CHAPTER cxlvi.

An Act to empower the Mayor Aldermen and Burgesses of the County Borough of Halifax to construct additional waterworks tramways street widenings and improvements to confer further powers with respect to their gasworks undertaking to amend some of the provisions of the Local Acts in force within the Borough and for other purposes. [25th July 1898.] A.D. 1898.

WHEREAS the county 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 whereas by the Halifax Improvement Act 1853 the Corporation were empowered to execute the works in that Act mentioned for the purpose of supplying water within the limits prescribed by that Act:

And whereas further powers in relation to the supply of water and other matters were granted to the Corporation by 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 Halifax Corporation Act 1882 and the Halifax Corporation Waterworks Act 1888 and by such further Acts or some of them the limits for the supply of water prescribed by the Act of 1853 were extended:

And whereas the said further Acts and the Act of 1853 are in this Act referred to generally as "the recited Acts" and severally as the Act of the year in which the Act referred to was passed:

And whereas the Corporation have never exercised the powers granted to them by the Act of 1868 and extended by

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the Acts of 1876 and 1888 to construct at Walshaw Dean in the parish of Wadsworth the works described in the deposited plans referred to in the Acts of 1868 and 1888 as the Walshaw Dean Upper Reservoir the Walshaw Dean Middle Reservoir and the Walshaw Dean Lower Reservoir and the aqueducts or conduits connected therewith also shown on those plans and the other works relating to or connected with those reservoirs aqueducts and conduits and the said powers have now lapsed:

And whereas it is expedient for the purpose of enabling the Corporation to supply water more effectually to the borough and the district within the limits of supply prescribed by the recited Acts that the Corporation should be again authorised and empowered to make and construct the three reservoirs at Walshaw Dean and the aqueducts or conduits and works connected therewith as by this Act provided:

And whereas by the Halifax Corporation Tramways Act 1897 the Corporation were authorised to lay down within the borough the tramways in that Act mentioned and the powers therein contained were conferred on the Corporation in respect of the said tramways:

And whereas the construction of the additional tramways in this Act mentioned would be of public and local advantage and it is expedient that the Corporation be authorised to construct and maintain the same accordingly as part of their tramway undertaking:

And whereas it is expedient that the Corporation should be authorised to make and maintain the street improvements and works in this Act authorised and to acquire lands for the purposes thereof:

And whereas the Corporation have at various times under different public and local Acts borrowed the sums mentioned in the Second Schedule to this Act and amounting in all to two million and sixty-four thousand three hundred and sixty-two pounds out of a total amount of two million three hundred and twelve thousand three hundred and sixty-nine pounds authorised to be borrowed by them and on the thirty-first day of March one thousand eight hundred and ninety-eight the several amounts specified in the said Second Schedule were outstanding in respect of the sums borrowed as aforesaid:

And whereas the sums borrowed by the Corporation are repayable within different periods by means of separate sinking funds and it is expedient to provide for their repayment within one equated period by means of one sinking fund:

And whereas estimates have been prepared by the Corporation in relation to the following purposes in respect of which they are by this Act authorised to raise money which are as follows :—

For the purposes of their water undertaking one hundred and fifty-seven thousand pounds ;

For the purposes of their tramway undertaking seventy-seven thousand two hundred and seventy pounds ;

For street improvements and works nine thousand two hundred pounds ;

For the purposes of their gas undertaking one hundred and fifty thousand pounds ;

For the purposes of their electric lighting undertaking five thousand pounds :

And whereas the several works and purposes mentioned in such estimates except the estimate for electric lighting are permanent works within the meaning of section 234 of the Public Health Act 1875 :

And whereas it is expedient that the Corporation should be authorised to raise moneys for the purposes aforesaid :

And whereas it is expedient to extend within the borough the limit of the rate under the Public Libraries Acts 1892 and 1893 :

And whereas it is expedient to make such amendments of the local Acts in force within the borough with respect to the rating of buildings used for public charities and other matters and to make such other provisions as this Act contains :

And whereas plans of the works authorised by this Act and of the lands which the Corporation may acquire under this Act and sections of the said works and a book of reference to such plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required and which may be taken under the powers of this Act have been deposited with the clerk of the peace for the West Riding of the county of York which plans sections and book of reference are in this Act respectively referred to as the deposited plans sections and book of reference :

And whereas the objects aforesaid cannot be effected without the authority of Parliament :

And whereas an absolute majority of the whole number of the council at a meeting held on the twentieth day of October one thousand eight hundred and ninety-seven after ten clear days' notice by public advertisement of the meeting and of the purpose thereof in the Halifax Courier a local newspaper

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published and circulating in the borough such notice 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 rates leviable within the borough:

And whereas that resolution was published twice in the said newspaper 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 fifth day of January one thousand eight hundred and ninety-eight 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:

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):—

PART I.—Preliminary.

Short title.

1. This Act may be cited for all purposes as the Halifax Corporation Act 1898.

Act divided into parts.

2. This Act is divided into parts as follows:—

Part I.—Preliminary.
Part II.—Waterworks.
Part III.—Tramways.
Part IV.—Street Improvements.
Part V.—Gas.
Part VI.—Electricity.
Part VII.—Finance.
Part VIII.—Miscellaneous.

Provisions of certain general Acts incorporated.

3. The following Acts and parts of Acts (so far as the same are applicable for the purposes and are not inconsistent with the provisions of this Act) are hereby incorporated with this Act namely:—

The Lands Clauses Acts:

The Waterworks Clauses Act 1847 as amended by section 57 of the Public Health Act 1875 (except the provisions

with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit) :

The Waterworks Clauses Act 1863 :

The provisions of the Railways Clauses Consolidation Act 1845 with respect to the temporary occupation of lands near the railway during the construction thereof but such provisions shall apply only to the reservoirs by this Act authorised :

Section 3 (Interpretation of terms) section 19 (Local authority may lease or take tolls) and Parts II. and III. of the Tramways Act 1870 :

Provided that the provisions of section 30 of the Tramways Act 1870 shall apply in relation to any alteration of or interference with any telegraphic line of the Postmaster-General subject to the following condition (that is to say) That all works executed by the Corporation in pursuance of that section in relation to any lowering or alteration of the telegraphic lines of the Postmaster-General or to the provision of telegraphic lines for the use of the Postmaster-General shall if the Postmaster-General so desire be executed by the Postmaster-General or his officers at the expense of the Corporation The expression "telegraphic line" in this Act has the same meaning as in the Telegraph Act 1878.

Interpretation.

4. The several words and expressions to which by the Public Health Acts or the Acts wholly or partially incorporated with this Act meanings are assigned shall in this Act have the same respective meanings unless there is something in the subject or context repugnant to such construction Provided that in the Acts wholly or partially incorporated with this Act for the purposes of this Act—

"The undertakers" or "the company" means the Corporation ;

"The railway" means the reservoirs by this Act authorised to be constructed ;

"Centre of the railway" means with respect to the reservoirs by this Act authorised to be constructed the boundary of such reservoirs :

And in this Act unless the context otherwise requires—

"The borough" means the county borough of Halifax ;

"The council" means the council of the borough ;

"The town clerk" means the town clerk of the borough ;

"The accountant" means the accountant of the borough ;

"The borough fund" and "the borough rate" mean the borough fund and borough rate of the borough ;

"The Public Health Acts" means the Public Health Act 1875 and any Act amending the same ;

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"The tramways" means the tramways and works by Part III. of this Act authorised.

Act to be executed by Corporation.

5. This Act shall be carried into execution by the Corporation acting by the council.

PART II.—Waterworks.

Power to make waterworks.

6. Subject to the provisions of this part of this Act the Corporation may make and maintain in the lines and situations and upon the lands delineated on the deposited plans and described in the deposited book of reference and according to the levels shown on the deposited sections the waterworks and other works following (that is to say) :—

(a) A reservoir (Walshaw Dean Lower Reservoir) to be situate on a stream known as the Alcomden Water or Walshaw Dean Water or one or both of them the embankment of which reservoir will be placed nine hundred and thirty yards or thereabouts measured in a straight line in a north-easterly direction up the said stream above the point where the public road is carried across the said Alcomden Water by the bridge known as Holme Ends Bridge at which embankment the reservoir will commence and thence extend up such stream in a north-easterly direction for a distance of seven hundred and eighty-one yards or thereabouts measured in a straight line and there terminate :

(b) A reservoir (Walshaw Dean Middle Reservoir) to be situate on a stream known as Walshaw Dean Water the embankment of which reservoir will be placed three hundred and forty-five yards or thereabouts measured in a straight line in a north-easterly direction above the point where the stream known as Shaw Dike joins the said Walshaw Dean Water at which embankment the reservoir will commence and thence extend up the Walshaw Dean Water in a north-easterly direction for a distance of nine hundred and sixty yards or thereabouts measured in a straight line and there terminate :

(c) A reservoir (Walshaw Dean Upper Reservoir) to be situate on the said stream known as Walshaw Dean Water the embankment of which reservoir will be placed four hundred and twenty yards or thereabouts measured in a straight line in a northerly direction above a certain sheep pen known as Lower Fold adjoining the said stream at which embankment the reservoir will commence and thence extend up such stream in a northerly direction for a distance of seven hundred

and thirty-five yards or thereabouts measured in a straight line and there terminate:

(d) An aqueduct tunnel conduit or line of pipes to commence at or in the stream known as Grey Fosse Clough at a point one hundred and thirty yards or thereabouts measured in a straight line in a westerly direction up such stream from its junction with the stream known as Walshaw Dean Water and to terminate in the said stream known as Alcomden Water or Walshaw Dean Water or one or both of them eight hundred and fifty yards or thereabouts measured in a straight line in a north-easterly direction from the point where the public road is carried across the said Alcomden Water by the bridge known as Holme Ends Bridge:

(e) An aqueduct tunnel conduit or line of pipes to commence in the intended reservoir firstly herein described at a point one thousand and forty yards or thereabouts measured in a straight line in a north-easterly direction up the Alcomden Water or Walshaw Dean Water above the point where the public road is carried across the said Alcomden Water by the bridge known as Holme Ends Bridge and to terminate in the existing aqueduct of the Corporation at the well on the said existing aqueduct on the east side of the stream known as Alcomden Water near the bridge known as Holme Ends Bridge:

(f) An aqueduct tunnel conduit or line of pipes to commence in the intended reservoir secondly herein described at a point on the stream known as Walshaw Dean Water four hundred and forty-five yards or thereabouts measured in a straight line in a north-easterly direction from the junction of the stream known as Shaw Dike with Walshaw Dean Water and to terminate in Walshaw Dean Water two hundred and twenty-five yards or thereabouts measured in a straight line in a north-easterly direction from the said junction of Shaw Dike and Walshaw Dean Water:

(g) An aqueduct tunnel conduit or line of pipes to commence in the intended reservoir thirdly herein described at a point in the stream known as Walshaw Dean Water five hundred and thirty yards or thereabouts measured in a straight line in a northerly direction from a certain sheep pen known as Lower Fold adjoining the said stream and to terminate in Walshaw Dean Water two hundred and fifty yards or thereabouts measured in a straight line in a northerly direction from the said sheep pen known as Lower Fold:

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Together with all necessary and convenient cuts channels adits catchwaters aqueducts culverts tunnels drains sluices bywashes weirs gauges wells tanks filter-beds filters embankments bridges roads approaches telegraphic and telephonic apparatus engines machinery appliances apparatus and conveniences in connection with the said works or any of them or necessary for conducting inspecting maintaining repairing cleansing or managing the same but all wires in connection with such telegraphic and telephonic apparatus shall be placed and for ever afterwards kept below the surface of the lands across which they run Provided that such telegraphic and telephonic apparatus shall not be used in contravention of the exclusive privilege conferred upon Her Majesty's Postmaster-General by the Telegraph Act 1869.

