undertakers, shall not apply to the *Great Grimsby* Gas Company incorporated by an Act of Parliament passed in the Tenth Year of the Reign of Her present Majesty Queen *Victoria*, intituled *An Act for lighting with Gas the Parish and Borough of* Great Grimsby *in the County of* Lincoln, and the Officers or Workmen of the said Gas Company, but the said Gas Company and their Officers and Workmen shall continue to be and be subject to the Provisions, Restrictions, and Penalties contained in such last-mentioned Act.

Power to make new main Sewer.

LXIV. That, subject to the Powers and Provisions of this Act, the Local Board from Time to Time may make and maintain in the Line, on

on the Levels, and in and through the Lands in that Behalf delineated on the Plans and Sections and referred to by the Book of Reference respectively deposited for the Purposes of this Act with the Clerk of the Peace for the Parts of *Lindsey* in the County of *Lincoln*, a Main Sewer or Outfall, for the more effectual Drainage and Sewerage of the Borough, commencing at or near the Point of Junction of *Church Lane Street*, *Wellow Gate Street*, and *Bethlehem Street*, and terminating by an Outfall into the River *Humber* near to and upon the Eastern Side of the Outer Basin of the *Grimsby* New Docks, all in the Parish of *Great Grimsby* in the County of *Lincoln*.

Plan of Sewer to be approved of by Commissioners of Woods.

LXV. That the said Main Sewer or Outfall shall be constructed according to Plans and Specifications to be approved in Writing by the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, or One of them, and with such Rings and Openings as the said Commissioners or either of them may require; and that it shall be lawful for the said Commissioners, or the Crown Tenants for the Time being, to lay, form, maintain, and use, at any Time hereafter, such Sewers and Drains as they may from Time to Time think proper, from the Land belonging to Her Majesty at *Great Grimsby* aforesaid, commonly known by the Name of "The Crown Reserve," into the Main Sewer or Outfall hereby authorized to be made and maintained, without being liable to make any Contribution towards the Expense of the Formation, Maintenance, or Repair of such Main Sewer or Outfall.

Period for Completion of Sewer limited.

LXVI. That the Main Sewer shall be completed within Five Years after the passing of this Act; and on the Expiration of that Period the Powers of the Local Board for making the Sewer or otherwise in relation thereto shall cease to be exercised, except as to so much thereof as is then completed.

Local Board empowered to complete Sewerage Works.

LXVII. That the Local Board of Health, under the Authority of this Act, from Time to Time may make and maintain, in connexion with the Main Sewer by this Act authorized, or otherwise, all such Sewers and Drains as under the Authority of "The Public Health Act, 1848," or any Act supplemental thereto, they might, if this Act were not passed, make and maintain.

Power to cleanse all Streams in the Borough.

LXVIII. That the Local Board from Time to Time may cleanse all Waterworks, Ditches, and Drains within the Borough, and remove any Obstructions therein, and for that Purpose, after Twenty-four Hours Notice in Writing given to the Occupier, or in any Case of Emergency without Notice, from Time to Time, in the Daytime, may enter into and upon any Lands to do all such Acts as they think necessary, nevertheless doing the same with all convenient Despatch,

and

and without injuring the Foundation or Wall of any Building or Erection, and making Compensation for all Damage occasioned thereby.

Emptying Drains into such Streams prohibited.

LXIX. That after the Commencement of this Act no Person shall permit any Drain or Sewer to empty into any Brook, Rivulet, or Stream of Water within the Borough, when a proper Sewer into which such Drain or Sewer can be emptied is provided by the Local Board: Provided always, that this Prohibition shall be without Prejudice to the Rights of any Owner of Lands situate without the Borough who is entitled at the Commencement of this Act to an Easement for Drainage into any Brook, Rivulet, or Stream within the Borough.

Power for Local Board to contract for Sale and Manufacture of Sewage;

LXX. That the Local Board from Time to Time may contract with any Person for the Sale or Disposal to him of the Sewage, Refuse, or Filth vested in the Local Board, or of which they may dispose, for such Period, and on such Terms and Conditions as to the Manufacture thereof into Manure, and as to the Payments to be made to the Local Board, whether fixed or depending on the Amount of Profit arising from the Manufacture and Sale thereof as Manure, and as to the making or providing of any Buildings, Works, or Conveniences for receiving, storing, manufacturing, or distributing of such Sewage, Refuse, Filth, or Manure, or as to the Expense of lifting the same, or the deodorizing thereof, as the Local Board from Time to Time think fit.

but not so as to involve the Local Board in Partnership Liabilities.

