CHAPTER clxxviii.

An Act to enable the Mayor, Aldermen, and Burgesses of the Borough of Leeds to increase and improve their Gasworks and Waterworks, and to make further provision for the Local Government and Improvement of the said Borough; and for other purposes. [2d August 1877.]

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WHEREAS by "The Leeds Corporation Gas Act, 1870," the mayor, aldermen, and burgesses of the borough of Leeds (in this Act called "the Corporation") were empowered to purchase the undertakings of the Leeds Gaslight Company and the Leeds New Gas Company, and in pursuance thereof they purchased the same, and the interests, rights, and liabilities of the said Companies became and are vested in the Corporation:

33 & 34 Vict. c. lvi.

And whereas the Companies before the said purchase by the Corporation, at the request of the inhabitants, laid pipes and supplied gas in parts of the parish of Adel and townships of Rothwell and Shadwell, which were beyond their authorised limits of supply, and it is desirable that the Corporation should be empowered to continue the supply of gas so far as the said pipes have been extended:

And whereas by the said Act the Corporation were empowered to raise and borrow the sum of nine hundred and fifty thousand pounds on mortgage or other security upon the borough fund and borough rates of the borough, and on the security of the undertakings, works, and property of the said Companies when purchased by them:

And whereas the Corporation have borrowed and expended upon their gas undertaking the sum of nine hundred and thirty-one thousand six hundred and twenty-four pounds:

And whereas the demand for gas within the existing limits of supply of the Corporation is greatly increasing, and it is expedient that they be authorised to extend their existing and construct

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additional works on lands they have acquired adjoining their existing works at Wortley, and to raise the additional sum of three hundred thousand pounds for those purposes:

30 & 31 Vict. c. cxli.

And whereas by "The Leeds Waterworks Act, 1867," the Corporation were empowered to erect and maintain waterworks in addition to the waterworks they then possessed, and by the said Act they were authorised to raise (inclusive of the sums they had then borrowed) the sum of nine hundred and twenty thousand pounds:

37 & 38 Vict. c. xxxiv.

And whereas the said sum was found insufficient for the purposes required, and by "The Leeds Corporation Water Act, 1874," the Corporation were entitled to borrow for the purposes of the said works the further sum of three hundred thousand pounds:

And whereas the Corporation have borrowed and expended upon their waterworks undertaking the sum of one million one hundred and eighty-eight thousand one hundred and fourteen pounds:

And whereas on account of the great and increasing demand for water within and in places adjoining the borough, and for the purposes of rendering available the existing sources of supply, and of storing and distributing the same, it is necessary to erect additional reservoirs and other works by this Act authorised, and that the Corporation should be authorised to borrow in respect of their waterworks undertaking the further sum of two hundred and fifty thousand pounds:

And whereas it is expedient that provision be made with respect to the supply of water in bulk by the Corporation beyond their present limits of water supply, and that further provision be made with respect to the waterworks of the Corporation and the supply of water by them:

And whereas it is expedient to empower the Corporation to make and enforce byelaws with respect to their waterworks undertaking and the prevention of trespass thereon, and for preventing within the limits of their supply the abstraction, waste, misuse, or undue use of water, and for other purposes:

And whereas it is advisable that the Acts herein-after referred to as the Water Acts should be amended:

And whereas there are in the borough a great number of houses situated in or abutting upon or contiguous to or at the entrance of courts and alleys and narrow streets, which houses by reason of defects in the construction thereof, or of the want of ventilation, or by preventing proper ventilation or access to courts and alleys and narrow streets, or the houses therein, or for want of proper conveniences, and from other causes, are unfit for human habitation, and fever and other diseases are constantly thereby generated,

thereby causing death or loss of health, not only in the courts and alleys and narrow streets but also in other parts of the borough, and it is expedient that provision be made for the remedy thereof:

And whereas by "The Leeds Corporation Gas and Improvement, &c. Act, 1870," power was given to the Corporation to cause the same to be improved or removed, and notwithstanding several such houses were improved and removed there are yet a great number that require to be dealt with, which by reason of the powers under the said Act having expired cannot be so dealt with without the authority of Parliament: 33 & 34 Vict. c. xciii.

And whereas the Corporation are required to procure accommodation for the labouring classes who may be displaced by the making of street improvements, and the great evil of overcrowding already exists in the borough, and many persons for want of proper accommodation live in cellars and other unwholesome places, and it is expedient that they should be removed therefrom, but by reason of the want of proper dwellings it is impracticable to do so, and it is therefore advisable that the Corporation should have power to acquire lands by agreement, and to cause to be erected thereon suitable dwellings for such persons:

And whereas within the borough the local and special Acts following or parts of those Acts are in force, which Acts are in this Act referred to severally by the short references herein-after mentioned; (that is to say,)

(1.) "The Leeds Improvement Act, 1842," in this Act called "the Act of 1842;"

(2.) "The Leeds Improvement Amendment Act, 1848," in this Act called "the Act of 1848;"

(3.) "The Leeds Improvement Amendment Act, 1856," in this Act called "the Act of 1856;"

(4.) "The Leeds Improvement Act, 1866," in this Act called "the Act of 1866;"

(5.) "The Leeds Improvement Act, 1869," in this Act called "the Act of 1869;"

(6.) "The Leeds Corporation Gas and Improvement, &c. Act, 1870," in this Act called "the Act of 1870;"

(7.) "Leeds Improvement Act, 1872," in this Act called "the Act of 1872;" and

all which Acts are in this Act referred to generally as "the Improvement Acts:"

(8.) "The Leeds Gaslight Company's Act, 1853;"

(9.) "The Leeds Gaslight Company's Act, 1863;"

(10.) "The Leeds New Gas Company's Act, 1854;"

(11.) "The Leeds New Gas Company's Act, 1862;"

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(12.) "The Leeds New Gas Company's Act, 1868;"
(13.) "The Leeds Corporation Gas Act, 1870," in this Act called "the Gas Act of 1870;" and
all which Acts are in this Act referred to generally as "the Gas Acts:"
(14.) "The Leeds Waterworks Act, 1847;"
(15.) "The Leeds Waterworks (Wharfe Supply) Act, 1852;"
(16.) "The Leeds Waterworks (Wharfe Supply) Act, 1856;"
(17.) "Leeds Waterworks Act, 1862;"
(18.) "The Leeds Waterworks Act, 1867;"
(19.) "The Leeds Corporation Water Act, 1874;" and
all which Acts are in this Act referred to generally as "the Water Acts:"

And whereas it is expedient that the Corporation be authorised to construct the new streets and improvements of streets, and to erect bridges over the River Aire and the Leeds and Liverpool Canal, herein-after mentioned, and to raise the money requisite for such purposes:

And whereas it is expedient that the Corporation should be authorised to purchase lands and buildings, and easements in, over, and with respect to the same for the foregoing purposes, and for securing sites for the erection of suitable buildings, and the erection of buildings to the front of the streets authorised to be made, improved, and widened under this and the recited Acts, or some of them, and to demise, sell, or otherwise dispose of such parts of the said lands for sites for the erection of suitable buildings to the front of the streets authorised so to be made, improved, and widened, and of other lands acquired by them as may not be required for any of those purposes:

And whereas it is expedient that the Corporation be enabled to make further provisions with respect to new houses and streets and buildings, and markets, market-houses, and buildings:

And whereas it is expedient that the Corporation be authorised to raise further moneys by rates and by borrowing for the purposes of this Act and the recited Acts:

And whereas it is expedient to authorise the Corporation to create consolidated debenture stock, and to issue debentures and grant annuities, and to raise sums of money for the purposes of this Act, and that further provision be made with reference to the borrowing powers and securities of the Corporation:

And whereas it is expedient that the former Acts be amended in divers particulars, and that the powers of the Corporation for the better ordering and improving of the borough be extended:

And whereas plans and sections of the several works to be autho-

rised by this Act showing the lines and levels thereof, and the lands which are required therefor, and for the purposes of this Act, with 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 such lands, 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 referred to as the deposited plans, sections, and book of reference respectively:

And whereas the objects of this Act cannot be attained without the authority of Parliament:

And whereas a majority of the members of the Council (the whole number being sixty-four), at a meeting held on the twenty-third day of October one thousand eight hundred and seventy-six, after ten clear days notice by public advertisement of such meeting and of the purpose thereof in the Leeds Mercury (a local newspaper published or circulating in the borough), such notice being in addition to the ordinary notices required for summoning such meeting, resolved that the expenses in relation to promoting the Bill for this Act should be paid out of the borough fund and borough rate:

And whereas such resolution was published twice in the Leeds Express newspaper (a newspaper circulating in the borough), and has received the approval of the Local Government Board:

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

And whereas the 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 sixteenth day of January one thousand eight hundred and seventy-seven, being not less than fourteen days after the deposit of the Bill in Parliament:

And whereas estimates have been prepared by the Corporation for the purchase of land for, and the execution of, the various works by this Act authorised, and such estimates are as follows; namely,

With respect to gasworks - - - -	£297,500
With respect to waterworks - - - -	£250,000
With respect to bridges, new streets, street widenings, and improvements - - - -	£300,000

And whereas the several works included in such estimates are permanent works within the meaning of the two hundred and thirty-fourth section of "The Public Health Act, 1875:"

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May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Short title.

1. This Act may for all purposes be cited as "The Leeds Improvement Act, 1877."

Council to execute Act.

2. The Corporation by the Council are hereby empowered to carry this Act and the several powers thereof into execution.

Certain provisions of general Acts herein named incorporated.

3. "The Lands Clauses Consolidation Acts, 1845, 1860, and 1869:"

"The Markets and Fairs Clauses Act, 1847:"

The provisions of "The Companies Clauses Consolidation Act, 1845," with respect to the borrowing of money by the Company on mortgage or bond:

"The Waterworks Clauses Acts, 1847 and 1863:"

The clauses and provisions of "The Railway Clauses Consolidation Act, 1845," with respect to roads and the temporary use and occupation of lands near the railway during the construction thereof (so far as relates to the waterworks and bridges for street improvements by this Act authorised), and "The Gasworks Clauses Acts, 1847," shall apply to the existing gas undertaking of the Corporation, and to the gasworks by this Act authorised, (except where expressly varied or otherwise provided for by this Act,) are incorporated with and form part of this Act; and in construing such Acts for the purposes of this Act, the expressions "the Company," "the undertakers," and the "promoters of the undertaking" shall mean the Corporation; and the expression "the railway" shall mean any of the waterworks and the said bridges by this Act authorised:

"The Gasworks Clauses Act, 1871," shall apply to the existing gas undertaking of the Corporation as if the same were hereby authorised.

Provisions of Acts herein named incorporated.

