CHAPTER lxvii.

An Act to authorise the Mayor Aldermen and Burgesses of the county borough of Huddersfield to construct additional Waterworks and for other purposes. A.D. 1896.

[2nd July 1896.]

WHEREAS by the Huddersfield Water Act 1869 the waterworks whereby the township of Huddersfield was then being supplied with water were transferred to the mayor aldermen and burgesses of the borough of Huddersfield (in this Act called "the Corporation") and they were authorised to construct additional waterworks:

And whereas by the Huddersfield Waterworks Act 1871 (in this Act called "the Act of 1871") the limits within which the Corporation were authorised to supply water were extended and the Corporation were authorised to construct additional waterworks including a new reservoir herein-after referred to as "the Blakeley Reservoir": 34 & 35 Vict. c. xxiii.

And whereas by the Huddersfield Corporation Act 1882 (in this Act called "the Act of 1882") the period for the construction of the Blakeley Reservoir was extended until the thirteenth day of July one thousand eight hundred and ninety-six: 45 & 46 Vict. c. ccxxxvi.

And whereas the Corporation have constructed certain of the works authorised by the Act of 1871 and the Act of 1882 respectively and have acquired the necessary lands for the construction of the Blakeley Reservoir but have not yet constructed the same and it is expedient that the period for the construction thereof should be further extended:

And whereas by the Huddersfield Corporation Waterworks Act 1890 (in this Act called "the Act of 1890") certain reservoirs belonging to the Wessenden Commissioners were transferred to the Corporation and they were authorised to make additional waterworks and to borrow additional moneys: 53 & 54 Vict. c. cxv.

And whereas it is expedient that the Corporation be authorised to construct the additional waterworks herein-after described:

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And whereas estimates have been prepared by the Corporation for the purchase of land for and the execution of the works by this Act authorised and such estimates amount to the sum of twenty-seven thousand five hundred pounds:

And whereas the several works included in such estimates are permanent works within the meaning of section 234 of the Public Health Act 1875:

And whereas the Corporation have unexercised borrowing powers available for the purposes of this Act:

And whereas the purposes of this Act 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 fourth day of December one thousand eight hundred and ninety-five after ten clear days' notice by public advertisement of such meeting and of the purpose thereof in the Huddersfield Daily Chronicle a newspaper published and circulating in the borough (such notice being in addition to the ordinary notices required for summoning such meeting) resolved that the expense in relation to promoting the Bill for this Act should be charged on the borough fund and borough rate of the borough:

And whereas such resolution was published twice in the Huddersfield Daily Chronicle 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 twenty-seventh day of January one thousand eight hundred and ninety-six being not less than fourteen days after the deposit of the Bill in Parliament:

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

And whereas plans and sections showing the lines situation and levels of the service-tank and works by this Act authorised and plans showing the lands which may be acquired under the powers of this Act and a book of reference to those plans containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of and describing such lands have been deposited with the clerk of the peace for the west riding of the county of York and are in this Act referred to as the deposited plans 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 Huddersfield Waterworks Act 1896.

Incorporation of Acts.

2. The following Acts and part of Act (that is to say) :—

The Lands Clauses Acts;

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 for the purpose only of constructing the service-tank and works immediately connected therewith by this Act authorised;

The Waterworks Clauses Act 1847 except the provisions thereof with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit and except the words "with the consent in writing of "the owner or reputed owner of any such house or of the agent "of such owner" in the 44th section of that Act; and

The Waterworks Clauses Act 1863;

so far as they are applicable for the purposes of and not varied by or inconsistent with this Act are hereby incorporated with and form part of this Act.

Interpretation.

3. Unless the subject or context otherwise requires—

In this Act—

"The borough" means the county borough of Huddersfield;

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

"The council" means the council of the borough;

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

"Water revenue" means and includes all net moneys (other than borrowed moneys and other moneys which ought to be carried to capital account) received by the Corporation for or in respect of or incidental to the supply of water by the Corporation;

"The water undertaking" means the waterworks undertaking for the time being of the Corporation;

Terms to which meanings are assigned in Acts incorporated wholly or in part with this Act or which have therein special meanings have in this Act (unless varied thereby) the same respective meanings; and

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In the Railways Clauses Consolidation Act 1845 for the purposes of this Act—

The expressions "the railway" "the work" and "the centre of the railway" respectively mean the service tank and works immediately connected therewith and the boundaries thereof respectively by this Act authorised.