The works aforesaid will be situate wholly in the parish of Wadsworth in the West Riding of the county of York.

Power to Corporation to contribute towards post or telegraph office at waterworks.

7. The Corporation may undertake to pay to the Postmaster-General any loss he may sustain by reason of the establishment or maintenance at their request of any post or telegraph office or of any additional facilities (postal or other) in any rural district in connection with the waterworks authorised by this Act and any expenses incurred by the Corporation under such undertaking may be defrayed out of any revenue or funds of the Corporation.

Power to take lands and waters.

8. Subject to the provisions of this part of this Act the Corporation may enter upon take and use such of the lands shown on the deposited plans and described in the deposited book of reference as they may require for the purposes of this part of this Act and may for the purposes of their waterworks collect impound take use get and appropriate all rivers springs streams and waters intercepted by any of the works by this part of this Act authorised and all springs streams and waters found in on or under any of the lands acquired by the Corporation or over which they have acquired easements under this part of this Act.

Power to deviate.

9. In the construction of the works by this part of this Act authorised the Corporation may deviate from the lines or position thereof as shown on the deposited plans relating thereto to any extent within the limits of deviation marked in each case thereon and where the line of any work is shown on those plans as passing along any road and no limits of lateral deviation are marked on the deposited plans the Corporation may in making such work deviate laterally to any extent within the boundaries of such road

and the Corporation may also in the construction of the works by this part of this Act authorised deviate vertically from the levels shown on the deposited sections in the case of reservoirs to any extent not exceeding five feet upwards or ten feet downwards and in the case of other works to any extent not exceeding five feet upwards or seven feet downwards Provided always that if in the exercise of the powers of deviation herein-before given the situation of any embankment or wall of any reservoir is altered the Corporation shall not construct any such embankment or wall of a greater height above the general surface of the ground than that of the corresponding embankment or wall shown on the deposited sections and three feet in addition Provided also that no such deviation upwards shall cause any part of any conduit drain or pipe to be raised above the surface of any road or (except for the purposes of crossing any stream) above the surface of any ground.

Time for completion of works.

10. If the works by this part of this Act authorised are not completed within ten years from the passing of this Act then on the expiration of that period the powers by this Act granted for the making thereof respectively or otherwise in relation thereto shall cease except as to such of them or so much thereof respectively as is then completed.

Period for compulsory purchase of lands.

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

Power to take additional lands by agreement.

12. The Corporation may for the purposes of their water undertaking purchase by agreement any lands not exceeding twenty acres in addition to the lands which they are authorised by this part of this Act to take by compulsion but the Corporation shall not create or permit the creation or continuance of any nuisance on such lands or use such lands for any building except buildings required for or used in connection with the water undertaking of the Corporation including offices and dwellings for persons employed by the Corporation.

Power to acquire easements only.

13. The Corporation may in lieu of acquiring any lands for the purpose of any aqueducts tunnels conduits or pipes by this Act authorised acquire such easements and rights in such lands as they may require for the purpose of constructing placing laying inspecting maintaining cleansing repairing renewing reconstructing conducting or managing the same and may give notice to treat in respect of such easements and rights and may in such notice

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describe the nature thereof and the several provisions of the Lands Clauses Acts (inclusive of those with regard to limited owners and to arbitration and the summoning of the jury) shall apply to such easements and rights as fully as if the same were lands within the meaning of such Acts:

Provided also that nothing herein contained shall authorise the Corporation to acquire by compulsion any such easement in any case in which the owner in his particulars of claim shall require the Corporation to acquire the lands in respect of which they have given notice to treat for the acquisition of an easement only and every notice to treat for the acquisition of an easement shall be endorsed with notice of this provision:

Provided that as regards any lands taken or used by the Corporation for the purpose of laying or constructing aqueducts tunnels conduits or pipes therein where such aqueducts tunnels conduits or pipes are laid or constructed underground the Corporation shall not (unless they give notice to treat for such lands and not merely for easements therein) be required or entitled to fence off or sever such lands from the adjoining lands but the owners or occupiers for the time being shall at all times after the completion of the works have the same rights of passing over such lands for all purposes of or connected with the use or enjoyment of the adjoining lands as if such lands had not been taken or used by the Corporation.

Power to take lands by agreement for protection of works.

14. The Corporation may for the purposes of protecting from contamination fouling or discolouration any reservoirs or any springs rivulets or waters over which they for the time being have any right or in which they for the time being have any interest and any waters which unite with or flow into such reservoirs springs rivulets or waters acquire by agreement or take on lease and hold either temporarily or permanently any lands situate within the drainage area of such reservoirs or waters and such lands shall not be deemed to be superfluous lands within the meaning of the Lands Clauses Consolidation Act 1845 or any of the recited Acts Any such sale or lease may be under and subject to the provisions of the Settled Estates Act 1877 or the Settled Land Acts 1882 to 1889.

Applying certain provisions of Act of 1888.

15. The provisions of section 13 and sections 16 to 24 and sections 29 30 and 44 of the Act of 1888 shall be incorporated with this Act and shall extend and apply to the works by this part of this Act authorised as fully and effectually as if the same were re-enacted herein.

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16. For preventing waste misuse undue consumption or contamination of the water of the Corporation the following provisions shall have effect (that is to say):—

Byelaws for preventing waste &c. of water.

(1) The Corporation may make byelaws for the purpose of preventing the waste undue consumption or misuse or contamination of water and amongst other things may by such byelaws prescribe the size nature materials workmanship and strength and the size and the mode of arrangement connection disconnection alteration and repair of the ferrules pipes meters cocks valves soil-pans waterclosets baths tanks cisterns and other apparatus fittings means contrivances receptacles or appliances whatsoever to be used and may forbid any arrangements and the use of the several things before mentioned or any or either of them which may lead to such waste or undue consumption misuse or contamination:

(2) No such byelaws shall be of any force or effect except within such part or parts of the district in which the Corporation are for the time being bound to supply and do in fact supply or are prepared on demand (subject to the provisions of the Waterworks Clauses Act 1847) to supply water under constant pressure:

(3) All such byelaws shall be subject to the provisions contained in sections 182 183 184 and 185 of the Public Health Act 1875 and all penalties imposed for the breach of any such byelaws shall be recoverable in manner provided by that Act for the recovery of penalties:

(4) In case of failure of any person to observe such byelaws as are for the time being in force the Corporation may if they think fit after 24 hours notice in writing between the hours of nine in the morning and five in the afternoon enter and by and under the direction of their duly authorised officer repair replace or alter any pipe meter valve cock ferrule tank cistern bath soil-pan watercloset or other apparatus means contrivance or receptacle fittings or appliances belonging to or used by such person and the expense of every such repair replacement or alteration shall be repaid to the Corporation by the person on whose credit the water is supplied and may be recovered by them as the water rate is recoverable.

Section 26 of the Act of 1868 is hereby repealed but notwithstanding such repeal the regulations made by the Corporation under that section and in force immediately before the passing of this Act shall continue and be enforceable until byelaws are made by the Corporation under this section.

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Agreement with Todmorden Rural District Council confirmed.

17. The agreement dated the second day of March one thousand eight hundred and ninety-eight made between the Corporation of the one part and the Todmorden Rural District Council of the other part as amended and set forth in the Third Schedule to this Act is hereby ratified and confirmed and made binding on the parties thereto.

For protection of Bradford Corporation.

18. The following provisions shall have and take effect for the protection of the rights privileges powers and authorities of the mayor aldermen and citizens of the city of Bradford (herein-after in this section called "the Bradford Corporation") :—

(1) Notwithstanding anything in this Act contained the Corporation shall not either directly or indirectly supply any water nor enter into any contract with any corporation urban or rural district council or any local authority company or person whereby any water may be either directly or indirectly supplied or used within the limits for the purposes of water supply of the Bradford Corporation defined by some or one of the Bradford Acts set out in the recital in the Bradford Corporation Tramways and Improvement Act 1897 nor within any township district or place within which water is at the time of the passing of this Act either directly or indirectly supplied by the Bradford Corporation :

(2) The Corporation shall not collect impound take use get or appropriate any springs streams or waters arising or flowing within the appropriated areas already prescribed by Act of Parliament in favour of the Bradford Corporation :

(3) Provided that the Bradford Corporation shall not without the consent of the Corporation directly or indirectly supply any water nor enter into any contract with any corporation urban or rural district council or any local authority company or person whereby any water may be either directly or indirectly supplied or used within the limits for the purposes of water supply of the Corporation as defined by the several Acts of Parliament or Provisional Orders of the Corporation in that behalf nor within any township district or place within which water is at the time of the passing of this Act either directly or indirectly supplied by the Corporation :

(4) Provided also that the Bradford Corporation shall not collect impound take use get or appropriate any springs streams or waters arising or flowing within the appropriated areas already prescribed by Act of Parliament in favour of the Corporation.

For protection of

19. Nothing in this Act contained shall authorise the Corporation to collect impound take use get or appropriate any springs

streams or waters arising or flowing within the appropriated areas defined by section 34 of the Keighley Extension and Improvement Act 1869.

Keighley Corporation.

PART III.—Tramways.

Power to make tramways.

