ANNO TRICESIMO PRIMO & TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

Cap. xxxiv.

An Act for improving the Supply of Water to the Borough of *Haverfordwest*, for facilitating the Recovery of Market and other Tolls and Dues leviable in the Borough, for improving the Recreation Ground of the Borough; and for other Purposes. [25th *June* 1868.]

WHEREAS the Borough or Town of *Haverfordwest* is a County of itself, and is a Municipal Borough under the Government of the Mayor, Aldermen, and Burgesses of the County of the Town of *Haverfordwest* (in this Act called the Corporation), and subject to the Regulations of the Acts relating to Municipal Corporations in *England* and *Wales* (and is in this Act referred to as the Borough): And whereas an Act was passed in the Session of the Third and Fourth Years of the Reign of King *William* the Fourth (Chapter One hundred and three, Local), intituled *An Act for supplying with Water the Town and County of* Haverfordwest *and the Liberties thereof* (in this Act referred to as the Water Act of 1833): And whereas by the Water Act of 1833 (Section One) the Mayor and Common Council for the Time being of the Borough 3 & 4 W. 4. c. ciii.

Borough were appointed Commissioners for carrying that Act into execution, and were empowered to construct and maintain Waterworks as therein described, and to supply with Water by means thereof the Borough and the Liberties thereof, and to take Water Rents therein described: And whereas by the Water Act of 1833 (Section Fifty-eight) the Mayor and Common Council were empowered, out of Funds belonging to them in their corporate Capacity, to pay the Expenses of obtaining that Act, and all Expenses attending the Construction of the Waterworks thereby authorized, and the supplying of the Water to the Borough: And whereas by the Act of 1833 (Section Eighty-four) the Commissioners thereby constituted were empowered to borrow at Interest Money not exceeding Two thousand Pounds on the Credit of the Water Rents by that Act granted, and to mortgage the Property of the Commissioners and the Rents arising under that Act as a Security for the Money borrowed: And whereas the Commissioners constituted by the Water Act of 1833 proceeded to execute the Works thereby authorized, and to supply Water thereunder to Part of the Borough, and have continued to do so, but the Means of Supply from those Waterworks are inadequate to the present and increasing Requirements of the Borough, and the borrowing Powers of the Commissioners under the Water Act of 1833 are exhausted, and the Commissioners possess no more Funds in their corporate Capacity applicable under the Water Act of 1833 for the Extension of the existing Waterworks, and the Income of the Commissioners arising from the Water Rents under that Act does not afford any considerable Surplus applicable for that Purpose: And whereas it is expedient that the Corporation be authorized to construct new Waterworks, and thereby to extend the Supply of Water in the Borough, and for that Purpose to raise Money, and that the Water Act of 1833 should have Effect as if the Powers thereof had been conferred on the Corporation by that Designation, and not on the Mayor and Common Council as Commissioners: And whereas the Corporation take, and claim to be entitled as of Right by Charter, Prescription, or otherwise to take, certain Tolls and Dues in Markets and Fairs, and in respect of Vessels trading to the Borough, and it is expedient that better Provision be made respecting the Recovery thereof: And whereas an Act was passed in the Session of the First and Second Years of Her Majesty's Reign (Chapter Ninety-five, Local), intituled *An Act for dividing, allotting, and inclosing Common and Waste Lands called* Portfield, *otherwise* Poorfield, *in the County of the Town of* Haverfordwest (in this Act referred to as the Inclosure Act of 1838): And whereas the Inclosure Act of 1838 related to certain Common Pastures and Commonable and Waste Land within the Borough, whereof the Corporation

1 & 2 Vict. c. xcv.

