CHAPTER ccxxxiv.

An Act to define and extend the limits of Gas Supply of the Corporation of Halifax and to make further provision for the borrowing of Money by the Corporation and for other purposes. [18th August 1882.]

A.D. 1882.

WHEREAS the borough of Halifax in the west riding of the county of York (herein-after in this Act referred to as "the borough") is a municipal borough under the government of the mayor aldermen and burgesses thereof (in this Act referred to as "the Corporation") and the Corporation acting by the council are the sanitary authority for the district of the borough with the powers and obligations of an urban sanitary authority:

And whereas the borough is subject to the Acts relating to municipal corporations and to the several Public and Local Acts and Provisional Orders mentioned and referred to in the First Schedule to this Act annexed and now in force (which Acts and Orders together with the Acts altering amending or affecting any of such Public Acts so far as the same relate to the borough are in this Act referred to collectively as "the Corporation Acts"):

And whereas the Corporation allege and affirm that the limits within which they are empowered to supply gas under and by virtue of the Corporation Acts or one of them are co-extensive with the present limits of the borough but doubts have been raised with respect to such limits and it is expedient that the limits within which the Corporation are empowered to supply gas should be declared and defined with greater precision:

And whereas it is expedient that the limits of gas supply of the Corporation should be extended as herein-after provided:

And whereas disputes have arisen between the Corporation and the Elland-cum-Greetland Gas Company as to their respective limits of gas supply and in order to prevent litigation it has been agreed that the Corporation shall purchase so much of the Elland-cum-Greetland Gas Company's undertaking as is situate within the present borough except as herein-after mentioned:

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24 & 25 Vict. c. lxviii.

And whereas it is expedient that in pursuance of such agreement so much of the Elland Gas Act 1861 as empowers that company to supply gas within the borough should be repealed:

And whereas it is expedient that the Corporation be empowered to acquire lands for a sanitary depôt and towns yard and that the powers of the Corporation respecting the sanitary condition of the borough should be extended:

And whereas plans showing the lands to be acquired under the powers of this Act and a book of reference to those plans containing the names of the owners or reputed owners and of the lessees or reputed lessees and of the occupiers of those lands and describing the said lands have been deposited with the clerk of the peace for the west riding of the county of York and are in this Act referred to as the deposited plans and book of reference:

And whereas the road called "Lee Bridge Road" in the borough is carried over the River Hebble by a bridge called Lee Bridge which bridge and part of the approaches thereto belong to and are repairable by the inhabitants of the west riding of the county of York:

And whereas the said bridge and the approaches thereto have been widened and improved by the Corporation with the approval of the surveyor of public works of the said riding and in accordance with plans submitted by the Corporation to and approved by him and it has been agreed between the Corporation and the justices of the said riding in quarter sessions assembled (subject to the sanction of Parliament) that on the completion of the said work and the transfer to the Corporation of the future maintenance of the said bridge and approaches the said justices should pay to the Corporation the sum of one thousand pounds out of the public funds of the said riding and that the inhabitants of the said riding should thenceforward be exonerated from all liability to rebuild maintain or repair the said bridge and the roads forming the approaches thereto or any portion or portions thereof:

And whereas it is expedient that in pursuance of such agreement the said bridge and approaches be transferred from the inhabitants of the said riding to and vested in the Corporation as part of the public highways of the borough:

And whereas it is expedient that the powers of the Corporation with respect to the prevention of the spread of certain infectious diseases should be amended and extended:

And whereas the Corporation require to raise moneys for the purposes aforesaid and it is expedient that the Corporation should be authorised to raise moneys for the several purposes herein-before mentioned in manner by this Act provided:

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And whereas estimates have been prepared in relation to the following purposes in respect of which the Corporation are by this Act authorised to raise money and such estimates are as follows (that is to say)

	£
For gasworks purposes - - -	1,000
For a sanitary depôt and towns yard -	10,000
For improvement works and expenses -	4,000
	£15,000

And whereas the several works included in such estimates are permanent works within the meaning of section 234 of the Public Health Act 1875: 38 & 39 Vict. c. 55.

And whereas for the purposes of the Corporation Acts the Corporation have raised various sums of money being portions of the moneys which they were empowered to raise as aforesaid by mortgages debentures or otherwise and such sums have been charged upon various securities at various rates of interest and are repayable at various times:

And whereas it is expedient that subject to the provisions of this Act the Corporation be authorised to raise moneys which by the Corporation Acts they are authorised to borrow and re-borrow by the creation and issue of Corporation stock and to convert any existing securities granted by the Corporation under the authority of the Corporation Acts into such stock by agreement with the respective holders thereof and that the other provisions in this Act contained be made respecting the debts of the Corporation:

And whereas the Corporation are the owners of gas and water undertakings and of valuable land and property in the borough:

And whereas the net annual value of the property in the borough rateable to the relief of the poor now amounts to two hundred and seventy-three thousand five hundred and forty-seven pounds three shillings and sevenpence:

And whereas the Corporation have funds under their control not derived from rates but applicable for the improvement of the borough and the public benefit of the inhabitants in such manner as the Corporation think best:

And whereas an absolute majority of the whole number of the council at a meeting held on the twenty-sixth day of October one thousand eight hundred and eighty-one after ten clear days' notice by public advertisement of the meeting and of the purpose thereof in the "Halifax Guardian" and the "Halifax Courier" two local newspapers published or circulating in the borough such notice

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being in addition to the ordinary notices required for summoning that meeting resolved that the expense in relation to promoting the Bill for this Act should be charged on the borough fund and borough rate:

And whereas that resolution was published twice in the "Halifax Guardian" and the "Halifax Courier" two newspapers circulating in the borough and has received the approval of the Local Government Board:

And whereas the propriety of the promotion of the Bill for this Act was confirmed by an absolute majority of the whole number of the council at a further special meeting held in pursuance of a similar notice on the eighteenth day of January one thousand eight hundred and eighty-two being not less than fourteen days after the deposit of the Bill for this Act in Parliament:

And whereas the owners and ratepayers of the borough by resolution in the manner provided in the Third Schedule of the Public Health Act 1875 consented to the promotion of the Bill for this Act:

And whereas the objects aforesaid 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 (that is to say):

I.—Preliminary.

Short title.

1. This Act may be cited for all purposes as the Halifax Corporation Act 1882.

Act divided into parts.

2. This Act is divided into parts as follows:

I. Preliminary.
II. Gas.
III. Towns yard.
IV. As to Lee Bridge.
V. Provisions as to infectious diseases.
VI. Financial.

Incorporation of general Acts.

3. The following enactments (so far as they are applicable for the purposes of and are not varied by or inconsistent with this Act) are hereby incorporated with and shall form part of this Act (that is to say):

8 & 9 Vict. c. 18.
23 & 24 Vict. c. 106.
32 & 33 Vict. c. 18.

The Lands Clauses Consolidation Acts 1845 1860 and 1869 (in this Act referred to as the Lands Clauses Acts).

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Interpretation.

4. In this Act unless the context otherwise requires

"The borough" means the borough of Halifax:

"The Corporation" means the mayor aldermen and burgesses of the borough:

"The council" means the council of the borough:

"Borough fund" and "borough rate" mean the borough fund and borough rate of the borough:

"District fund" and "general district rate" mean the district fund and general district rate of the district of the Corporation as a sanitary authority:

"The town clerk" "the surveyor" "the medical officer of health" "the inspector of nuisances" respectively mean the town clerk the surveyor the medical officer of health and the inspector of nuisances of the borough and "office" in relation to any such officer means the office of such officer at the municipal buildings or at such other place in the borough as the Corporation may from time to time appoint:

"The Municipal Corporation Acts" means the Municipal Corporation Act 1835 and all Acts for the time being in force altering amending or affecting the same: 5 & 6 Will. 4 c. 76.

"Infectious disease" means and includes small-pox cholera typhus typhoid scarlet relapsing continued and puerperal fever scarlatina and diphtheria and such other disease as the Corporation under the provisions and for the purposes of this Act may from time to time declare to be infectious:

"Person" includes Corporation:

"Rate" includes water rents gas rents and charges for supply of water or gas or of meters or fittings connected therewith.

Act to be executed by the council.

5. This Act shall be carried into execution by the Corporation acting by the council and according to the Municipal Corporation Acts, Public Health Acts, and other laws for the time being affecting the Corporation as a municipal body and a sanitary authority respectively and with all the rights powers privileges and authorities conferred by those Acts and laws on the Corporation and on the council and committees of the council and the officers agents and servants of the Corporation with respect to matters provided for by or comprised in the Municipal Corporation Acts and Public Health Acts and other Acts and as nearly as may be in all respects as if the powers duties and property vested in imposed on or enjoyed by the Corporation by or under this Act were vested in imposed on or enjoyed by them by or under the Municipal Corporation Acts Public Health Acts and other Acts respectively.

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II.—Gas.

Definition of existing limits of gas supply.

6. The existing limits of gas supply of the Corporation are by this Act defined and declared to be the municipal borough of Halifax.

Extension of limits of gas supply.

7. The limits of the Corporation Acts in relation to gas supply are hereby extended so as to include in addition to the places therein comprised—

So much of the townships of Ovenden and Northowram in the parish of Halifax as are not comprised within the limits of the borough :

So much of the township of Hipperholme-cum-Brighouse in the parish of Halifax as is not comprised within the limits of gas supply of the Brighouse Local Board :

So much of the township of Southowram in the parish of Halifax as lies without the limits of the borough and is not comprised within the limits of the Elland-cum-Greetland Gas Company and the limits of gas supply of the Brighouse Local Board :

So much of the township of Skircoat in the parish of Halifax as lies without the limits of the borough and is not comprised within the limits of the said Elland-cum-Greetland Gas Company and of the Sowerby Bridge Gas Company :

So much of the township of Warley in the parish of Halifax as is not comprised within the limits of the Sowerby Bridge Gas Company :

All in the west riding of the county of York :

and the Corporation may exercise throughout such extended limits of gas supply the like powers as the Corporation Acts and this Act would have enabled them to exercise therein had such extended limits been originally comprised in the limits of the Corporation Acts in relation to gas supply.

Provisions for sale of portions of undertaking to other sanitary authorities.

8. If at any time after the passing of this Act any sanitary authority whose district is beyond the borough but within the extension of the gas limits made by this Act shall give not less than six months' notice in writing to the Corporation of their desire to purchase such portion of the gas undertaking of the Corporation as is contained within such district and shall obtain the consent of the Local Government Board to such purchase and shall apply to Parliament or the Local Government Board for power to purchase such portion of the undertaking of the Corporation (except the mains and pipes or other apparatus which shall be necessary for supplying with gas any other part of the limits of supply of the Corporation) and to supply gas within such district then it shall not be lawful for the Corporation to oppose such application (except as

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to the details thereof) and if such powers of purchase and supply be granted the Corporation shall sell and such sanitary authority shall purchase such portion of the undertaking of the Corporation (except as aforesaid) within the district of such sanitary authority at such price and upon such terms and conditions as shall be fixed in default of agreement by arbitration under the provisions of the Lands Clauses Acts and the Corporation shall apply the proceeds of any sale under this section in the same manner as they are required to apply money borrowed under the powers of this Act for the purposes of the gas undertaking. Provided always that any arbitrator or umpire in determining the sum to be paid by such sanitary authority for such portions of the gas undertaking shall if the Corporation so desire have regard to the circumstances under which the Corporation have obtained powers to supply gas under the provisions of this Act provided further that after the completion of such purchase all obligations on the part of the Corporation to supply gas within such district shall cease and determine.

For protection of the Calder and Hebble Navigation.