LXXI. Provided always, That the Local Board shall not enter into any such Contract on any Terms which might render the Local Board liable as Partners with any such Person; provided also, that any such Contract shall not be made for more than Twenty-one Years.

Certain Provisions of 10 & 11 Vict. c. 34. incorporated with this Act.

LXXII. That the several Provisions of "The Towns Improvement Clauses Act, 1847,"

"With respect to Plans of the District within the Limits of the Special Act, and the Works to be executed under the Powers of this and the Special Act;"

"With respect to naming the Streets and numbering the Houses;"

"With respect to improving the Line of the Streets and removing Obstructions;"

"With respect to ruinous or dangerous Buildings;"

"With respect to Precautions during the Construction and Repair of Sewers, Streets, and Houses;"

"With respect to the Prevention of Smoke;"

"With

"With respect to the Construction of Houses for Prevention of Fire;"

"With respect to supplying Buildings with fresh Air;"

"With respect to entry by the Commissioners or their Officers in execution of this or the Special Act;"

"With respect to ensuring the Execution of the Works by this or the Special Act required to be done by the Owners or Occupiers of Houses or Lands,"

Shall be incorporated with this Act.

Corporation not to erect Gasworks.

LXXIII. Provided, That nothing in this Act, or in the said "Towns Improvement Clauses Act, 1847," shall authorize the Corporation or the Local Board to provide any Buildings or other Works for the making of Gas.

Approval of General Board of Health not requisite in certain Cases.

LXXIV. That the Order or Determination from Time to Time of the Local Board with respect to the Removal of the Surveyor, and with respect to the Appointment and Removal of the Officer of Health, shall respectively be as valid without, as the same would be with, the Approval of the General Board of Health.

Owners of Licensed Victualling Houses, &c. to cause Urinals to be erected

LXXV. That, whenever the Local Board think it requisite, they may require the Owner or Occupier of any Licensed Victualling House or Beerhouse within the Borough to provide and maintain, at his own Expense, in a proper and convenient Situation near such House, and to keep, at the like Expense, duly cleansed, a proper and convenient Urinal; and every such Owner or Occupier who, after being thereunto required by the Local Board, wilfully fails to provide to their Satisfaction, and within such Time as they in that Behalf appoint, or to maintain to their Satisfaction, such a Urinal as required by them, shall for every such Offence forfeit a Sum not exceeding Five Pounds, and a further Sum not exceeding Twenty Shillings for every Day during which the Offence continues; and every such Owner or Occupier who does not Once in every Day, to the Satisfaction of the Local Board, cleanse such Urinal, shall for every such Offence forfeit a Sum not exceeding Twenty Shillings.

Power to Local Board to order Owners, &c. to repair, &c. dangerous Places.

LXXVI. That the Local Board from Time to Time may require the Owner or Occupier of any Building, Excavation, or Place within the Borough, which, for Want of sufficient Repair, Protection, or Enclosure, is dangerous to Passengers along any Street or Footpath, or through any open Field, to repair, protect, or enclose the same, so as to prevent any Danger therefrom, and may also require the Owner of any vacant, open, or unproductive Land in or near any Street (although the same be not dangerous to Passengers) to fence off and enclose the same; and if any such Owner or Occupier neglect to comply

comply with such Notice to the Satisfaction of the Local Board within Fourteen Days next after the Service thereof, every Person so offending shall for every such Offence forfeit a Sum not exceeding Five Pounds for every such Offence; and the Local Board may do the Works requisite for such Repair, Protection, or Enclosure, and the Expenses incurred by them in so doing shall be repaid to them by such Offender, and be recoverable as Damages.

Canals and Railways to be fenced.