4. The following sections of the Act of 1866, viz.:

Section 8. (Minutes of proceedings of Council, &c. to be evidence):

Section 17. (Errors and omissions in plans may be corrected by justices):

Section 18. (Clerk of peace to receive, &c.):

Section 19. (Copies of plans, &c. to be evidence):

Section 20. (Lateral and vertical deviation) so far as relates to street improvements by this Act authorised:

Section 30. (New streets, &c. to be paved &c. by Corporation and to be public highways):
Section 123. (Proceedings not to be quashed for want of form or removed by certiorari):
Section 126. (Justices may act although inhabitants of borough):
Section 127. (Damages and charges may be settled by justices):
Section 128. (Appeal to quarter sessions):

And the following sections of the Act of 1869, viz.:

Section 20. (As to elevation of buildings on front lands):
Section 21. (Corporation may prescribe line of building):
Section 22. (Order for demolition of buildings erected without requisite consent of Corporation):
Section 23. (Precautions during demolition):
Section 24. (Demolition by Corporation of such buildings):
Section 25. (Land thrown into streets to be public highways, and parts of streets disused to be sold):
Section 26. (Power to alter, &c. certain streets for purpose of making and widening streets):

And the following sections of the Act of 1870, viz.:

Section 5. (Appointment of committees by Corporation):
Section 30. (Lands acquired by Corporation to be part of corporate estates):
Section 31. (Corporation may dedicate land to public):

And the following sections of the Act of 1872:

Section 26. (Plans, sections, and elevations, when approved by Corporation, to be binding on the owner or occupier):
Section 55. (Power to sell, &c. lands not wanted):
Section 56. (Application of purchase money of land):
Section 63. (Protection of lenders from inquiry):
Section 64. (Regulations as to byelaws):
Section 65. (Saving existing byelaws):
Section 66. (Power to make byelaws for any purpose to be additional):
Section 67. (Recovery and application of penalties):
Section 68. (Penalties on repetition of offences):
Section 69. (Proceedings when offender refuses to state his name):
Section 70. (Warrant of commitment not to be void from defect, &c.):
Section 71. (Evidence of previous conviction):
Section 72. (Saving for indictments, &c.):
Section 73. (Regulation as to distress):

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Section 74. (Contents of summons):
Section 75. (Accounts, &c.):
Section 76. (Saving from repeal of Acts):

And the following section of the Leeds Corporation Water Act, 1874:

Section 11. (Expenses and income of Corporation under Acts charged on borough fund):

So far as the provisions of those Acts are applicable to the purposes and not inconsistent with the provisions of this Act, are hereby incorporated in this Act, and made applicable to the purposes of this Act as if they were specially enacted herein.

Same meanings to words in incorporated Acts as in this Act.

5. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith, or rendered applicable hereto, shall have the same respective meanings, unless the same be varied by this Act, or unless there be something in the subject or context repugnant to such construction.

Interpretation of terms.

6. In this Act, and for the purposes of this Act, in any Act wholly or partially incorporated with this Act, and for the purposes of the recited Acts, the following words and expressions shall have the several meanings hereby assigned to them, unless there be something in the subject or context repugnant to such construction:

The word "building" shall mean and include all dwelling-houses, houses, messuages, warehouses, mills, manufactories, chimney shafts, and walls, of whatever materials they may respectively be constructed:

The word "hackney carriage" shall mean every carriage used for the purpose of conveying passengers for hire or reward kept or plying for hire in the borough:

The expression "superior court," "High Court of Justice," or "court of competent jurisdiction," or any other like expression, shall be read and have effect as if the debt or demand with respect to which the expression is used were a common simple contract debt, and not a debt or demand created by statute:

The word "borough" shall mean the borough of Leeds:

The expression "town clerk" shall mean the town clerk of the said borough:

The word "person" shall include a company or body corporate:

The words "borough fund" and "borough rate" shall respectively mean the borough fund and borough rate mentioned and referred to in the Act to provide for the regulation of municipal corporations in England and Wales (5 and 6 William IV. cap. 76.), and all Acts amending or extending the same.

PART I.

AS TO GASWORKS.

Power to erect gas-works.

7. On the lands described in the First Schedule to this Act, the Corporation may erect, construct, and from time to time maintain, alter, remove, or enlarge retorts, gas-holders, receivers, meters, apparatus, and works for the manufacture and storing of gas, and of coke and other residual products obtained in the manufacture of gas, and matters producible therefrom, and all proper approaches and conveniences for the purposes of such works.

Gas not to be manufactured or stored except on lands described in schedules.

8. It shall not be lawful for the Corporation to manufacture or store gas except on lands described in the First Schedule of this Act, and as by the Gas Acts are authorised.

To extend the present limits of the gas supply.

9. The district within which the Corporation are by the Gas Acts authorised to supply gas is by this Act extended to, and shall hereafter for all purposes of such supply, in addition to the existing districts, extend to and include the parish of Adel-cum-Eccup, and the townships of Rothwell and Shadwell in the parish of Thorner, in the west riding of Yorkshire, so far as the mains belonging to the Corporation are already laid in that parish and those townships respectively, in the same manner as if such parts of such parish and townships had been included within the limits of the said Acts.

Sale of portions of gas undertaking to sanitary authorities.

10. If at any time after the passing of this Act any rural sanitary district within the limits of the gas supply of the Corporation shall be constituted an urban sanitary district, and the urban sanitary authority of such district shall give not less than six months notice in writing to the Corporation of their desire to purchase that portion of the undertaking of the Corporation which is contained within such district, and shall obtain the consent of the Local Government Board to such purchase, and shall apply to Parliament or the Local Government Board for power to purchase such portion of the undertaking of the Corporation (except the mains and pipes or other apparatus which shall be necessary for supplying with gas any other part of the Corporation's limits of supply) and to supply gas within such district, then it shall not be lawful for the Corporation to oppose such application (except as to the details thereof), and if such powers be granted the Corporation shall sell, and such sanitary authority shall purchase, such portion of the undertaking of the Corporation (except as aforesaid) within the district of such sanitary authority at such price as shall be fixed in default of agreement by arbitration under the provisions of the Lands Clauses Acts, and the Corporation shall apply the

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proceeds of any sale under this section in the same manner as they are required to apply moneys borrowed under the powers of this Act: Provided always, that no such authority shall be authorised, until after the completion of such purchase, to supply gas to any part of such district, and that after the completion of such purchase all obligation on the part of the Corporation to supply gas within such district shall cease and determine.

PART II.

AS TO WATERWORKS.

Power to construct waterworks.

11. Subject to the provisions of this Act, the Corporation for waterworks purposes may make and maintain the several works herein mentioned and shown on the deposited plans, together with all necessary works and conveniences connected therewith or incident thereto, and may make and maintain the same in the lines and situations shown on the deposited plans, and upon the levels shown on the deposited sections, and in, over, or under the lands delineated on the deposited plans and described in the deposited book of reference, and for those purposes may enter upon, purchase, take, and use such of the said lands, and any waters, springs, or streams delineated on the deposited plans and described in the deposited book of reference, and any right or easement in, over, or under the same as shall be necessary for such works, and may stop up all highways, roads, and ways within the limits of deviation defined in the deposited plans which are shown thereon as intended to be stopped up, or which are upon the site of any reservoir to be constructed under this Act, or may be covered or washed by the waters thereof, and may appropriate for the purposes of this Act the sites of the highways, roads, and ways so stopped up so far as the same are bounded on both sides by lands of the Corporation, and do the things following; (that is to say,)

1. Eccup Reservoir.

(1.) An enlargement of the existing Eccup Reservoir of the Leeds Corporation Waterworks, to be situated partly in the township of Adel-cum-Eccup in the parish of Adel and partly in the townships of Alwoodley and Wigton in the parish of Harewood, commencing in the parishes of Adel and Harewood at the east side of the embankment of the existing Eccup Reservoir, and terminating in the same parishes at a point upon Eccup Beck about twenty-four chains south-west of the farmhouse of the farm called Herd Farm:

(2.) A road of access to the said reservoir wholly situated in

the said township of Wigton and parish of Harewood, commencing at a point in the Leeds and Harewood turnpike road, five chains or thereabouts to the south-west of the Alwoodley gates entrance lodges to the woods and park of the Right Honourable the Earl of Harewood, thence proceeding in a nearly straight line in a north-westerly direction for a distance of thirty-seven chains or thereabouts, and terminating at a point about twenty-five chains south-west of the farmhouse of the farm called Herd Farm.

2. Weetwood Filter Beds.

Additional filter beds, to be wholly situated in the township of Headingley-cum-Burley in the parish and borough of Leeds, to be formed and made in certain fields belonging or reputed to belong to Sir Edmund Beckett, Baronet, and in the occupation of John Thomas Pearson, upon the south-west side of the Leeds and Otley high road, opposite or nearly so to the existing Weetwood filter beds of the Leeds Corporation Waterworks, and extending for about fifteen chains south-west of the said high road.

3. Wortley Service Reservoir.

A service reservoir or tank, to be wholly situated in the township of Wortley in the parish and borough of Leeds, on certain fields belonging or reputed to belong to the trustees of the late John Smyth, and in the occupation of Elizabeth Hartley, adjoining and to the east of the premises known as "Manor House" and "Green Hill Farm," and about ten chains west of the junction of the road from Upper Wortley to Lower Wortley with Oldfield Lane at Oldfield Lane Top.

4. Hare Hills Service Reservoir.

A service reservoir or tank, to be wholly situated in the township of Potter Newton in the parish and borough of Leeds, in a field belonging or reputed to belong to James Brown, and in the occupation of William and Samuel Walker, about twenty chains south-westerly from the farmhouse of the farm called Gipton Farm, and about ten chains north-easterly of the mansion called the Hare Hills.

5. Farnley Service Reservoir.

A service reservoir or tank, to be wholly situated in the township of Farnley in the parish and borough of Leeds, in certain fields belonging or reputed to belong to the trustees of the late Earl of Cardigan, and in the occupation of John Mortimer, on the south-east side of the lane between Upper Moor Side and New Lane Top, and about eighteen chains south-west of the junction of the said lane with the Leeds and Whitehall Road at Upper Moor Side.

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6. Beeston Service Reservoir.

An enlargement of the existing Beeston service reservoir or tank of the Leeds Corporation Waterworks, wholly situated in the township of Holbeck in the parish and borough of Leeds, in the field adjoining and to the east of the existing service reservoir, the said field belonging or reputed to belong to the Low Moor Coal and Iron Company, and being in the occupation of James Halliday.

8. Conduit No. 1.

A conduit or bye-channel, to be wholly situated in the township of Wigton in the parish of Harewood, commencing at a point on the boundary between the townships of Alwoodley and Wigton in the parish of Harewood, upon a tributary of the Eccup Beck, thirty chains or thereabouts north-west of the cross roads at Alwoodley gates, and passing through the township of Wigton in the parish of Harewood, and terminating at Eccup Beck on the boundary between the township of Wigton in the parish of Harewood and the township of Adel-cum-Eccup in the parish of Adel, at a point about nineteen chains to the north-east of the junction of the aforesaid tributary of the Eccup Beck with the said Eccup Beck.