9. Notwithstanding anything in this Act or any of the Corporation Acts contained it shall not be lawful for the Corporation without the previous consent in writing of the Company of Proprietors of the Calder and Hebble Navigation (herein-after called "the Company of Proprietors") or if that navigation is in lease of the lessees thereof to lay or maintain any gas mains or gas pipes across over under or along any canal or basin forming part of the Calder and Hebble Navigation or any wharf or towing-path thereof otherwise than by means of any public bridge across such canal basin wharf or towing-path and in such manner only as that no part of such mains or pipes shall be at a lower level than the highest point of the soffit or underside of the arch or span of such bridge and so that the clear opening under such bridge shall not be diminished or the permanent structure or masonry of such bridge interfered with and so that any such canal basin or wharf or the navigable waterway banks or towing-path thereof respectively or any lands belonging to the Company of Proprietors shall not be interfered with and it shall be lawful for the Company of Proprietors or their lessees as aforesaid at any time or times after giving to the Corporation three months' notice in writing of their intention so to do to remove alter renew or repair any bridge over or along which any of such mains or pipes of the Corporation may be laid or carried in the same manner as they might have removed altered renewed or repaired such bridge if such mains or pipes had not been laid or carried over or along the same without making any compensation to the Corporation for any expense or loss to which the Corporation may

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be subjected in consequence of such removal alteration renewal or repair and in the event of any such bridge being altered renewed or repaired as aforesaid the Corporation shall at their own expense alter the position of such mains and pipes and replace the same upon such altered renewed or repaired bridge in such manner and subject to such provisions only as are herein-before prescribed with respect to carrying mains and pipes along public bridges and all works of the Corporation affecting any such bridge shall be executed at the expense of the Corporation under the superintendence and to the reasonable satisfaction of the engineer for the time being of the Company of Proprietors or of their lessees as aforesaid according to plans and specifications previously submitted to and approved by such engineer and if the engineers of the Corporation and of the Company of Proprietors or their lessees differ concerning the said plans and specifications or concerning the execution of the said works every such difference shall be settled by an engineer to be appointed by the Board of Trade on the application of either party and if by reason of the construction or maintenance of any such works the navigation of any such canal basin or wharf or the passage along the towing-path thereof shall be impeded or injured the Corporation shall compensate the Company of Proprietors and their lessees for any loss or expense occasioned to them thereby Provided always that the Corporation shall acquire only such an easement in and upon any works or property of the Company of Proprietors as may be necessary for constructing and maintaining the said mains and pipes in the manner hereby authorised and the amount to be paid to the Company of Proprietors and their lessees for the acquisition of any such easement and the compensation (if any) for damage or injury to the Company of Proprietors and their lessees or the navigation and works shall be settled in case of difference in the manner provided by the Lands Clauses Consolidation Act 1845 with respect to the purchase and taking of lands otherwise than by agreement.

Penalty for suffering meters &c. to be out of repair.

10. Every person supplied with gas by the Corporation who shall suffer any meter service pipe or other gas fittings to be out of repair so that the gas supplied to him by the Corporation shall be wasted shall forfeit to the Corporation for every such offence a sum not exceeding five pounds.

Corporation may repair gas fittings &c. and recover expenses.

11. The Corporation may repair any such meter service pipe or other gas fittings so as to prevent any such waste of gas and the expenses of such repair shall be repaid to them by the person so allowing the same to be out of repair and may be recovered as damages.

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Repeal of part of 24 & 25 Vict. c. lxviii.

12. The Elland-cum-Greetland Gas Company (herein-after called "the Company") shall from and after the passing of this Act cease to supply gas within the borough and so much of section 4 of the Elland Gas Act 1861 as empowers the Company to supply gas within the borough is hereby repealed and the Corporation shall not supply any gas to any part of the district within the limits of supply of the Company as defined by the same section which is without the borough.

Transfer of part of undertaking of Elland Gas Company to the Corporation.

13. From and after the passing of this Act so much of the undertaking of the Company as is situate within the borough including all gas mains pipes service pipes and gas meters except the gas mains coloured red on a plan signed by the town clerk on behalf of the Corporation and by William Arthur Walker on behalf of the Company and situate in the Salterhebble Stainland and Sowerby Bridge turnpike Road and the Halifax and Huddersfield Road shall be and the same is hereby transferred to and vested in the Corporation.

As to the use of certain mains by the Elland Gas Company.

14. The Company shall not use the said excepted gas mains without the consent in writing of the Corporation under the hand of the town clerk except to supply gas within the gas limits of the Company outside the borough but the powers of the Company for that purpose to continue repair reinstate or relay such mains shall not be affected or prejudiced by this Act.

III.—Towns Yard.

Towns yard.

15. The Corporation after taking possession of the piece of land described in the Second Schedule to this Act or any part or parts thereof may use the same for a sanitary depôt and towns yard.

Power to take lands referenced.

16. Subject to the provisions of this Act the Corporation may enter on purchase take and use such of the lands delineated and described in the deposited plans and book of reference as are required for the purposes of this Act.

Correction of errors omissions &c.

17. If any omission misstatement or erroneous description is found to have been made of any lands or of any owners lessees or occupiers of any lands described or intended to be described in the deposited plans or book of reference the Corporation may apply to two justices for the correction thereof after giving ten days' notice to the owners lessees and occupiers of the lands affected by the proposed correction and if it appears to the justices that the omission misstatement or erroneous description arose from mistake they shall so certify stating the particulars thereof and their certificate shall be deposited (as regards both the county and the parish

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or extra-parochial place) as if it had originally formed part of the deposited plans or book of reference (as the case may be) and shall be kept therewith and shall be deemed to be part thereof and thereupon the deposited plans or book of reference (as the case requires) shall be deemed to be corrected according to the certificate and the Corporation may enter on purchase take and use the lands to which the certificate relates accordingly.

Period for compulsory purchase of lands.

18. The powers of the Corporation for compulsory purchase of lands under this Act shall not be exercised after the expiration of three years from the passing of this Act.

Power to take additional lands by agree-

19. The Corporation may from time to time for any purpose of this Act for which sufficient provision is not made in this Act purchase by agreement any lands not exceeding five acres in addition to lands which they are authorised to take by compulsion.

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20. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Act grant to the Corporation any easement right or privilege (not being an easement of water) required for the purposes of this Act in over or affecting any such lands and the provisions of the Lands Clauses Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

IV.—As to Lee Bridge.

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ridge.

21. The justices of the peace for the west riding of the county of York on behalf of the inhabitants of that riding shall in pursuance of the order in this behalf of the court of quarter sessions for that riding made on the thirtieth day of December one thousand eight hundred and seventy-eight and by means of orders in quarter sessions and by estreats to be duly made and levied according to law contribute out of the rates in the nature of county rates upon the inhabitants and ratepayers of the said riding the sum of one thousand pounds towards the expense of the altering widening rebuilding and improving of the riding bridge called Lee Bridge over the River Hebble and the approaches thereto and the same shall be paid to the Corporation within three months after the passing of this Act.

On payment of contribution Lee Bridge and its approaches

22. On payment of such sum all liability of the inhabitants of the said riding at common law or by statute to rebuild maintain or repair the said bridge or the approaches thereto shall cease and the said bridge and approaches shall be and are hereby transferred to

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and vested in the Corporation as a part of the highways of the borough and shall be maintained and repaired by them accordingly to the entire exoneration of the inhabitants of the said riding.

vested in the Corporation.

V.—Provisions as to Infectious Diseases.

Notice to be given of persons suffering from infectious disease

23. In order to secure that due notice be given to the Corporation of any inmate of any building used for human habitation who is suffering from any infectious disease the following provisions shall take effect (that is to say):—

1. If any such inmate be suffering from any infectious disease the occupier or the person having the charge management or control of such building (or if such occupier or person be prevented by reason of such disease then the person in charge of such inmate) shall so soon as he shall become aware of the existence in any such inmate of any such disease forthwith give notice thereof to the medical officer of health at his office:
2. If such inmate be not a member of the family of such occupier or person the head of the family (resident in such building) to which such inmate belongs or if there be no such head or if such head be prevented by illness then such inmate (unless prevented by reason of such disease or of youth) shall on becoming aware of the existence in such inmate or in his own person as the case may be of such disease forthwith give notice thereof to such occupier or person:
3. The Corporation shall provide and supply gratuitously to every registered medical practitioner resident or practising in the borough who shall apply for the same forms for the certificate or declaration to be made by such medical practitioner of the particulars herein-after mentioned in relation to such cases according to the form set forth in the Third Schedule to this Act:
4. Every medical practitioner attending on or called in to visit such inmate shall on becoming aware that such inmate is suffering from any infectious disease forthwith fill up sign and deliver or send to the medical officer of health at his office a certificate or declaration stating according to the form so prescribed the name of such inmate the situation of such building the name of such occupier or person and the nature of the infectious disease from which in the opinion of such medical practitioner such inmate is suffering:
5. The Corporation shall pay to every registered medical practitioner who shall in pursuance of this section duly make and give any such certificate or declaration a fee of two

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shillings and sixpence for each such certificate or declaration in respect of cases occurring in his private practice and a fee of one shilling for each such certificate or declaration in respect of cases occurring in his practice as a medical officer to any public body or institution :

6. And any person who shall wilfully offend against this enactment shall for every such offence be liable to a penalty not exceeding forty shillings.

Other diseases may be declared be within foregoing ision.

24. The Corporation may from time to time by resolution on the report of the medical officer of health and approved by the Local Government Board order that any infectious disease other than those specifically mentioned in this Act shall be deemed to be an infectious disease within and subject to the provisions of this Act.

1. Any such order of the Corporation may be permanent or temporary only and if temporary the period during which it is to continue in force shall be specified therein and the Corporation shall give public notice of the order by publishing the same by advertisement in two of the local newspapers circulating in the borough and after such public notice has been given the provisions of this Act shall so long as the order continues in force apply to the disease specified therein in like manner in all respects as if the disease were an infectious disease specifically mentioned in this Act ;
2. The production of the newspapers containing a copy of the resolution shall be conclusive evidence that public notice of the order has been so given ;
3. The Corporation shall immediately after any such order shall have been made send a copy thereof to each registered medical practitioner residing in the borough but the omission to send any such copy shall not affect the validity of such order.

owkeepers nd others to urnish list of customers in certain cases.

25. Whenever it shall be certified to the Corporation by the medical officer of health or other legally qualified medical practitioner that the spread of infectious disease is in the opinion of such medical officer of health or medical practitioner attributable to the milk supplied by any cowkeeper purveyor of milk or occupier of a dairy milkstore or milkshop the Corporation may require such cowkeeper purveyor of milk or occupier to furnish them within a time to be fixed by them a full and complete list of the names and addresses of all his customers within the borough and such cowkeeper purveyor of milk or occupier shall furnish such list accordingly and the Corporation shall pay to him for every such list after the rate of sixpence for every twenty-five names contained therein but no such payment shall exceed two

shillings and every person who shall wilfully or knowingly offend against this enactment shall for each such offence be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding five shillings.

Further powers in relation to disinfection of premises.

26. Where the Corporation are of opinion on the certificate of their medical officer of health or of any other legally qualified medical practitioner that the cleansing and disinfecting of any house or part thereof and of any articles therein likely to communicate any infectious disease or to retain infection would tend to prevent or to check infectious disease and that such cleansing and disinfection would more effectually be carried out by the Corporation than by the owner or occupier of such house or part thereof the Corporation without requiring such owner or occupier to carry out such cleansing and disinfection as aforesaid may if they think fit but at their own cost themselves cleanse and disinfect such house or part thereof and articles and may for that purpose remove any such articles and shall make compensation to such owners or occupiers for all property or articles destroyed or injured by the exercise of the provisions of this section And any person who shall obstruct any duly authorised officer of the Corporation in carrying out the provisions of this section shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings.