20. Subject to the provisions of this part of this Act the Corporation may make form lay down work use and maintain the tramways herein-after described in the lines and according to the levels shown on the deposited plans and sections and in all respects in accordance with those plans and sections with all proper rails plates sleepers channels junctions turntables turnouts crossings passing-places triangles waiting-rooms stables carriage-houses engine-houses stations sheds buildings works and conveniences connected therewith (that is to say) :—

Tramway No. 1 one mile three furlongs 2·6 chains in length commencing in Hall End by a junction with the authorised tramway at the junction of Commercial Street and Hall End passing thence along Hall End in a northerly direction thence along Waterhouse Street Broad Street Northgate North Bridge Haley Hill and Boothtown Road and terminating in Boothtown Road at the borough boundary about sixty yards south of the south corner of the Punch Bowl Inn :

Tramway No. 1 will be laid as a single line except between the following points where it will be laid as a double line namely :—

In Northgate between points thirty-three yards and ninety-nine yards respectively north of the junction of Northgate and Grove Street ;

In Haley Hill between points one hundred yards and one hundred and sixty-six yards respectively north-west of the junction of Haley Hill and Poplar Street ;

In Boothtown Road between points eighteen yards and eighty-four yards respectively north-west of the junction of Boothtown Road and Rawson Street and between points one hundred and eighty-six yards and two hundred and fifty-two yards respectively north-west of the junction of Boothtown Road and Ploughcroft Road :

Tramway No. 2 seven furlongs five chains in length commencing in New Bank by a junction with Tramway No. 1 at the junction of North Bridge and Haley Hill passing thence along New Bank Godley Road and Godley Lane and terminating in Godley Lane at the borough boundary about seventy yards south-west of the south-west corner of the Stump Cross Inn :

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Tramway No. 2 will be laid as a single line except between the following points where it will be laid as a double line namely :—

In New Bank between the point of junction of New Bank and Beacon Hill Road and a point sixty-six yards east of that point ;

In Godley Lane between points twenty-five yards and ninety-one yards respectively north-east of the junction of Godley Lane and Godley Road between a point opposite the centre of the main entrance to Shibden Hall and a point sixty-six yards south-west of that point and between points one hundred and eighty-three yards and two hundred and forty-nine yards respectively south west of the south-west corner of the Stump Cross Inn :

Tramway No. 3 two miles four furlongs five chains in length commencing in Waterhouse Street by a junction with Tramway No. 1 at a point thirty yards south of the junction of Waterhouse Street and Broad Street passing thence along Waterhouse Street Orange Street Corporation Street Lee Bridge Road Lee Bridge Lee Bank Ovenden Road and Keighley Road and terminating in Keighley Road twenty-one yards west of the junction of Keighley Road and Whitehill Road :

Tramway No. 3 will be laid as a single line except between the following points where it will be laid as a double line namely :—

In Corporation Street between the point of junction of Corporation Street and South Darley Street and a point sixty-six yards north-west of that point ;

In Lee Bridge between points ten yards and seventy-six yards respectively north-west of the centre of the bridge over the Hebble Brook known as Lee Bridge ;

In Lee Bank between points fifty yards south-east of the junction of Wheatley Lane with Lee Bank and sixteen yards north-west of such last-mentioned point ;

In Ovenden Road between points one hundred and forty-five yards and two hundred and eleven yards respectively north of the junction of Ovenden Road and Lintelfield Street and between points sixty-three yards and one hundred and twenty-nine yards respectively north of a point in Ovenden Road opposite the north-east corner of Athol Mount ;

In Keighley Road between points eighty-six yards and one hundred and fifty-two yards respectively north of the junction of Keighley Road and Club Lane between points ninety-six

yards and one hundred and sixty-two yards respectively south-east of the junction of Keighley Road and Cousin Lane and between points forty yards and one hundred and six yards respectively west of the junction of Keighley Road and Whitehill Road :

Tramway No. 4 two furlongs two chains in length commencing in Horton Street by a junction with the authorised tramway in that street at the junction of Horton Street and Union Street passing thence across Horton Street along Union Street Market Street Woolshops and Northgate and terminating in Northgate by a junction with Tramway No. 1 at the point of junction of Northgate and Broad Street :

Tramway No. 4 will be laid as a single line except between the following points where it will be laid as a double line namely :—

In Market Street between points forty-six yards and one hundred and twelve yards respectively north of the junction of Market Street and Albion Street :

Tramway No. 5 one mile six chains in length commencing in Crown Street by a junction with the authorised tramway in that street at a point opposite the north-east corner of Central Street passing thence along Crown Street Saint James Road and Pellon Lane and terminating in Pellon Lane at the junction of Pellon Lane and Spring Hall Lane :

Tramway No. 5 will be laid as a single line except between the following points where it will be laid as a double line namely :—

In Pellon Lane between the point of junction of Pellon Lane and Greenwood Street and a point sixty-six yards north-west of such last-mentioned point between points fifty-three yards and one hundred and nineteen yards respectively north-west of the point of junction of Pellon Lane and Beech Street between the point of junction of Pellon Lane and Haigh Street and a point sixty-six yards north-west of such last-mentioned point and between points sixty-three yards and one hundred and twenty-nine yards respectively west of the junction of Pellon Lane and Dyson Road :

Tramway No. 6 1 mile 2 furlongs 7·8 chains in length commencing in Pellon Lane by a junction with Tramway No. 5 at a point twenty-seven yards east of the termination of Tramway No. 5 passing thence along Spring Hall Lane and Warley Road and terminating in King Cross Road at the termination of the authorised tramway at King Cross :

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Tramway No. 6 will be laid as a single line except between the following points where it will be laid as a double line namely :—

In Spring Hall Lane between points seventy-six yards and one hundred and forty-two yards respectively south-west of the junction of Spring Hall Lane and Clay Pits Lane and between points thirteen yards and seventy-nine yards respectively north-east of the junction of Spring Hall Lane and Warley Road ;

In Warley Road between points one hundred and ninety-three yards and two hundred and fifty-nine yards respectively south-east of the junction of Warley Road and Parkinson Lane :

Tramway No. 7 5·7 chains in length commencing in Silver Street by a junction with the authorised tramway in Silver Street at a point one hundred and forty-three yards from the commencement of such last-mentioned tramway passing thence along Silver Street Cow Green and St. James Road and terminating in St. James Road at the junction of that road and Pellon Lane by a junction with Tramway No. 5 :

Tramway No. 7 will be laid as a single line except between the following points where it will be laid as a double line namely :—

In Cow Green between points twenty yards and eighty-six yards respectively north of the junction of Cow Green and Lister Lane :

Tramway No. 8 2 miles 6·2 chains in length commencing in Wards End by a junction with the authorised tramway in Wards End at the junction of Wards End and Commercial Street passing thence along Wards End Commercial Street Portland Place Skircoat Road Huddersfield Road and Elland Road and terminating in Elland Road at the borough boundary where it crosses that road :

Tramway No. 8 will be laid as a single line except between the following points where it will be laid as a double line namely :—

In Wards End Commercial Street Portland Place and Skircoat Road between the commencement of the tramway and a point in Skircoat Road six hundred and eighty yards from such commencement ;

In Huddersfield Road between points forty-six yards and one hundred and twelve yards respectively south of the junction of Huddersfield Road and Spring Hall Lane between points ninety yards and one hundred and fifty-six yards respectively south-east of the junction of Huddersfield Road and Haigh

Lane between the point of junction of Huddersfield road and Jubilee Road and a point sixty-six yards south of such last-mentioned point and between points four hundred yards and four hundred and sixty-six yards respectively south of the junction of Huddersfield Road and Jubilee Road;

In Elland Road between points sixty-six yards and one hundred and thirty-two yards respectively north-west of the termination of the tramway:

Tramway No. 9 2 furlongs 4·3 chains in length commencing in Huddersfield Road by a junction with Tramway No. 8 at the junction of Huddersfield Road and Elland Road passing thence along Stainland Road and terminating at the borough boundary where it crosses the centre of the bridge carrying Stainland Road over the River Calder:

Tramway No. 9 will be laid as a single line except between the following points where it will be laid as a double line namely:—

In Stainland Road between points twenty-six yards and ninety-two yards respectively north of the termination of the tramway:

Tramway No. 10 1 mile 0·4 chains in length commencing in Skircoat Road at the junction of that road with Heath Road by a junction with Tramway No. 8 passing thence along Heath Road and Skircoat Green Road and terminating at Skircoat Green five yards north of the borough boundary where it crosses the junction of Skircoat Green and Dudwell Lane and New Lane:

Tramway No. 10 will be laid as a single line except between the following points where it will be laid as a double line namely:—

In Heath Road between points twenty yards and eighty-six yards respectively north of the junction of Heath Road and Free School Lane;

In Skircoat Green Road between points fifty-seven yards and one hundred and twenty-three yards respectively south of the junction of Skircoat Green Road and Bath Road between the point of junction of Skircoat Green Road and Dryclough Lane and a point sixty-six yards south of such last-mentioned point and between points twenty-three yards and eighty-nine yards respectively north of the termination of the tramway:

Tramway No. 11 7 furlongs 6·8 chains in length commencing in Heath Road by a junction with Tramway No. 10 at the junction of Heath Road and Free School Lane passing thence along Free School Lane Main Road North Side Savile Park

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and Skircoat Moor Road and terminating in King Cross Road by a junction with the authorised tramway in King Cross Road 14 yards north-east of the termination of that tramway :

Tramway No. 11 will be laid as a single line except between the following points where it will be laid as a double line namely :—

In Free School Lane between points sixty yards and one hundred and twenty-six yards respectively west of the junction of Free School Lane and Heath Street ;

In Main Road North Side Savile Park between points thirty yards and ninety-six yards west of the junction of that road and Elmfield Terrace and between points one hundred and twenty yards and one hundred and eighty-six yards respectively west of the junction of that road and Ingham Street :

Tramway No. 12 1·2 chains in length commencing in Wards End by a junction with the authorised tramway in Wards End thirty yards south-east of the point of junction of Tramway No. 8 with such authorised tramway in Wards End passing thence along Wards End in a south-westerly direction and terminating by a junction with Tramway No. 8 on the south side of Wards End at a point on that tramway thirty yards from its commencement :

Tramway No. 12 will be laid as a single line :

The whole of the foregoing tramways will be situate in the parish and borough of Halifax.

Applying certain provisions of Act of 1897.

21. The provisions of sections 7 to 17 and 19 to 43 and 49 to 51 of the Act of 1897 shall apply to the tramways and to the Corporation in relation thereto as fully and effectually as if those sections had been re-enacted in this part of this Act.

Amending section 44 of Act of 1897.

22. Section 44 of the Act of 1897 shall be read and have effect as if the words "twenty acres" had been substituted for the words "twelve acres" therein.

Tramways to be part of undertaking of Corporation.

23. The tramways shall subject to the provisions of this part of this Act be deemed for all purposes part of the tramway undertaking of the Corporation.

Period for completion of works.

24. The tramways shall be completed within three years from the passing of this Act and on the expiration of that period the powers by this Act granted to the Corporation for executing the same or otherwise in relation thereto shall cease except as to so much thereof as shall then be completed.