Act to be executed by council.

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

Power to make works.

5. Subject to the provisions of this Act the Corporation may wholly in the west riding of the county of York and in the lines and situation and upon the lands delineated on the deposited plans and described in the deposited book of reference make and maintain the works shown on the deposited plans and sections among which are the following principal works (that is to say):—

(A) A line of pipes (No. 1) commencing in the township of Lingards in the parish of Almondbury in the existing outlet basin of the Deer Hill Reservoir and terminating in the township of Shepley in the parish of Kirkburton in the service-tank herein-after described;

(B) A service-tank to be wholly situate in the said township of Shepley in the parish of Kirkburton on lands abutting on the south-east and south-west sides upon the boundary line of the township of Fulstone in the said parish of Kirkburton and numbered 631 632 and 633 respectively on the $\frac{1}{2500}$ Ordnance map of Shepley;

(C) A line of pipes (No. 2) to be partly situate in the said township of Shepley and partly in the said township of Fulstone commencing in the lastly described service-tank and terminating in the said township of Shepley in the public highway called Abbey Lane opposite the Stag's Head Inn in the village of Shepley.

Power to make subsidiary works.

6. The Corporation in addition to the foregoing works may upon any lands for the time being belonging to them make and maintain all such aqueducts culverts drains sluices bywashes filter-beds tanks banks walls and approaches as may be necessary or convenient in connexion with the before-mentioned works or any of them but nothing in this section shall exonerate the Corporation from any action indictment or other proceeding for nuisance in the event of any nuisance being caused by them.

Limits of deviation.

7. In the construction of the works authorised by this Act the Corporation may deviate laterally to any extent not exceeding the limits of the lateral deviation shown on the deposited plans and where on any road no such limits are shown the boundaries of such road shall be deemed to be such limits and they may also deviate

vertically from the levels shown on the deposited sections to any extent not exceeding in the case of the service-tank three feet upwards and five feet downwards and in the case of all other works to any extent not exceeding three feet upwards and ten feet downwards:

Provided that except for the purposes of crossing over a stream or a railway no part of the pipes shall be raised above the surface of the ground unless and except so far as is so shown on the deposited sections.

For the protection of main roads of urban district council of Holmfirth.

8. All water pipes laid under the authority of this Act along any main road within the district and under the control of the urban district council of Holmfirth shall be as far as reasonably practicable laid in such position on the side of such road as the said urban district council of Holmfirth shall by writing under the hand of their surveyor direct.

For the protection of the Lancashire and Yorkshire Railway Company.

9. The following provisions for the protection of the Lancashire and Yorkshire Railway Company (in this section referred to as "the company") shall unless otherwise agreed between the company and the Corporation have full force and effect and be binding upon the Corporation:—

(1) In constructing or laying the line of pipes No. 1 by this Act authorised under the Holmfirth Branch Railway of the company at Thongsbridge where the same is to be laid in or under lands belonging to the company or adjacent to any bridge or works of the company as also in effecting the maintenance repairs and renewals of such line of pipes the same shall be done under the superintendence and to the reasonable satisfaction of the principal engineer of the company and according to plans to be submitted to and reasonably approved by him before any such works are commenced and all such works shall be executed by and in all things at the expense of the Corporation and so as not to cause any injury to such railway or interruption to the passage or conduct of the traffic over such railway Provided that the engineer of the company shall approve or disapprove such plans within one month from the submission thereof otherwise such plans shall be deemed to have been approved by him:

(2) The Corporation shall repay to the company the expense of any temporary works or watching which the company may think reasonably necessary to provide for the protection of their railway or the traffic thereon during the carrying out of the works under the railway and adjacent thereto:

(3) If in the execution of the works any injury shall arise to such railway or interruption to such traffic the Corporation