9. Conduit No. 2.

An additional or enlarged conduit between the existing Stubhouse gauge basin of the Leeds Corporation Waterworks and the proposed Eccup Reservoir, commencing at the said gauge basin in the township of Weardley otherwise Wardley, in the parish of Harewood, passing thence through or into the parishes, townships, and places following, or some of them; that is to say, Harewood, Adel, Weardley otherwise Wardley, and Adel-cum-Eccup, and terminating in the township of Adel-cum-Eccup in the parish of Adel, at a point nine chains or thereabouts, measuring in a straight line in a south-easterly direction, from a certain farmhouse known as Owlet Hall, and twenty-two chains or thereabouts, measuring in a straight line in a south-westerly direction, from a certain farmhouse called Herd Farm.

10. Line of Pipes No. 1.

A line of pipes, to be wholly situated in the township of Headingley-cum-Burley in the parish and borough of Leeds, commencing at the existing gauge basin of the Leeds Corporation Waterworks at the north-east end of the Weetwood Reservoir of the said waterworks, and terminating at the south-west side of the Leeds and Otley Road at a point on the south-west side of the said

road four chains or thereabouts south-east of the entrance lodge to the Weetwood filter beds of the said Corporation waterworks, and about two chains south-west of the said road.

11. Line of Pipes No. 2.

A line of pipes, to be wholly situated in the township of Wortley in the parish and borough of Leeds, commencing from the existing pipe of the Leeds Corporation Waterworks at or near the junction of the road from Upper Wortley to Lower Wortley with Oldfield Lane at Oldfield Lane Top, and terminating at a point about five chains east of the premises known as Manor House.

12. Line of Pipes No. 3.

A line of pipes, to be wholly situated in the townships of Leeds and Potter Newton in the parish and borough of Leeds, commencing from the termination of the existing pipe of the Leeds Corporation Waterworks at or near the north corner of the Leeds Burial Ground, in the township of Leeds, and terminating at a point about twenty chains or thereabouts south-west of the farmhouse of the farm known as Gipton Farm, and ten chains or thereabouts north-east of the mansion house called the Hare Hills, in the township of Potter Newton.

13. Line of Pipes No. 4.

A line of pipes, to be wholly situated in the township of Farnley in the parish and borough of Leeds, commencing from a point in the existing pipe of the Leeds Corporation Waterworks at or near the junction of Back Lane with the Wellington and Tong Lane End high road at or near the site of the Beulah turnpike gate, and terminating at a point eighteen chains or thereabouts south-west of the junction of the lane from New Lane Top to Upper Moor Side with the Leeds and Whitehall Road.

14. Line of Pipes No. 5.

A line of pipes, to be wholly situated in the township of Hunslet in the parish and borough of Leeds, and in the township of Middleton in the parish of Rothwell, commencing from the existing pipe of the Leeds Corporation Waterworks at the junction of Balm Road with Woodhouse Hill Road and Sow Lane, and terminating in a field belonging to the Middleton Estate and Colliery Company, Limited, and occupied by William Speight, at a point therein nine chains or thereabouts, measuring in a straight line in a westerly direction from the farmhouse of the farm called Windy Hill.

15. General Works.

And construct all proper embankments, dams, weirs, channels, drains, sluices, culverts, cuts, tunnels, tanks, pipes, junctions, valves,

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aqueducts, mains, bridges, works, apparatus, and conveniences connected with the said waterworks, or any of them, or necessary for the purposes aforesaid.

Limits of deviation for waterworks.

12. In the construction of the waterworks authorised 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, and may deviate vertically from the levels shown on the deposited sections, in the case of the Eccup Reservoir, to any extent not exceeding five feet upwards or seven feet downwards, and in the case of the service reservoirs to any extent not exceeding two feet upwards and seven feet downwards, and in the case of other works to any extent not exceeding five feet upwards or downwards: Provided that the Corporation shall not, in the exercise of the power of lateral deviation herein-before given, construct any embankment or wall of the said Eccup Reservoir of a greater height above the surface of the ground than that shown on the deposited sections in respect of the corresponding embankment or wall thereon delineated, and five feet in addition.

Regulations for preventing waste of water.

13. For preventing waste, misuse, or undue consumption of the water of the Corporation, the following provisions, in addition to all other powers vested in the Corporation for that purpose, shall have effect; namely,

(1.) The Corporation may from time to time, with the sanction of the Local Government Board, make such byelaws as they think expedient for the objects aforesaid, to be observed by persons supplied with water:

(2.) By any such regulations the Corporation may direct the use and prescribe the size, nature, strength, and materials, and the mode of arrangement and of junction of service pipes with the mains, and of the alteration and repair of the pipes, valves, cocks, cisterns, baths, soil-pans, waterclosets, and other apparatus or receptacles, or any of them, to be used by such persons respectively for carrying, delivering, and receiving 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 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 forty-eight hours notice in writing enter and by and under the direction of their duly authorised 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 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 damages for the recovery of which no special provision is made.

Power to the Corporation to supply fittings, &c.

14. The Corporation may, if requested by any person supplied or about to be supplied by them with water or gas, furnish to him at his costs and charges, and from time to time repair or alter any such pipes, valves, meters, cocks, burners, cisterns, baths, soil-pans, watercloset 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.

As to water supply.

15. It shall be lawful for the Corporation to enter into contracts with the owner of any tenement or hereditament situate in the neighbourhood of any water main or pipe of the Corporation, though not within the prescribed limits of supply of the Corporation, and also with any local board not within such prescribed limits, to take and use the water of the Corporation upon such terms and conditions and for such period as may be agreed upon between them: Provided always, that the Corporation shall not supply water under any such contract, if and so long as their doing so would prevent them from giving throughout their limits of supply a sufficient supply for domestic purposes.

Power to hold lands needful to protect waterworks against nuisances, &c.

16. It shall be lawful for the Corporation to hold any lands not exceeding fifty acres, either already or hereafter to be vested in them, which they may deem necessary for the purpose of protecting their waterworks against nuisances, encroachment, or injury, and so long as such necessity shall continue such lands shall not be deemed to be superfluous lands within the meaning of this Act and the Waterworks Acts, or "The Lands Clauses Consolidation Act, 1845," respectively: Provided always, that the Corporation shall not erect or authorise or permit the erection on any of such lands, while so held by them, of any buildings other than buildings necessary for or connected with their waterworks.

New gasworks and waterworks to form part of gasworks and waterworks undertakings of Corporation.

17. The gasworks and waterworks so to be constructed shall for all purposes whatsoever be deemed part of the gasworks and waterworks undertakings of the Corporation, as if they had been authorised by and included or referred to in the Gas and Water Acts.

Gas and water pipes, &c. crossing

18. Any gas or water pipes, culverts, or other works which the Corporation may lay down or execute under or over the railway of

railways to be laid down under inspection of railway company's engineer.

any railway company, shall be so laid down and executed and subsequently maintained and repaired under the direction and superintendence and to the reasonable satisfaction of the engineer for the time being of such railway company, and in accordance with plans and sections previously submitted to and approved of by him.

Provisions for the protection of the Earl of Harewood.

19. For the protection of the Right Honourable Henry Thynne, Earl of Harewood, or other the owner for the time being of Harewood Park (herein-after in this section referred to as "the owner") the following provisions shall have effect; (that is to say,)

(1.) Notwithstanding anything in this Act contained, and except as is in this section otherwise expressly provided, it shall not be lawful for the Corporation to enter upon, take, use, or otherwise interfere with, either temporarily or permanently, any lands belonging to the owner, except such as shall be actually required for the enlargement by this Act authorised of the existing Eccup Reservoir of the Corporation:

(2.) With respect to any land belonging to the owner, and which the Corporation may require to use, enter upon, or interfere with for the purposes of the Conduit No. 1 and the Conduit No. 2, and the road of access to the Eccup Reservoir by this Act authorised, the Corporation shall not purchase the same, but the Corporation may purchase, and the owner may and shall sell and grant accordingly, an easement or right of using the same for the purposes of the said Conduit No. 1 and Conduit No. 2, and road of access:

(3.) The Conduit No. 2 by this Act authorised shall be constructed and maintained by the Corporation as a covered conduit throughout the entire length thereof:

(4.) The powers of the Corporation for the compulsory purchase of any lands belonging to the owner required for the enlargement of the existing Eccup Reservoir shall not be exercised after the thirty-first day of December one thousand eight hundred and seventy-eight:

(5.) The enlargement of the Eccup Reservoir and the Conduit No. 2 by this Act authorised shall be completed within six years from the passing of this Act, and on the expiration of that period, if such works are not then completed, the powers of the Corporation for the execution of those works, or in relation thereto, shall absolutely cease, and all lands purchased by the Corporation from the owner for the purposes of the enlargement shall thereupon vest in and become the property of the owner:

(6.) Before the Corporation shall proceed to commence the enlargement of the Eccup Reservoir, they shall make and complete the Conduit No. 1 by this Act authorised:

(7.) In order to prevent the fouling of the ornamental waters of Harewood Park the Corporation shall, previously to commencing the enlargement of the Eccup Reservoir, make, and for ever after maintain, a settling pond or rough filter into or through which they shall cause to flow all the waters from the site of the said enlargement, or which shall be pumped into the Eccup Beck, or which shall pass from any lands and buildings above the embankment of the Eccup Reservoir when enlarged:

(8.) The embankment of the Eccup Reservoir when enlarged shall be constructed with a benching on the outer side of the slope thereof of not less than ten yards wide, and at a level not less than fifty-five feet from the top level of the embankment:

(9.) Notwithstanding anything in this Act contained, it shall not be lawful for the Corporation, except with the consent of the owner, to erect any building or erection of any kind on any land purchased or taken by them of the owner, except such as shall be necessary for the maintenance, conduct, protection, and management of the said reservoir and works connected therewith:

(10.) The road of access by this Act authorised to the Eccup Reservoir shall only be used by the Corporation for the purpose of constructing, maintaining, examining, and repairing the Eccup Reservoir, and the works connected therewith, and subject as aforesaid the owner shall have the exclusive right of user of the said road of access, and shall at all times have free access thereto for himself, his family, visitors, tenants, and servants:

(11.) When the Corporation have purchased the lands of the owner for the purposes of the enlargement of the Eccup Reservoir, it shall not be lawful for the Corporation to take or divert any waters from the Stubhouse Beck, and the Corporation shall within one month after such purchase cut off the said beck from their works in order that the same may, as far as practicable, be restored to its original course. The water so restored from Stubhouse Beck being compensation for the water which would flow into Eccup Beck from the watershed of the land required for the purpose of extending the said reservoir:

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(12.) The Corporation shall from time to time make full compensation to the owner and to all other persons for all damages and injury, losses and expenses whatsoever, as well immediate as consequential, which they respectively from time to time may incur or suffer by reason of the bursting or giving way or leaking of the Eccup Reservoir, as by this Act authorised:

(13.) Except as is by this Act otherwise expressly provided with respect to George Lane Fox, the owner shall have the exclusive right of boating, fowling, shooting, and fishing upon and over the Eccup Reservoir as by this Act authorised to be enlarged, and the borders thereof, but so nevertheless as not to foul the water of the reservoir nor in any way to injure the works of the Corporation, and for such purposes, or any of them, shall at all times have free access thereto for himself, his family, visitors, and servants, and if so required to do the Corporation shall erect for him at his own cost a suitable boat house on the borders of the reservoir, or permit him to erect such boat house:

(14.) The purchase money or compensation to be paid for any lands or easements to be purchased of the owner by the Corporation, including compensation for all injury to the estate or the enjoyment thereof as a residence, or otherwise, shall be fixed by such single arbitrator as herein-after mentioned, who shall be deemed to be a single arbitrator duly appointed under the Lands Clauses Consolidation Acts, and shall have all powers thereby given to arbitrators. Such arbitrator shall be at liberty to inform himself in such manner as he shall think proper, and no objection shall be taken to any informality in his proceedings. The remuneration of the arbitrator shall be fixed by himself, and shall, together with all the costs of the arbitration, to be ascertained in the usual manner, be paid by the Corporation:

(15.) The arbitrator for the purposes of this section shall be Sir Henry Arthur Hunt, of Parliament Street, Westminster, C.B., or in case of his death or refusal or inability to act, John Clutton, of Whitehall Place, London, or in case of his death or refusal or inability to act, such person as the owner and the Corporation shall agree on, or, in case they cannot agree, such person as Her Majesty's Attorney General for the time being shall nominate for that purpose:

(16.) The Corporation may discharge into the Eccup Beck below the before-mentioned embankment of the Eccup Reservoir when enlarged all waters from any drains from lands and buildings above the said embankment.