Corporation claimed to be seised in Fee or entitled to the Soil and Freehold, and wherein the Freemen of the Borough claimed Rights: And whereas the Inclosure Act of 1838 enacted (among other things) to the Effect (Section Twenty-five) that the Commissioner appointed under that Act should set out and allot to the Corporation such Parts of the said Commonable and Waste Lands as included the then present Racecourse, and the Area within the Racecourse, being Eighty-eight Acres or thereabouts, for a Place of Recreation and Exercise for the neighbouring Population at their free Will and Pleasure, and that such Allotment should be holden by and vested in the Corporation for that Purpose, and might be depastured by Sheep, but by Sheep only, at all Times of the Year, except as therein mentioned, and that the Profits arising from such Pasture should be divided among the Parties to whom Allotments should be made under that Act in proportion to the Value at the Time of Allotment of the Lands allotted to them respectively: And whereas the Piece of Land comprising the Racecourse, and the Area within the same, has ever since the Inclosure which was effected under and soon after the passing of the Inclosure Act of 1838 been let from Year to Year by the Corporation at a small annual Rent, and a large Portion of the Area within the Racecourse, comprising about Fifty Acres, situate on the Northern Side of the Road leading from *Haverfordwest* to *Dale* (in this Act referred to as the Northern Portion of the Area), is in a rough and wild State, and is of little Use either for Recreation and Exercise or for Sheep Pasture, and the rest of the Area, namely, that Portion situate on the Southern Side of the same Road (in this Act referred to as the Southern Portion of the Area), is for the most Part wet and of little Value for either of those Purposes: And whereas the Profits arising from the pasturing of Sheep on the said Allotment are divisible (under Section Twenty-five of the Inclosure Act of 1838) between the Corporation and the Freemen of the Borough, but after Payment of the Expenses of Repairs of Fences surrounding the Racecourse a small Sum only remains annually to be divided: And whereas it would be of great local Advantage if better Provision were made for the Improvement, Maintenance, and Regulation of the Southern Portion of the Area as a Place of Recreation and Exercise, and for the letting and Use for other Purposes of the Northern Portion thereof: And whereas the Objects aforesaid cannot be attained without the Authority of Parliament: And whereas Plans and Sections describing the Lines, Situations, and Levels of the intended Works, and a Book of Reference to those Plans containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of Lands in the Line of the proposed Works, or within the Limits of Deviation as defined on the Plans and describing those Lands, have been deposited with the Clerk of the Peace

Peace for the County of the Town of *Haverfordwest* (which are in this Act referred to as the deposited Plans, Sections, and Book of Reference): 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,)

Short Title.

1. This Act may be cited as The *Haverfordwest* Borough Act, 1868.

Incorporation of General Acts herein named.

2. The following Acts and Parts of Acts (as far as the same respectively 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 Consolidation Act, 1845, and the Lands Clauses Consolidation Acts Amendment Act, 1860:

The Waterworks Clauses Acts, 1847 and 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:

Sections Thirty-eight to Forty (both inclusive) of the Markets and Fairs Clauses Act, 1847:

Sections Thirty-four to Forty-six (both inclusive) and Section Forty-eight of the Harbours, Docks, and Piers Clauses Act, 1847:

The Provisions of the Towns Improvement Clauses Act, 1847, with respect to the Manner of making Rates authorized by that or this Act, and to the Appeal to be made against any Rate, and to the Recovery of Rates:

The Provisions of the Commissioners Clauses Act, 1847, with respect to the Mortgages to be executed by the Corporation:

Section One hundred and fifty of the Public Health Act, 1848.

Interpretation of Terms.

3. With respect to the Interpretation of Terms in and for the Purposes of this Act, the following Provisions shall have Effect; namely,

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

In this Act, and for the Purposes of this Act in any Act incorporated wholly or in part with this Act, the Term "Court of competent Jurisdiction" shall have Effect as if the Debt or Demand with respect to which it is used was a common Simple Contract Debt, and not a Debt or Demand created by Statute, and

and shall include a County Court; and the Term "Superior Courts" shall include Courts of competent Jurisdiction within the Meaning of this Act:

In this Act the Term "the Municipal Corporation Acts" means the Acts of the Session of the Fifth and Sixth Years of King *William* the Fourth (Chapter Seventy-six), "to provide for the "Regulation of Municipal Corporations in *England* and "*Wales*," and all Acts for the Time being in force amending the same, or otherwise relating to Municipal Corporations in *England*:

For the Purposes of this Act the Term "the Undertakers" used in the Provisions of the Markets and Fairs Clauses Act, 1847, incorporated with this Act, shall mean the Corporation, and the Term "Tolls, Rents, and Stallages" therein used shall include Pickage, Stallage, and Standing Tolls or Dues:

For the Purposes of this Act the Term "Harbour" used in the Provisions of the Harbours, Docks, and Piers Clauses Act, 1847, incorporated with this Act, shall mean the River *Western Cleddau* above the Point in the River called the *White Stone*; the Term "Collector of Rates" therein used shall include the Lessee for the Time being of the Quay and Keelage Tolls and Dues, or other the Person for the Time being authorized to receive the same; the Term "Undertakers" therein used shall include the Corporation and their Lessee for the Time being, and each of them; the Term "Premises of the Undertakers" therein used shall include the Quays and Wharfs within the Borough; and the Term "Rates" therein used shall include Tolls and Dues payable both in Kind and in Money:

For the Purposes of this Act, as far as it relates to Water Supply, the Term "the Commissioners" used in the Provisions of the Commissioners Clauses Act, 1847, incorporated with this Act, shall mean the Corporation.

Act to be executed by Corporation.

4. This Act, as far as it is expressed to relate to the Powers of the Corporation, shall (subject to the express Provisions of this Act) be executed by the Corporation acting by the Council, and subject and according to the Municipal Corporation Acts and other Acts and Laws for the Time being in force affecting the Corporation.

Power to make Works and take Lands, &c.

5. Subject to the Provisions of this Act, the Corporation may make and maintain in the Lines or Situations and according to the Levels shown on the deposited Plans and Sections the Pumping Station, Reservoir, Lines of Pipes, and other Works shown on the deposited Plans, with all proper Approaches, Works, and Conveniences connected therewith, and may enter on, take, and use such

such of the Lands described in the deposited Plans and Book of Reference as they require for that Purpose, and may take, use, get, and appropriate for the Purposes of their Undertaking the Waters of *Merlin's Brook* at the Point shown in that Behalf on the deposited Plans, or within the Limits of Deviation defined thereon, and all Rivers, Springs, Streams, and Waters intercepted by any of those Works, and all Springs, Streams, and Waters found in, on, or under any of those Lands, and may stop up all Roads and Ways within the Limits of Deviation defined on the deposited Plans which are shown thereon as intended to be stopped up.

Power to take additional Lands by Agreement.

6. The Corporation may from Time to Time for Purposes of their Undertaking purchase by Agreement any Lands, in addition to Lands which they are authorized to take by Compulsion, and may hold the same, not exceeding in the whole at One Time Five Acres.

Power to agree for Easements, &c.

7. The Corporation may take by Agreement, and any Person by the Lands Clauses Consolidation Act, 1845, or otherwise, enabled to sell Lands may grant to them, any Easement, Right, or Privilege, not being an Easement, Right, or Privilege of Water, in, over, affecting, or belonging to Lands at a yearly Rent or otherwise, but in the Case of a Person not enabled otherwise than by the Lands Clauses Consolidation Act, 1845, to sell Lands, then subject and according to the Provisions relative to the taking of Lands by Agreement contained in that Act and the Lands Clauses Consolidation Acts Amendment Act, 1860, for which Purpose any such Easement, Right, or Privilege shall be deemed Lands within the Meaning of those Acts.

Period for Completion of Works.

8. If the Reservoirs and Works authorized by this Act are not completed within Five Years from the passing of this Act, then on the Expiration of that Period the Powers by this Act granted to the Corporation for executing the Reservoir or Work not so completed, or in relation thereto, shall cease to be exercised, except as to so much thereof as is then completed; but nothing herein shall restrict the Corporation from extending, enlarging, altering, or removing any of their Engines, Machinery, Mains, or Pipes, or improving their Supply of Water, at any Time and from Time to Time as Occasion requires.

Limits of lateral Deviation.