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shall make full compensation to the company in respect of such injury or interruption the amount of such compensation to be recoverable from the Corporation by the company together with full costs by all and the same means as any simple contract debt is recoverable:

(4) The Corporation in constructing or laying down the said line of pipes shall not without the consent in writing of such engineer (which consent shall not be unreasonably withheld) deviate laterally or vertically from the lines and levels thereof as shown on the deposited plans and sections:

(5) The Corporation shall not (except with the previous consent of the company under their common seal) purchase or acquire any land or property of the company but the Corporation may purchase and take and the company shall sell and grant accordingly an easement or right of using so much of the lands of the company as may be necessary for constructing maintaining repairing and renewing the said line of pipes under the lands and property of the company the amount to be paid for such easement to be settled in case of difference in the manner provided by the Lands Clauses Consolidation Act 1845 with respect to the purchase of lands otherwise than by agreement:

(6) If any difference arise between the engineer of the Corporation and the engineer of the company with respect to any of the aforesaid matters in which the engineer of the company is expressed to be concerned such difference shall be referred to the arbitration of an engineer to be appointed by the two engineers or if they cannot agree by the Board of Trade on the application of the Corporation or the company.

Period for completion of works.

10. If any works authorised by this Act are not completed within the period of five years from the passing of this Act then on the expiration of such period the powers by this Act granted to the Corporation for executing the same or in relation thereto shall cease except as to so much thereof as is then completed but nothing in this Act shall restrict the Corporation from extending enlarging altering reconstructing or removing any of their tanks tunnels engines sluices machinery apparatus filter-beds mains pipes or other works or plant at any time and from time to time as occasion may require.

Extension of time for completion of Blakeley Reservoir.

11. The time limited by the Act of 1871 for the completion of the Blakeley Reservoir thereby authorised which time was extended by the Act of 1882 to the thirteenth day of July one thousand eight hundred and ninety-six is hereby further extended to the thirteenth day of July one thousand nine hundred and one.

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Power to Corporation to take lands.

12. Subject to the provisions of this Act the Corporation may enter upon take and use such of the lands delineated on the deposited plans and described in the deposited book of reference as they require for the construction and maintenance of the works by this Act authorised and in addition thereto the following lands so delineated and described (that is to say) :—

Certain lands situate at Cockley Hill in the township and parish of Kirkheaton and numbered 275 upon the $\frac{1}{2500}$ Ordnance map of Kirkheaton ;

Also certain lands situate in the township of Golcar in the parish of Huddersfield at Upper Fields and numbered 604 605 and 606 upon the $\frac{1}{2500}$ Ordnance map of Golcar ;

Also certain lands in the said township of Golcar and parish of Huddersfield at Windy End and numbered 18 on the said Ordnance map of Golcar ;

Also certain lands in the township of Longwood in the parish of Huddersfield numbered 88 89 90 131 132 133 134 149 and 150 on the $\frac{1}{2500}$ Ordnance map of Longwood.

Corporation may acquire easements only in certain lands.

13. The Corporation may in lieu of acquiring any lands for the purposes of the works 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 conducting or managing the same and may give notice to treat in respect of such easements and rights and may in such notice describe the nature thereof and the several provisions of the Lands Clauses Acts inclusive of those with regard to arbitration and the summoning of a jury shall apply to such easements and rights as fully as if the same were lands within the meaning of such Acts Provided always that except as to land forming part of a street 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 proviso Provided also that as regards any lands taken or used by the Corporation for the purpose of laying the conduit or pipe underground the Corporation shall not (unless they purchase such lands and not merely 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 work have the same rights of passing over such lands for all purposes of or connected with the use or enjoyment of

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the adjoining lands as if such lands had not been taken or used by the Corporation.

Limitation of time for compulsory purchase of lands.

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

Power to acquire additional lands by agreement.

15. The Corporation may (in addition to the lands they are authorised to acquire and hold under the powers of the recited Acts and under the other powers of this Act) from time to time by agreement acquire in fee either by purchase or by way of exchange or otherwise any land not exceeding in the whole for the purposes of their water undertaking fifty acres or any easement right or privilege therein thereunder thereover or thereupon (not being an easement right or privilege of water in which other than parties to the agreement have an interest) which shall be deemed necessary by the Corporation but the Corporation shall not deal with any such lands so as to create or permit a nuisance nor shall they use for any building purpose unconnected with their waterworks any land so acquired for the purposes thereof.