For protection of Lancashire and York-

25. For the protection of the Lancashire and Yorkshire and Great Northern Railway Companies (in this section called "the two companies") the following provisions shall unless otherwise

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shire and Great Northern Railway Companies.

agreed between the Corporation and the two companies as regards any works affecting the railways or property of the two companies or between the Corporation and the Lancashire and Yorkshire Railway Company (in this section called "the Lancashire and Yorkshire Company") as regards any works affecting the railways or property of that company be observed and have effect (that is to say):—

(1) In working Tramway No. 1 by this Act authorised no tramcar or other carriage or vehicle used thereon shall without the consent in writing of the two companies be stopped or permitted to stop between the junction of that tramway with Tramway No. 2 and a point 40 yards north-west thereof measured along the centre line of that tramway:

(2) Where any tramway by this Act authorised is laid along a road which is carried by means of a bridge over any railway of the two companies or either of them the Corporation shall so construct and maintain the same as not to alter or interfere with the structure of any such bridge or of the approaches thereto unless such alteration or interference be absolutely necessary for the construction of such tramway:

(3) In the event of any such alteration or interference the Corporation shall together with the notice required in such cases by section 26 of the Tramways Act 1870 submit to the two companies or the Lancashire and Yorkshire Company as the case may be detailed drawings and specifications showing the proposed work as affecting such bridge and if any difference arise between the Corporation and the two companies or the Lancashire and Yorkshire Company as the case may be as to such alteration or interference the same shall be left to the decision of the Board of Trade and the Corporation shall so construct and maintain the tramway as not to injuriously affect the stability of such bridge or the approaches thereto;

(4) In the event of any injury being caused to any such bridge or the approaches thereto by the construction laying maintenance repairing user or removal of the tramways the two companies or the Lancashire and Yorkshire Company as the case may be may at the expense of the Corporation and in cases of emergency without notice and in other cases after giving two clear days notice in writing of their intention so to do restore such bridge and approaches or the part or parts thereof which may be so injured to as good a state and condition as they were in before such injury was occasioned and the Corporation shall indemnify the two companies or the Lancashire and Yorkshire Company as the case may be

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against all sums costs and expenses which they may pay or be put to in restoring the said bridge and approaches in manner aforesaid and in repairing and maintaining (in case of default by the Corporation) so much of the road over such bridge and the approaches as the Corporation are liable to maintain and repair under section 28 of the Tramways Act 1870 and the two companies or the Lancashire and Yorkshire Company as the case may be may recover from the Corporation all such sums costs and expenses :

(5) All works which may be necessary in constructing laying and maintaining the tramways over any such bridge shall be constructed and maintained in all things at the expense of the Corporation and to the reasonable satisfaction of the engineer of the two companies or the Lancashire and Yorkshire Company as the case may be or in case of difference of an engineer to be appointed by the Board of Trade on the application of either of the parties in difference :

(6) If in consequence of the existence or user of the tramways the two companies or the Lancashire and Yorkshire Company as the case may be shall consider that the fabric of any such bridge should be strengthened the two companies or the Lancashire and Yorkshire Company as the case may be may execute such works as their respective engineers may deem necessary but in all things at the expense of the Corporation and the two companies or the Lancashire and Yorkshire Company as the case may be may recover from the Corporation all moneys expended by them in the execution of such works as aforesaid :

(7) If for the purpose of giving effect to the provisions of the last preceding subsection it shall become necessary that the working and user of any portion of the tramways shall be wholly or in part stopped or delayed and the two companies or the Lancashire and Yorkshire Company as the case may be shall give the Corporation three clear days notice in writing requiring such stoppage or delay the working or user of such portion of the tramways shall be stopped or delayed accordingly but only for so long as may be absolutely necessary for effecting such strengthening and the two companies or the Lancashire and Yorkshire Company as the case may be shall not be liable for any compensation claim demand damages costs or expenses for or in respect of such stoppage or delay :

(8) The sleepers and other materials forming the substructure of the tramways where the same cross any such bridge

over the railway or are laid along the approaches thereto shall subject to the provisions of this section be such as shall be reasonably approved of by the two companies or the Lancashire and Yorkshire Company as the case may be :

(9) In constructing and maintaining any pipes and excavations under the tramways authorised by this Act in order to lay use or maintain wire ropes or cables or any similar apparatus as a motive power for the carriages running on such tramways or any of them or in laying using or maintaining any such wire ropes cables or apparatus in any place where such tramways cross any bridge carrying any road over a railway of the two companies or either of them the following provisions shall be in force and have effect and be binding upon the Corporation and their assigns:—

(A) The Corporation shall not (except with the consent in writing of the two companies or the Lancashire and Yorkshire Company as the case may be) in any way alter or interfere with the structure of any such bridge or of the approaches thereto and they shall so construct lay and maintain such pipes excavations ropes cables and apparatus over such bridge and the approaches thereto as not injuriously to affect the same ;

(B) In the event of any injury being caused to any such bridge or approaches by the construction maintenance laying repairing user or removal of such pipes excavations ropes cables and apparatus the two companies or the Lancashire and Yorkshire Company as the case may be may at the expense of the Corporation restore such bridge or approaches or the part or parts thereof which may be so injured to as good a state and condition as they were in before such injury was occasioned and the Corporation shall indemnify the two companies or the Lancashire and Yorkshire Company as the case may be against all sums costs and expenses which they may pay or be put to in repairing and maintaining so much of the road over such bridge and approaches as the Corporation are liable to maintain and repair under the twenty-eighth section of the Tramways Act 1870 and the two companies or the Lancashire and Yorkshire Company as the case may be may recover from the Corporation all such sums costs and expenses ;

(C) All works which may be necessary in constructing laying and maintaining any of the said pipes excavations

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ropes cables or apparatus over any bridge works or other property of the two companies or either of them shall be constructed and maintained in all things at the expense of the Corporation and to the reasonable satisfaction of the principal engineer of the two companies or the Lancashire and Yorkshire Company as the case may be or in case of difference of an engineer to be appointed by the Board of Trade on the application of either of the parties in difference :

(10) Whenever and so often as the two companies or either of them shall require to widen lengthen strengthen reconstruct alter or repair any such bridge or approaches or to widen or alter their railways and they shall find it necessary for effecting any of such purposes that the working and user of any of the said tramways over such bridge or approaches shall be wholly or partly stopped or delayed or that such tramways shall be temporarily diverted or be wholly or in part taken up or removed and shall except in cases of emergency give to the Corporation seven clear days' notice in writing requiring such stoppage delay or diversion taking up or removal the working or user of such tramways shall be stopped or delayed or such tramways shall be diverted or taken up or removed accordingly at the expense of the Corporation and under the superintendence of their engineer (if such engineer shall give such superintendence) but only for so long as the two companies or the Lancashire and Yorkshire Company as the case may be may find it to be absolutely necessary for effecting such purpose and the two companies or the Lancashire and Yorkshire Company as the case may be shall not be liable for any compensation claims demands damages costs and expenses for or in respect of such stoppage or delay or in any way relating thereto :

(11) All differences that may arise between the Corporation on the one hand and the two companies or the Lancashire and Yorkshire Company on the other hand touching anything to be done or omitted to be done or not to be done or the propriety or reasonableness of any charges or in any manner in connection with this section shall unless otherwise agreed or expressly provided by this section be settled by a referee to be nominated by the Board of Trade under section 33 of the Tramways Act 1870 and such lastly mentioned section shall apply to all such differences.

PART IV.—Street Improvements.

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Power to make street improvements.

26. Subject to the provisions of this part of this Act the Corporation may make and maintain in the lines and according to the levels shown on the deposited plans and sections the street improvements and other works herein-after described and may enter upon take and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose The street improvements and works herein-before referred to and authorised by this Act are—

(A) To increase the width of Clover Hill Walk from its existing width of nine feet to ten feet between points eighty yards and two hundred and forty yards or thereabouts measured respectively in a southerly direction from the junction of Well Head Lane and Love Lane and to alter the gradient of such walk between those points respectively from the existing gradient to a gradient of 1 in 16·72 ;

A new footpath ten feet in width commencing at such last-mentioned point in Clover Hill Walk two hundred and forty yards from the junction of Well Head Lane and Love Lane proceeding thence in a straight line in a southerly direction for a distance of fifty yards or thereabouts to the junction of Clover Hill Walk and Clover Hill Road and terminating at such last-mentioned point ;

To stop up Clover Hill Walk from the aforesaid point two hundred and forty yards or thereabouts from the junction of Well Head Lane and Love Lane to the termination of such walk at its junction with Clover Hill Road ;

A new occupation road commencing at the aforesaid point in Clover Hill Walk eighty yards or thereabouts from the junction of Well Head Lane and Love Lane thence proceeding in a southerly direction for a distance of one hundred and seventy yards or thereabouts to the occupation road leading from Clover Hill Walk in a westerly direction to certain fields belonging or reputed to belong to Mrs. Doherty Waterhouse and terminating in such last-mentioned occupation road on the northerly side thereof thirty-two yards or thereabouts west of the junction of such occupation road and Clover Hill Walk :

(B) A widening of King Cross Street on the south-east side thereof commencing at the junction of that street with Regent Street and terminating at a point one hundred and two feet or

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thereabouts measured in a south-westerly direction from Regent Street :

(c) A widening of Pellon Lane and Dungeon Street at the corner of those streets commencing at a point on the south-west side of Pellon Lane eighty-five feet or thereabouts from the point of junction of Pellon Lane and Dungeon Street and terminating in Dungeon Street on the easterly side of that street eighty feet or thereabouts from such last-mentioned point of junction :

(d) A widening of Southgate on the east side thereof commencing at the junction of Southgate with Albion Street and terminating at a point ninety feet or thereabouts measured in a southerly direction from such last-mentioned street.

Power to deviate.

27. Subject to the provisions of this part of this Act the Corporation in constructing the street improvements and works by this part of this Act authorised may deviate from the lines thereof to the extent of the limits of deviation shown on the deposited plans and may deviate from the levels thereof as shown on the deposited sections to any extent not exceeding two feet.

Limiting time for compulsory purchase of lands.

28. The powers of the Corporation for the compulsory purchase of lands under this part of this Act shall cease after the expiration of three years from the passing of this Act.

Correction of errors &c. in deposited plans and book of reference.