LXXVII. That the Company of Proprietors of any Canal, Dock, Railway, or other Public Work within the Borough shall, on Notice in Writing from the Local Board, well and sufficiently rail and fence off their Canal, Dock, Railway, or other Works to such Height on every or such Side thereof, and at such Places as are specified in such Notice, except at such Places as are used as Wharfs or Landing Places, and in such Manner as is sufficient for the Safety of the Public and the Prevention of Accidents; and the Owners or Occupiers of all Lands on the Side of any Street, being on a lower Level, or having any Hole or Opening therein below the Level of the Street, shall also for the like Purpose, when required by Notice in Writing from the Local Board, well and sufficiently rail and fence off the same to such Height on every or such Side thereof, and at such Places, as are specified in such Notice; and if any such Company or Person neglect to comply with any such Notice to the Satisfaction of the Local Board, within Fourteen Days next after the Service thereof, every Person so offending shall for every such Offence forfeit a Sum not exceeding Five Pounds, and the Local Board may do the Works requisite for such Safety and Prevention, and the Expenses incurred by them in so doing shall be repaid to them by such Offender, and be recoverable as Damages.

Certain Provisions of 10 & 11 Vict. c. 89. incorporated with this Act.

LXXVIII. That "The Towns Police Clauses Act, 1847," except the Provisions thereof "with respect to the Appointments, and Powers, Duties, and Privileges of Constables," shall be incorporated with this Act; and the Expression "the Commissioners" in that Act shall mean for the Purposes of this Act "the Corporation."

Application of 10 & 11 Vict. c. 89. as to Appointment of Constables.

LXXIX. That the Clauses and Provisions of "The Towns Police Clauses Act, 1847," incorporated with this Act, shall extend and apply to all Constables appointed in the Borough under the Act for the Regulation of Municipal Corporations, as fully and effectually to all Intents and Purposes as if such Constables were appointed under this Act.

Power to destroy Dogs at large after

LXXX. That if, after public Notice given by the Mayor or other competent Authority directing Dogs to be confined, any Dog be found at large, unmuzzled, within the Borough, during the Time specified

specified in such Notice, any Constable, or any Person acting by his Authority, may seize and detain such Dog, and after the Expiration of Forty-eight Hours from the Time of such Seizure any Constable, or any Person authorized by him, may destroy any such Dog so seized and detained, unless the Owner thereof in the meantime claim it, and pay or tender the reasonable Expense of its Keep during such Detention: Provided always, that this Act shall not exempt the Owner or reputed Owner of any such Dog from any Penalty for suffering such Dog to be at large, or otherwise in respect of such Dog.

Notice given.

Owners of Dogs not exempt from Penalties.

LXXXI. That the Corporation from Time to Time, in order to defray the Expenses of executing this Act by the Corporation, or such of those Expenses as they think fit so to defray, may make and levy, in respect of all the rateable Property in the Borough, a General Improvement Rate or General Improvement Rates, of such an Amount as the Corporation may think requisite, not exceeding in any One Year the annual Rate of Two Shillings in the Pound on the net annual Value of all the rateable Property in the Borough; and all such Rates shall be applied in carrying into effect the Purposes of this Act to be undertaken by the Corporation, including all such Payments in respect of the Police of the Borough as the Corporation may think proper.

General Improvement Rates for Expenses.

LXXXII. That the Local Board from Time to Time, in order to defray the Expenses of executing this Act by the Local Board, may rate and levy, in respect of all the rateable Property in the Borough, a General Improvement Rate not greater than after the annual Rate of Two Shillings in the Pound on the net annual Value of all the rateable Property in the Borough; and such Rate shall be applied in carrying into effect the Purposes of this Act, to be undertaken by the Local Board.

Amount of General Improvement Rates limited.

LXXXIII. That the Clauses of the "Towns Improvement Clauses Act, 1847," with respect to the Manner of making Rates authorized by this or the Special Act, shall be incorporated with this Act, and be applicable to the Rates by this Act authorized to be made by the Corporation; and the General Improvement Rates made by the Local Board shall be levied in manner prescribed by the "Public Health Act, 1848," with respect to General District Rates.

Mode of levying Rates.

LXXXIV. That the Amount of any Rate made by the Local Board under "The Public Health Act, 1848," or any Act supplemental thereto, or this Act, may, if they think fit, be such Amount as in their Judgment will be sufficient to raise or discharge, not only the Sum in respect of which the Rate is made, but also such a Sum as will meet the

Amount of Rate to include Expenses of recovering it.

the Expenses or what is in their Judgment a due Proportion of the Expenses incurred and to be incurred in and about making and recovering the Rate.

Proportion of Rates chargeable on Arable, Pasture, &c. Land.