Power to take additional lands by agreement for protection of water supply.

16. The Corporation may for the purposes only of protecting from contamination fouling or discolouration any reservoirs or any 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 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 (except as herein-after provided in the case of sale by the Corporation) or the recited Acts but the Corporation shall not deal with such lands so as to create or permit a nuisance nor use any such lands for any building except buildings required for the undertaking of the Corporation or for the purposes of farms.

Consideration for such acquisition.

17. The consideration for any such acquisition may be either money or land or a mixed consideration of money and land and on any exchange the Corporation may give or take any money for equality of exchange.

Corporation may use their own lands for purposes of Act.

18. Subject to the provisions of this Act the Corporation may from time to time appropriate and use for any of the purposes of this Act any lands from time to time vested in them and being part of their corporate estates Provided that this section shall not be taken to dispense with the consent of the Local Government Board

to any disposition of land in any case in which the consent of that Board would have been required if this Act had not been passed.

Restriction on taking houses of labouring class.

19.—(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 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 purposes of this section the expression "labouring class" means and includes mechanics artisans 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 of such persons who may be residing with them.

Sale of superfluous lands.

20. The Corporation may subject to the provisions of the Lands Clauses Consolidation Act 1845 with respect to the sale of superfluous lands from time to time sell lease or otherwise dispose of in such manner and to such persons as the Corporation think fit any lands houses or other property for the time being held by the Corporation for the purposes of their water undertaking and which they do not require for the purposes of that undertaking and in any such sale or lease the Corporation may reserve to themselves all or any water or water rights or other easements belonging to the lands sold or leased and may make the sale or lease for such consideration and subject to such reservations conditions restrictions or provisions and generally upon such terms and conditions as the Corporation think fit.

Nothing in this Act shall be taken to dispense with the consent of the Local Government Board to any sale lease or other disposition of any lands of the Corporation in any case in which the consent of the Board would have been required if this Act had not been passed.

Power to borrow for costs of Act.

21. The Corporation may from time to time (in addition to any moneys they are now authorised to borrow or which they may be authorised to borrow under the sanction of any public department of the State) borrow at interest on the security of the borough fund and borough rate such a sum as shall be necessary for paying the costs of and in relation to the obtaining of this Act and in calculating the sum the Corporation may borrow under any other authority any sums they may borrow under this Act shall not be reckoned and the powers of the Corporation as to borrowing and re-borrowing

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for the purposes of this Act shall not be restricted by any of the provisions of the Municipal Corporations Acts or of the Public Health Act 1875 or of the Local Government Act 1888.

Provisions as to mortgages.

22. The following sections of the Public Health Act 1875 (that is to say) :—

Section 236 (Form of mortgage) ;

Section 237 (Register of mortgages) ;

Section 238 (Transfer of mortgages) ;

Section 239 (Receiver may be appointed in certain cases) ;

shall subject to the provisions of this Act extend and apply mutatis mutandis to and in relation to all moneys borrowed under the powers of this Act.

As to repayment of borrowed moneys.

23. The Corporation shall repay moneys borrowed under the powers of this Act within any period not exceeding five years from the date of the borrowing of the said moneys :

And such repayment shall be effected—

Either by equal yearly or half yearly instalments of principal or of principal and interest ;

Or by means of a sinking fund ;

Or partly by such instalments and partly by a sinking fund :

Every such instalment or instalments shall be paid out of the funds and rates on the security of which the principal moneys in respect of which it or they are so paid were borrowed.

As to sinking fund.