Penalty on persons ceasing to occupy houses without previous disinfection or giving notice to owner or making false answers.

27. Every person who shall cease to occupy any house room or part of a house in which any person has within six weeks previously been suffering from any infectious disease without having such house room or part of a house and all articles therein liable to retain infection disinfected to the satisfaction of a legally qualified medical practitioner as testified by a certificate signed by him or without first giving to the owner of such house room or part of a house notice of the previous existence of such disease and every person ceasing to occupy any house room or part of a house and who on being questioned by the owner thereof or by any person negotiating for the hire of such house room or part of a house as to the fact of there having within six weeks previously been therein any person suffering from any infectious disease knowingly makes a false answer to such question shall be liable to a penalty not exceeding ten pounds.

Prohibiting the retention of dead bodies in certain cases.

28. No person shall without the sanction in writing of the registered medical officer the medical officer of health or of a registered medical man retain unburied elsewhere than in a mortuary for more than forty-eight hours the dead body of any person who has died of any infectious disease and any person offending against this

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enactment shall be liable to a penalty not exceeding ten pounds and to a daily penalty not exceeding forty shillings.

Bodies of persons dying in hospital &c. of infectious diseases to be removed only for burial.

29. If any person shall die from any infectious disease in any hospital or place of temporary accommodation provided by the Corporation and the medical officer of health certifies that in his opinion it is desirable in order to prevent the risk of communicating any infectious disease or spreading infection that the dead body shall not be removed from such hospital or place except for the purpose of being forthwith buried it shall not be lawful for any person or persons to remove such dead body from such hospital or place except for the last-mentioned purpose and when the dead body is taken out of such hospital or place for that purpose it shall be forthwith carried or taken directly to some cemetery or place or places of burial and shall be forthwith there buried and any person wilfully offending against this section shall be liable to a penalty not exceeding fifty pounds.

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30. Where the dead body of any person who has died of any infectious disease remains unburied elsewhere than in a mortuary for more than forty-eight hours after death without the sanction of the medical officer of health or of a registered medical practitioner or is retained in a room in which persons live or sleep or where the dead body of any person is retained in any house or building so as to endanger the health of the inmates of such house or building or of any adjoining or neighbouring house or building and there shall be a certificate thereof signed by a legally qualified medical practitioner any justice may order the body to be removed at the cost of the Corporation to any mortuary provided by the Corporation and direct the same to be buried within a time to be limited in the order or may in the case of the body of a person who has died of any infectious disease or in any case in which he shall consider immediate burial necessary direct such body to be so buried without requiring the same to be removed to a mortuary and unless the friends or relatives of the deceased undertake to bury and do bury the body within the time limited by such order it shall be the duty of the relieving officer to bury such body at the expense of the poor rate but any expense so incurred may be recovered by the relieving officer in a summary manner from any person legally liable to pay the expense of such burial Any person obstructing the execution of an order made by a justice under this section shall be liable to a penalty not exceeding five pounds.

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conveyances.

31. Any person who hires or uses a public conveyance other than a hearse for the conveyance of the corpse of a person who has died from any infectious disease without previously notifying to the

owner or driver of such public conveyance that the person whose corpse is or is intended to be so conveyed has died from infectious disease and any owner or driver of a public conveyance other than a hearse which has been used for conveying the corpse of a person who has died from infectious disease who shall not immediately afterwards provide for the disinfection of such conveyance shall be liable to a penalty not exceeding five pounds.

Corporation to provide shelter &c. for members of families in which infectious disease has appeared.

32. The Corporation shall from time to time provide temporary shelter or house accommodation for the members of any family in which any infectious disease has appeared and who have been compelled to leave their dwellings for the purpose of enabling such dwellings to be disinfected and shall further provide or contract with any person or persons to provide nurses for attendance upon persons suffering from any infectious disease within the borough and shall be enabled to charge a reasonable sum for the service of any nurse provided by them.

VI.—Financial.

Interpretation.

33.—(1.) In this part of this Act—

The Bank of England means the Governor and Company of the Bank of England.

Statutory declaration means declaration under the Statutory Declarations Act 1835.. 5 & 6 Will. 4. c. 62.

(2.) Any power whether or not coupled with a duty of borrowing or continuing on loan or re-borrowing money or of redeeming or paying off or creating or continuing payment of or in respect of any annuity rentcharge rent or other security representing or granted in lieu of consideration money for the time being existing under this Act or under any Act of Parliament public or local passed or to be passed or under any Provisional Order confirmed by Act of Parliament passed or to be passed or under any order or sanction of any government department made or given or to be made or given by authority of any Act of Parliament passed or to be passed is for purposes of this part of this Act a statutory borrowing power.

(3.) Any security in which trustees are for the time being by or under any Act of Parliament passed or to be passed authorised to invest trust money and any mortgage bond debenture debenture stock Corporation stock annuity rentcharge rent or other security authorised by or under any Act of Parliament passed or to be passed of any municipal corporation including the Corporation or of any other local authority within section thirty-four of the Local Loans Act 1875 is for purposes of this part of this Act a statutory security. 38 & 39 Vict. c. 83.

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(4.) The provisions of this part of this Act referring to interest apply to and include instalments of an annuity and half-yearly or other payments of or in respect of a rent-charge rent or other statutory security.

Power to borrow.

34. The Corporation may from time to time raise in manner provided by this part of this Act for the following purposes the following sums and such sums shall be in addition to any moneys which the Corporation are now authorised to borrow under the provisions of the Corporation Acts (that is to say)

For gasworks purposes the sum of one thousand pounds on the security of the revenues of their gasworks undertaking and the borough fund and borough rate of the borough.

For a towns yard and sanitary depôt the sum of ten thousand pounds on the security of the general district rate.

For private improvement works and expenses the sum of four thousand pounds on the security of the general district rate.

Payment off of money borrowed.

35. The Corporation shall pay off all money borrowed by them under the powers of this Act by any one or more of the methods including a sinking fund mentioned in the Local Loans Act 1875 with respect to the discharge of loans borrowed in the manner provided by that Act within sixty years after the same is borrowed.

Creation and Charge of Stock.

Creation of Corporation stock.

36.—(1.) Where the Corporation have for the time being any statutory borrowing power then subject and according to the provisions of this part of this Act the Corporation may from time to time by resolution of the council exercise the power by creation of either redeemable or irredeemable stock to be from time to time issued for such amount within the limit of the power at such price to bear such half-yearly or other dividends and to be so transferable that is to say in books or by deed as the Corporation by the resolution direct Provided that all redeemable stock at any time and from time to time so created shall be created on and subject to such terms and conditions as that the same shall form one and the same class of stock and that all irredeemable stock at any time and from time to time so created shall be created on and subject to such terms and conditions as that the same shall form one and the same class of stock.

(2.) All stock both redeemable and irredeemable at any time and from time to time so created shall rank equally without any priority or preference by reason of any precedence in the date of any statutory borrowing power or in the date of creation of any portion of stock or in the date of issue of any portion of stock or on any other ground whatsoever.

(3.) The resolution for the first creation of redeemable stock shall provide that such stock be redeemable by the Corporation at par that is to say at the rate of one hundred pounds sterling for every nominal amount of one hundred pounds stock issued at such time and in such manner as the Corporation by that resolution declare.

(4.) Irredeemable stock shall not be redeemable except by agreement between the Corporation and the holder of stock.

(5.) Each resolution for creation of stock shall specify whether the stock thereby created is redeemable or irredeemable.

(6.) Stock so created shall be designated by the Corporation as Halifax Corporation Redeemable Stock or as Halifax Corporation Irredeemable Stock (as the case may require).

(7.) All stock for the time being so created whether redeemable or irredeemable is comprised in the term Corporation stock when hereafter used in this part of this Act except where either redeemable stock or irredeemable stock is separately mentioned.

Borrowing power to be exerciseable for actual sum raiseable.

37. Each statutory borrowing power of the Corporation shall be construed to authorise the Corporation to create and issue Corporation stock from time to time to such nominal amounts as in the aggregate will according to the price of issue produce the actual amount of money for the time being lawfully raiseable by the Corporation under that power or some portion of that actual amount or (as the case may be) the actual amount of money properly payable by the Corporation as consideration on payment off or redemption by the Corporation of any mortgage bond debenture debenture stock annuity rentcharge rent or other statutory security granted by the Corporation.

Charge of Corporation stock.

38.—(1.) All Corporation stock for the time being issued and the dividends thereon shall be and the same are by virtue of this Act charged indifferently on the whole revenues of the Corporation from time to time arising from the lands undertakings and other property for the time being of the Corporation and on the borough fund and borough rate and on the district fund and general district rate and on all other funds and rates established and leviable by the Corporation as a municipal body for municipal purposes or as a sanitary authority for sanitary purposes.

(2.) The dividends for the time being payable on all Corporation stock shall subject to all charges existing at the date of the first creation of any Corporation stock be the first charge on the revenues and rates aforesaid and on the revenues of the funds aforesaid (all which revenues and rates are comprised in the term the Corporation revenues when hereafter used in this part of this Act).

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Loans Fund.

Establishment of Consolidated Loans Fund.

39. For payment of dividends on all Corporation stock and for redemption and extinction or purchase and extinction of all Corporation stock there shall be established and formed a fund called the Halifax Corporation Consolidated Loans Fund (in this part of this Act referred to as the loans fund).

Contributions to loans fund for dividends.

40.—(1.) In each year the Corporation shall pay into the loans fund a sum or sums equal to the aggregate amount of all dividends payable in that year on the several portions of Corporation stock issued in exercise of the respective statutory borrowing powers of the Corporation and remaining outstanding.

(2.) They shall provide the sum or sums aforesaid by contributions from the several Corporation revenues if any specifically made liable to provide the same by or under any Act of Parliament or by any resolution of the Corporation having reference to those respective statutory borrowing powers and if as regards any statutory borrowing power there is no such specific liability then from the several Corporation revenues out of which interest would have been payable on money borrowed by the Corporation under that power if that money had been raised and remained secured otherwise than by Corporation stock and in default thereof or subject thereto they shall provide the same out of the borough fund and borough rate or out of the district fund and general district rate as the Corporation having regard to the provisions of this part of this Act and to the objects for which the statutory borrowing power was exercised may consider equitable.

(3.) The amounts of those several contributions (subject to any payment in reduction thereof authorised by this part of this Act) shall be the sums ascertained to be required in that behalf by apportionment of that aggregate amount of dividends among those several Corporation revenues according to the amount of stock the dividends whereon are properly payable thereout respectively.

Contributions to loans fund for extinction of stock.

41.—(1.) In each year the Corporation shall pay into the loans fund a sum or sums equal to the aggregate amount of all sums payable in that year for redemption and extinction or purchase and extinction of the several portions of Corporation stock issued in exercise of the respective statutory borrowing powers of the Corporation and remaining outstanding.

(2.) They shall provide the sum or sums last aforesaid by contributions from the several Corporation revenues if any specifically made liable to provide the same by or under any Act of Parliament or by any resolution of the Corporation having reference to those

respective statutory borrowing powers and if as regards any statutory borrowing power there is no such specific liability then from the several Corporation revenues out of which any yearly or other sums would have been payable towards a sinking fund for discharge or towards payment off by instalments appropriations annual repayments or otherwise of money borrowed by the Corporation under that power if that money had been raised and remained secured otherwise than by Corporation stock and in default thereof or subject thereto out of the borough fund and borough rate or out of the district fund and general district rate as the Corporation having regard to the provisions of this part of this Act and the objects for which the statutory borrowing power was exercised may consider equitable.