29. If any omission misstatement or wrong description shall have been made of any land or of the owners lessees or occupiers of any land described in the deposited plans or mentioned in the deposited book of reference relating to the street improvements and works the Corporation after giving ten days notice to the owners lessees and occupiers of the land affected by such proposed correction may apply to any two justices for the correction thereof and if it appear to such justices that such omission misstatement or wrong description arose from mistake they shall certify the same accordingly and they shall in such certificate state the particulars of any such omission misstatement or wrong description and such certificate with the other documents to which it relates shall be deposited with the clerk of the peace for the West Riding of the County of York and a duplicate thereof shall also be deposited with the town clerk and such certificate and duplicate respectively shall be kept by such clerk of the peace and town clerk respectively with the other documents to which it relates and thereupon such plans or book of reference shall be deemed to be corrected according to such certificate and the Corporation may take any land in accordance with such certificate as if such omission misstatement or wrong description had not been made.

Section 127 of Lands Clauses Consolidation Act 1845 not to apply.

30. The provisions of section 127 of the Lands Clauses Consolidation Act 1845 shall not apply to any lands acquired by the Corporation for the purposes of the street improvements and works by this part of this Act authorised.

Power to persons under disability to grant easements &c.

31. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may subject to the provisions of those Acts and of this part of this Act grant to the Corporation any easement right or privilege (not being an easement right or privilege of water in which other than the parties to the agreement have an interest) required for the purposes of this part of this Act in over or affecting any such lands and the provisions of the said 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.

Power to stop up streets &c.

32. For the purposes and during the execution of the street improvements by this part of this Act authorised the Corporation may stop up alter or interfere with temporarily any streets roads lanes ways courts and passages within the limits of land to be acquired and limits of deviation respectively shown upon the deposited plans and which they may find it expedient for those purposes so to stop up alter or interfere with.

PART V.—Gas.

Acquisition of lands for gasworks purposes.

33. The Corporation may purchase and acquire by agreement such of the lands described in the First Schedule to this Act as they have not already acquired and may appropriate and use such lands when they have acquired the same and the other lands described in the said First Schedule which they have already acquired for the manufacture storage and supply of gas and the manufacture and sale of coke tar pitch ammoniacal liquor ammonia and all other products refuse or residuum of any materials employed in or resulting from the manufacture of gas or the materials used therein and for any other purposes of their gasworks undertaking and may erect gasworks thereon and do all such acts on the said lands as may be necessary for the purposes aforesaid or any of them.

As to the inspection of gas fittings in new buildings.

34. Every person intending to lay down or fix any pipes or other fittings which are intended to be covered over for the distribution and supply of gas by the Corporation in any new house building or premises within the gas limits of the Corporation shall before such pipes or fittings are plastered or covered over give to the Corporation twenty-four hours' notice in writing specifying the

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situation of such house building or premises and any officer of the Corporation duly appointed for that purpose may before the expiration of such notice enter such house building or premises to inspect and test such pipes or fittings and may prohibit the use of any pipes or fittings which in the opinion of such officer will be likely to occasion danger or the escape of gas and until such pipes or fittings are altered to the reasonable satisfaction of such officer or if any person shall fail to give such notice as aforesaid or shall refuse such officer admittance into such house building or premises within the time and for the purposes aforesaid or shall prevent him from making such inspection the Corporation shall not be bound to furnish a supply of gas for such house building or premises.

PART VI.—Electricity.

Power to purchase &c. electrical plant &c.

35. The Corporation may purchase hire sell let on hire or otherwise deal with dynamos electric motors accumulators meters burners arc and other lamps fittings wires plant engines conductors machinery apparatus and appliances for or in relation to the production supply distribution or utilisation of electricity or required or used for or in connection with their electrical works and undertaking.

PART VII.—Finance.

Equated period for repayment of existing debt.

36. Notwithstanding anything in the recited Acts or any other Act or Order relating to the borough or in any sanction of any Government department all the sums mentioned in column six of the Second Schedule to this Act shall be repaid within a period of forty-eight years from the thirty-first day of March one thousand eight hundred and ninety-eight.

One sinking fund for existing debt.

37.—(1) In order to provide for the repayment of the sums mentioned in column six of the Second Schedule to this Act there shall be one sinking fund and the Corporation shall annually pay out of the prescribed sources into that sinking fund such equal annual sums as with accumulations at a rate not exceeding three pounds per centum per annum will be sufficient to provide for the repayment of the whole of those sums within the period of forty-eight years prescribed by this Act.

(2) The prescribed sources shall be as follows (that is to say) :—

In the case of the water debt (*a*) the revenue of the water undertaking and (*b*) the borough fund and borough rate ;

In the case of the gas debt (*a*) the revenue of the gas undertaking and (*b*) the borough fund and borough rate ;

In the case of the market debt (*a*) the revenue of the market undertaking and (*b*) the borough fund and borough rate;

In the case of the tramway debt (*a*) the revenue of the tramway undertaking and (*b*) the borough fund and borough rate;

In the case of the electric lighting debt (*a*) the revenue of the electric lighting undertaking and (*b*) the district fund and general district rate;

In the case of all other debt (*a*) any moneys applicable in that behalf under this or any other Act of Parliament and (*b*) the borough fund and borough rate or district fund and general district rate as the case may be having regard to the provisions of the Act of Parliament or other authority under which the debt was incurred.

(3) The first annual payment into the sinking fund shall be made on or before the thirty-first day of March one thousand eight hundred and ninety-nine and the subsequent annual payments on or before the thirty-first day of March in each succeeding year.

(4) Every sum paid to the sinking fund and the interest on the investments of the sinking fund shall unless applied in repayment of the sums specified in column six of the Second Schedule to this Act be immediately invested in statutory securities as defined by the Act of 1882 as amended by the Halifax Provisional Order (No. 3) confirmed by the Local Government Board's Provisional Orders Confirmation (No. 9) Act 1892 the Corporation being at liberty to vary and transpose such investments.

(5) The Corporation may at any time apply the whole or any part of the sinking fund in or towards the discharge of the sums specified in column six of the Second Schedule to this Act Provided that the Corporation shall pay into the sinking fund each year a sum equal to the interest which would have been produced by the sinking fund or part of the sinking fund so applied if invested at the rate per centum on which the annual payments to the sinking fund are based.

(6) If and so often as the income of the sinking fund is not equal to the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the sinking fund are based any deficiency shall be made good by the Corporation.

(7) If and so often as the income of the sinking fund is in excess of the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal annual payments to the fund are

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based any such excess may be applied towards such equal annual payments.

Sums in existing sinking funds to be carried to sinking fund under this Act.

38. All sums and investments which at the thirty-first day of March one thousand eight hundred and ninety-eight shall or should be standing to the credit of any sinking fund then existing or which should then exist for the repayment of any moneys the repayment whereof is prescribed by this Act shall be carried to the sinking fund established by this Act for the repayment of the sums mentioned in column six of the Second Schedule to this Act and credit shall be given for those sums in estimating the sums by this Act required to be paid into the said fund.

Power to borrow.

39. The Corporation may in addition to any moneys they are now authorised to borrow or which they may be authorised to borrow under the provisions of the Public Health Acts or any public general Act borrow at interest for the following purposes the following sums on the following securities (that is to say) :—

For paying the costs charges and expenses of and in relation to this Act as herein-after defined the sum requisite for the purpose on the security of the borough fund and borough rate ;

For the purposes of their water undertaking any sum not exceeding one hundred and fifty-seven thousand pounds on the security of the revenue of the water undertaking and of the borough fund and borough rate ;

For tramway purposes any sum not exceeding seventy-seven thousand two hundred and seventy pounds and with the approval of the Board of Trade such further sums as may be necessary for the purposes of this Act or otherwise in relation to their tramways undertaking on the security of the revenue of the tramway undertaking and of the borough fund and borough rate ;

For the purposes of their gas undertaking any sum not exceeding one hundred and fifty thousand pounds on the security of the revenue of the gas undertaking and of the borough fund and borough rate ;

For the purposes of their electric lighting undertaking any sum not exceeding five thousand pounds on the security of the revenue of the electric lighting undertaking and of the district fund and general district rate ;

For the purposes of the street improvements and works by this Act authorised any sum not exceeding nine thousand two

hundred pounds on the security of the district fund and general district rate :

In calculating the sum the Corporation may borrow under any other enactment any sums they may borrow under this Act shall not be reckoned and the powers of the Corporation as to borrowing and re-borrowing under the powers of this Act shall not be restricted by any of the provisions of the Municipal Corporations Acts or of the Public Health Acts :

The Corporation shall not after the passing of this Act borrow any money for waterworks purposes under section 33 of the Act of 1888 without the sanction of the Local Government Board and any money so borrowed shall be borrowed for such term as the Local Government Board may prescribe :

Provided always that as regards all rates to be laid under the powers of this Act relating to water or gas the occupiers of any land used as a railway constructed under the powers of any Act of Parliament for public conveyance and of any land used as arable meadow or pasture ground only or as woodlands market gardens or nursery grounds and of any land covered with water and used only as a canal or towing-path and the owners of any tithes or tithe commutation rentcharge shall be assessed to such rates in respect of the same in the proportion of one fourth part only of the net annual value thereof.

Periods of repayments.

40. The Corporation shall pay off all moneys borrowed by them under this Act within the respective periods following (that is to say) :—

As to moneys borrowed for the purposes of their water undertaking and of street improvements and works within sixty years from the date or dates of the borrowing of the same ;

As to moneys borrowed for tramway purposes not exceeding seventy-seven thousand two hundred and seventy pounds within thirty years from the date or dates of the borrowing of the same and as to further moneys borrowed with the approval of the Board of Trade within such period as such Board may think fit to sanction ;

As to moneys borrowed for the purposes of their gas undertaking within forty years from the date or dates of the borrowing of the same ;

As to moneys borrowed for the purposes of their electric lighting undertaking within thirty years from the date or dates of the borrowing of the same ;

As to moneys borrowed for the payment of the costs of this Act within ten years from the date or dates of the borrowing of the same.

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Application of sections of Act of 1888.

41. The following sections of the Act of 1888 shall (with the necessary modifications and subject to the provisions of this Act) extend and apply mutatis mutandis to the moneys borrowed under this Act namely :—

Section 34 (Mode of raising moneys).
Section 35 (Provisions of Public Health Act as to mortgages to apply).
Section 38 (Power to re-borrow).
Section 39 (Protection of lender from inquiry).
Section 43 (Saving for existing charges).

Application of money borrowed.

42. Money borrowed by the Corporation under this Act shall be applied only to the purposes for which it is authorised to be borrowed being in every case purposes to which capital is properly applicable.

Mode of payment off of money borrowed.

43. The Corporation shall pay off all moneys borrowed by them on mortgage under the powers of this Act either by equal yearly or half-yearly instalments of principal or of principal and interest combined or by means of a sinking fund or partly by one of these methods and partly by another or others of them.

Sinking fund.