LXXXV. That the Occupier of any Land used as Arable, Meadow, or Pasture Ground only, or as Woodlands, Market Gardens, or Nursery Grounds, and the Occupier of any Land covered with Water, or used only as a Canal or Towing Path for the same, or as a Railway, constructed under the Powers of any Act of Parliament for public Conveyance, shall be assessed in respect of the same in the Proportion of One Fourth Part only of the net annual Value thereof.

Mode of rating Gas Company.

LXXXVI. Provided always, That the said *Great Grimsby* Gas Company, their Successors and Assigns, shall, so far as regards any Lands occupied by them merely for the Mains and Pipes of the said Company, be rated in respect of the same to the Rates authorized to be levied under this Act, or any of the Acts incorporated with this Act, in the Proportion of One Third Part only of the net annual Value thereof.

Not to affect Powers of Local Board making Rates under 11 & 12 Vict. c. 63.

LXXXVII. That, notwithstanding the Rates hereby granted, the Local Board may, under the Powers and Provisions of "The Public Health Act, 1848," and any supplemental Act, make all such General and Special District and other Rates for the Purposes of such Acts, or any of them, not specially provided for in this Act, as if the Powers of making Rates hereby granted had not been conferred on such Local Board.

Corporation may borrow on Security of General Improvement Rates.

LXXXVIII. That the Corporation may, for any of the Purposes of this Act, and under the Authority thereof, borrow at Interest on the Security of their General Improvement Rates such Sums as they may think necessary for such Purposes, not exceeding in the whole the Sum of Fifteen thousand Pounds, and may grant Mortgages of those Rates accordingly to the Persons advancing the Money, or their Nominees.

Power for Local Board to borrow on Security of General Improvement Rates.

LXXXIX. That the Local Board from Time to Time, for any of the Purposes of this Act, and under the Authority thereof, may borrow at Interest on the Security of their General Improvement Rates such Sums as they think necessary for such Purposes, not exceeding in the whole Twenty thousand Pounds, and may grant Mortgages of those Rates accordingly to the Persons advancing the Money, or their respective Nominees.

Power to reborrow.

XC. That the Corporation or Local Board respectively from Time to Time may reborrow any Amount from Time to Time repaid by

by them, unless it be repaid by means of a Sinking Fund, in which Case, and to the Extent of the Amount paid off by means of the Sinking Fund, their Powers for borrowing and reborrowing shall cease.

Corporation may advance Money at Interest;

XCI. That the Corporation may temporarily apply for the Purposes of this Act undertaken by such Corporation, or advance at Interest to the Local Board, any Sums of Money belonging to the Corporation herein-after mentioned; and such Sums of Money shall be charged upon the General Improvement Rates levied by the Corporation or Local Board, as the Case may be, and be repaid, with Interest, out of such Rates respectively.

and for that Purpose may obtain Payments out of Court of certain Sums herein named.

XCII. That in order to enable the Corporation to make any such Application or Advance, the Court of Chancery, on Application in a summary Way by the Corporation, may order the following Sums, or any Part thereof, to be sold, and the Proceeds thereof to be paid to the Corporation, and may make such Orders with respect to Costs and otherwise as the Court think just; (to wit,)

Three thousand three hundred and eighty Pounds Twelve Shillings and Tenpence Consolidated Three Pounds *per Centum* Annuities standing in the Name of the Accountant General of the Court, *ex parte* Corporation of *Grimsby* in the Matter of the *East Lincolnshire* Railway Company:

Four hundred and forty-nine Pounds Consolidated Three Pounds *per Centum* Annuities, Three hundred and forty-eight Pounds Fourteen Shillings and Twopence like Annuities, and Five hundred and nine Pounds Ten Shillings and Fourpence Reduced Three Pounds *per Centum* Annuities, respectively standing in the Name of the Accountant General, *ex parte* Corporation of *Grimsby* in the Matter of the *Manchester, Sheffield, and Lincolnshire* Railway Company.

Not to extend to Freemen's Money.

XCIII. That nothing in this Act contained shall extend to the Money vested in the Corporation as Trustees of the Enrolled Freemen under or by virtue of "The *Grimsby* Pastures Act, 1849."

Commissioners Clauses Acts relating to Mortgages incorporated with this Act.