(3.) The amounts of those several contributions (subject to any payment in reduction thereof authorised by this part of this Act) shall be the same amounts as would in the same respective cases have been payable towards a sinking fund or towards payment off as aforesaid those contributions to be subject to accumulation if and as in the same respective cases accumulation was prescribed.

(4.) The Corporation shall from time to time by investment on statutory securities of the sums paid into the loans fund in respect of those several contributions or of proper parts thereof and by like investment of the interest and annual proceeds arising from those securities make and maintain such accumulations as are in this section referred to.

(5.) But if the extinction of any portion of Corporation stock or any part thereof is accelerated by the application to such extinction of any part of the loans fund required by this part of this Act to be applied to the making and maintenance of those accumulations then a sum or sums equal to the dividends on the stock so extinguished shall thenceforth in every year during the residue of the period expressly or by implication limited for the continuance of any loan by or under the statutory borrowing power in exercise whereof that portion of stock is issued be paid into the loans fund out of the Corporation revenues chargeable with payment of the dividends on that portion of stock.

Raising of contributions to loans fund.

42.—(1.) The Corporation shall from time to time in order to raise the amounts of the several contributions of the two kinds aforesaid out of the several Corporation revenues do all such acts exercise all such powers collect all such money and make and levy all such rates as they lawfully can or ought to do exercise collect make and levy for the purposes of or in relation to the respective statutory borrowing powers in exercise whereof the several portions of Corporation stock are issued.

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(2.) If by reason of any limit of a rate or for any other reason there is a deficiency on any Corporation revenue in respect of any required contribution the Corporation shall advance the amount of the deficiency out of the borough fund and borough rate or district fund and general district rate as the Corporation having regard to the provisions of this part of this Act and the objects for which the respective statutory borrowing powers were exercised may consider equitable.

(3.) The amount so advanced shall be a debt due from the Corporation revenue on which the deficiency existed to the fund or rate out of which the advance is made and interest shall be payable thereon at a rate to be determined from time to time by the Local Government Board until repayment and the same debt and interest shall as soon as in the judgment of the Corporation it is expedient be raised and paid out of the Corporation revenue on which the deficiency existed.

Payment of sale money rents &c. to loans fund.

43.—(1.) The Corporation shall pay into the loans fund and shall carry to the proper separate account forming part of the general account of the loans fund all such money being capital or in the nature of capital and not being otherwise wholly or in part appropriated or made applicable by law or by valid contract as shall from time to time arise from any sale lease or other disposition of land or other property of the Corporation on the revenues whereof any Corporation stock is charged.

(2.) The Corporation shall pay into the loans fund and shall carry to the proper separate account forming part of the general account of the loans fund the rents and profits of any land and other property of the Corporation acquired by them for the purposes of any undertaking or purpose for or in respect of which any statutory borrowing power is exercised by them by the issue of stock and not otherwise wholly or in part appropriated or made applicable by law or by valid contract.

(3.) The Corporation before making any payment into the loans fund under this section may deduct from the money or the rents and profits to which this section applies any costs and expenses properly incurred by the Corporation in or about any sale lease or other disposition or the collection and receipt of any rents and profits.

Application of loans fund.

44. The Corporation shall from time to time apply the loans fund first in paying the dividends on all Corporation stock and next in redeeming Corporation redeemable stock according to the terms of issue and purchasing for extinction Corporation redeemable or irredeemable stock.

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Purchase of irredeemable stock.

45.—(1.) The Corporation shall not be bound to purchase for extinction any Corporation irredeemable stock unless they can do so at or below par that is to say at a price not higher than the nominal amount thereof.

(2.) If any portion of Corporation irredeemable stock is not wholly extinguished within the period expressly or by implication limited for the continuance of any loan by or under the statutory borrowing power in exercise whereof that portion of stock is issued then after that period the dividends on that portion of stock while unextinguished shall be paid out of the interest and annual proceeds of such money and securities forming part of the loans fund as are properly applicable to the extinction of that portion of stock and except as far as at any time a deficiency of the loans fund in that behalf exists no further money shall be paid into the loans fund in respect of those dividends out of the Corporation revenues liable to contribute to the loans fund in respect of those dividends.

(3.) But in that case the Corporation shall continue to pay into the loans fund the yearly sum theretofore required to be provided for extinction of that portion of stock until the securities forming part of the loans fund applicable to that extinction are of sufficient value to enable the Corporation to purchase therewith for extinction the unextinguished part of that portion of stock.

(4.) In case at any time after the expiration of the period limited as aforesaid the Local Government Board are of opinion that the Corporation can without material loss regard being had to the price of issue of the portion of Corporation irredeemable stock which ought to be extinguished within that period and to the rate of dividend payable thereon purchase that portion of stock for extinction then the Local Government Board may if they think fit order the purchase for extinction of that portion of stock or of any part thereof.

(5.) In case at any time during any period limited for the continuance of any loan by or under the statutory borrowing power in exercise whereof any portion of Corporation irredeemable stock is issued the Local Government Board are of opinion that regard being had to the market value of Corporation irredeemable stock the provision made for the purchase and extinction of any portion of such stock within the prescribed period is insufficient the Local Government Board may from time to time by order direct that the contributions to be made to the loans fund for the purchase and extinction of that portion of stock in accordance with the provisions of this part of this Act shall be increased by such amount as shall be specified in the order so as to provide that the Corporation

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shall purchase and extinguish or shall be in a position to purchase and extinguish that portion of Corporation stock within the period limited for the continuance of the corresponding loan.

Extinction of stock redeemed or purchased.

46. All Corporation redeemable stock redeemed by the Corporation and all Corporation redeemable or irredeemable stock purchased by the Corporation for extinction shall be forthwith cancelled by the Corporation and on such cancellation the same and all dividends thereon (not already accrued) shall be and the same are by virtue of this Act extinguished.

Account of loans fund.

47.—(1.) As parts of the general account of the loans fund the Corporation shall keep separate accounts relative to—

(*a*) Each undertaking or purpose for or in respect of which any statutory borrowing power is exercised by them by the issue of stock and

(*b*) Each statutory borrowing power so exercised.

(2.) Those separate accounts shall distinguish and show—

(*c*) The portions of Corporation stock for the time being unextinguished and chargeable to each undertaking or purpose and respectively attributable to the exercise of the several statutory borrowing powers if more than one relating to that undertaking or purpose and

(*d*) The amounts of those several portions of Corporation stock redeemed or purchased by means of the loans fund and cancelled and extinguished.

(3.) Those separate accounts shall further distinguish and show in relation to each undertaking or purpose—

(*e*) All money being capital or in the nature of capital arising from any sale lease or other disposition of land or other property of the Corporation paid into the loans fund and in the judgment of the Corporation properly attributable to that undertaking or purpose and the securities on which that money or any part thereof is from time to time invested and

(*f*) All money from time to time received as interest and annual proceeds of the last-mentioned money and securities and

(*g*) All money from time to time received as rents and profits of any land and other property of the Corporation so as aforesaid acquired and not otherwise appropriated or made applicable and

(*h*) All money and securities transferred to the loans fund as having formed part of a sinking fund and all money from time to time received as interest and annual proceeds of the

last-mentioned money and securities or of securities wherein the same interest and annual proceeds are from time to time invested by way of accumulation and

(*j*) All money paid into the loans fund as contributions from the Corporation revenues in respect of dividends on the several portions of Corporation stock chargeable to that undertaking or purpose and

(*k*) All money paid into the loans fund as contributions from the Corporation revenues in respect of redemption and extinction or purchase and extinction of those several portions of Corporation stock.

Application of income in reduction of contributions.

48.—(1.) Where any money is standing on a separate account in the loans fund being money paid into the loans fund as rents and profits of the land and other property of the Corporation or being money paid into the loans fund as interest on cash balances received by the Corporation or being other money paid into the loans fund but not being capital or in the nature of capital and not being required by this part of this Act to be applied to the making and maintenance of such accumulations as are prescribed by this part of this Act the Corporation may deal with the same as in this section provided.

(2.) Where any money is standing on a separate account in the loans fund being money required by this part of this Act to be applied to the making and maintenance of such accumulations as are prescribed by this part of this Act the Corporation after providing for the making and maintenance of those accumulations may if they think fit from time to time invest that money or any part thereof in statutory securities and deal with the interest and annual proceeds of those securities as in this section provided.

(3.) The Corporation may if they think fit from time to time apply the money described in paragraph (1) of this section and the last-mentioned interest and annual proceeds to either of the purposes following or to both of those purposes in such proportions as the Corporation from time to time may consider equitable and expedient (that is to say):

(*a*) In reduction of such contributions out of the Corporation revenues as are payable into the loans fund in respect of dividends on the portions of Corporation stock comprised in the separate account on which the money or interest and annual proceeds is or are standing:

(*b*) In reduction of such contributions out of the Corporation revenues as are payable into the loans fund for redemption and extinction or purchase and extinction of those portions of stock.

Determination as to charge of stock.

49. For the purposes of any contribution or account under this part of this Act the Corporation if they think fit having regard to

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all the circumstances of the case and subject to the terms on which any loan of the Corporation was contracted or any Corporation stock was issued may from time to time determine and declare on which of the Corporation revenues any loan of the Corporation or any portion of Corporation stock is or shall be deemed to be primarily or collaterally charged or determine and declare that any loan of the Corporation or any portion of Corporation stock shall be apportioned as regards the charge thereof between or among any of the Corporation revenues and every such determination and declaration shall be effectual to all intents.

Existing Securities.

Payment off or substitution for existing securities.

50.—(1.) Where any mortgage bond debenture debenture stock annuity rentcharge or other statutory security granted or created before or after the passing of this Act by the Corporation under any statutory borrowing power or other power is outstanding or payable and the Corporation have power with the consent of the holder of that statutory security or otherwise to pay off the amount thereby secured or represented or to redeem the same they may pay off or redeem the statutory security accordingly with money raised by Corporation stock or they may with the consent of the holder thereof issue Corporation stock in substitution for the statutory security.

(2.) The Corporation may create and issue Corporation stock to such amount as may be requisite for purposes of this section and that stock shall be deemed to be created and issued and any money raised thereby shall be deemed to be raised by virtue of the statutory borrowing power or other power under which the statutory security was granted or created and any money so raised shall be applied in payment off or redemption of the statutory security.

(3.) In every such case of payment off redemption or substitution the Corporation shall pay and transfer into the loans fund the whole or a proportionate part (as the case may require) of any money and securities forming part of any sinking fund applicable to the discharge of the statutory security.

(4.) Where the holder of the statutory security is one of the persons described in section seven of the Lands Clauses Consolidation Act 1845 and by that Act enabled to sell land thereunder that person may consent to payment or redemption of or substitution for the money secured or represented by that security and may accept money for giving that consent as if the person so consenting were the absolute owner of that security and that person is hereby indemnified for so doing and his receipt shall be a good discharge for the same.

(5.) Money received by the holder of any statutory security as authorised by this section and Corporation stock issued to him in

substitution for any statutory security shall be subject to the same trusts powers testamentary and other dispositions provisions and incumbrances as the money secured or represented by the statutory security was subject to immediately before the payment off redemption or substitution and every testamentary or other disposition shall take effect with reference to the whole or a proportionate part of the money or stock received or substituted as the case may be.

Effect on Borrowing Powers.

Extinction or suspension of power.

51. On the issue of any portion of Corporation stock the statutory borrowing power in exercise whereof that stock is issued shall be affected as follows (namely):

(*a*) If the stock is issued for the whole term limited for the continuance of any loan or for the continuance of payment of or in respect of any mortgage bond debenture debenture stock annuity rentcharge rent or other statutory security granted by the Corporation under that statutory borrowing power then that power to the extent of the money raised by that stock shall be and the same is by virtue of this Act extinguished but

(*b*) If the stock is issued for part only of that term then so much of the money raised by that stock as has not been paid off out of the loans fund may be re-borrowed by the Corporation for the residue of that term or any part thereof and so from time to time.