Confirmation of agreement between Corporation and George Lane Fox.

20. The agreement between the Corporation and George Lane Fox, which is set forth in the Tenth Schedule to this Act, is hereby confirmed.

PART III.

AS TO BRIDGES, NEW STREETS, STREET WIDENINGS, AND IMPROVEMENTS.

Power to construct bridges, streets, &c.

21. Subject to the provisions of this Act, the Corporation may make and maintain the bridges and street improvements in the borough herein mentioned, and shown on the deposited plans, together with all necessary works and conveniences connected therewith or incident thereto, in the lines and situations shown on the deposited plans, and upon the levels shown on the deposited sections, and for those purposes may enter upon, purchase, take, and use such of the said lands delineated on the deposited plans and described in the deposited book of reference, and any right or easement in, over, or under the same as shall be necessary for such works, and also for the purpose of securing sites for the erection of suitable buildings to the front of such new and widened streets, and may stop up all highways, roads, and ways within the limits of deviation defined in the deposited plans which are shown thereon as intended to be stopped up, and may appropriate for the purposes of this Act the sites of the highways, roads, and ways so stopped up, so far as the same are bounded on both sides by lands of the Corporation, and do the things following; (that is to say,)

New Road and Bridges from Leeds to Armley.

(1.) A new road, commencing in the township of Headingley-cum-Burley in the Kirkstall Road at a point opposite Willow Road, crossing the River Aire by a bridge, thence passing under the North-eastern Railway and between the River Aire and the Leeds and Liverpool Canal, and terminating in the township of Armley at the north end of Canal Road in the township of Armley, and which new road will be in the townships of Headingley-cum-Burley and Armley:

(2.) To widen Canal Road on the west side from the Leeds and Liverpool Canal to a point one hundred and forty yards south-west of that canal, all in the township of Armley.

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NEW STREET FROM LEEDS BRIDGE TO HUNSLET ROAD. STOPPING UP PART OF BOWMAN LANE.

A new street, commencing in the township of Leeds in the parish of Leeds at Bridge End, and terminating in the township of Hunslet at a point in Hunslet Road opposite the south-west corner of the Black Bull Hotel, and to stop up as a public street or thoroughfare so much of Bowman Lane as is situate between the intended new street on the east and Hunslet Lane on the west, and to appropriate and dispose of the site thereof, all in the townships of Leeds and Hunslet:

Provided always, that it shall not be lawful for the Corporation to stop up any part of Bowman Lane, or the access thereto, on the east side of the intended new street, nor until the said new street shall have been completed and opened for public traffic to stop up any other part of Bowman Lane.

SWINEGATE IMPROVEMENT.

(1.) To widen Bishopgate Street on its eastern and northern side from the south-west corner of the Yorkshire Bank to the junction of Bishopgate Street with Mill Hill:

(2.) To widen Mill Hill on its western side from its junction with Bishopgate Street to the south-east corner of the Griffin Hotel:

(3.) To widen Bishopgate Street and Mill Hill on the south side from the north-east corner of School Close Bridge to the south-west corner of the bridge now in course of construction for carrying the approach from Boar Lane to the North-eastern and London and North-western Railway Station over Mill Hill:

(4.) To widen Mill Hill and Swinegate on the east and north-east sides of those streets from a point in Mill Hill, forty yards or thereabouts south from Boar Lane, to the eastern side of the entrance to Malt Shovel Yard in Swinegate:

Provided always, that, notwithstanding anything in this Act or in section 92 of "The Lands Clauses Consolidation Act, 1845," the Corporation shall not, without the consent of the North-eastern and the London and North-western Railway Companies, or of the North-eastern Railway Company alone, as the case may be, purchase or take, nor shall the Corporation be required to purchase or take, any more of the lands belonging to the said two companies jointly, or to the North-eastern Railway Company separately, than shall be absolutely necessary for the purpose of widening Bishopgate Street, Mill Hill, and Swinegate, in accordance with the deposited plans, and only to the extent of the lines of intended frontage shown thereon, and all the lands so purchased shall be

dedicated to the use of the public as part of the streets so to be widened, and the Corporation shall not in any manner interfere with any railway or approach road or other works of the said two companies, or either of them.

CAMP ROAD IMPROVEMENT.

To widen Camp Road on the east side from a point twenty-five yards or thereabouts south of Grafton Street to Samuel Street.

EAST STREET IMPROVEMENTS.

To widen and improve the south side of East Street from the west end of the bridge over Timble Beck to a point thirty-five yards or thereabouts east of the said west end of that bridge:

Provided always, that it shall not be lawful for the Corporation in making such widening and improvement to contract the waterway of the said beck, or to divert any of the waters thereof.

CLAYPIT LANE IMPROVEMENT.

(1.) To widen Claypit Lane on its north-west side from Cobourg Street to a point fifteen yards or thereabouts north-west of Providence Row:

(2.) To widen Claypit Lane on its south-east side from Queen's Place to a point forty yards or thereabouts north-east from Queen's Place:

The before-mentioned widenings and improvements of Bishopgate Street, Mill Hill, Swinegate, Camp Road, East Street, and Claypit Lane will be wholly in the township of Leeds.

HARPER STREET IMPROVEMENT.

To widen Harper Street on the west side from Kirkgate to a point twenty-seven yards or thereabouts north-eastward of Kirkgate, and to stop up and appropriate Wellington Yard and Smithfield Street, all in the township of Leeds.

MARSH LANE AND YORK STREET IMPROVEMENT.

(1.) To widen Marsh Lane on its north-west side from a point thirty-three yards or thereabouts south-west of the entrance to Hatfield's Yard in Marsh Lane to the junction of Marsh Lane with York Street:

(2.) To widen York Street on its south side from its junction with Marsh Lane to a point sixty-six yards or thereabouts west from that junction.

The before-mentioned widening of Marsh Lane and York Street will be wholly in the township and parish of Leeds.

NEW ROAD FROM BECKETT STREET TO ROUNDHAY ROAD.

A new road, commencing in the township of Leeds at the north end of Beckett Street, and terminating in the township of Potter

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Newton at the intersection of Roundhay Road with Harehills Lane, and which new road will be in the townships of Leeds and Potter Newton.

SPENCE LANE IMPROVEMENT.

(1.) To widen Spence Lane on the east side from Whitehall Road to Wortley Lane:

(2.) To widen Spence Lane on the west side from Wortley Lane to Chadwick Street, all in the township of Wortley.

BEECH GROVE ROAD IMPROVEMENT.

A new road, wholly in the township of Leeds, commencing at the junction of Cavendish Road and De Grey Road, and terminating in Reservoir Street at the south-west corner of Moorland Terrace.

DOMESTIC STREET EXTENSION.

A new road, commencing at the junction of Domestic Street and Sydenham Street, and terminating at the junction of Church Street and Shafton Lane, all in the township of Holbeck.

WEST END TERRACE IMPROVEMENT.

The widening and improvement of West End Terrace on its east side and at its southern end, commencing at a point thirty yards or thereabouts south from the northern end of that terrace, and terminating at the junction of that terrace with the north side of Woodhouse Street, all in the township of Leeds.

STOCK'S HILL IMPROVEMENT.

(1.) The widening of Stock's Hill and Balm Walk on the north side from Isle Lane to Bridge Road, formerly Denison's Row:

(2.) The widening of Stock's Hill on its south side from the north end of Church Street to Nineveh Lane opposite the end of Bridge Road, formerly Denison's Row, all in the township of Holbeck.

BEESTON ROAD IMPROVEMENT.

The widening of Beeston Road on its east side from a point opposite Rhodes Street to a point opposite Holbeck Lane, seventy-five yards or thereabouts south-west of the first-mentioned point, all in the township of Hunslet.

WINTOUN STREET IMPROVEMENT.

The extension of Wintoun Street from its west end to Albert Grove, all in the township of Leeds.

PARK LANE IMPROVEMENT.

(1.) The widening of Park Lane on its north side from a point opposite the north-west corner of the east end of Burley Street to Hanover Street:

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(2.) The widening of Park Lane on its north side from the south-east corner of Hanover Lane to a point fifty-three yards or thereabouts eastward of that corner, all in the township of Leeds.

Weetwood Lane Improvement.

The widening of Weetwood Lane on its east side from a point one hundred and twenty-six yards or thereabouts northwards from Hollin Lane, to a point one hundred and forty-seven yards or thereabouts northwards from that lane, all in the township of Headingley-cum-Burley.

Manor Street Improvement.

The widening of Manor Street on its south side from North Street to a point fifty-nine yards or thereabouts eastwards from the same street, all in the township of Leeds.

Mabgate Improvement and New Road to Millwright Street.

(1.) A new road, commencing in Mabgate at a point sixteen yards or thereabouts south from the south-east corner of Hope Foundry, thence crossing Mabgate Beck, and terminating in Millwright Street at a point opposite Tulip Street:

(2.) The widening of Mabgate on its west side from a point forty yards or thereabouts from its junction with Regent Street and Quarry Hill to the commencement of the new road lastly hereinbefore described:

(3.) The widening of Mabgate on its east side from Tunstall's Yard to New Church Place:

(4.) The widening of Mabgate on its east side from a point sixty yards or thereabouts north from Ward's Fold, and terminating at a point ninety-three yards or thereabouts north from Ward's Fold, all in the township of Leeds.

Corner of Merrion Street and Wade Lane Improvement.

The widening and improvement of Merrion Street on its south side, and of Wade Lane on its east side, from a point in Merrion Street twenty yards or thereabouts from the junction of that street with Wade Lane to a point in Wade Lane thirteen yards or thereabouts south of that junction, all in the township of Leeds.

Victoria Road Extension.