44.—(1) If the Corporation determine to repay by means of a sinking fund any moneys borrowed by virtue of this Act such sinking fund shall be formed or maintained either—

(A) By payment to the fund throughout the prescribed period of such equal annual sums as will together amount to the moneys for the repayment of which the sinking fund is formed A sinking fund sc formed is herein-after called a non-accumulating sinking fund ; or

(B) By payment to the fund throughout the prescribed period of such equal annual sums as with accumulations at a rate not exceeding three per centum per annum will be sufficient to pay off within the prescribed period the moneys for the repayment of which such sinking fund is formed A sinking fund so formed is herein-after called an accumulating sinking fund.

(2) Every sum paid to a sinking fund and in the case of an accumulating sinking fund the interest on the investments of the sinking fund shall unless applied in repayment of the loan in respect of which the sinking fund is formed be immediately invested in securities in which trustees are by law for the time being authorised to invest or in mortgages bonds debentures debenture stock stock or other securities (not being annuity certificates or securities payable to bearer) duly issued by any local authority as defined by section 34 of the Local Loans Act

1875 other than the Corporation the Corporation being at liberty from time to time to vary and transpose such investments.

(3) In the case of a non-accumulating sinking fund the interest on the investments of the fund may be applied by the Corporation towards the equal annual payments to the fund.

(4) The Corporation may at any time apply the whole or any part of any sinking fund in or towards the discharge of the money for the repayment of which the fund is formed Provided that in the case of an accumulating sinking fund the Corporation shall pay into the fund each year and accumulate during the residue of the prescribed period a sum equal to the interest which would have been produced by such sinking fund or the part thereof so applied if invested at the rate per centum per annum on which the annual payments to the sinking fund are based.

(5)—(A) If and so often as the income of an accumulating sinking fund is not equal to the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the annual payments to the fund are based any deficiency shall be made good by the Corporation :

(B) If and so often as the income of an accumulating sinking fund is in excess of the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the annual payments to the fund are based any such excess may be applied towards such annual payments.

(6) Any expenses connected with the formation maintenance investment application management or otherwise of any sinking fund under this Act shall be paid by the Corporation in addition to the payments provided for by this Act.

(7) If it appears to the Corporation at any time that the amount in the sinking fund with the future payments thereto in accordance with the provisions of this Act together with the accumulations thereon (in the case of an accumulating sinking fund) will probably not be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed it shall be the duty of the Corporation to make such increased payments to the sinking fund as will cause the sinking fund to be sufficient for that purpose Provided that if it appears to the Local Government Board that any such increase is necessary the Corporation shall increase the payments to such extent as that Board may direct.

(8) If the Corporation desire to accelerate the repayment of any loan they may increase the amounts payable to any sinking fund.

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(9) If the amount in any sinking fund with the future payments thereto in accordance with the provisions of this Act together with the accumulations thereon (in the case of an accumulating sinking fund) will in the opinion of the Local Government Board be more than sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed the Corporation may reduce the payments to be made to the sinking fund either temporarily or permanently to such amounts as will in the opinion of the Local Government Board be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed.

(10) If the amount in any sinking fund at any time together with the probable accumulations thereon (in the case of an accumulating sinking fund) will in the opinion of the Local Government Board be sufficient to repay the loan in respect of which it is formed within the prescribed period the Corporation may with the consent of that Board discontinue the annual payments to such sinking fund until the Local Government Board shall otherwise direct.

(11) Any surplus of any sinking fund remaining after the discharge of the whole of the moneys for the repayment of which it was formed shall be applied to such purpose as the Corporation with the consent of the Local Government Board may determine.

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

45.—(1) The town clerk shall within twenty-one days after the thirty-first day of March in each year in which any sum is required to be paid as an instalment or to be appropriated or to be set apart for a sinking fund in pursuance of the provisions of this Act transmit to the Local Government Board a return in such a form as may be prescribed by that Board and verified by statutory declaration if so required by them showing for the year next preceding the making of such return the amounts which have been paid as instalments and the amounts which have been appropriated and the amounts which have been invested or applied for the purpose of such sinking fund and the description of the securities upon which any investment has been made and the purposes to which any portion of the sinking fund or investment or of the sums accumulated by way of interest has been applied during the same period and the total amount (if any) remaining invested at the end of the year and in the event of any wilful default in making such return such town clerk shall be liable to a penalty not exceeding twenty pounds which shall be paid to the Local Government Board and shall be recoverable by that Board in the same manner as penalties recoverable under the

Public Health Act 1875 in a summary manner may be recovered by parties aggrieved within the meaning of that Act.

(2) If it appears to the Local Government Board by that return or otherwise that the Corporation have failed to pay any instalment required to be paid or to appropriate any sum required to be appropriated or to set apart any sum required for any sinking fund or have applied any portion of the moneys set apart for any sinking fund or of the sums accumulated by way of interest to any purposes other than those authorised the Local Government Board may by order direct that the sum in such order mentioned not exceeding double the amount in respect of which default has been made shall be paid by way of instalment or be appropriated or be set apart and invested or applied as part of the sinking fund and any such order shall be enforceable by writ of Mandamus to be obtained by the Local Government Board out of the High Court.

Proceeds of sale of surplus lands to be treated as capital.

46. The proceeds of the sale of any surplus lands of the Corporation under the powers of this Act and the fines and premiums on any leases granted by the Corporation under this Act shall be distinguished as capital in the accounts of the Corporation and shall be applied in discharge of moneys borrowed by the Corporation and any moneys so discharged shall not be reborrowed Provided that such proceeds when used to pay off borrowed moneys shall not be applicable to the payment of instalments or to payments into the sinking fund except to such extent and upon such terms as may be approved by the Local Government Board.

Power to include lands &c. in mortgages.

47. Where the Corporation have power under this Act or any other Act passed or to be passed to mortgage or charge as security for the repayment of moneys borrowed by the Corporation any of their rates or revenues they may if they think fit include in such mortgage or charge the lands estates undertakings or other property of the Corporation from which such revenue is derived and all or any other property of the Corporation and the same shall be charged accordingly with the repayment of the borrowed moneys and the interest thereon.

Redemption of market stock.

48.—(1) Section 90 of the Act of 1853 is hereby repealed and in lieu thereof it is hereby enacted that the Corporation may purchase any portion of the Halifax New Market Consolidated Stock at such price not exceeding the market price of the same for the time being at Halifax as may be agreed between the Corporation and the holder of the stock so purchased All stock so purchased by the Corporation shall be extinguished.

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(2) The Corporation may subject to the provisions of this Act borrow in addition to the other sums which they are authorised to borrow by this Act such sums as they may require to borrow for the redemption or purchase of any portion of such stock under the provisions of this section.

(3) All such sums as the Corporation may borrow for the purposes aforesaid shall be borrowed by the Corporation on the security of the revenue of the market undertaking and the borough fund and borough rate and shall be repaid by means of the sinking fund herein-after in this section mentioned within forty years from the first day of January one thousand eight hundred and ninety-nine.

(4) The Corporation shall up to the first day of January one thousand eight hundred and ninety-nine pay into the sinking fund for the redemption of the said consolidated stock such sums as they are now bound to set apart therefor and after that day shall in every year pay into the sinking fund for the redemption of the said stock such amount as with the accumulations thereof at compound interest at a rate not exceeding three pounds per centum per annum together with the sum on that day in the said sinking fund shall be estimated by the borough accountant to be sufficient to purchase under the provisions of this Act within forty years from the said day so much of the said consolidated stock as shall on the said day be still outstanding and unredeemed The provisions of section 91 of the said Act of 1853 as amended by section 90 of the Act of 1865 so far as the same are inconsistent with the provisions of this section are hereby repealed.

(5) The sinking fund may be invested in statutory securities as defined by the Act of 1882 as amended by the Halifax Provisional Order (No. 3) confirmed by the Local Government Board's Provisional Orders Confirmation (No. 9) Act 1892 and may be applied by the Corporation to the purchase of the said consolidated stock under the provisions of this section.

PART VIII.—Miscellaneous.

Restriction on taking houses of labouring class.

49.—(1) The Corporation shall not under the powers of this Act purchase or acquire ten or more houses which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or except with the consent of the Local Government Board ten or more houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied.

(2) For the purpose of this section the expression "labouring class" means mechanics artizans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any such persons who may be residing with them.

Repeal of certain section of 4 Geo. IV. c. xc.

50. Sections 101 102 and 103 of the local and personal Act 4 George IV. chapter xc. so far as the same are now in force are hereby repealed.

Rating of public charities.

51. Sections 108 and 109 of the local and personal Act 4 George IV. chapter xc. are hereby repealed and notwithstanding anything contained in the Act of 1858 or in section 168 of the Towns Improvement Clauses Act 1847 incorporated with the Act of 1858 buildings or land belonging to the Corporation shall not be exempt from rates made in pursuance of the said Acts or any of them The institutions following (that is to say) the Royal Halifax Infirmary the United Charities of Nathaniel Waterhouse otherwise known as the Waterhouse Charities Sir Francis Crossley's Almshouses and Mr. Joseph Crossley's Almshouses shall be deemed to be public charities within the meaning of the said 168th section.

Rate for public libraries.

52. Notwithstanding anything in the Public Libraries Acts 1892 and 1893 the rate or addition to a rate for the purposes of those Acts in the borough for any one financial year may amount to but shall not exceed one penny and a halfpenny in the pound.

Band of music.

53. Subject as herein-after provided in the section of this Act the marginal note of which is "Provisions as to the People's Park" the Corporation may pay or contribute towards the payment of a band of music or other musical performers to perform in any park or pleasure or recreation ground or building for the time being belonging to or held by the Corporation as they may prescribe and the Corporation may inclose a small area within which such band shall play and may make byelaws for regulating the time and place for the playing of the band the payments to be made for admission within the said inclosure and for securing good and orderly conduct during the playing of the band Provided that the payments or contributions of the Corporation for or towards such band shall be paid out of the borough fund and borough rate and shall not in any one year exceed the sum of five hundred pounds.

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Chairs and seats for public use.

54. Subject as herein-after provided in the section of this Act the marginal note of which is "Provisions as to the People's Park" the Corporation may place or authorise any person or persons to place seats or chairs in any street park pleasure or recreation ground or other public place for the use of the public and may if they think fit charge or allow such person or persons to charge a reasonable sum for the use of seats and chairs and make byelaws for regulating the use of seats and chairs and for preventing injury or damage thereto.

Provisions as to the People's Park.

55.—(1) Nothing in this Act shall in any way prejudice or affect any of the trusts regulations and provisions with respect to the People's Park comprised in the deed of gift thereof by the late Francis Crossley to the Corporation or comprised in the Halifax Park and Improvement Act 1858 nor shall anything in this Act prejudice or affect any of the rights privileges and authorities vested in the protector for the time being of the said park as defined by the said Act.