Application of Money raised.

General application of money from Corporation stock.

52. Money raised by Corporation stock shall be applied for purposes for which money raiseable under the statutory borrowing power in exercise whereof the stock is issued ought by law to be applied and not otherwise.

Temporary investment of money raised by stock.

53.—(1.) The Corporation may from time to time invest temporarily on statutory securities other than stock certificates to bearer money raised by Corporation stock and not for the time being applied to or required for the undertaking or purpose for which it is raised and shall from time to time pay the interest and annual proceeds of those securities into the loans fund.

(2.) The Corporation may if they think fit from time to time apply the interest and annual proceeds aforesaid or any part thereof in reduction of such contributions out of the Corporation revenues as are payable into the loans fund in respect of dividends on the respective portions of Corporation stock by the issue whereof that money is raised.

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REGISTRATION AND CERTIFICATES.

Appointment of registrar.

54.—(1.) The Corporation may if they think fit and on and subject to such terms and instructions not inconsistent with any provision of this part of this Act as they think expedient appoint and keep appointed an officer of the Corporation or other person or the Bank of England or any other bank or a banker as registrar for all or any of the purposes of this part of this Act (in this part of this Act referred to as the registrar).

(2.) The Corporation in relation to the provisions of this part of this Act and the registrar shall respectively be deemed a banker within the Bankers Books Evidence Act 1879.

42 & 43 Vict. c. 11.

Corporation stock register.

55.—(1.) The Corporation or the registrar shall keep books in which shall be entered the names and addresses of holders from time to time of Corporation stock and the amounts held by them (in this part of this Act referred to as the Corporation stock register).

(2.) The Corporation stock register shall be primâ facie evidence of any matter entered therein in accordance with this part of this Act and of the title of the persons entered therein as holders of stock.

Certificates of proprietorship of stock.

56.—(1.) On demand of a holder of Corporation stock the Corporation may if they think fit give to him a certificate of the proprietorship thereof under their common seal specifying the amount of Corporation stock to which he is entitled (in this part of this Act referred to as a stock certificate).

(2.) A stock certificate shall be primâ facie evidence of the title of the person therein named his executors administrators successors or assigns to the stock therein specified but the want of a stock certificate if such want be accounted for to the satisfaction of the Corporation shall not prevent the holder of stock from disposing of and transferring the same.

(3.) If a stock certificate is worn out or damaged the Corporation on production thereof may cancel it and give a similar stock certificate to the party in whom the property in the certificate and in the stock therein specified is then vested.

(4.) If a stock certificate is lost or destroyed the Corporation on proof thereof to their satisfaction may give a similar stock certificate to the party entitled to the stock certificate lost or destroyed.

(5.) An entry of the issue of the stock certificate or of the substituted stock certificate as the case may be shall be made in the Corporation stock register.

TRANSFER.

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Power for stockholder to transfer.

57. Subject to the provisions of this part of this Act every Corporation stockholder may transfer all or any part of his stock in books or by deed.

Transfer in books.

58.—(1.) If and where the resolution for creation of any portion of Corporation stock makes the same transferable in books and not by deed the provisions of this section shall apply and have effect but not otherwise.

(2.) The Corporation or the registrar shall keep books wherein transfers of Corporation stock so transferable shall be entered (in this part of this Act referred to as the Corporation stock transfer books).

(3.) Every such entry shall be conceived in proper words for the purpose of transfer and shall be signed by the party making the transfer or if he is absent by his agent thereunto lawfully authorised in writing under his hand attested by a witness.

(4.) Where the Bank of England are the registrar they may if they think fit require that the agent be so authorised by power of attorney under the hand and seal of the party making the transfer attested by two or more credible witnesses.

(5.) The person to whom a transfer is made may if he thinks fit underwrite his acceptance thereof.

(6.) Except as otherwise provided by some other Act of Parliament and subject to the provisions of this part of this Act respecting any portion of Corporation stock which the resolution for creation thereof makes transferable by deed and not in books no mode of transferring Corporation stock other than that prescribed in this section shall be good in law.

Transfer by deed.

59.—(1.) If and where the resolution for creation of any portion of Corporation stock makes the same transferable by deed and not in books the provisions of this section shall apply and have effect but not otherwise.

(2.) Every transfer of Corporation stock so transferable shall be by deed.

(3.) The deed of transfer shall relate only to the transfer and shall not contain any recital trust power or proviso whatsoever.

(4.) The deed of transfer when duly executed shall be delivered to and kept by the Corporation or the registrar and the Corporation or the registrar shall enter a memorial thereof in a book to be called the Register of Transfers of Corporation Stock and shall indorse on the deed of transfer a notice of that entry.

(5.) The Corporation or the registrar shall on demand and on delivery up of the old stock certificate or on proof satisfactory to

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the Corporation of its absence deliver a new stock certificate to the purchaser or shall at the option of the purchaser make an indorsement of the transfer on the existing stock certificate which indorsement being signed by direction of the Corporation or by the registrar shall be equivalent to a new stock certificate.

(6.) Until the deed of transfer has been so delivered to the Corporation or the registrar the Corporation or the registrar shall not be affected thereby and the purchaser of the stock shall not be entitled to receive any dividend thereon.

Evidence on transfer.

60.—(1.) The Corporation or the registrar before allowing any transfer of stock may if the circumstances of the case appear to them or him to make it expedient require evidence of the title of any person claiming a right to make the transfer.

(2.) That evidence shall be a statutory declaration of one or more competent persons or of such other nature as the Corporation or the registrar with the approval of the Corporation may require.

Closing of transfer books.

61.—(1.) The Corporation or the registrar with the approval of the Corporation may as regards any portion of Corporation stock close the Corporation stock transfer books or the register of transfers of Corporation stock (as the case may be) on any day in the month next before that in which dividends on that portion of Corporation stock are payable but so that the books be not at any time kept closed for more than fifteen days.

(2.) The persons who on the day of such closing are inscribed as Corporation stockholders shall as between them and their transferees of Corporation stock be entitled to the dividend next payable thereon.

Stamp duty on transfers.

62. Unless the Corporation have compounded for stamp duty all stock issued by the Corporation shall notwithstanding anything in any resolution of the Corporation be transferable by deed and not in books And every deed of transfer of stock transferable by deed shall be duly stamped and the consideration shall be truly stated therein.

TRANSMISSION.

Transmission on death.

63.—(1.) The interest in Corporation stock of a stockholder dying shall for the purposes of this part of this Act be transferable by his executors or administrators notwithstanding any specific bequest thereof.

(2.) The Corporation or the registrar shall not be required to allow any executors or administrators to transfer any stock until the probate of the will of or the letters of administration to the deceased has or have been left with the Corporation or the registrar

for registration and may require all the executors who have proved the will to join in the transfer.

Transmission on marriage &c.

64.—(1.) If the interest in any Corporation stock has become transmitted in consequence of the bankruptcy of a stockholder or the marriage of a female stockholder or by any lawful means other than a transfer in books or by deed or other than the death of a stockholder that transmission shall be authenticated by a statutory declaration of one or more competent persons or in such other manner as the Corporation or the registrar require.

(2.) The declaration shall state the manner in which and the party to whom the stock has been transmitted and shall be left with the Corporation or the registrar.

(3.) If the transmission is in consequence of the marriage of a female stockholder the declaration shall if the Corporation or the registrar so require set forth a copy of the register of the marriage or other particulars of the celebration thereof and declare the identity of the wife with the holder of the stock.

(4.) The name of the person entitled under the transmission shall be entered in the Corporation stock register.

(5.) Until the transmission has been so authenticated the Corporation or the registrar shall not be affected thereby and no person claiming by virtue thereof shall be entitled to receive any dividend on the stock.

DIVIDENDS.

Payment of dividends.

65. The Corporation may pay by the registrar the dividends on Corporation stock.

Dividends to executors &c.

66. The Corporation or the registrar shall not be required to allow any executors or administrators to receive any dividend on Corporation stock held by their testator or intestate until the probate of the will or the letters of administration has or have been left with the Corporation or the registrar for registration.

Evidence of

67. The Corporation or the registrar before allowing the receipt of any dividend on any Corporation stock may if the circumstances of the case appear to them or him to make it expedient require evidence of the title of any person claiming a right to receive the dividend and that evidence shall be a statutory declaration of a competent person or of such other nature as the Corporation or the registrar may require.

Dividends to joint holders.

68. Where more persons than one are registered as joint holders of any Corporation stock any one of them may give an effectual receipt for any dividend thereon unless notice to the contrary

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has been given to the Corporation or the registrar by any other of them.

Dividends when one joint holder is infant &c.

69. Where Corporation stock is standing in the name of an infant or person of unsound mind jointly with any person not under legal disability a letter of attorney for receipt of the dividends on the stock shall be sufficient authority in that behalf if given under the hand and seal of the person not under disability attested by two or more credible witnesses but the Corporation or the registrar before acting on the letter of attorney may if they think fit require proof to their satisfaction of the alleged infancy or unsoundness of mind by a statutory declaration of one or more competent persons.

Dividend warrants by post.

70.—(1.) Where a Corporation stockholder desires to have his dividends sent to him by post he may make a request for that purpose to the Corporation or the registrar in writing signed by him in a form approved by the Corporation and shall give to the Corporation or the registrar an address in the United Kingdom or in the Channel Islands or the Isle of Man to which the letters containing the warrants are from time to time to be sent.

(2.) The posting by the Corporation or the registrar of a letter containing a dividend warrant addressed to a stockholder at his request at the address so given by him shall as respects the liability of the Corporation and of the registrar be equivalent to the delivery of the warrant to the stockholder himself.

(3.) Every warrant so sent by post shall be deemed a cheque and the Corporation and the registrar shall in relation thereto be deemed a banker within the Crossed Cheques Act 1876.

39 & 40 Vict. c. 81.

STOCK CERTIFICATES WITH COUPONS TO BEARER.

Provisions respecting stock certificates with coupons to bearer.

71.—(1.) On demand of a Corporation stockholder the Corporation or the registrar may issue to the stockholder a Corporation stock certificate to bearer that is to say a certificate of title to his stock or any part thereof entitling the bearer to the stock therein specified and transferable by delivery with coupons entitling the bearer of the coupons to the dividends on the stock but so that in case of redeemable stock no such certificate or coupons shall give a title to dividends beyond the time limited for redemption.

(2.) A Corporation stock certificate to bearer shall not be issued in respect of any sum of stock other than fifty pounds or a multiple of fifty pounds.

(3.) Notwithstanding anything in this Act a trustee shall not apply for purchase take or hold a Corporation stock certificate to bearer unless he is in express words authorised to do so by the instrument creating his trust and any contravention of this provision by a trustee shall be deemed a breach of trust but this provision shall not impose on the Corporation or the registrar an

obligation to inquire or to take notice whether a person applying for or holding a stock certificate to bearer is or is not a trustee or subject the Corporation or the registrar to any liability in case of their or his with or without notice issuing to a trustee a stock certificate to bearer or invalidate any stock certificate issued.

(4.) Where a Corporation stock certificate to bearer is outstanding the stock represented thereby shall cease to be transferable in books or by deed under and according to the provisions of this part of this Act.

(5.) The bearer of a Corporation stock certificate to bearer may on delivery up to the Corporation or the registrar of the certificate and of all unpaid coupons belonging thereto require to be entered in the Corporation stock register as the holder of the stock described in the certificate under which he derives title and thereupon the stock shall be re-entered in the register as transferable and shall become and again be transferable in the Corporation stock transfer books or by deed as the case may require and shall as regards the mode of payment of the dividends thereon be in the like condition as if no stock certificate to bearer had been issued in respect thereof.