XCIV. That the whole of the Sum or Sums borrowed under this Act by the Corporation and Local Board, and the Interest accruing due from Time to Time, shall be repaid within Thirty Years from the Time of borrowing the same; and for the Purposes aforesaid the several Clauses in the "Commissioners Clauses Act, 1847," contained with respect to the Mortgages to be executed by the Commissioners, except the Clause which is numbered Eighty-four of the same Act, shall be incorporated with and form Part of this Act, and shall be construed as if the Words "Corporation" or "Local Board,"

as the Case may be, had been inserted therein instead of the Word "Commissioners," and as if the Words "Town Clerk" had been inserted therein instead of the Words "Clerk to the Commissioners;" and that the Form of such Mortgage shall be similar to the Form of Mortgage contained in Schedule (B.) to the "Commissioners Clauses Act, 1847."

Sinking Fund to be provided.

XCV. That, in order to discharge the Principal Money borrowed on Mortgage within the Term of Thirty Years from the Time of borrowing the same, the Corporation and Local Board shall every Year appropriate and set apart a Sum equal to not less than Three Pounds *per Centum* on the Amount of every Sum so borrowed by them respectively, and shall apply such Sums respectively from Time to Time as Sinking Funds in paying off the respective Principal Monies so borrowed, and shall from Time to Time cause such Sinking Funds to be invested in the Purchase of Exchequer Bills or other Government Securities, and to be increased by Accumulation, in the way of Compound Interest or otherwise, until the same respectively shall be of sufficient Amount to pay off the Principal Debts respectively to the Payment of which such Sinking Funds shall be applicable, or some Part thereof, which the Corporation or Local Board shall think ought then to be paid off, at which Time such accumulated Monies, or an adequate Part thereof, shall be so applied in paying off such Principal Debts, in the Manner mentioned in the said "Commissioners Clauses Act, 1847."

Money received by Corporation to be paid to General Improvement Account.

XCVI. That, except as is by this Act otherwise provided, all Monies from Time to Time borrowed by the Corporation for any of the Purposes of this Act, and all Penalties and other Monies from Time to Time received by or for the Use of the Corporation under this Act, or in carrying it into execution, shall from Time to Time, forthwith after the Receipt thereof, be paid to the Credit of an Account to be called the "General Improvement Account."

Expenditure by Corporation to be defrayed out of General Improvement Account.

XCVII. That all the Costs, Charges, and Expenses of obtaining and passing this Act, and all the Costs, Charges, and Expenses from Time to Time incurred by the Corporation in executing such of the Powers and Provisions of this Act as are to be executed by the Corporation, shall from Time to Time be paid and borne by and out of the General Improvement Account of the Borough.

Income of Local Board to be paid to the Credit

XCVIII. That all Monies from Time to Time borrowed by the Local Board under this Act, and all Rates, Rents, Penalties, and other Monies whatsoever from Time to Time received by or for the Use

Use of the Local Board under this Act, or in carrying it into execution, shall from Time to Time, forthwith after the Receipt thereof, be paid to the Credit of an Improvement Fund Account. **of Improvement Fund Account.**

XCIX. That, except as is by this Act otherwise provided, all Monies from Time to Time paid by the Local Board for or with respect to the Execution of such of the Powers and Provisions of this Act as are to be executed by the Local Board, and all Debts, Liabilities, and Engagements whatsoever from Time to Time incurred and entered into by the Local Board for or with respect to the Execution of such of the Powers and Provisions of this Act as are to be executed by the Local Board, and all other the Costs, Charges, Losses, Damages, and Expenses whatsoever from Time to Time paid or incurred by the Local Board with respect to the Execution by them of those Powers and Provisions, shall be borne and paid by and out of their General Improvement Rates. **Expenditure of Local Board to be defrayed out of General Improvement Rates.**

C. That the Corporation shall keep distinct and proper Accounts of their Receipts, Credits, Payments, and Liabilities under and for the Purposes of this Act, to be sufficiently distinguished from their other Accounts. **Accounts by Corporation.**

CI. That the Local Board shall keep distinct and proper Accounts of their Receipts, Credits, Payments, and Liabilities under and for the Purposes of this Act, under such Names as they think proper, and may from Time to Time apportion between any Two or more of the Accounts as they think reasonable any Item not attributable exclusively to One Account. **Accounts by Local Board.**

CII. That the Accounts of the Local Board shall be audited as is provided by "The Public Health Act, 1848." **Auditing of Accounts.**