(2) Provided always that the Corporation may with the consent in writing of the said protector for the time being and subject to such regulations and conditions as he may approve allow a small charge to be made for the use of seats or chairs within a small area of the said People's Park on the occasion of any musical performance being given therein Provided nevertheless that such consent shall be revocable by the said protector for the time being on his giving to the Corporation six calendar months notice in writing for that purpose.

(3) The Corporation may subject as herein-after provided allow the said People's Park to be used for any demonstration or entertainment given for any charitable object and on any such occasion such park may be closed to the public and a charge made for admission thereto Provided nevertheless that it shall not be lawful so to use or close such park without on each occasion first obtaining the written consent of the said protector for the time being and that under no circumstances shall such park be so used or closed on more than six days in any one year or on more than two consecutive days or on any Sunday or public holiday.

(4) During the months of May June July August and September the Corporation may permit the said People's Park to remain open until such times as may be fixed by regulations to be approved by the said protector for the time being as aforesaid Provided that in no case shall the park be allowed to remain open after dusk.

(5) The provisions of this section shall have effect in all respects as if they had been contained in and enacted by the said Halifax Park and Improvement Act 1858.

Expenses of Act.

56. All the costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act as taxed by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation out of the borough fund and borough rate or out of moneys borrowed under this Act.

A.D. 1898.

SCHEDULES.

FIRST SCHEDULE.

GAS LANDS.

(*a.*) A piece of land belonging or reputed to belong to the Corporation situate on the east side of Charlestown Road in the parish and borough of Halifax containing an area of 5,833 square yards or thereabouts bounded on the north by property belonging or reputed to belong to the Charlestown Brick and Tile Company Limited on the east partly by property belonging or reputed to belong to the said Charlestown Brick and Tile Company Limited partly by property belonging or reputed to belong to the trustees of Thomas Crabtree deceased partly by property belonging or reputed to belong to John Ambler Wilson and partly by Gas House Lane and on the south and west by Charlestown road aforesaid.

(*b.*) A piece of land situate at Stoney Royd in the parish and borough of Halifax belonging or reputed to belong to the Corporation containing an area of 56,739 square yards or thereabouts bounded on the north by the Halifax Corporation Goux depôt and yard on the east partly by the Halifax Borough Cemetery partly by the Borough Fever Hospital and partly by land belonging or reputed to belong to the Corporation on the south by Whitegate and on the west partly by Whitegate Road and partly by the canal of the Calder and Hebble Navigation.

SECOND SCHEDULE.

STATEMENT OF LOANS ACCOUNT.

Act or Order under which Borrowing Powers have been conferred. 1.	Purpose. 2.	Borrowing Power Sanctioned. 3.	Amount Borrowed. 4.	Debt Extinguished. 5.	Debt Outstanding. 6.	Amount in Sinking Fund. 7.	Periods Sanctioned. 8.	Periods within which the Sinking Funds will extinguish the Debt. 9.
		£	£	£	£	£	Years.	Years.
Act, 1865, section 61, and Act, 1868, section 99.	Waterworks -	550,000	550,000	13,233	536,767	—	100	80
Act, 1876, section 49, and Act 1888, section 32.	" -	103,000	103,000	4,727	98,273	—	100	88
Act 1888, section 36 - - -	" -	2,974	2,974	1,087	1,887	—	20	11
Act 1888, section 33 - -	" - -	180,000	9,102	246	8,856	—	60	55
Act, 1888, section 33, and sanction, 20 April 1897.	" -	15,540	5,000	—	5,000	—	30	30
L.G.B. Provisional Orders Confirmation (No. 3) Act, 1890, and sanction, 4 December 1891.	Baths - -	6,820	6,820	708	6,112	—	30	25
L.G.B. Provisional Orders Confirmation (No. 4) Act, 1896, and sanction 21 August 1896.	" - -	3,054	3,054	64	2,990	—	30	29
Act, 1865, section 61, and Act, 1868, section 100.	Gasworks -	250,000	250,000	85,135	164,865	—	50	22
Act 1876, section 49 - -	" - -	75,000	75,000	7,942	67,058	—	50	38
Act 1882, section 34 - -	" -	1,000	1,000	50	950	—	60	52
L.G.B. Provisional Orders Confirmation (No. 9) Act, 1892, and sanction, 16 March 1893.	" - -	100,000	100,000	6,685	93,315	—	30	27
Act 1876, section 49, sanctions, 21 November 1884, and 25 July 1885.	Markets. - -	24,450	24,450	9,363	15,087	—	40	28

STATEMENT OF LOANS ACCOUNT—*continued.*

Act or Order under which Borrowing Powers have been conferred. 1.	Purpose. 2.	Borrowing Power Sanctioned. 3.	Amount Borrowed. 4.	Debt Extinguished. 5.	Debt Outstanding. 6.	Amount in Sinking Fund. 7.	Periods Sanctioned. 8.	Periods within which the Sinking Funds will extinguish the Debt. 9.
		£	£	£	£	£	Years.	Years.
Act, 1876, section 49, and sanction, 1 January, 1890.	Markets - -	6,000	6,000	1,920	4,080	—	20	12
Act, 1876, section 49, and sanction, 27 January 1892.	„ - -	34,000	34,000	2,353	31,647	—	40	35
Act, 1876, section 49, and sanction, 2 November 1892.	„ - -	16,000	16,000	745	15,255	—	40	36
Act, 1876, section 49, and sanction, 17 May 1895.	„ - -	24,048	24,048	1,026	23,022	—	30	28
Electric Lighting Act, 1882, and sanction, 19 October 1893.	Electricity works -	30,000	30,000	2,543	27,457	—	25	22
Electric Lighting Act, 1882, and sanction, 22 August 1895.	„ „ -	9,950	9,950	554	9,396	—	25	23
Electric Lighting Act, 1882, and sanction, 13 June 1896.	„ „ -	20,000	10,000	192	9,808	—	25	24
Act, 1865, section 61 - -	Town Hall - -	54,000	54,000	28,395	25,605	—	40	12
„ 1865, „ 61 - -	Cemetery - -	20,000	16,667	13,197	3,470	—	40	8
„ 1865, „ 62 - -	Bonding warehouse	5,000	5,000	2,629	2,371	—	40	12
L.G.B. Provisional Orders Confirmation (Halifax, &c.) Act, 1881, and sanction, 21 April 1882.	„ -	4,500	4,500	948	3,552	—	40	25
L.G.B. Provisional Orders Confirmation (No. 11) Act, 1889, and sanction, 1 January 1890.	„ -	869	588	41	547	—	50	42
L.G.B. Provisional Orders Confirmation (Halifax, &c.) Act, 1881, and sanction, 21 April 1882.	Shroggs Park -	6,000	6,000	1,264	4,736	—	40	25

STATEMENT OF LOANS ACCOUNT—*continued.*

Act or Order under which Borrowing Powers have been conferred. 1.	Purpose. 2.	Borrowing Power Sanctioned. 3.	Amount Borrowed. 4.	Debt Extinguished. 5.	Debt Outstanding. 6.	Amount in Sinking Fund. 7.	Periods Sanctioned. 8.	Periods within which the Sinking Funds will extinguish the Debt. 9.
		£	£	£	£	£	Years.	Years.
L.G.B. Provisional Orders Confirmation (No. 11) Act, 1889, and sanction, 1 January 1890.	Shroggs Park -	1,000	1,000	107	893	—	40	32
L.G.B. Provisional Orders Confirmation (No. 4) Act, 1887, and sanction, 2 November 1887.	Akroyd Park -	6,000	6,000	525	5,475	—	50	40
L.G.B. Provisional Orders Confirmation (No. 4) Act, 1887. and sanction, 28 January 1889.	,, -	4,000	4,000	1,453	2,547	—	20	11
L.G.B. Provisional Orders Confirmation (No. 4) Act, 1887, and sanction, 2 November 1887.	Claremont Recreation Ground.	1,398	1,398	122	1,276	—	50	40
L.G.B. Provisional Orders Confirmation (No. 4) Act, 1887, and sanction, 2 November 1887.	,, ,, -	1,102	706	430	276	—	20	10
Sanction, 5 March 1889 - -	Fire Brigade Station	1,700	1,700	118	1,582	—	50	42
,, ,, ,, - -	,, -	3,431	3,431	356	3,075	—	30	25
Sanction, 5 October 1893 - -	,, -	2,869	2,171	177	1,994	—	30	26
Local Government Act, 1888, section 62.	Financial Adjustment.	38,290	38,290	1,567	36,723	—	50	45
Sanctions, 10 December 1861, 2 June 1864, 14 December 1868, and Act, 1865, section 70.	Street improvements	76,330	70,077	24,085	45,992	—	50	22
Sanction, 1 March 1875 - -	,, -	30,394	30,394	20,726	9,668	—	30	8
Sanctions, 26 October 1853, 19 November 1855, 28 May 1856, 9 May 1870, Act, 1858, section 130, and Act, 1865, section 71.	Sewerage - -	119,910	119,910	39,246	80,664	—	50	22

STATEMENT OF LOANS ACCOUNT—*continued.*

Act or Order under which Borrowing Powers have been conferred. 1.	Purpose. 2.	Borrowing Power Sanctioned. 3.	Amount Borrowed. 4.	Debt Extinguished. 5.	Debt Outstanding. 6.	Amount in Sinking Fund. 7.	Periods Sanctioned. 8.	Periods within which the Sinking Funds will extinguish the Debt. 9.
		£	£	£	£	£	Years.	Years.
Sanction, 1 March 1875 -	Granite paving -	7,300	2,625	2,200	425	—	20	12
„ 31 May 1878 - -	Street improvements	2,000	2,000	1,861	139	—	20	1
„ „ - -	„ -	3,500	3,500	1,755	1,745	—	30	11
„ „ - -	„ -	9,000	8,197	1,625	6,572	—	50	31
„ 16 August 1879 - -	„ -	41,000	41,000	6,745	34,255	—	50	33
„ „ - -	„ -	11,000	7,507	6,727	780	—	20	3
„ 21 April 1882 - -	„ -	8,065	7,216	5,468	1,748	—	20	5
Act, 1882, section 34 - -	„ -	4,000	2,627	233	2,394	—	60	46
Sanction, 26 July 1883 - -	„ -	20,000	20,000	4,050	15,950	—	40	26
„ „ - -	„ -	10,000	5,677	3,004	2,673	—	20	8
„ 21 November 1884 -	„ -	7,300	7,252	861	6,391	—	50	37
„ „ - -	„ -	946	675	188	487	—	30	18
„ 25 July 1885 - -	„ -	29,460	27,937	12,861	15,076	—	30	18
„ 17 August 1885 -	„ -	2,300	2,300	640	1,660	—	30	18
„ 16 April 1887 - -	„ -	14,855	11,060	2,664	8,396	—	30	20
„ 21 September 1887 -	„ -	6,451	5,600	1,420	4,180	—	30	20
„ 5 March 1889 - -	„ -	2,160	2,071	701	1,370	—	20	12
„ 29 April 1889 - -	„ -	3,200	3,200	1,024	2,176	—	20	12
„ „ „ - -	„ -	15,861	15,561	2,056	13,505	—	50	42
„ 6 July 1889 - -	„ -	8,822	8,822	610	8,212	—	50	42
„ „ „ -	„ -	15,300	15,300	3,741	11,559	—	20	14
„ 16 December 1890 -	„ -	56,197	60,745	3,607	57,138	—	50	43
„ 28 January 1891 -	„ -	4,548						
„ 16 December 1890 -	„ -	12,981	6,000	1,307	4,693	—	20	15
„ 14 November 1894 -	„ -	10,270	10,270	281	9,989	—	50	47
„ „ „ - -	„ -	2,170	800	115	685	—	20	17
„ 4 November 1891 -	„ -	4,498	4,498	225	4,273	—	50	44
„ „ „ -	„ -	9,882	8,000	1,494	6,506	—	20	15