(6.) The coupons issued with a Corporation stock certificate to bearer shall comprise the dividends to be paid in respect of the stock therein specified for such period as the Corporation approve.

(7.) At the end of that period fresh coupons may be issued for such further period as the Corporation approve and so for successive periods during the continuance in force of the stock certificate but the Corporation or the registrar may in lieu of issuing fresh coupons in respect of any stock certificate give in exchange a fresh stock certificate with coupons.

(8.) Payment to the bearer of a coupon of the amount expressed therein shall be a full discharge to the Corporation and to the registrar from all liability in respect of that coupon and the dividend represented thereby.

(9.) Where the Bank of England are the registrar coupons shall be payable at the chief establishment of the bank at the expiration of three clear days from the day of presentation and at any branch establishment of the bank situate more than 10 miles from the chief establishment at the expiration of five clear days from the day of presentation.

(10.) If a Corporation stock certificate to bearer or coupon is worn out or damaged the Corporation or the registrar on production and delivery up thereof may cancel it and issue a new certificate or coupon.

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(11.) If a Corporation stock certificate to bearer or coupon is lost or destroyed the Corporation or the registrar may issue a new certificate or coupon on receiving indemnity to the satisfaction of the Corporation against the claims of all persons deriving title under the certificate or coupon lost or destroyed.

(12.) Corporation stock specified in a stock certificate to bearer shall be charged on the same securities and be subject to the same powers of redemption if any and other powers and save as regards the mode of transfer and of payment of dividends thereon and save so far as a stock certificate to bearer is a negotiable instrument shall be subject to the same incidents in all respects as if that stock had continued to be registered in the Corporation stock register as transferable in books or by deed.

(13.) Where the Bank of England are the registrar they may with the sanction of the Corporation from time to time issue any forms that may be required for carrying into effect the provisions of this part of this Act and may also from time to time make any regulations that are not inconsistent with this part of this Act relative to the following things and when made may alter vary or repeal any such regulations and make other regulations instead thereof or in addition thereto and any such regulations for the time being in force shall be duly observed.

(a) The period for which coupons are to be given:

(b) The mode in which the bank is to act in issuing stock certificates to bearer or entering in the transfer books the bearers of stock certificates to bearer:

(c) The mode of proving the title of or identifying any person applying for a stock receipt or stock certificate or stock certificate to bearer:

(d) With respect to anything necessary for carrying into effect the provisions of this part of this Act which relate to or affect the bank.

General.

Nature of Corporation stock; notice of trusts.

72.—(1.) Corporation stock is personal property.

(2.) Corporation stock is not liable to foreign attachment by the custom of London or otherwise.

(3.) No notice of any trust express implied or constructive in respect of any Corporation stock or of any Corporation stock certificate to bearer or coupon shall be entered in the Corporation stock register or in any other book kept by the Corporation or the registrar or be receivable by the Corporation or the registrar or affect the Corporation through the registrar or otherwise.

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Receiver.

73.—(1.) If at any time the Corporation for two months after demand in writing fail to pay any dividend due on any Corporation stock the person entitled thereto may apply to Her Majesty's High Court of Justice in the Chancery Division for a receiver and the court may if it thinks fit appoint a receiver on such terms as it thinks fit.

(2.) The receiver shall have the like power of collecting receiving recovering and applying all money which ought to be paid under this part of this Act into the loans fund and of assessing making and recovering all rates for the purpose of obtaining the same as the Corporation or any officer thereof would or might have and such other powers and such duties as the court thinks fit and shall apply all money so collected after payment of expenses and costs as the court directs for purposes of this part of this Act.

(3.) The court may at any time discharge the receiver and shall have full jurisdiction over him and all persons interested in his acts.

Holding of Corporation stock by trustees.

74.—(1.) Trustees or other persons for the time being authorised to invest money in the mortgages debentures or debenture stock of any railway or other company shall unless the contrary is provided by the instrument authorising the investment have the same power of investing that money in Corporation stock (other than stock for the time being represented by a stock certificate to bearer) as they have of investing it in the mortgages debentures or debenture stock aforesaid.

(2.) Provided that where two or more persons are successively interested in trust money no investment thereof shall be made in Corporation redeemable stock at a price exceeding the redemption value of the stock.

Protection of holders of Corporation stock.

75. A person taking or holding Corporation stock shall not be concerned to inquire or to take notice whether the creation or issue thereof was or was not within any statutory borrowing power of the Corporation or otherwise in accordance with this part of this Act or whether or not the council or any meeting thereof was properly constituted or convened or whether or not the proceedings at any meeting of the council were legal or regular or to see to the application of any money raised by Corporation stock or be answerable for any loss or misapplication thereof.

Annual return to Local Government Board.

76.—(1.) Once in every year at a time appointed by the Local Government Board the Corporation shall send to that Board an abstract of the accounts of the Corporation relating to Corporation stock and the loans fund in a form prescribed by that Board and verified by a statutory declaration of the town clerk if required by that Board.

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(2.) In case of wilful default therein by the Corporation the Corporation shall on each occasion be liable to a fine not exceeding two hundred pounds and in case of wilful default therein by the town clerk the town clerk shall on each occasion be liable to a fine not exceeding twenty pounds and every fine under this section shall be recoverable summarily on the prosecution of the Local Government Board and not otherwise.

(3.) If by any such abstract or otherwise it appears to that Board that the Corporation have failed to comply with any requisition of this part of this Act in relation to any payment application or investment or otherwise in relation to Corporation stock or the loans fund that Board may notwithstanding any proceeding for the recovery of any fine or any other proceeding taken by that Board by order require the Corporation to make good the default within a time therein limited.

Unclaimed dividends.

77.—(1.) If at any time any dividend on any Corporation stock is unclaimed at the time for payment thereof the same shall nevertheless on demand at any subsequent time whatsoever be paid to the person showing his right thereto but without interest in the meantime.

(2.) Where any dividend remains unclaimed for five years from the time for payment thereof the Corporation shall cause notice thereof to be sent by post in a registered letter addressed to the stockholder named in their books by the description and at the address therein appearing and so at the expiration of three other successive periods of five years.

(3.) At the end of every successive period of five years from the day when the first dividend becomes payable on Corporation stock first issued after the passing of this Act the Corporation shall publish an advertisement in a newspaper circulating in the borough stating what if any dividends on Corporation stock other than those falling due at the then last half-yearly or other day of payment are then unclaimed and the names and addresses appearing in the Corporation stock register of the holders of the stock on which the dividends are unclaimed.

(4.) At the end of every successive period of ten years from the day when the first dividend becomes payable on Corporation stock first issued after the passing of this Act the Corporation unless it has been otherwise agreed between them and the registrar may require the registrar to repay to them all dividends unclaimed during that period and then in his hands and the Corporation shall pay the same into the loans fund and may deal therewith as they are by this part of this Act empowered to deal with money paid into the loans fund as interest on cash balances received by them

without prejudice nevertheless to the rights under this section of persons showing title to those dividends.

Saving for power to borrow otherwise.

78. Nothing in this part of this Act shall affect any power of the Corporation to raise otherwise than by Corporation stock any money which they do not think fit to raise by Corporation stock but whenever from time to time after the date of the first creation of any Corporation stock the Corporation raise money otherwise than by Corporation stock they shall cause to be given to each lender of money so raised notice in writing signed by the town clerk or other authorised officer of the Corporation of the priority of charge which Corporation stock has or may have by virtue of this part of this Act.

Saving for power of revocation.

79. Notwithstanding anything in this part of this Act the council may revoke at any time in whole or in part any resolution for creation of Corporation stock theretofore passed by the council if and as far as the same has not been acted on by the issue of stock thereunder.

Saving for other obligations.

80. Except as in this part of this Act expressly provided nothing in this part of this Act shall relieve the Corporation from any obligation imposed on them in relation to any statutory borrowing power by any Act of Parliament under or by which that power for the time being exists or is regulated.

Saving for power to sell lands &c.

81.—(1.) Nothing in this part of this Act shall affect any power or duty of the Corporation to sell lease or otherwise dispose of any land or property of the Corporation or to apply any purchase money or other money arising thereby in discharge of any charge on that land or property having priority to the charge of Corporation stock or affect any claim of any person under that prior charge.

(2.) That land or property shall in the hands of the purchaser or other person taking the same under the sale lease or other disposition be by virtue of this Act absolutely freed from the charge of Corporation stock and he shall not be concerned to see to the application of that purchase money or other money or be answerable for any loss or misapplication thereof.

Saving for existing securities.

82. Nothing in or done under this part of this Act shall affect any security or charge created or granted or payable by the Corporation before and subsisting at the date of the first creation of any Corporation stock and the Corporation shall whenever required by the holder of any security aforesaid apply all such money do all such acts exercise all such powers collect all such money and make and levy all such rates as they would or ought to have applied done exercised collected made and levied for his benefit and security if this part of this Act had not been enacted.

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Forgery.

83.—(1.) Corporation stock shall be deemed capital stock of a body corporate within the Act of the session of the twenty-fourth and twenty-fifth years of the reign of Her present Majesty (chapter ninety-eight) "to consolidate and amend the statute law of England and Ireland relating to indictable offences by forgery."

(2.) A Corporation stock certificate to bearer and a coupon connected therewith shall be deemed a stock certificate and coupon within the Forgery Act 1870.

33 & 34 Vict. c. 58.

Orders of Local Government Board.

84. Any order of the Local Government Board under this part of this Act may contain such directions as the Board think necessary or proper for giving effect thereto and shall be enforceable by writ of mandamus to be obtained by the Board out of Her Majesty's High Court of Justice and may be from time to time cancelled or varied by the Board as the circumstances of the case may require but the Board shall not make any such order without first hearing the Corporation if desirous of being heard which hearing may be in the form of a public inquiry with or without a published report or in such other form as the Board having regard to the circumstances think just and expedient and sections 294 and 296 of the Public Health Act 1875 shall apply to hearings inquiries and other proceedings to which this section relates.

Forms.

85. The forms given in the Fourth Schedule to this Act may be used for the purposes therein indicated and the same or forms to the like effect with such variations or additions as circumstances require shall be effectual for those purposes.

Fees

86.—(1.) Fees not exceeding those specified in the Fourth Schedule to this Act may be taken by or on behalf of the Corporation in the cases therein mentioned.

(2.) The proceeds of fees shall be paid by the Corporation into the loans fund and shall be applied in reduction of contributions out of the Corporation revenues payable into the loans fund in respect of dividends on such portions of Corporation stock as the Corporation having regard to the cases in which the fees are paid determine.

Expenses of execution of Act.

87.—(1.) The expenses incurred by the Corporation in or about the creation and issue of any portion of Corporation stock including any sum paid by them for composition for stamp duty thereon and any other expenses being in their judgment properly chargeable to capital shall be deemed money raiseable under the statutory borrowing power in exercise whereof that portion of stock is issued.

(2.) Expenses of book-keeping and management and other current expenses from time to time incurred by the Corporation in the

execution of this part of this Act shall be defrayed as the ordinary expenses of the Corporation as a municipal body are or may be defrayed. A.D. 1882.

Costs of Act.

88. The costs charges and expenses of and incidental to the preparing applying for and obtaining this Act shall be paid by the Corporation out of the borough fund and borough rate or out of moneys borrowed on the security thereof and the Corporation are hereby authorised to borrow such moneys as they may require for that purpose and any moneys so borrowed shall be deemed to be borrowed upon the security of the borough fund and borough rate under the Corporation Acts and the same shall be repaid within thirty years from the passing of this Act.

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SCHEDULES referred to in the foregoing Act.

FIRST SCHEDULE.