CIII. That the Corporation and Local Board may respectively appoint such Officers and Persons to assist in the Execution of this Act as they shall think necessary and proper, and from Time to Time remove any such Officers and Persons, and appoint others in the Room of such as shall be so removed, or as may die, resign, or discontinue their Offices, and may, out of the Monies to be raised for the Purposes of this Act, pay such Salaries and Allowances to the said Officers respectively as the Corporation or Local Board respectively shall think reasonable. **Power to appoint Officers for executing this Act.**

CIV. That the Town Clerk and the Treasurer respectively for the Time being of the Borough shall be the Clerk and the Treasurer respectively for the Purposes of this Act. **Town Clerk and Treasurer to hold same Offices under this Act.**

CV. Pro-

Contracts for Supply of Water not to disqualify Councillors or Members of Local Board.

CV. Provided always, That no Person supplied with Water by the Local Board shall be thereby disqualified from being, continuing, or acting as a Councillor of the Borough or as a Member of the Local Board.

Liabilities to Rates not to disqualify Justices.

CVI. That any Justice shall not be disqualified for acting in the Execution of this Act by reason of his being liable to the Payment of any Rate, Toll, or other Sum under this Act.

Saving the Rights of the Crown.

CVII. That nothing whatsoever contained in this Act, or in any of the Acts herein referred to, shall extend to authorize the Corporation or Local Board to purchase, take, use, or otherwise interfere with or have any Control over the said Crown Reserve, or any Part of the Bed or Shores of the River *Humber* below High-water Mark at ordinary Spring Tides, or any other Land, Soil, Tenements, or Hereditaments, or any Rights in respect thereof, which may belong to Her Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, first had and obtained for that Purpose, and which such Commissioners or Commissioner are and is hereby authorized and empowered to give, or to divert, prejudice, diminish, alter, or take away any of the Estates, Rights, Privileges, Powers, or Authorities which now are or hereafter may be vested in or enjoyed by Her Majesty, Her Heirs or Successors.

Saving Rights of enrolled Freemen, &c.

CVIII. Provided always, That, except as is by this Act expressly enacted, nothing in this Act contained shall take away, lessen, or prejudicially affect any of the Estates, Rights, Franchises, Powers, Immunities, or Privileges of the enrolled Freemen or the Pastures Committee.

Saving Rights of Manchester, Sheffield, and Lincolnshire Railway Company, and East Lincolnshire Railway Company.

CIX. That, except as is by this Act expressly provided, nothing in this Act contained shall take away, lessen, alter, or prejudicially affect any of the Rights, Powers, Authorities, or Privileges of the *Manchester, Sheffield, and Lincolnshire* Railway Company, or of the *East Lincolnshire* Railway Company.

Saving Rights of Mayor, &c., Corporation, and Local Board.

CX. Provided always, That, except as is by this Act expressly provided, nothing in this Act contained shall take away, lessen, alter, or prejudice any of the Rights, Privileges, Powers, or Authorities of the Mayor, Aldermen, and Burgesses, or of the Corporation, or of the Local Board, but all such Rights, Privileges, Powers, and Authorities respectively may be had, exercised, and enjoyed as if this Act were not passed.

CXI. Pro-

The Great Grimsby Improvement Act, 1853.

Saving Rights of Gas Company.

CXI. Provided always, That, except as is by this Act expressly provided, this Act shall not nor shall anything herein contained take away, lessen, or alter or prejudicially affect any of the Rights, Powers, Authorities, and Privileges of the said *Great Grimsby* Gas Company, but all such Rights, Powers, and Privileges respectively may be had, exercised, and enjoyed as if this Act had not been passed.

SCHEDULE (A.)