The extension of Victoria Road from its west end to Cardigan Road, all in the township of Headingley-cum-Burley.

Sewer at Roundhay.

To authorise the Corporation to make and maintain a sewer wholly in the township of Roundhay and parish of Barwick-in-

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Elmet, in the west riding of the county of York, commencing at or near the entrance to Roundhay Park which is near the south-west corner of Waterloo Lake, and terminating at its junction with an intended sewer at the boundary of the borough in the Leeds and Roundhay Road, and the Corporation shall make good all damage done from time to time to the said road by the making or maintaining of the said sewer: Provided always, that any owner of any lands abutting upon the said road shall, after giving fourteen days notice in writing to the Corporation, have the right of connecting his drain with the said sewer upon payment to the Corporation of the sum of ten pounds, and doing all the necessary works at his own expense to repair any damage that may be occasioned by reason of his interference with the said sewer.

Corporation may use their own lands for purposes of Act.

22. The Corporation from time to time may appropriate and use for any of the purposes of this Act or the Improvement Acts, or for the purposes of any street required to be made or improved, any lands from time to time vested in them and being part of their corporate estates.

Defining line of streets.

23. Whereas many of the streets in the borough are narrow, inconvenient, and without any regular line of frontage, therefore it shall be lawful for the Corporation from time to time to prescribe and define what shall thereafter be the line of frontage to be observed for any street in the borough; such line shall be distinctly marked and shown on a plan to be signed by the town clerk, and such plans shall be at all reasonable times thereafter open for inspection of the public without charge. For the purposes of this Act, the re-erecting of any building pulled down to or below the ground floor, or of any frame building of which only the framework is left down to the ground floor, or the conversion into a dwelling-house of any building not originally constructed for human habitation, or the conversion into more than one dwelling-house of a building originally constructed as one dwelling-house only, shall be considered the erection of a new building. No new erection, excavation, or obstruction shall be made beyond such line. The land outside the said line shall be vested in the Corporation as part of the street, so soon as the improvement shall have been completed. Whenever in any of the above cases the Corporation shall, by reason of their requiring the said line to be observed and kept, cause the owner of any land or building, or any other person interested therein, to be injuriously affected, the Corporation shall make compensation in respect thereof. The amount of such compensation shall, at the option of the party claiming the same, be ascertained and determined by two justices of the peace acting in and for the borough, not being members of the Corporation, or by

the county court judge for the time being acting in and for the borough, or under the Lands Clauses Consolidation Acts; and the said justices or judge shall have all the powers of an arbitrator mutually agreed upon under the Lands Clauses Consolidation Acts. If for seven days after request in writing the party claiming shall fail to exercise such option, the matter shall stand deferred to the justices. If after any such line shall be so defined and prescribed as aforesaid, any person shall wilfully or negligently act contrary to this enactment, he shall for every such offence be liable to a penalty not exceeding five pounds, and a further penalty not exceeding the like sum for every day during which such offence shall continue, and the Corporation shall pay compensation, to be ascertained as aforesaid, for any injury or damage occasioned to the owner, lessee, or occupier of property adjoining that required to be set back to the said line: Provided always, that the provisions of this section shall not apply to any land, buildings, or other erections belonging or reputed to belong to the undertakers of the navigation of the Rivers Aire and Calder, situate in the borough on the north side of Dock Street.

Notice to be given of taking houses of labouring classes.

24. The Corporation shall, not less than eight weeks before they take in the borough fifteen houses or more occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers, make known their intention to take the same by placards, handbills, or other general notice, placed in public view upon or within a reasonable distance from such houses, and the Corporation shall not take any such houses until they have obtained the certificate of a justice, not being a member of the Corporation, that it has been proved to his satisfaction that they have so made known their intention.

Corporation to procure accommodation for persons of the labouring classes to be displaced.

25. Before taking in the borough fifteen houses or more occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers, the Corporation shall (unless the Corporation and such person or persons otherwise agree) procure sufficient accommodation elsewhere for such person or persons: Provided always, that if any question shall arise as to the sufficiency of such accommodation, the same shall be determined by a justice, not being a member of the Corporation, and the Corporation may for the purpose of procuring such accommodation appropriate any lands for the time being belonging to them, or which they have power to acquire, and may purchase by agreement such further lands as may be necessary for such purpose, and may on such lands erect labouring-class dwellings, and may hold and demise or sell the same, and may apply for the purposes of this section, or any of

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them, any moneys they may have already raised or are authorised to raise.

Entrances to private roads to be kept open.

26. The Corporation shall keep open the entrances to any private road which may be interfered with by the making any of the works and improvements authorised by this Act, and every such opening shall be kept of the same width as it was at the passing of this Act.

Power to set out carriage-way and footway.

27. The Corporation may cause such part of any new street made or improved by them to be laid out for a carriageway and footway respectively, as they think proper.

Extinction of rights of way over streets stopped up, &c.

28. Where under this Act the Corporation stop up any street permanently, all rights of way over, and all liability to repair the street, shall thereupon be absolutely extinguished, and where under this Act they stop up any street temporarily, all rights of way over the street shall be suspended until they reopen the street.

Power to alter and divert sewers, &c.

29. The Corporation from time to time may alter and divert, either temporarily or permanently, all sewers, mains, and pipes within the borough which they find it necessary or convenient, for any of the purposes of this Act, so to interfere with, making to all persons who sustain any damage thereby compensation in that behalf, the compensation to be ascertained, apportioned, and recovered under "The Lands Clauses Consolidation Act, 1845," as in cases of disputed compensation for lands: Provided always, that in altering or diverting any such sewers, mains, and pipes the Corporation shall construct and maintain proper, sufficient, and water-tight channels and culverts for conveying the water of such sewers, mains, and pipes, so that the whole of the waters of such of the said sewers, mains, and pipes as now discharge into the River Aire, or the navigation of the Rivers Aire and Calder, shall continue to fall into the same at the same places and levels as at present; and the sections of the Act of 1848, numbered respectively 16, 17, 18, 19, 20, and 21, shall apply to the works hereby authorised as fully as to the sewerage and works authorised by the Act of 1848.

Power to stop up certain streets.

30. For the purpose of the street improvements herein authorised, the Corporation may stop up Wellington Yard and appropriate the site thereof, and the Corporation may also stop up and appropriate for market purposes Smithfield Street, both in the township and parish of Leeds.

Compensation for damage occasioned thereby.

31. In the construction of the intended new bridges, streets, and widenings and improvements of streets and other works, or any of them, or in altering the level of any existing street, the Corporation shall do as little damage as may be, and shall make to the owners

and occupiers of and persons interested in any lands, buildings, mains, pipes, or works which may be damaged or injuriously affected by or in consequence of the construction of the intended works, or any of them, full compensation for all damage thereby occasioned to such lands, buildings, mains, pipes, or works; and the amount of such compensation in every case, if not ascertained by agreement, shall be determined in manner provided by "The Lands Clauses Consolidation Act, 1845," for settling disputed cases of compensation by arbitration.

32. With respect to the Post Office telegraph system the following provisions shall take effect:

Restriction on works affecting Post Office telegraph system.

(A.) The Corporation shall not by any work or thing interfere with any telegraph post, wire, tube, apparatus, or work of Her Majesty's Postmaster General, or execute or do any work or thing causing or likely to cause any interruption of or impediment to postal telegraphic communication, unless and until the Corporation have given to the Postmaster General one calendar month's previous notice in writing of their intention to execute or do the proposed work or thing, specifying all necessary and proper particulars relating thereto, and unless and until the Postmaster General has approved of the proposed work or thing by writing delivered to the Corporation, or has failed to approve or to disapprove of the same for one calendar month after service of such notice and particulars on him: Provided always, that this section shall not be deemed to prevent the Corporation executing any repairs or other works or things which shall be necessary to prevent accidents, and in any such case the Corporation shall forthwith give notice to the Postmaster General of any such interference, and the reason for the same:

Power for Postmaster General to annex conditions.

(B.) Her Majesty's Postmaster General may annex to his approval under this Act of any work or thing such reasonable terms and conditions as to the time and mode of execution of any such work or thing as he thinks fit, and the Corporation shall observe and perform the same:

Power of entry for Postmaster General.

(C.) The engineer and other officers and servants and workmen of Her Majesty's Postmaster General may at and for all reasonable times enter on and into and remain on any of the highways, lands, and works of the Corporation for the purpose of examining, repairing, altering, or removing any telegraph post, wire, tube, apparatus, or work the property of the Postmaster General being thereon:

Compensation by Cor-

(D.) The Corporation shall from time to time make full com-

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poration to Postmaster General, and penalty.

pensation to Her Majesty's Postmaster General for any expense, loss, or damage which he is put to or sustains by reason of the Corporation by any work or thing executed or done by them interfering with any telegraph post, wire, tube, apparatus, or work of the Postmaster General; and if at any time any such work or thing causes an interruption of or impediment to postal telegraphic communication, the Corporation shall, in addition to making compensation as aforesaid, be liable to forfeit a sum not exceeding twenty pounds for every twenty-four hours during which that interruption or impediment continues, and the amount of any such expense, loss, damage, or forfeiture shall be a debt due from the Corporation to the Crown and be recoverable accordingly with costs, or the same may be recovered with costs on behalf of the Postmaster General as a penalty is recoverable from the Corporation:

Provisions to remain in force for one year and to the end of the then next session of Parliament.

(E.) Inasmuch as it is contemplated to introduce a general measure for the better protection of the national telegraphs, and to enlarge the powers of the Postmaster General in relation thereto, this section shall only remain in force for one year from the date of the passing of this Act, and to the end of the then next session of Parliament.

Provisions for Leeds and Liverpool Canal Company.