SETTING forth the several ACTS and ORDERS in the foregoing ACT referred to collectively as "THE CORPORATION ACTS."

The Municipal Corporation Acts as defined by the foregoing Act so far as the same relate to the borough.

The Halifax Improvement Act 1853.

The Halifax Gas Act 1855.

The Halifax Park and Improvement Act 1858.

The Halifax Improvement Act 1862.

The Halifax Extension and Improvement Act 1865.

The Halifax Corporation Waterworks and Improvement Act 1868.

The Halifax Water and Gas Extension Act 1870.

The Halifax Water and Gas Extension Act 1876.

The Local Government Board's Sanction 31st May 1878.

The Local Government Board's Sanction 16th August 1879.

The Local Government Board's Provisional Orders Confirmation (Halifax &c.) Act 1881.

The Acts 9 and 10 Victoria chapter 74 and 10 and 11 Victoria chapter 61 and the Baths and Washhouses Act 1878 so far as the same relate to the borough.

The Burial Acts 1852 to 1871 and the Acts altering amending or affecting the same for the time being in force so far as the same relate to the borough.

The Public Libraries Act 1855 and the Acts altering amending or affecting the same for the time being in force so far as the same relate to the borough.

The Tramways Act 1870 and the Acts altering amending or affecting the same for the time being in force so far as the same relate to the borough.

The Artizans' and Labourers' Dwellings Improvement Act 1875 and the Acts altering amending or affecting the same for the time being in force so far as the same relate to the borough.

The Public Health Act 1875 and the Acts altering amending or affecting the same for the time being in force so far as the same relate to the borough; and

All Public Acts passed before the passing of the foregoing Act so far as the same relate to the borough and authorise the borrowing of money by the Corporation and any Acts altering amending or affecting the same for the time being in force.

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THE SECOND SCHEDULE.

A piece of land part of the Birks Hall Estate and other lands adjoining containing in the whole forty-five acres and one rood or thereabouts and situate in the townships of Halifax and Ovenden in the parish of Halifax in the west riding of the county of York comprised within the following boundary namely commencing at Birks Hall Lodge at the junction of Pellon Lane and Angel Road thence along the north side of Angel Road to the point where the footpath leaves Angel Road and crosses certain property belonging to the Corporation thence in an easterly direction along the north-west boundary of certain lands belonging to the Corporation to Birks Hall Lane thence along the east side of Birks Hall Lane to the fence between the property or reputed property of Messieurs John Crossley and Sons Limited and the Birks Hall Estate and thence along the said fence to the centre of the Hebble Brook thence up the centre of the Hebble Brook eighty yards and across gardens belonging or reputed to belong to Messieurs John Crossley and Sons Limited to Shrogg's Road to a point ninety-six yards south-east of a certain building known as "the Clock" thence along the west side of Shrogg's Road to a point eighty-two yards north-west of the said building known as "the Clock" thence in a westerly direction to the centre of the Hebble Brook along the boundary between the property or reputed property of Messieurs John Crossley and Sons Limited and that belonging or reputed to belong to Messieurs Roystons thence up the centre of the Hebble Brook to near the slope known as the "Scar" thence in an easterly direction to Shrogg's Road and along the west side of Shrogg's Road to Jackroyd Lane thence along the west side of Jackroyd Lane for a distance of twenty-six yards thence in a westerly direction to the centre of the Hebble Brook and up the centre of the Hebble Brook to the fence dividing the fields known as "Lower Bracken Beds" and Birks Hall Mansion up the said fence in a south-westerly direction to Brackenbed Lane at its junction with Birks Hall Lane thence up the south side of Brackenbed Lane to the top of the plantation above the Glen House thence along the boundary fence of the said plantation to near the Water House thence in a southerly direction to Old Birks Hall thence in a south-easterly direction along the fence wall of Birks Hall Wood to near the Asps Farm thence in a southwesterly direction to Pellon Lane and along the north side of Pellon Lane sixty-three yards south-east of the footpath situate on the north-west of the Asps Farm House thence in a north-easterly direction across certain building land part of the Birks Hall Estate to the fence of Birks Hall Wood thence in a south-easterly direction along the said fence to the avenue leading from Pellon Lane to Birks Hall Mansion thence along the east side of the said avenue to within twenty-five yards of Birks Hall Lodge thence in a westerly direction to Pellon Lane and along the north-east side of Pellon Lane to the junction of Pellon Lane and Angel Road.

THE THIRD SCHEDULE.

Certificate of Disease, &c.

Halifax Corporation Act, 1882.

To the Corporation of the Borough of Halifax.

Pursuant to the above-mentioned Act I hereby certify and declare that in my opinion the under-mentioned person is suffering from *(here state the disease)* being an infectious disease within the terms of section of the above-named Act.

Dated the day of 18

(Signed)

Name of person suffering from the disease
Situation of the building wherein such person is - - -
Name of occupier or other person having the charge management or control of the building or room -

---

Note.—This certificate must (under a penalty in case of neglect of forty shillings) be forthwith sent to the medical officer of health at his residence or to the inspector of nuisances at his office and delivered to the official clerk or servant who shall be found in attendance there.

THE FOURTH SCHEDULE.

FORMS.

(A.)

RESOLUTIONS ON CREATION OF STOCK.

Borough of Halifax.

[29th September 188 .]

At a Meeting of the Council of the borough of Halifax, holden on [Wednesday the 29th day of September 188] at [eleven o'clock in the forenoon] in the [Council Chamber within the] Town Hall [as a Special Council].

Present

[A.B.] Mayor and a full Council.

Resolved first—

That under the authority and subject to the provisions of the Halifax Corporation Act 1882 the Corporation acting by the council do hereby in

exercise of their several statutory powers create stock to be called Halifax Corporation Redeemable (or Irredeemable) Stock and to be issued to an amount which shall be sufficient for the following purposes but not exceeding pounds (£):—

A. For raising the following sums (amounting in the aggregate to the sum of pounds which has not been raised) that is to say :—

(1) The sum of pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [ ] Acts for the purchase money for [ ] and the cost of reconstruction of portions thereof;

(2) The sum of pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [ ] Acts for the cost of construction of [ ];

(3) The sum of pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [ ] Acts for the construction of [waterworks];

(4) The sum of pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [ ] Acts for the purposes of [sewering and paving within the borough].

B. For raising instead of re-borrowing the sum of pounds required by the Corporation for the purpose of paying off when due sums amounting to pounds which will fall due before the [1st January 188] being a portion of their debts now subsisting on the security of outstanding securities granted by the Corporation for raising money for the purposes of the following Acts (that is to say):—

and which sums the Corporation are under those Acts authorised to re-borrow.

C. For raising the sum of pounds for repaying the amount temporarily borrowed by the Corporation from [the Bank of England] in order to enable the Corporation to meet sums which amount to pounds being a portion of their debt secured on outstanding securities granted by the Corporation for raising money for the purposes of the following Acts (that is to say):

and which sums the Corporation are under those Acts authorised to re-borrow.

D. For raising the sum of pounds for paying off or redeeming statutory securities granted by the Corporation under the following Acts and now outstanding (that is to say):—

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E. For the purpose of issuing stock in substitution for statutory securities granted by the Corporation under the following Acts and now outstanding (that is to say):—

Resolved secondly—

That such stock shall be issued at the price and shall bear the dividends and be transferable in the manner herein-after specified (that is to say):—

A. The minimum price of issue to be [£] per cent. the first dividend to be payable on the [1st January 188];

B. Tenders for stock to be made to the Bank of England. A deposit of 5 per cent. on the amount of stock tendered for to be paid at the Bank of England at the time of the delivery of the tender;

C. The dates for the further payments on account of the said tenders, when accepted, to be as follows:—On [Wednesday, the 20th day of October 188 , so much of the amount tendered and accepted as when added to the deposit, will leave £75 (sterling) to be paid for each £100 of stock. On Friday, the 26th day of November 188 , 25 per cent. On Tuesday, the 11th day of January 188 , 25 per cent. On Tuesday the 1st day of March 188 , 25 per cent.] In case of default in the payment of any instalment at its proper date the deposit and instalments previously paid will be liable to forfeiture;

D. Dividends at £ per cent. per annum, payable [quarterly];

E. Dividends on the total amount of stock (calculated from the 1st of October, 188), to be payable on the 1st January 188 .

F. Scrip certificates to bearer with coupons attached for the dividends payable 1st January 188 and 1st April 188 to be issued in exchange for the provisional receipts.

G. In the event of the receipt of tenders for a larger amount of stock than that proposed to be issued at or above the minimum price the tenders at the lowest price accepted to be subject to proportionate diminution.

H. Stock to be issued in sums of not less than £100.

J. Stock to be transferable [in books and not by deed].

Resolved thirdly—

That such stock shall be irredeemable [*or* shall be redeemable as follows—*state terms*].

Resolved fourthly—

That subject to the approval of the Commissioners of Her Majesty's Treasury an agreement be entered into with the Commissioners of Inland Revenue for the payment to the last-mentioned Commissioners of composition under the provisions of section 53 of the Inland Revenue Act 1880 for the stamp duty on transfers of stock issued under the foregoing resolutions.

A.D. 1882.

(B.)

STOCK RECEIPT.

HALIFAX CORPORATION REDEEMABLE (OR IRREDEEMABLE) STOCK (per Cent.).

Transfer days: Monday, Tuesday, Wednesday, Thursday, Friday. *Holidays excepted.*

Received this day of
188 of
herein-after called the said transferee
the sum of

being the consideration for

interest or share in the Halifax Corporation Stock (£ per cent.), transferable at the Bank of England, and all my property and interest in, and right to, the same, and the dividends thereon, by
this day transferred unto the said tranferee

Witness hand

Witness

☞ The proprietors to protect themselves from fraud are recommended to accept, by themselves, or their attorneys, all transfers made to them.

£ *s.* *d.*

[*Indorsement.*]

NOTICE TO HOLDERS OF HALIFAX CORPORATION STOCK (£ per Cent.).

Payment of Dividends.

Dividends are due on [*the* 1*st January*, 1*st April*, 1*st July, and* 1*st October*,] unless the [1*st*] of either of these months falls on a Sunday, in which case the dividends will be payable on the following day.

Dividends will be paid in one of the following modes:—

I. To the stockholders personally, or to their attorneys, at the Bank of England.

N.B.—Stockholders may arrange for the receipt of their dividends, free of charge, at any of the *country* branches, on application to the agent.

II. By transmission of dividend warrants by post, at the risk of the stockholder, under the following regulations:—

1. Any stockholder residing within the United Kingdom who desires to have his dividend warrant sent to his address by post, must fill up a form of application, to be obtained at the bank or at any of its branches.
2. In the case of joint accounts, the application must be signed by all the members of the account, directing the warrant to be sent to one of them at a given address.

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3. Post dividend warrants will be crossed *& Co.*, and will only be payable through a banker. They will be drawn to the order of the stockholder, and must be indorsed.

☞ Stockholders, whose warrants are sent by post should give notice to the bank if they are *not* received on the day on which they ought to be delivered; but need not acknowledge those that arrive in due course.

Stock Certificates to Bearer.

Stock certificates to bearer, of the denominations of [*£50*, or a multiple of *£50*], with coupons for the quarterly dividends attached, may be obtained in exchange for inscribed stock.

(C.)

CORPORATION STOCK CERTIFICATE.

Borough of Halifax.

Number

This is to certify that A.B. of [ ] is the proprietor of [ ] pounds of Halifax Corporation Redeemable [*or* Irredeemable] Stock subject to the Acts of Parliament relating thereto.

Given under the common seal of the mayor aldermen and burgesses of the borough of Halifax this [ ] day of [ ] 18[ ].

(D.)

TRANSFER IN BOOKS.