9. In the Construction of the Works authorized by this Act the Corporation may deviate laterally from the Lines thereof as shown on the deposited Plans to the Extent of the Limits of lateral Deviation marked thereon.

10. In

Limits of vertical Deviation.

10. In the Construction of the Works authorized by this Act the Corporation may deviate vertically from the Levels shown on the deposited Sections in the Case of Reservoirs to any Extent not exceeding Three Feet upwards or Ten Feet downwards, and in the Case of other Works to any Extent not exceeding Three Feet upwards or Seven Feet downwards.

Temporary Occupation of Lands.

11. The Provisions with respect to the temporary Occupation of Lands incorporated with this Act shall apply only to the Reservoir authorized by this Act, and the Works immediately connected therewith, and for the Purposes of this Act those Provisions shall be read as if the Reservoir and Works were therein mentioned instead of the Railway, and the Boundaries of the Reservoir and Works instead of the Centre of the Railway.

Period for compulsory Purchase of Lands.

12. The Powers of the Corporation for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing of this Act.

Reservation of Water Rights, &c. on Sale.

13. On the Sale by the Corporation of any Lands they may reserve to themselves all or any Part of the Water or Water Rights or other Easements belonging thereto, and may make the Sale subject to such Reservations accordingly, and may also make any such Sale subject to such other Reservations, special Conditions, Restrictions, and Provisions with respect to Use of Water, Exercise of noxious Trades, or Discharge or Deposit of Manure, Sewage, or other impure Matter, as they think fit.

Substitution of Corporation for Commissioners in Water Act of 1833.

14. The Water Act of 1833 shall be read and have Effect as if the Expression used in the First Enactment of that Act had been "the Mayor, Sheriff, Bailiffs, and Burgesses" instead of "the Mayor and Common Council," and as if accordingly the Term "the Corporation" had been used throughout the Provisions of that Act instead of the Term "the Commissioners," and in all other respects (save as in this Act expressly otherwise provided) the Water Act of 1833 shall remain and operate as if this Act had not been passed; and everything done under the Water Act of 1833 shall be as valid and have the like Effect in all respects as if this Act had not been passed.

Water Act of 1833 and this Act to be read together.

15. This Act, as far as it relates to the Waterworks and Supply of Water, shall be read and have Effect as One Act with the Water Act of 1833, and from and after the passing of this Act the Supply of Water to be furnished by the Corporation from the Works authorized by the Water Act of 1833 and this Act shall be regulated by the

the Provisions of this Act, and the Acts incorporated therewith, if and as far as they differ from the Provisions of the Water Act of 1833, and, subject thereto, the same shall be regulated by the Provisions of the Water Act of 1833.

As to Supply of Water.

16. If it appears to the Corporation, upon the Report of their Surveyor or other duly authorized Officer, that any House within the Borough is without a proper Supply of Water, they may direct such Surveyor or other Officer to give Notice in Writing to the Owner of such House requiring him within a Time to be specified therein to obtain such Supply, and to do all such Works as may be necessary for that Purpose; and if such Notice be given and not complied with the Corporation may, if they shall think fit, do such Works and afford such Supply accordingly, and charge and recover for such Supply a weekly Rent not exceeding the Rate of One Shilling in the Pound by the Year upon the annual rateable Value of such House according to the Poor Rate Assessment for the Time being in force; and the Expenses incurred by the Corporation in doing such Works shall be recoverable by them from the Owner of such House under and by virtue of Section 64 of the Water Act of 1833.

Saving for Powers under Sanitary Act, &c.

17. Nothing in this Act shall take away, abridge, or interfere with the Enjoyment or Exercise of the Rights and Powers of the Corporation under the Sanitary Act, 1866, or any Act therein referred to, or any Act amending the same.

Recovery of Sums due.

18. If any Person fails to pay any Sum due to or recoverable by the Corporation under this Act, or any Act incorporated wholly or in part therewith, they may recover the same by Proceedings in any Court of competent Jurisdiction, or the same may be recovered (the Person in default being first duly summoned) before a Justice, and such Justice may make his Order for Payment of the same within such Time as he thinks fit, and the Remedies of the Corporation under this Section shall be in addition to their other Remedies.