33. For the protection of the Company of Proprietors of the Canal Navigation from Leeds to Liverpool (hereafter in this Act called "the Leeds and Liverpool Canal Company"), the following provisions shall have effect; (to wit,)

(A.) The Corporation shall make and maintain the new road from Leeds to Armley by this Act authorised, where the same will pass through the land of the Leeds and Liverpool Canal Company lying between their canal and the River Aire, in the lines and situation marked in red on duplicate copies of the deposited plan, both signed by Alfred William Morant, the surveyor of the Corporation, and Charles White, the engineer of the Leeds and Liverpool Canal Company, one of such copies to be kept by the Corporation and the other by the Leeds and Liverpool Canal Company:

(B.) Part of the said new road, where it passes through the said land of the Leeds and Liverpool Canal Company, shall instead of being made upon a solid embankment be constructed upon arches or girders, in the situations and of the heights and spans shown on the same copies of the deposited plans:

(C.) The footpath shown on the deposited plans shall, instead of passing across the said land of the Leeds and Liverpool Canal Company in the manner shown on those plans, be carried by means of steps up to the level of the said intended new road at the northern end of the intended bridge over the Leeds and Liverpool Canal, and in the situation shown on the same copies of the said plan:

(D.) The intended bridge shall be carried across the canal and towing-path, works, and lands of the Leeds and Liverpool Canal Company, in the line and at the point of such crossing as shown on the deposited plans, and (unless with the consent of the Leeds and Liverpool Canal Company, under their common seal) not elsewhere:

(E.) In carrying the said bridge across the canal, towing-path, works, and lands of the Leeds and Liverpool Canal Company, the Corporation shall not, otherwise than by agreement with the Leeds and Liverpool Canal Company, deviate from the lines of such bridge as shown on the deposited plans, or from the levels or mode of construction shown on the deposited sections:

(F.) The Corporation may purchase and take so much land of the Leeds and Liverpool Canal Company as shall be necessary for the construction of the said new road, but with regard to such parts of the said land as will lie between the said arches or girders the Corporation shall only purchase and take an easement:

(G.) Nothing herein contained shall prevent the Corporation from entering upon the lands and works of the Leeds and Liverpool Canal Company when and for such periods as may be necessary for the fulfilment of the obligations of the Corporation under this section:

(H.) The bridge over the canal and towing-path of the Leeds and Liverpool Canal Company shall be a good and substantial bridge of brick, stone, wood, or iron, to be constructed by the Corporation at their own expense:

(I.) The bridge shall be constructed with perpendicular foundation walls, and its opening or span shall span over the entire width of the canal and towing-path, and the clear height of the underside of the arch or (as the case may be) beams or girders of the bridge above the top-water level of the canal shall, throughout the whole breadth of the span, be not less than eleven feet:

(K.) The space between the piers of the bridge (except so much thereof as the towing-path will occupy) shall at all times

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after the completion of the bridge (except during necessary repairs or reconstruction) be left and preserved an open and uninterrupted navigable waterway:

(L.) The Corporation shall, at their own expense, maintain the bridge and the works thereof of the height and width aforesaid, and in perfect repair at all times, unless they abandon the new road and bridge, or the portion thereof which crosses the canal; and in either of those cases they shall (if required so to do by the Leeds and Liverpool Canal Company, but not otherwise) remove the said bridge and works at their own expense:

(M.) If and whenever the height of the bridge or works shall by subsidence of the ground be lowered below the height herein-before prescribed, the Corporation shall, at their own expense, restore the same to that height as soon as reasonably may be:

(N.) The Corporation shall make good all damage that may be occasioned to the works or property of the Leeds and Liverpool Canal Company by the construction, renewal, or want of repair of any of the Corporation's works, or by any such subsidence as aforesaid; but

(a.) In every case of pressing necessity, and

(b.) In every other case, if for seven days after notice in writing thereof given to the Corporation by the Leeds and Liverpool Canal Company, the Corporation neglect to proceed with due diligence to make good such damage,

the Leeds and Liverpool Canal Company may, if they think fit, make good the damage; and the amount expended by them in so doing shall be repaid to them by the Corporation:

(O.) If and whenever by any Act or omission of the Corporation any part of the canal or towing-path shall be obstructed or rendered dangerous to boats, barges, or other vessels navigating or using the canal, the Corporation shall pay to the Leeds and Liverpool Canal Company, as or by way of ascertained damages, the sum of fifty pounds for every day during which the obstruction or danger shall continue, and so in proportion for any less time than a day:

(P.) Provided that nothing in this Act contained shall prevent the Leeds and Liverpool Canal Company from recovering from the Corporation any special damage that may be sustained by the Leeds and Liverpool Canal Company in consequence of the works to be executed by the Cor-

poration, or by the Leeds and Liverpool Canal Company for the Corporation, under the provisions herein-before contained, or by reason of any water oozing or escaping from the canal, or on account of any other act or omission of the Corporation:

(Q.) If and whenever any damages or other sums payable by the Corporation to the Leeds and Liverpool Canal Company are not paid on demand made on the town clerk of Leeds, the same may, together with costs of suit, be recovered against the Corporation in any court of competent jurisdiction:

(R.) All questions and differences which may at any time arise between the Corporation and the Leeds and Liverpool Canal Company, as to the construction or effect of sub-sections A, B, D, E, F, G, H, or I of this section, or the performance, observance, non-performance, or non-observance of any of the provisions thereof, or any matters connected therewith or consequent thereon, shall be determined by an arbitrator to be appointed by the Corporation and the Leeds and Liverpool Canal Company, or (if for fourteen days after the question or difference arises the said parties do not agree upon an arbitrator) by the Board of Trade, upon the application in writing of both or either of the parties, and the decision of every such arbitrator (by whomsoever appointed) shall be binding and conclusive upon both the parties in difference, and the costs of the arbitration shall be in his discretion:

(S.) Except as is by this Act otherwise expressly provided, nothing in this Act contained shall take away, lessen, prejudice, alter, or affect any of the rights, privileges, property, powers, or authorities of the Leeds and Liverpool Canal Company.

Corporation may fix direction, &c. of new streets.

34. The Corporation may alter or vary the intended position, direction, gradient, or level of any new street for the purpose of causing it to communicate in a direct line, or at a more convenient angle or level, with any street adjoining or leading thereto, and any person laying out a street, and not adhering to or observing the alteration or variation so fixed, shall be liable to a penalty not exceeding ten pounds, and to a further penalty not exceeding ten pounds for every day during which the default continues after conviction therefor, and the Corporation shall make compensation for any injury arising from any such alteration or variation in the manner prescribed in section twenty-three of this Act.

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Police station.

35. For the purpose of a police station and other purposes the Corporation may purchase, acquire, and hold the land situate at Sheepscar in the borough of Leeds mentioned and described in the Fifth Schedule to this Act, and shown on the deposited plans.

PART IV.

AS TO SANITARY MATTERS.

Incorporation of certain sections of Act of 1870.

36. Sections 11 to 16 both inclusive, and sections 18 to 29 both inclusive, of "The Leeds Corporation Gas and Improvement, &c. Act, 1870," shall be incorporated with this Act: Provided always, that section 25 of that Act shall be read as if the words "by the jury" were not inserted therein, and the provisions of this Act limiting the time for the compulsory purchase of lands shall not apply to this section.

Owner may appeal against order.

37. Any owner of premises included in any order may, within two months after the order has been served upon him, appeal against the same to the Local Government Board, who are hereby empowered to entertain and decide upon such appeal; but the appellant shall not be heard in support of the appeal unless within one month (or if such owner be absent from the United Kingdom within three months) after delivery of notice of the order appealed against he give to the town clerk notice in writing, stating his intention to bring such appeal, together with a statement in writing of the grounds of appeal, and shall within two days of giving such notice enter into a recognizance before some justice of the peace, with sufficient securities, conditioned to try such appeal, and to abide the order of and pay such costs as shall be awarded; and the Local Government Board, upon hearing and finally determining the matter of the appeal, may vary the order, and may according to its discretion award such costs to the party appealing or appealed against as they shall think proper, and its determination in or concerning the premises shall be conclusive and binding on all persons to all intents or purposes whatsoever; on the hearing of the appeal no grounds of appeal shall be gone into or entertained other than those set forth in such statement as aforesaid.

Powers for Corporation to purchase land by agreement for the erection of dwellings for the labouring classes.

38. The Corporation may by agreement purchase and hold land for the purpose of having erected thereon suitable dwellings for the labouring classes, and may sell or demise such land or any part thereof on such terms and conditions as they think fit for the purpose of carrying that object into effect; and in the event of the Corporation being unable to enter into agreements with other persons to erect such dwellings they may erect the same, and after they are erected may lease or let the same on such terms and con-

ditions as they may think fit, and the Corporation may make bye-laws for the letting of the same to suitable tenants, and as to the rents to be charged therefor, and the mode in which such rents shall be paid, and as to the conduct of the persons inhabiting such houses, and for summarily removing the tenants therefrom who commit breaches of such byelaws and regulations.

Power to erect public waterclosets, urinals, and lavatories, and to make a charge for the use of such closets and lavatories.

39. The Corporation may by agreement purchase and hold land for the purpose of and may erect on such land waterclosets, urinals, and lavatories for the use of the public, and may charge for the use of such waterclosets and lavatories such sum as they may think proper; and the Corporation may make rules and regulations for the management of such waterclosets, urinals, and lavatories, and for regulating the conduct of the persons resorting thereto or using the same.

PART V.

REGULATIONS AS TO NEW STREETS AND NEW BUILDINGS, &c.

Regulations as to buildings.

40. In addition to the powers conferred on the Corporation by "The Leeds Improvement Act, 1866," section 51, the Corporation may, subject to the provisions of that section, make, alter, and repeal such byelaws as they think proper with respect to the following matters; (that is to say,)

The prohibition of the commencement of any building without the approval by the Corporation of the deposited plans of such building within a reasonable period to be specified;

The approval by the Corporation of the site on which it is proposed to erect any building, and as to the drainage of such site so as to ensure that the site may be in a proper sanitary condition:

Provided always, that no byelaw to be made under this section shall apply to any building or intended building belonging or which may belong to or be occupied by any railway company, or the undertakers of the navigation of the Rivers Aire and Calder, and used for the purposes of their business as a railway company, or as undertakers of the said navigation or in connexion therewith respectively.

Time for making complaint of breach of byelaws.

41. The time limited for the making of a complaint or laying any information with respect to the breach of any of the byelaws to be made under this Act and section 51 of "The Leeds Improvement Act, 1866," or of section 22 of "The Leeds Improvement Act, 1869," (order for demolition of building erected without requisite consent of Corporation, &c.) shall be three calendar months

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after the offence in respect of which such complaint or information shall be made or laid shall have been discovered by or made known to the Corporation; but no such complaint or information shall be made or laid after the expiration of one year after such breach, and the summary jurisdiction of justices may and shall be exercised if such complaint or information be made or laid within the said periods.

As to section 23 of Act of 1872.

42. Section 23 of "The Leeds Improvement Act, 1872," (as to size and position of open spaces about buildings to secure adequate ventilation,) shall be read and have effect as if it had been thereby enacted that the spaces therein mentioned should exclude the site of any street or intended street on which the said buildings may abut.

As to erection of more than four houses.

43. It shall not be lawful for any person, without the previous consent of the Corporation, to erect four or more houses in a row unless the fronts or forecourts of such houses for the whole length thereof abut upon a street not less than twelve yards wide or upon a street already formed, and such width shall be dedicated to the use of the public as a highway, exclusive of any hatchway, trap door, steps, or projections, except the down spout, which shall not project more than four and a half inches, and measured at right angles to the course or direction of such street.

Formation of new streets.

44. It shall not be lawful for any person to erect any house or other building adjoining any new or intended street unless the previous consent of the Corporation has been obtained for the formation of such new street, and no house or other building shall be commenced until the ground in such new street shall have been formed to the levels shown on the plan and section approved by the Corporation, nor until the said street shall have been sewered and kerbed, and no kerbstone after it has been laid down shall be taken up or removed without the previous consent of the Corporation.

Width of new streets.