HALIFAX CORPORATION STOCK (PER CENT.).

No.

£	*s.*	*d.*

Entered by

this day of in the year of our Lord one thousand eight hundred and do assign and transfer

Witness to the identity of

interest or share in the Halifax Corporation Stock (£ per cent.), transferable at the Bank of England, and all my property and interest in, and right to, the same, and the dividends thereon, unto

executors, administrators, or assigns. Witness hand

Witness

do freely and voluntarily accept the above stock transferred to

Witness

(E.)

A.D. 1882.

APPLICATION FOR ISSUE OF POWER OF ATTORNEY.

Bank of England, the day of 188

From A. B. and C. D. [*the registered stockholders in the bank books*]

£ _____ HALIFAX CORPORATION STOCK (£ per ct.)

To G. H. [*the intended attorney*]

Examined by Dr. fol. Cr. fol. Transfer Book.

Posted by Posted by

(F.)

POWER OF ATTORNEY FOR SALE AND TRANSFER AND FOR RECEIPT OF DIVIDENDS.

Corporate Account.

HALIFAX CORPORATION STOCK.

ACCEPTANCE, SALE OF £_____ AND DIVIDENDS.

WE

our attorneys and attorney
for us and in our name and on our behalf—

FIRST—to accept all transfers made or to be made to us of any sum of

HALIFAX CORPORATION STOCK.

SECONDLY—to sell and transfer all, or any part of, the sum of

said stock standing in our name in the books of the Governor and Company of the Bank of England;

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THIRDLY—to receive and give receipts for all dividends or payments due, or to become due, on any sum of the said stock from time to time standing in our name in the books of the Governor and Company of the Bank of England;

and also—to do whatever is necessary or proper to be done for the purposes aforesaid, or any of them.

In witness whereof we have hereunto affixed our corporate seal this day of_____ in the year of our Lord one thousand eight hundred and_____

Sealed with the corporate seal and delivered in the presence of

N.B. The execution of this letter of attorney must be attested by [two witnesses who are] not of the corporate body, and who must be present when the corporate seal is affixed.

For further instructions, see other side.

[*Indorsement.*]

INSTRUCTIONS FOR EXECUTING THE WITHIN LETTER OF ATTORNEY.

Corporate Account.

The *date* must be inserted in *words* and not in figures.

The execution must be attested by [*two credible witnesses* who are] not of the corporate body, and who must add [their addresses and their qualities, professions or occupations].

A *witness resident in a town* must give the No. of the house as well as the name of the street.

If *clerks or servants* are witnesses they must give the names and addresses of their employers.

When a witness is a *female* she must state whether she is a *spinster, wife, or widow*; and if a *wife* she must give her husband's name, address, and quality, profession or occupation.

A *wife* is not a *valid witness* to the execution of this letter of attorney when her husband's name appears in the letter as attorney or transferee.

If any *alteration, interlineation, or erasure* be made in this letter of attorney, it must be particularly stated in the attestation, subscribed to by the witnesses, that such alteration, interlineation, or erasure was made previously to the execution of the letter.

I demand to act by this letter of attorney, this day of 18 .

Witness

(G.)

DEED OF TRANSFER.

Borough of Halifax.

I A.B. of [ ] in consideration of the sum of [ ] pounds paid to me by C.D. of [ ] (herein-after called the said transferee) do hereby transfer to the said transferee the sum of [ ] pounds Halifax Corporation Redeemable [*or* Irredeemable] Stock standing [or part of the stock standing] in my name in the books of the mayor aldermen and burgesses of the borough of Halifax to hold unto the said transferee his executors administrators and assigns [*or* successors and assigns] subject to the several conditions on which I hold the same at the time of the execution hereof and I the said transferee do hereby agree to take the said stock subject to the same conditions.

As witness our hands and seals the [ ] day of [ ].

(H.)

DIVIDEND WARRANT.

HALIFAX CORPORATION STOCK
(£ per Cent.)

To the Cashiers of the Bank of England.

Pay to bearer the sum of

for one quarter of a year's dividend on the sum of £ Halifax Corporation Stock (per cent.) due 188 . Less property tax at *d.* per £.

I do hereby acknowledge to have received of the Bank of England the above-mentioned sum, in full payment for one quarter of a year's dividend, due as abovesaid.

Witness my hand this , 188 .

Witness,

A.D. 1882.

(I.)

DIVIDEND WARRANT BY POST.

(1.)

HALIFAX CORPORATION STOCK (£ PER CENT.)

REQUEST FOR TRANSMISSION OF DIVIDEND WARRANTS BY POST.

To the Governor and Company of the Bank of England.

"my" or "our." A sum of £ Halifax Corporation Stock (per cent.) is now standing in name as follows:—

Names, addresses, and descriptions as recorded in the bank books.

"I" or "we." "myself" or "our *nominee*." as the person entitled to the dividends upon the above-mentioned amount of stock hereby authorise the Accountant-General of the Bank of England, for the time being, in the name of to draw upon the Governor and Company of the Bank of England for the amount of the quarterly dividends due and to become due on the said amount of stock, or on the amount for the time being standing in name:

"my" or "our." "I" or "we." "my" or "our." And hereby request the said Accountant-General to send through the post, at risk and until further notice, the warrants so drawn to—

If the account is a sole one, insert here the name and address of the stockholder: if the account is a joint one, insert here the name and address of one of the stockholders, as *nominee*.

Name . . . . .

Present address

SIGN HERE.

In the case of joint stockholders, or of co-executors, all must sign.

Date 188 .

[*On second half sheet of same Form.*] A.D. 1882.

This half sheet is to be retained by the stockholder. Reference to it will often save unnecessary correspondence.

NOTICE TO HOLDERS OF HALIFAX CORPORATION STOCK
(per Cent.)

Transmission of Dividend Warrants by Post.

Dividends upon the above-named stock may be transmitted through the post to the *stockholder* in sole accounts, and to *any one of the stockholders* in joint accounts, *at their risk*, upon a form of request being duly filled up and forwarded to the Accountant-General, Bank of England (forms are obtainable at the Bank of England, and at any of its branches).

N.B.—This arrangement does not apply to stockholders whose addresses are beyond the United Kingdom.

Persons receiving dividends under letter of attorney cannot have the warrants for such dividends sent to them by post.

A separate form must be used for each separate holding of stock.

When forwarding a form of request, care should be taken to state the number of overdue dividends, if any.

Dividends are payable on [1*st January*, 1*st April*, 1*st July*, and 1*st October*].

When the [1*st*] happens on a Sunday, the dividends are not payable until the [2*nd*].

Forms of request may be delivered at the bank at any date, either by hand or through the post; but when received between the day on which the balance for a dividend is struck and the day on which the dividend is payable, the warrants for such *next* dividend will be forwarded as soon as possible, but the bank will not guarantee their being posted on the day before the dividend is payable.

For the dividend payable [1*st January*] the balance is struck on or about the [1*st December*].

" [1*st April*] " " " [1*st March*].

" [1*st July*] " " " [1*st June*].

" [1*st October*] " " " [1*st September*].

Warrants for overdue dividends will be forwarded as promptly as possible, but not necessarily by return of post.

Any change of address of the stockholder in sole accounts, or of the nominee in joint accounts, should be notified at once to the Accountant-General. When any such notification reaches the bank less than a fortnight before the next dividend is due, there may be a delay of a few days in the delivery of the warrant for such next dividend.

In the absence of any notification to the contrary, it will be taken for granted that dividend warrants have duly reached their destinations. When they are not received on the correct day, notice should be given to the Accountant-General without delay.

A.D. 1882.

As postal dividend warrants are made payable to order, they must be indorsed: they are crossed in blank, and consequently are only payable on presentation by a banker. (The banker will not undertake to cross postal dividend warrants with the names of particular bankers.)

Instructions to transmit warrants by post remain in force, although the stock may have been added to, or a part sold.

Stockholders selling stock by attorney, if they wish to continue to receive their dividends through the post, should instruct their bankers, or brokers, to obtain letters of attorney *for sale only*.

All communications with reference to postal dividend warrants should be addressed to the Accountant-General, Bank of England, and the postage should be prepaid.

(2.)

POST DIVIDEND WARRANT.

HALIFAX CORPORATION STOCK
(per cent.)

To the Governor and Company of the Bank of England, London.

Pay to me or my order on demand the sum of
being one quarter of a year's dividend at per cent. per annum, due on the 1st day of 188 , on the { Halifax Corporation Stock (per cent.) } sum of £

Less property tax at per £

Accepted for the Governor and Company of the Bank of England,

Per pro

[F. May]
Chief Cashier. *Accountant-General.*

The person to whom this warrant is payable must sign his or her name on the back of it.

(K.)

STOCK CERTIFICATE WITH COUPONS TO BEARER.

HALIFAX CORPORATION STOCK CERTIFICATE TO BEARER.

DIVIDEND AT PER CENT. PER ANNUM.

£. A00000

This is to certify that the bearer of this certificate is entitled to pounds Halifax Corporation [Redeemable] Stock with interest thereon at the rate of £ per cent. per annum transferable at the Bank of England pursuant to the Halifax Corporation Act, 1882.

Dated , 188 .

For the Governor and Company
of the Bank of England
[F. MAY.]

Countersigned
[S. O. GRAY],
Chief Accountant,
Bank of England.

A00000 £.

The coupons attached to this certificate are payable at the chief establishment of the Bank of England or at any of the country branches.

When the coupons are exhausted this certificate will be exchanged on presentation at the Chief Cashier's Office, Bank of England, for a new certificate with fresh coupons attached.

[COUPONS.]

5 Div. HALIFAX CORPORATION STOCK.

Coupon for Shillings and Pence,
(Less Income Tax)
being Three Months' Dividend at £. Per Cent. Per Annum.
A00000 Due [1st January 1886]
on Certificate for POUNDS
HALIFAX CORPORATION STOCK.
£. Payable at the Bank of England.

5 Div.

HALIFAX CORPORATION STOCK.

Due [1st Jan. 1886]

[A00000]

£.

4 Div. HALIFAX CORPORATION STOCK.

Coupon for Shillings and Pence,
(Less Income Tax)
being Three Months' Dividend at £. Per Cent. Per Annum.
A00000 Due [1st October 1885]
on Certificate for POUNDS
HALIFAX CORPORATION STOCK.
£. Payable at the Bank of England.

4 Div.

HALIFAX CORPORATION STOCK.

Due [1st Oct. 1885]

A00000

£.

3 Div. HALIFAX CORPORATION STOCK.

Coupon for Shillings and Pence,
(Less Income Tax)
being Three Months' Dividend at £. Per Cent. Per Annum.
A00000 Due [1st July 1885]
on Certificate for POUNDS
HALIFAX CORPORATION STOCK.
£. Payable at the Bank of England.

3 Div.

HALIFAX CORPORATION STOCK.

Due [1st July 1885].

A00000

£.

2 Div. HALIFAX CORPORATION STOCK.

Coupon for Shillings and Pence
(Less Income Tax)
being Three Months' Dividend at £. Per Cent. Per Annum.
A00000 Due [1st April 1885]
on Certificate for POUNDS
HALIFAX CORPORATION STOCK.
£. Payable at the Bank of England.

2 Div.

HALIFAX CORPORATION STOCK.

Due [1st April 1885].

A00000.

£.

A.D. 1882.

FEES.

	£	s.	d.
On original issue of stock receipt or stock certificate - -	0	2	6
On any new stock certificate - - - -	0	2	6
On transfer including certificate - - - -	0	5	0
On any issue of stock certificate to bearer in respect of every ten pounds of stock specified therein - - - -	0	0	6
On re-entry in register of stock specified in stock certificate to bearer - - - - - -	0	5	0

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