Regulations for preventing Waste of Water.

19. For preventing Waste, Misuse, undue Consumption, or Contamination of the Water of the Corporation, the following Provisions shall have Effect; namely,

(1.) The Corporation may from Time to Time make such reasonable Regulations as they think necessary for the Objects aforesaid to be observed by Persons supplied by them with Water, subject however to the like Appeal as any Order of Commissioners or Justices made under the Water Act of 1833 is now subject under the 72nd Section thereof, and the

the Court of Quarter Sessions may make such Order in the said Appeal as it shall deem fit and proper to meet the Merits of the Case:

(2.) By any such Regulations they may direct the Use, and prescribe the Size, Nature, Strength, and Materials, and the Mode of Arrangement, Alteration, and Repair, of the Pipes, Valves, Cocks, Cisterns, Soil-pans, Waterclosets, and other Apparatus or Receptacles, or any of them, to be used by such Persons respectively for conveying, delivering, and receiving Water, and may interdict any Arrangement and the Use of any Pipe, Valve, Cock, Cistern, Bath, Soil-pan, Watercloset, or other Apparatus or Receptacle in their Judgment likely to occasion Waste, Misuse, undue Consumption, or Contamination of Water:

(3.) The Corporation shall not be bound under any Agreement or otherwise to supply or continue to supply Water to any Person unless such Regulations as are for the Time being in force are duly observed by him:

(4.) In case of the Failure of any such Person to observe such Regulations as are for the Time being in force, the Corporation may, if they think fit, after Twenty-four Hours Notice in Writing, and by or under the Direction of their duly authorized Officer, repair, replace, or alter any Pipe, Valve, Cock, Cistern, Bath, Soil-pan, Watercloset, or other Apparatus or Receptacle belonging to or used by any Person supplied by them; and the Power of Entry given by any Enactment incorporated with this Act, and the Provisions of the same, or any other Enactment relative thereto, shall extend and apply to Entry for the Purpose of such Repair, Replacement, or Alteration; 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 under the Provisions of this Act: Provided always, that the Court or Justice before whom the same shall be sought to be recovered shall, in case of any alleged Overcharge therein, have full Power to order the Payment only of such Sum as shall be deemed by the said Court or Justice fair or reasonable to be paid by such Person.

Power to supply Materials, &c.

20. The Corporation may, if requested by any Person supplied or about to be supplied by them with Water, furnish to him and from Time to Time repair or alter any such Pipes, Valves, Cocks, Cisterns, Baths, Soil-pans, Waterclosets, Apparatus, and Receptacles as are required or permitted by their Regulations, and may

provide all Materials and do all Work necessary or proper in that Behalf.

Separate Account to be kept.

21. The Corporation shall keep a separate Account of their Receipts and Expenditure, Credits and Liabilities, under the Water Act of 1833 and this Act, to be called the Corporation Waterworks Account.

Power to borrow for Water Purposes.

22. The Corporation from Time to Time, in addition to any Sum which the Commissioners under the Water Act of 1833 were authorized to borrow, or which the Corporation are authorized to borrow independently of this Act, may borrow at Interest, on the Security of the Water Rents and Income of the Corporation under the Water Act of 1833 and this Act, and of their Property thereunder, and of the Special Water Rate and of the Borough Fund and Borough Rates, or of any of them, any Sum not exceeding in the whole Twelve thousand Pounds, and may mortgage the same Securities, or any of them, to secure Payment of the Money so borrowed, with Interest accordingly.

Application of 10 & 11 Vict. c. 16.

23. The Provisions of the Commissioners Clauses Act, 1847, incorporated with this Act, shall apply to and have Effect with reference to such borrowing, save that with reference to Section Eighty-four of that Act the prescribed Part shall be One Fortieth Part, or (notwithstanding that Section), if the Corporation think fit, they may repay the Principal of Money by annual Instalments within Forty Years from the Time of borrowing.