45. It shall not be lawful for any person to form, set out, or build any new street unless the same shall be at least twelve yards wide, the whole of which width shall be dedicated to the public and exclusively used as a highway, and the Corporation may erect and maintain barriers so as to prevent any street formed or set out after the passing of this Act which is of a less width than herein prescribed from being used, and any person throwing down, damaging, or injuring any such barrier shall for every such offence forfeit not exceeding ten pounds: Provided that nothing herein contained shall extend or apply to a street less than twelve yards in width, which shall be proved to the satisfaction of the Corpora-

tion to have been bonâ fide agreed to be formed or set out in the disposition of any estate for sale, and of which a sale plan shall be so proved to have been prepared previous to the first day of May one thousand eight hundred and seventy-seven.

Penalty.

46. If any person begin to make or lay out any new street or shall lay out, make, or build upon any street contrary to the provisions of this Act, he shall for each offence be liable to a penalty not exceeding five pounds and to a further penalty not exceeding the sum of forty shillings for every day during which such offence shall continue after the date of conviction.

PART VI.

AS TO MARKETS, &c.

Closing of markets.

47. All the markets now or hereafter belonging to or under the control of the Corporation shall be closed on every Sunday, Good Friday, and Christmas Day, and on any day of public fast or thanksgiving, except that Kirkgate Market-place shall be open from ten o'clock in the forenoon until ten o'clock in the afternoon on such days.

Limits of markets and fairs.

48. The limits of the markets and fairs of the Corporation shall be the same as the limits of the borough.

Ejectment for repeated offences.

49. Every person who shall have been convicted of three offences against any of the byelaws relating to cattle or other markets or fairs shall be liable after the third conviction to be forthwith removed and excluded, for a term not exceeding one year, from all or any of such markets or fairs in the borough by the market inspector or his assistants, and his or her tenancy (if any) of any pen, shop, stall, or standing shall be thereupon determined without prejudice to any remedy or remedies for the recovery of any rent that may be due.

Market inspectors, &c. may be made constables.

50. The Corporation may cause the inspectors and collectors of cattle or other markets and fairs now or hereafter belonging to or under the control of the Corporation, and all persons appointed to assist them permanently or otherwise, to be sworn before a justice as constables, and the men so sworn shall have all such powers, authorities, and privileges, and shall be liable to all such responsibilities, and (subject to the directions of the Corporation) shall perform all such duties as constables appointed under the Municipal Corporation Acts.

Tolls to be made payable by successive sellers of articles.

51. The several tolls in the cattle and other markets and fairs now or hereafter belonging to or under the control of the Corporation payable with respect to any animal or article shall be paid

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not only by the original seller but also by any subsequent seller or person who offers such animal or article for sale, and such tolls shall become payable before such animal or article is sold or offered for sale.

Forfeiture of articles left in market.

52. Every animal or article brought into any market or fair and left therein after the hour of closing (except such as may be left in charge of the superintendent of the market or fair) may be taken possession of by the superintendent, and if the same, being of a perishable nature, be not claimed within one hour after the closing, or, not being of a perishable nature, be not claimed within one month thereafter, then and in every such case the same may be sold by the Corporation, who shall return the surplus proceeds of such sale, after deducting any unpaid stallage, rent, or toll due in respect thereof and the expenses of detention and sale, to the owner on demand if such demand is made within one month after the sale, but if demand is not so made the proceeds of the sale shall be forfeited to the Corporation.

Offences in market.

53. Every person who in any cattle or other market or fair now or hereafter belonging to or under the control of the Corporation commits any of the following offences; (that is to say,)

Every person who makes use of any expression of cursing or swearing or of any threatening, abusive, violent, offensive, obscene, or disgusting language;

Every person who is drunk or disorderly;

Every person who wilfully creates any obstruction;

Every person who loiters on any stall or bench or on or near the fountain, or in any part of any market hall, or of any building connected therewith, after having been warned to desist therefrom by a constable;

Every person who fights, quarrels, or makes any affray or disturbance;

Every person who commits or creates any nuisance;

Every person who wilfully damages any wall with chalk, paint, or otherwise, or posts any bill or paper thereon;

Every person who wilfully breaks any window or light or does any other damage to the property of the Corporation;

Every person who permits any dog under his charge to be at large in the cattle market;

shall for every such offence be liable to a penalty not exceeding two pounds, and the superintendent of such market or fair, or other officer authorised by the Corporation, or any constable may remove from such market or fair any person who within his hearing or view commits any such offence.

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Apprehension of persons treating animals cruelly.

54. If any person wantonly or cruelly tortures, beats, ill-treats, or abuses any animal in any cattle or other market place or fair ground, any officer of the market or fair on view thereof, without any warrant other than this Act, may apprehend him and take him before a justice of the peace to be dealt with according to law.

PART VII.

AS TO RECREATION GROUNDS.

Power to acquire Holbeck Moor and the intake for the purposes of a public recreation ground for Holbeck.

55. For the purposes of a recreation ground for the township of Holbeck in the borough, the Corporation may enter on, purchase, take, and hold, and use the lands known as Holbeck Moor, and the lands known as the intake adjoining thereto in the borough, shown on the deposited plans and described in the Sixth Schedule to this Act, and such lands shall and when so acquired be devoted to the purposes of a recreation ground in accordance with the provisions of the Act of 1866, subject, however, to the rights of road and way as at present existing and used in and upon the said moor.

Power to acquire lands shown on deposited plans for recreation ground for Hunslet.

56. For the purposes of a recreation ground for the township of Hunslet in the borough, the Corporation may enter on, purchase, take, hold, and use the lands described in the Seventh Schedule to this Act, and shown on the deposited plans, and such lands when acquired by them shall be devoted to the purposes of a recreation ground for the township of Hunslet in the borough, in accordance with the provisions of the Act of 1866, except that the provisions of section 73 of that Act, as to the sale of lands purchased, shall not apply to the lands described in the said schedule.

As to lands of the Middleton Estate and Colliery Company, Limited.

57. Notwithstanding anything in this Act contained, the following provisions shall apply and have effect in reference to so much of the lands described in the Seventh Schedule to this Act as belongs to the Middleton Estate and Colliery Company, Limited, and which are in this enactment referred to as "the Company's scheduled lands":

1. The Corporation shall not purchase, otherwise than by agreement, any part of the Company's scheduled lands unless they purchase the whole of the said scheduled lands:
2. The powers by this Act conferred upon the Corporation of purchasing the Company's scheduled lands, otherwise than by agreement, shall not be exercised after the expiration of three years from the passing of this Act:
3. The Corporation shall not sell any part of the Company's scheduled lands so purchased, or devote any part thereof to any purpose other than that of a recreation ground, or of forming part of the road to be made and maintained by the

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Corporation as next herein-after provided, notwithstanding anything contained in the Act of 1866:

4. In case such purchase be made and the existing rights of way of the said Company across the said lands extinguished, the Corporation shall provide a road for foot passengers, carriages, carts, horses, and cattle not less than twelve yards wide in every part thereof, such road to be made and maintained by and at the expense of the Corporation from the Dewsbury Road along the north-eastern boundary of the properties respectively numbered on the deposited plans and book of reference relating to the recreation ground 1, 2, 6, 7, 11, and 12 in the parish of Leeds, and give the said Company, their successors and assigns, full rights of way over and user of the same.

To provide boats, &c. for the use of the public in the parks, &c.

58. The Corporation may provide boats, swings, gymnasium apparatus, and other things of the like nature for the use of the public frequenting the parks and recreation grounds belonging to the Corporation, and may charge for the use thereof, or they may lease or grant the right of so doing upon such terms and conditions as they think proper; and the Corporation may make byelaws and regulations for the payment, for the use, and for the use of the said boats and other things, and all expenses incurred by the Corporation in providing and maintaining such things shall be paid out of the moneys applicable for park purposes, and the amounts received for the letting or use of such things shall be carried to the credit of the same fund.

Confirmation of agreement between Corporation and Low Moor Company.

59. The agreement between the Corporation and the Low Moor Company which (with the exception of the plan annexed thereto) is set forth in the Ninth Schedule to this Act shall be and is hereby confirmed, and may and shall have full effect except so far as the same is varied by the following proviso; (that is to say,) in case the Corporation shall interfere with any existing right of way of the said Low Moor Company over any part of the land taken for the purposes of a recreation ground, the Corporation shall have compulsory power to take and acquire the land between the line A B in the plan referred to in the fifth clause of the said agreement and the north-east boundary of the said land, and in that event shall provide, make, and maintain the road mentioned in the fourth section of the fifty-seventh section of this Act; and the said Low Moor Company, their successors and assigns, shall have full rights of way over and user of the said road in common with the Middleton Estate and Colliery Company, Limited, their successors and assigns, and the Corporation.

PART VIII.

COMPULSORY PURCHASE OF LANDS.

Compulsory purchase of lands.

60. 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 five years after the passing of this Act.

Period for completion of works.

61. If the works shown on the deposited plans and authorised by this Act are not completed within ten years from the passing of this Act, then on the expiration of that period the respective powers by this Act granted to the Corporation for executing these works not so completed, or in relation thereto, shall cease to be exercised, except as to any part thereof then completed; but nothing in this section shall prevent or 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.

PART IX.

AS TO FINANCIAL MATTERS.

Depreciation fund to be set apart for gasworks purposes.

62. The Corporation may, if they think fit, set apart as a depreciation fund from and out of any surplus moneys appearing upon the annual balance of the gas account as profits, such sum as they think proper, and the sum so set apart shall be carried to an account to be called "the Gasworks Depreciation Fund," and the Corporation may invest the same and the resulting interest thereof in Government securities, or in any mortgages, debentures, debenture stock, or annuity certificate granted or issued by the Corporation, and shall accumulate the said fund at compound interest until the fund so formed amounts to one-twentieth part of the money from time to time borrowed for the purposes of the gas undertaking, and any portion of such fund may from time to time be applied as the Corporation think fit in meeting expenses caused by accidents and other contingencies, or for enlarging, repairing, or improving the works connected with the gas undertaking or any part thereof, or to answer any deficiency at any time happening in the income of the Corporation from their gasworks undertaking, or to meet any extraordinary claim, demand, or expenditure in respect of that undertaking, and so that if that fund is at any time reduced it may thereafter be again restored to a sum equal to one-twentieth part of the money for the time being borrowed on the gas undertaking, and so from time to time as often as such reduction happens.

To alter and amend the scale of charges for water for

63. In making the charges for supply of water for domestic purposes prescribed by the Water Act of 1847 (section forty-three),

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domestic supply, as defined by the 43rd section of the Water Act of 1847.

it shall not be incumbent upon the Corporation to charge all houses under the rentals therein mentioned with the same amount of per-centage, but they may charge a less sum than in that Act is prescribed: Provided that the charge to all houses is regulated according to the rental.

Depreciation fund to be set apart for water purposes.