Property to be taken for enlarging the Market Place, Parish of Great Grimsby.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
House - -	Earl of Yarborough -	- -	Thomas Bennett and James Bennett.
House, Shop, Yard, and Outbuildings.	William Askey -	- -	William Askey.
House, Shop, Yard, and Outbuildings.	Earl of Yarborough -	- -	Elizabeth Warburton.
House, Shop, and Yard	Earl of Yarborough -	- -	John Skelton sen.
Shop - - -	George Warburton -	- -	George Davy Warburton.
House and Shop -	Earl of Yarborough -	- -	Joseph Bellamy.
Coach-house - -	Earl of Yarborough -	- -	William Longhurst.
Stable - -	Earl of Yarborough -	- -	Elizabeth Robinson.
Blacksmith's Shop -	Earl of Yarborough -	- -	William Pawson.
House and Buildings -	Earl of Yarborough -	- -	David Thompson.
Stable - -	Earl of Yarborough -	- -	William Longhurst.
Offices - -	Earl of Yarborough -	- -	George Hargrave.
House, Shop, Outbuildings, and Premises.	Earl of Yarborough -	- -	William Genney.
Town Hall, Gaol, House, and Yard.	Mayor, Aldermen, and Burgesses of Grimsby.	- -	Mayor, Aldermen, and Burgesses of Grimsby.
House and Shop -	Frederick Tennyson, Esq.	- -	John Simpson.
Shop - - -	Frederick Tennyson, Esq.	- -	Thomas Cook.
House - -	Frederick Tennyson, Esq.	- -	Francis Gooseman.
House and Outbuilding	James Wardale Bowman.	- -	John Dawson.
Shop and Yard	George Babb -	- -	Robert Cook.
Shop and Yard -	George Babb -	- -	Hewson Parker.
House, Shop, and Yard	George Skelton -	- -	John Wright.
House, Shop, and Yard	Earl of Yarborough -	- -	Thomas Morrinson.
House, Shop, and Premises.	George Warburton -	George Smith -	George Smith and Charles Read.
House and Shop -	Matthew Stevenson Bee.	- -	Matthew Stevenson Bee.
House and Yard -	Fanny Dixon and Martha Walkden Dixon.	- -	Jane Marris and Maria Marris.
House, Outbuildings, and Yard.	Fanny Dixon and Martha Walkden Dixon.	- -	Thomas Dawson.
House, Shop, Outbuildings, and Yard.	Fanny Dixon and Martha Walkden Dixon.	- -	Thomas Bell Keetley.
Shop and Yard -	Fanny Dixon and Martha Walkden Dixon.	- -	Thomas Dawson.
Shop - - -	Fanny Dixon and Martha Walkden Dixon.	- -	Robert English.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
House and Yard -	James Lambden -	- -	Mrs. Fanny Isabella Kay and Peter Adams.
House and Shop -	William Bancroft -	- -	Thomas Read.
House - -	William Bancroft -	- -	Jonas Foster Hutton and Edward Hutton.
House and Premises -	John Moody, Esq. -	- -	George Smith and Charles Read.
House and Premises -	John Moody, Esq. -	- -	Robert English.
House and Premises -	John Moody, Esq. -	- -	Ann Ward.
Office and Premises -	George Skelton -	- -	Thomas Greaves and Joseph Bingham.
Warehouse - -	George Skelton -	- -	Robert Cook.

LANDS FOR THE CEMETERY.

Parts of certain Lands called the East End Closes, the Property of the Mayor, Aldermen, and Burgesses, according to the Boundaries thereof as defined in this Act.

SCHEDULE (B.)

Schedule of Tolls to be taken for weighing and measuring.

	£	s.	d.
For every Load of Hay, Straw, or other Agricultural Produce, not exceeding the Sum of - - - - -	0	0	6
One Hide, not exceeding - - - - -	0	0	2
One Lot of Tallow, not exceeding the Produce of One Beast, not exceeding - - - - - - -	0	0	1
One Flitch of Bacon, not exceeding - - - -	0	0	1
One Sheep, Lamb, Calf, or Pig, not exceeding - - -	0	0	3
One Beast, not exceeding - - - - -	0	0	4
One Quarter of a Beast, not exceeding - - -	0	0	1
One Half of a Beast, not exceeding - - - -	0	0	2
Three Quarters of a Beast, not exceeding - - -	0	0	3
Every weighing of other Articles not exceeding One Hundredweight	0	0	1
And if more than One Hundredweight and less than Two Hundredweight, not exceeding - - - - -	0	0	2
And so in proportion for any greater Quantity.			
For every Quantity of Goods and Articles sold by Measure, for every Bushel, not exceeding - - - -	0	0	$0\frac{1}{2}$

Schedule of Tolls to be taken for Weighing Machines.

For every Waggon or other Four-wheeled Carriage, with the Loading thereof, any Sum not exceeding - - - -	0	0	6
For every Cart or other Two-wheeled Carriage, with the Loading thereof, any Sum not exceeding - - -	0	0	3

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