Power to reborrow.

24. If the Corporation pay off any Part of any Money borrowed under the Water Act of 1833 or this Act otherwise than by means of a Sinking Fund or annual Instalments, they may reborrow the same, and so from Time to Time.

Priority of existing Mortgages.

25. Mortgages granted by the Commissioners under the Water Act of 1833 shall during their respective Continuance have Priority over Mortgages granted by the Corporation under this Act affecting the same Property.

Application of Income.

26. The Corporation shall apply the Income received by them in respect of the Supply of Water furnished by them under the Water Act of 1833 and this Act in the Manner and in the Order following, and not otherwise; that is to say,

First, in discharging the current Expenses of the working, Management, and Maintenance of their Waterworks and the Supply of Water:

Secondly,

Secondly, in paying Year by Year the Interest on any Money borrowed under the Water Act of 1833, and for the Time being remaining due:

Thirdly, in paying Year by Year the Interest on any Money borrowed under the Water Act of 1833 and this Act, and in providing the Instalments or Sinking Fund required to be provided by this Act:

Fourthly, in the Improvement and Extension of the Water Supply within and according to the Powers and Provisions of the Water Act of 1833 and of this Act, and the Acts incorporated therewith:

And in case the Income aforesaid is in any Year insufficient to effect the First, Second, and Third Purposes aforesaid, the Corporation shall from Time to Time make up the Deficiency by assessing and levying an equal Pound Rate, to be called the Special Water Rate, on all Houses and Buildings, with their Appurtenances, in the Borough (except any Stations, Booking and other Offices, and Buildings of the *Great Western* Railway Company now existing or which may hereafter be erected on the same Site or Sites), any Part whereof lies within a Distance of One hundred Yards from any Water Pipe of the Corporation.

Application of Money borrowed.

27. Money borrowed by the Corporation under this Act shall (subject to the Provisions of this Act) be applied in Repayment of any Money borrowed under the Water Act of 1833 remaining due and unpaid, and in the Purchase of Land and Construction of Works by this Act authorized.

Application of 10 & 11 Vict. c. 14.

28. The Provisions of the Markets and Fairs Clauses Act, 1847, incorporated with this Act, shall apply and have Effect to and in respect of all Tolls payable to the Corporation in respect of Butter, Fruit, Vegetables, Butchers Meat, Pigs, Poultry, Fish, Wool, and other Articles and Commodities sold in the Borough Markets and elsewhere in the Borough on Market Days, or in the Borough Fairs, and to Pickage, Stallage, and Standing Tolls or Dues payable to the Corporation by Persons using or occupying Stalls or Standings in the Borough Fairs or Markets, as if the Tolls and Dues aforesaid were leviable under a Special Act within the Meaning of the Markets and Fairs Clauses Act, 1847.

Penalty on Persons exposing Goods for Sale except on certain Conditions.

29. Every Person other than a licensed Hawker who shall on Market Days sell or expose for Sale in any Place within the Borough, except in his own Dwelling Place or Shop, or in the Borough Market Place, any Articles in respect of which any Tolls or Dues are by Charter, Prescription, or otherwise taken in the Borough Markets,

Markets, shall for every such Offence be liable to a Penalty not exceeding Forty Shillings.

Application of 10 & 11 Vict. c. 27.

30. The Provisions of the Harbours, Docks, and Piers Clauses Act, 1847, incorporated with this Act, shall apply and have Effect to and in respect of all Keelage Dues payable to the Corporation in respect of Vessels using the River *Western Cleddau* above the Point in the River called the *White Stone*, and to and in respect of all Quay Dues payable to the Corporation in respect of Goods, Wares, and Merchandises discharged from Vessels on any Part of the Quays or Wharfs within the Borough.

Constitution of Committee for Recreation Ground.