24. The following provisions shall apply as to the sinking fund (that is to say) :—

(1) The Corporation in every year after the date in that behalf by this section prescribed shall appropriate and set apart out of the borough fund and borough rate such equal annual sums as will with the accumulations thereof by way of compound interest after the rate of three pounds per centum per annum be sufficient to pay off the whole of the principal moneys borrowed under the powers of this Act within the period by this Act prescribed so far as the same are to be paid off by means of a sinking fund :

(2) The first payment to the sinking fund for repayment of moneys to be borrowed under the powers of this Act shall be made on or before the twenty-fifth day of March next following the time of the borrowing of such moneys :

(3) The yearly sums so to be appropriated and set apart shall be invested from time to time and accumulated in the way of compound interest by investing the same and the dividends interest and annual income thereof respectively in any security in which the Corporation are for the time being authorised to invest any existing sinking fund other than a statutory

security of the Corporation or securities transferable by delivery:

(4) The Corporation may at any time apply the whole or part of the sinking fund in or towards the repayment of the said borrowed moneys Provided as follows (that is to say):—

(A) That in such case they pay into the sinking fund in each year afterwards and accumulate as herein-before prescribed until the whole of the said borrowed moneys are discharged a sum equal to the interest produced by the sinking fund or part thereof so applied at the rate per centum on which the annual payments to the sinking fund are based;

(B) That whenever and so long as the securities constituting the sinking fund shall be equal in value at the market price of the day to the principal moneys then outstanding and to be paid off by means of such fund the Corporation may in lieu of investing the said yearly income apply the same in payment of the interest on such principal and may during such periods discontinue the payment to the sinking fund of the yearly sums required to be so paid thereto;

(C) That if and so often as the interest in any year derived from such investments is not equal to the income which would be derived therefrom at the rate per centum per annum on which the equal annual payments to the sinking fund are based such deficiency shall be made good out of the funds and rates on the security of which the moneys to be repaid have been borrowed but if and so often as the said interest in any year exceeds such income the difference between such interest and income shall be applicable in reduction of the sums which would otherwise be required to be paid into the sinking fund.

Corporation not to regard trusts.

25. The Corporation shall not be bound to see to the execution of any trust whether expressed or implied or constructive to which any loan or security for loan given by them may be subject but the receipt of the person in whose name any loan or security for loan stands in the register book of the Corporation shall from time to time be a sufficient discharge to the Corporation in respect thereof notwithstanding any trusts to which such loan or security may be subject and whether or not the Corporation have had express or implied notice of any such trust or of any charge or incumbrance upon or transfer of such loan or security or any part thereof or interest thereon not entered in their register and the Corporation

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shall not be bound to see to the application of the money paid in any such receipt or be answerable or accountable for any loss misapplication or non-application of any of such money.

Incorporation of certain sections of the Act of 1890.

26. The following sections of the Act of 1890 (that is to say):—
Section 42 (Power to re-borrow);
Section 43 (Application of moneys from sale &c. of lands);
Section 44 (Sinking funds may be adjusted in certain events);
Section 45 (Application of moneys under former Acts);
Section 46 (Power to borrow under Local Loans Act 1875);
Section 47 (Annual return to Local Government Board with respect to sinking funds &c.); and
Section 49 (Application of moneys borrowed);
shall subject to the provisions of this Act extend and apply mutatis mutandis to and in relation to the moneys borrowed under the powers of this Act and to the repayment thereof.

Power to Corporation to supply water in bulk to local authorities through whose district works will be made.

27. The Corporation may enter into and fulfil contracts and agreements with any other corporation or any county urban district rural district or parish council and any public authority or body and any company and person in or having jurisdiction within any township or parish in or through which the works by this Act authorised will be made or pass for or in relation to the supply of water in bulk by the Corporation to such other corporation and to such council authority body company and person and the execution of the works and the acquisition of the lands requisite for the purpose of such supply and for the purposes aforesaid or any of them may apply any moneys they are authorised to raise and which are not required for the purposes for which they were authorised The Corporation may for the purposes aforesaid exercise the powers of the Waterworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes:

Provided that the Corporation shall not under the powers of this section supply water in any township or parish without the statutory limits of the Corporation for the supply of water except with the consent in writing of the local authority of such township or parish and of any company (if any) empowered by Act of Parliament or any Order confirmed by Parliament to supply water within such township or parish:

Provided further that the Corporation shall not under the powers of this section (unless with the previous consent in writing of the mayor aldermen and burgesses of the borough of Batley herein-after called "the Batley Corporation") directly or indirectly supply any water nor enter into any contract or agreement with any corporation county or other council or any authority body company or person

as aforesaid whereby any water may be either directly or indirectly supplied or used to or within any part of the townships of Honley or of Thurstonland not now within the authorised limits of supply of the Corporation or within the townships of Upperthong Holme Cartworth Foolstone and Wooldale or any of them or the eastern portion of the township of Netherthong eastward of the Wolfstones Road or in any place beyond the limits of supply of the Corporation in which the Batley Corporation are at the passing of this Act supplying water.

For the protection of the Corporation of Batley.

28.—(1) Nothing in this Act contained shall authorise or empower the Corporation to interfere with any of the reservoirs conduits water mains pipes or other works of the Batley Corporation except with the previous written consent or approval of such last named corporation (which consent or approval shall not be unreasonably refused) and under the superintendence and control of their engineer or officers.

(2) If any dispute or difference arise between the Corporation and the Batley Corporation touching the construction or meaning of this section or any consent or approval as aforesaid or matter or thing arising hereon such dispute or difference shall be determined by an arbitrator to be agreed upon between the parties or in default of agreement to be appointed (on the application of either of the parties) by the President for the time being of the Institution of Civil Engineers.

For the protection of the Dewsbury and Heckmondwike Waterworks Board and others.

29. The following provisions for the protection and benefit of the Dewsbury and Heckmondwike Waterworks Board the mayor aldermen and burgesses of the borough of Dewsbury and the urban district council of Heckmondwike (in this section referred to as "the Dewsbury Water Authorities") shall apply and have effect (that is to say):—

(1) Nothing in this Act contained shall authorise or empower the Corporation to interfere with any of the reservoirs conduits water mains pipes or other works belonging to the Dewsbury Water Authorities except with the previous written consent or approval of the Dewsbury Water Authorities (which consent or approval shall not be unreasonably refused) and under the superintendence and control of their respective engineers or officers and subject to the provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes as though water mains and pipes were expressly mentioned therein:

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(2) The Corporation shall not (except with the consent in writing under the common seal of such of the Dewsbury Water Authorities as are respectively affected) either directly or indirectly supply any water nor enter into any contract with any municipal corporation district council 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 Dewsbury Water Authorities or any of them nor within any township district or place within which water is at the passing of this Act supplied by the Dewsbury Water Authorities or any of them:

(3) If any dispute or difference arise between the Corporation and the Dewsbury Water Authorities touching the above subsections (1) and (2) or any consent or approval as aforesaid such dispute or difference shall be determined by an arbitrator to be agreed upon between the parties or in default of agreement to be appointed (on the application of either of the parties) by the President for the time being of the Institution of Civil Engineers.

Expenses of executing Act.

30. All expenses incurred by the Corporation in carrying into execution the provisions of this Act (except such of those expenses as are to be paid out of borrowed moneys or as are incurred in relation to Corporation stock) shall be paid out of water revenue.

All deficiencies in the said revenue shall be met out of the borough fund and all moneys payable to or receivable by the Corporation under this Act shall be carried to the borough fund and to the proper account therein.

As to rating of railways for certain purposes.

31. Section 341 of the Huddersfield Improvement Act 1871 (Assessments for tithes railways &c. in certain cases) shall be incorporated with and form part of this Act and shall extend and apply to any increase or addition made under the authority of this Act to any borough rate levied for purposes other than purposes with respect to which the partial exemption is not at present applicable.

Particulars to be furnished with reference to differential rates.

32. In the case of any demand on any railway company entitled to partial exemption for payment of the borough or other rate to the Corporation it shall be the duty of the town clerk on the application of such railway company to furnish within seven days full particulars in writing of the purpose or purposes (if more than one) to which the rate demanded is applicable and the amount in the pound required for each of such purposes and such particulars shall also show the proportion of the amounts in the pound required for each of such purposes in respect of which such railway company is entitled to the partial exemption aforesaid.

Expenses of Act.

33. 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.

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