STATEMENT OF LOANS ACCOUNT—*continued.*

Act or Order under which Borrowing Powers have been conferred. 1.	Purpose. 2.	Borrowing Power Sanctioned. 3.	Amount Borrowed. 4.	Debt Extinguished. 5.	Debt Outstanding. 6.	Amount in Sinking Fund. 7.	Periods Sanctioned. 8.	Periods within which the Sinking Funds will extinguish the Debt. 9.
		£	£	£	£	£	Years.	Years.
Sanction, 5 October 1893 - -	Street Improvements	8,240	6,200	490	5,710	—	30	26
„ 15 June 1895 - -	„ -	12,565	12,565	226	12,339	—	50	48
„ „ „ - -	„ -	1,357	1,357	103	1,254	—	20	18
„ 11 November 1895 -	„ -	6,578	6,578	118	6,460	—	50	48
„ „ „ - -	„ -	1,290	1,290	112	1,178	—	18	16
„ 6 July 1896 - -	„ -	7,802	7,802	69	7,733	—	50	49
„ 24 August 1896 -	„ -	978	978	9	969	—	50	49
„ „ „ - -	„ -	1,025	1,025	55	970	—	15	14
„ 5 May 1896 - -	„ -	705	705	15	690	—	30	29
„ 23 February 1897 -	„ -	6,222	6,222	—	6,222	—	30	30
„ 5 April 1897 - -	„ -	297	297	—	297	—	25	25
„ 9 June 1897 - -	„ -	943	943	—	943	—	50	50
Act, 1882, section 34 - -	Towns yard -	10,000	10,000	518	9,482	—	60	51
Sanction, 5 March 1889 - -	Sanitary depôt -	3,260	3,260	225	3,035	—	50	42
„ 5 „ 1889 - -	„ -	5,740	5,740	1,006	4,734	—	30	22
„ 28 January 1889 - -	„ -	2,550	2,550	176	2,374	—	50	42
„ 28 „ 1889 -	„ -	3,450	1,411	307	1,104	—	30	22
„ 10 March 1892 - -	New road -	3,000	3,000	381	2,619	—	30	24
„ 6 February 1894 -	Land, small pox hospital.	5,200	5,175	143	5,032	—	50	47
„ 26 July 1889 - -	Public pleasure grounds.	8,600	8,600	594	8,006	—	50	42
„ 4 November 1891 -	Public pleasure grounds.	3,084	3,084	423	2,661	—	30	24
„ 7 February 1894 -	Public pleasure grounds.	474	474	31	443	—	30	27

Statement of Loans Account—*continued.*

Act or Order under which Borrowing Powers have been conferred. 1.	Purpose. 2.	Borrowing Power Sanctioned. 3.	Amount Borrowed. 4.	Debt Extinguished. 5.	Debt Outstanding. 6.	Amount in Sinking Fund. 7.	Periods Sanctioned. 8.	Periods within which the Sinking Funds will extinguish the Debt. 9.
		£	£	£	£	£	Years	Years.
Sanction, 4 November 1891 -	Public paving -	7,060	7,060	1,217	5,843	—	15	12
„ 15 June 1895 - -	Highway purposes	416	374	23	351	—	25	23
„ 23 February 1897 -	„ -	410	410	—	410	—	25	25
„ 27 May 1896 - -	„ -	1,000	960	9	951	—	50	49
„ 4 November 1891 -	Sewerage - -	14,521	12,000	1,188	10,812	—	30	25
Act, 1876, section 49, and sanction, 14 April 1897.	Markets - -	364	364	—	364	—	20	20
Sanction, 4 November 1891 -	Public paving -	1,325	—	—	—	—	20	20
„ 14 „ 1894 -	Street improvements	1,060	—	—	—	—	30	30
„ 6 July 1896 - -	„ -	408	408	—	408	—	15	15
„ 5 August 1897 - -	„ -	690	—	—	—	—	10	10
„ 8 June 1896 - -	Formation of new road.	3,200	—	—	—	—	10	10
„ 21 December 1896 -	Scavenging depôt -	7,560	7,560	—	7,560	—	30	30
Act, 1897, section 46 - -	Tramways -	20,000	20,000	—	20,000	—	30	30
„ 1897, „ 46, and Sanction, 24 November 1897.	„ - -	9,300	9,300	—	9,300	—	20	20
	Total -	2,312,369	2,064,362	348,860	1,715,502	—	—	—

THIRD SCHEDULE.

Memorandum of Agreement made the 2nd day of March 1898 between the Mayor Aldermen and Burgesses of the County Borough of Halifax (herein-after called "the Corporation") of the one part and the Todmorden Rural District Council (herein-after called "the Council") of the other part.

Whereas the Corporation have introduced into Parliament in this present session "A Bill to empower the mayor aldermen and burgesses of the county "borough of Halifax to construct additional waterworks tramways street "widenings and improvements to confer further powers with respect to "their gasworks undertaking to amend some of the provisions of the local "Acts in force within the borough and for other purposes":

And whereas the Council were prepared to oppose the said Bill but they have agreed to withdraw such opposition upon the terms herein-after mentioned:

Now therefore these presents witness that in consideration of the Council withdrawing the opposition to the said Bill and of the terms herein-after mentioned it is mutually agreed and declared between the Corporation and the Council as follows (that is to say):—

1. If and when the Council require water from the Corporation for the supply of the inhabitants within such part of the district of the Council as includes the parishes of Heptonstall and Wadsworth three months notice thereof shall be given to the Corporation under the hand of the clerk of the Council and the Council shall for ever after the expiration of such notice purchase water in bulk from the Corporation who shall for ever thereafter supply the Council accordingly with such quantity of water as the Council may from time to time require for all the purposes of the Council and of the inhabitants of the said parishes from any point or points of any conduit of the Corporation at which the Council may require to enter and the Corporation shall not be required to supply any portion of the district except under the provisions of this agreement.

2. The Council shall have the right in order to supply the water of the Corporation to houses and premises in Heptonstall and Wadsworth above the level of the Corporation reservoirs which cannot be supplied by gravitation therefrom to supply such water at their own cost by pumping or other works from the Corporation conduits.

3. All water supplied by the Council shall be taken out of the conduits of the Corporation and while the Corporation shall supply water to the Council in accordance with the provisions of this agreement for use within any part of the said parishes the Council shall not obtain any water for the supply of the inhabitants of that part from any other source of supply whatsoever.

A.D. 1898.

4. The Corporation will whenever required by the Council execute any works reservoirs mains or pipes relating to the supply at the reasonable request and cost of the Council The Corporation shall likewise forego any rights they may have acquired to distribute water within the district of the Council and so far as the Corporation can concur therein the Council shall have the sole management control and government of the reservoirs distributions mains pipes and apparatus within their district.

5. All water which may be supplied by the Corporation to the Council under this agreement shall be of good and wholesome quality and shall be measured by a stationary meter or stationary meters to be approved by the Council and provided fixed and maintained by the Corporation and under their control at the most convenient point or points of supply and the Council shall pay to the Corporation interest after the rate of six per centum per annum upon the reasonable cost of providing the meters together with a sum equal to the reasonable cost of the maintenance thereof and the local rates thereon Provided that the Council shall at all times have access to the meters for the purpose of inspecting them and taking the readings thereof and may if they desire repay to the Corporation the reasonable cost of providing and fixing the meters and in the event of their repaying such cost the Council shall thereafter maintain the said meters at their own expense under the joint control of the Corporation and Council.

6. The Council shall pay to the Corporation for a supply of water under this agreement at the rate of $3\frac{1}{2}d.$ per thousand gallons so long as such supply shall be continued.

7. The Council shall when they see fit give to the Corporation three months' notice requiring a supply of water under this agreement and the Council shall thereupon state the quantity of water which the Corporation shall be bound to supply to the Council for the remainder of the year current immediately after the expiration of such notice and from and after the time when the Corporation shall have commenced such supply the Council shall before the end of the then current year and of every subsequent year fix the maximum and minimum quantity of water which the Corporation shall be bound to supply weekly in the then subsequent year such minimum quantity being not less than one third of the maximum and the Corporation shall not be bound to supply in any one week more than the fixed maximum quantity but if and when at the request of the Council they do so the excess shall be paid for at the same rate.

8. All sums payable under this agreement by the Council to the Corporation shall be paid by four quarterly payments in every year namely on the first day of January the first day of April the first day of July and the first day of October in each year and if such sums are not duly paid the same may be recovered by the Corporation from the Council in any court of competent jurisdiction.

9. The Corporation shall take all necessary steps to obtain the confirmation of this agreement by the Bill now being promoted by them or to obtain the insertion therein of clauses giving effect to the provisions of this agreement and approved by the Council but should the said Bill not become law during this present session of Parliament this agreement shall become null and void.

10. If any questions shall arise between the Corporation and the Council with reference to this agreement the same shall be determined by arbitration and the provisions of the Arbitration Act 1889 shall apply thereto or any statutory modification thereof.

In witness whereof the said Corporation and the said Council have hereunto set their respective seals.

The common seal of the said Council was hereunto affixed in the presence of

JAMES HARTLEY
Chairman.

L. S.

FRED HOLLINRAKE
Clerk to Mr. Wm. Sager
Clerk to the Council.

The corporate common seal of the borough of Halifax was affixed hereto in the presence of

J. H. L. BALDWIN
Mayor.

L. S.

KEIGHLEY WALTON
Town Clerk.

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