31. There shall be a Committee for the Management of the Parts of the Common and Waste Lands set out and allotted for a Place of Recreation and Exercise under the Inclosure Act of 1838, which Committee shall consist of Ten Persons, as follows; namely,

The Mayor for the Time being of the Borough:

Four other Members of the Council of the Borough from Time to Time appointed at any Quarterly or Special Meeting of the Council:

Five of the Trustees styled the Trustees for the Freemen of the Borough and County of the Town of *Haverfordwest*, appointed under the Inclosure Act of 1838, such Five Trustees to be appointed Members of the Committee at the Annual or any Special Meeting of the Trustees.

Quorum, &c. of Committee.

32. Five Members of the Committee shall be a Quorum, and the Proceedings of the Committee shall not be invalidated by any Vacancy in their Body, or by any Failure of Election on any Occasion.

Tenure of Office.

33. Each Member of the Committee (other than the Mayor) shall hold Office for One Year from the Day of his Appointment, if he shall so long continue a Member of the Council or One of the Trustees for the Freemen, as the Case may be, but shall be capable of Reappointment.

Improvement of Northern Portion.

34. The Committee may from Time to Time enclose, drain, plant, and otherwise improve the Northern Portion of the Area, and let the same or any Part or Parts thereof for any Term not exceeding Forty Years on such Terms and Conditions as the Committee think fit, with Power to reserve during the First Ten Years of the First Term to be granted thereof, or of any Part thereof, any Rent or Rents less than the Rent or Rents to be ultimately reserved.

35. The

Improvement of Southern Portion.

35. The Committee may from Time to Time drain, level, and otherwise improve the Racecourse, and drain, plant, level, and otherwise improve and make and maintain Roads and Walks through the Southern Portion of the Area (hereafter in this Act referred to as the *Portfield* Recreation Ground), and erect and maintain thereon Lodges and other Buildings, Fences, and Gates, and execute thereon all other necessary or proper Works, so as to make the same more available as a Place for Public Recreation and Exercise.

Regulations for Southern Portion.

36. The Committee may from Time to Time make Regulations for the proper Use and Management of the Racecourse and *Portfield* Recreation Ground with a view to the greater Convenience and Advantage of the Public, and may thereby impose such reasonable Penalties as they think fit, not exceeding Twenty Shillings for each Breach of such Regulations, and such Penalties may be recovered before a Justice; provided that every such Regulation be so framed as to allow the Justice before whom any Penalty thereunder is sought to be recovered to order the whole or Part only thereof to be paid within such Time as he thinks fit: Provided that such Regulations shall not have Effect until the same shall have been approved by the Justices of the Peace for the Town and County of *Haverfordwest* in Quarter Sessions assembled.

Application of Profits from Northern Portion.

37. The annual and other Profits derived from the Northern Portion of the Area and the Racecourse shall be from Time to Time applied by the Committee as follows; that is to say,

First, in making and maintaining all such Hedges, Fences, and other Works as the Corporation by the Inclosure Act of 1838, and the Award made in pursuance thereof, are required to make and maintain:

Secondly, in inclosing, draining, planting, and otherwise improving, in accordance with this Act, the Northern Portion of the Area and the Racecourse and the *Portfield* Recreation Ground, or any or either of them, and in maintaining the Improvements from Time to Time made, and in Payment of the annual and other Outgoings in respect thereof:

Thirdly, for the Benefit of the Corporation and the Freemen of the Borough respectively in the Proportions in which they are now entitled to the Profits arising from the Pasture of the Racecourse and the Area within the same under the Inclosure Act of 1838.

Contents of Summons, &c.

38. Any Summons or Warrant issued for any of the Purposes of the Water Act of 1833 or this Act may contain in the Body thereof, or in a Schedule thereto, several Names and several Sums.

Penalties not cumulative.

39. Penalties imposed on the Corporation for one and the same Offence by several Acts of Parliament shall not be cumulative, and for this Purpose the Water Act of 1833 and this Act, and any Act incorporated wholly or in part therewith, shall be deemed several Acts.

Expenses of Act.

40. The Costs, Charges, and Expenses preliminary to and of and incidental to the preparing, applying for, obtaining, and passing of this Act shall be paid by the Corporation out of the First Money coming to them under this Act.

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