64. The Corporation may, if they think fit, set apart as a depreciation fund from and out of any surplus moneys appearing upon the annual balance of the water account as profits, such sum as they think proper, and the sum so set apart shall be carried to an account to be called "the Waterworks Depreciation Fund," and the Corporation may invest the same and the resulting interest thereof in Government securities, or in any mortgages, debentures, debenture stock, or annuity certificate granted or issued by the Corporation, and shall accumulate the said fund at compound interest until the fund so formed amounts to one-twentieth part of the money from time to time borrowed for the purposes of the water undertaking, and any portion of such fund may from time to time be applied as the Corporation think fit in meeting expenses caused by accidents and other contingencies, or for enlarging, repairing, or improving the works connected with the waterworks undertaking or any part thereof, or to answer any deficiency at any time happening in the income of the Corporation from their waterworks undertaking, or to meet any extraordinary claim, demand, or expenditure in respect of that undertaking, and so that if that fund is at any time reduced it may thereafter be again restored to a sum equal to one-twentieth part of the money for the time being borrowed on the water undertaking, and so from time to time as often as such reduction happens.

Power to borrow.

65. The Corporation may from time to time, in addition to any moneys they are now authorised to borrow, borrow and re-borrow at interest on the following securities and for the following purposes the following sums; (that is to say,)

For gasworks purposes on the security of the gasworks undertaking, borough fund, and borough rate three hundred thousand pounds;

For waterworks purposes on the security of the waterworks undertaking, borough fund, and borough rate two hundred and fifty thousand pounds;

For the purposes of the Improvement Acts and of this Act, other than gasworks and waterworks, on the security of the improvement rate in the Acts of 1842, 1856, and 1866 authorised, and the revenue of any undertaking, lands, and property of the Corporation other than the gasworks and waterworks undertaking three hundred thousand pounds:

And the expression "the waterworks undertaking," "the gasworks undertaking," or "improvement undertaking," in any mortgage relating thereto granted by the Corporation after the passing of this Act, shall mean the revenue of those respective undertakings.

Mortgage may be made payable to bearer and be for any amount not less than five pounds.

66. Any mortgage hereafter issued under the recited Acts, this Act, or the Local Loans Act, 1875, may be made payable to the bearer, and in that case shall be transferable by delivery, and such mortgage may be for any amount not less than five pounds.

Power to issue debenture stock.

67. It shall be lawful for the Corporation to resolve that any perpetual annuities issued by them, or that any portion of their debt then subsisting on security of outstanding mortgages or bonds of the Corporation, not exceeding an amount to be defined in and by such resolution, may be converted into debenture stock of the Corporation of like amount, either by agreement with the holders of such annuities, mortgages, or bonds, or by paying off the same respectively when due, and issuing stock of a corresponding amount instead of re-borrowing the sums so paid off, and also from time to time to resolve that the whole or any part to be defined in and by such resolution of the moneys which the Corporation shall have authority to raise by borrowing under the powers of any of their Acts, including this Act, and which shall not then have been raised, shall or may be raised by the creation and issue of debenture stock of a corresponding amount instead of borrowing the same, and also to attach to the stock so authorised to be created and issued for any of the purposes aforesaid, fixed and perpetual yearly dividend or interest at any rate not exceeding the rate of four pounds for every one hundred pounds thereof, payable in equal half-yearly portions, and the stock so created and issued shall be a charge upon the borough fund, borough rate, the waterworks and gasworks undertakings, and the improvement rates, and the revenues of all landed and other property vested in or belonging to the Corporation respectively derived therefrom, and any other revenue which may be acquired by them, but such stock shall be distributable, transmissible, and transferable as and in other respects have the incidents of personal estate, and the stock when so created shall be termed "the Leeds Corporation Consolidated Debenture Stock."

Interest on debenture stock.

68. The interest from time to time payable on the debenture stock of the Corporation shall be paid by and recoverable against the Corporation as if it were interest on mortgages granted under this Act by the Corporation, and the holders from time to time of the debenture stock shall have like rights and remedies by the appointment of a receiver and otherwise for the recovery of the

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interest on the debenture stock as if they were mortgagees under this Act of the Corporation.

aving ghts.

69. Nothing herein contained shall in anywise prejudice or affect the rights of the holders of perpetual annuities, or mortgages, or bonds of the Corporation, and all the consolidated stock to be created as aforesaid shall be subject to the mortgages, annuities, and bonds at present existing.

Restricting exercise of borrowing powers.

70. After the conversion of any such annuities or mortgages or bonds into consolidated stock, or after any money shall have been raised by the Corporation by the issue of consolidated stock, it shall not be lawful for the Corporation to issue mortgages or bonds, or any other securities for the amount so converted or raised, or again to borrow the same, but the powers of borrowing by the Corporation shall to that extent be extinguished.

Reserving provisions to sinking fund.

71. Nothing herein contained shall operate to diminish or vary any obligation of the Corporation to provide a sinking fund, or otherwise to pay off the moneys borrowed by them under this or any other of their Acts.

Priority of stock not to be affected by time of creation thereof.

72. No holder of any portion of consolidated stock shall have any priority or preference by reason of the creation or issue of such portion of stock before the creation or issue of any other portion of stock.

Register of stock to be kept.

73. The Corporation shall cause entries of the consolidated stock from time to time created, and of all transfers thereof, to be made in a register to be kept for that purpose, wherein they shall enter the names and addresses of the several persons and corporations from time to time entitled to the consolidated stock, with the respective amounts of the stock to which they are respectively entitled.

Certificate of stock.

74. The Corporation shall deliver on demand to every holder of consolidated stock a certificate stating the amount of such stock held by him, and such certificate shall have the common seal of the Corporation attached thereto, and the same may be according to the form in the Second Schedule to this Act annexed, or to the like effect, and for such certificate the Corporation may demand any sum not exceeding two shillings and sixpence.

Certificate to be primâ facie evidence.

75. The said certificate may be admitted in all courts as primâ facie evidence of the title of such stockholder, his executors, administrators, successors, or assigns, to the sum therein specified.

Certificate to be renewed when destroyed.

76. If any such certificate be worn out or damaged, then the same may, upon the production thereof, be cancelled, and another similar certificate may be given to the holder of the stock therein specified, or if such certificate be lost or destroyed, then upon proof

thereof to the satisfaction of the Corporation a similar certificate may be given to the holder of the stock specified in the certificate so lost or destroyed, and in either case a due entry of the substituted certificate shall be made in the said register; and for every such certificate given in pursuance of this section a fee not exceeding two shillings and sixpence may be demanded.

Transfer of stock.

77. Consolidated stock shall be transferable by deed, which may be in the form contained in the Third Schedule to this Act, but such deed shall exclusively relate to such transfer, and shall not contain any recital, trust, power, or proviso whatsoever, and such deed shall be effectual in law to pass to the transferee all the interest of the transferor in the stock expressed to be transferred, and the dividends thereon.

A person becoming entitled to any stock in consequence of the death, bankruptcy, or marriage of the owner, or by any lawful means other than by such deed as aforesaid, shall produce such evidence of his title as may be reasonably required by the Corporation, and the same shall be entered in the said register as a transfer.

The Corporation shall not be bound to register any transfer except upon production of the certificate relating to the stock to be transferred.

Upon any subdivision of stock by transfer, the Corporation may, upon the delivery up to them of the original certificate, grant to the transferees new certificates for the sums of stock so transferred.

Register to be evidence.

78. The register so kept under the provisions of this Act shall be evidence of all matters therein entered under the provisions of this Act, and of the title of persons or bodies corporate entered therein as owners of any consolidated stock who are mentioned therein as such owners.

Payment of dividends.

79. The Corporation shall pay the dividends on all consolidated stock upon the first day of July and first day of January, excepting when such days shall fall on a Saturday, Sunday, or day observed as a public holiday at the Bank of England, and then upon the day next following such excepted day or days.

Application of money raised.

80. When any consolidated stock has been created and issued under this Act in order to raise any portion of a loan authorised by any existing Act or by this Act, the money raised thereby shall be deemed to have been borrowed under and for the purposes of such Act, and shall be applied accordingly.

Further provisions as to stock certificate.

81. If the certificate of any Leeds Corporation consolidated stock shall be endorsed with a certificate under the hand of the town clerk in the form set forth in the Fourth Schedule to this Act or to

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the like effect, it shall not be necessary for any person or body to inquire whether the moneys mentioned in the certificate are within the borrowing powers of the Corporation.

Land sold to be free from consolidated stock.

82. When any land, rents, or property is or are sold, demised, or otherwise disposed of by the Corporation, the same shall, in the hands of any person or body corporate to whom the same shall have been sold, and his or their heirs, executors, administrators, successors, and assigns, be absolutely free from all claims, charges, or obligations in respect of any consolidated stock granted or issued under this Act, and such person or body corporate shall not be bound to see to or inquire into the application by the Corporation of the money arising from such sale, or be in any way responsible for the non-application thereof.

Consent of trustees of incapacitated persons, &c. to conversion.

83. Any person who holds any security or annuity granted by the Corporation before the passing of this Act, and who is one of the persons enabled by "The Lands Clauses Consolidation Act, 1845," section seven, to sell land under that Act, may, in the manner and to the extent in the said section provided, consent to any arrangement authorised by this Act for the conversion of such security or annuity into consolidated stock, and to the payment of such security before the time limited for the payment thereof.

Corporation not to regard trusts.

84. The Corporation shall not be bound to see to the execution of any trust, whether express 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 trust, or of any charge or incumbrance upon or transfer of such loan or security or any part thereof, or interest therein not entered on their register, and the Corporation shall not be bound to see to the application of the money paid on any such receipt, or be answerable or accountable for any loss, misapplication, or non-application of any of such money.

Power to Corporation to issue coupons.

85. The Corporation from time to time, if and when they think fit, may issue with the mortgages from time to time of the Corporation, under the Improvement Acts and this Act, and under the Gas Acts and Water Acts, and with the annuity certificates under the Gas Acts and Water Acts and this Act, or any of them respectively, coupons for interest from time to time to fall due upon the mortgages and annuity certificates, and the coupons may be in such form as the Corporation from time to time think fit, so as every

coupon refer to every mortgage or annuity certificate to which it relates, and specifies the amount and time of payment of one half year's interest or annuity to fall due on the moneys secured by the mortgage or the annuity certificate, and the amount of such interest or annuity, and be authenticated by the signature of the town clerk, and be impressed with the corporate seal.

Sinking fund for moneys borrowed.

86. After the passing of this Act the following provision shall regulate the setting apart by the Corporation of a sinking fund with respect to moneys borrowed by them before or after the passing of this Act, under the authority of the recited Acts and under the authority of this Act; (that is to say,) the Corporation shall commence and thenceforth continue to set apart and appropriate annually from the rates and rents forming the security a sum equal to one pound per centum on the aggregate amount of the principal moneys which shall have been borrowed by them as a sinking fund for the repayment of those principal moneys, which sinking fund may be accumulated at interest in the hands of the bankers of the Corporation, and, when and so soon as the same shall have amounted to the sum of one thousand pounds, shall be invested from time to time and accumulated in the way of compound interest by investing the same respectively on such securities as trustees are by law for the time being authorised to invest trust moneys; and the Corporation may at any time apply the whole or part of any sinking fund set apart by them in or towards the repayment of the borrowed moneys for the repayment of which such sinking fund was set apart, in such order and manner as they deem proper: Provided always, that whenever any of such principal moneys have been so paid off the Corporation shall thenceforward, until the whole of such principal moneys have been paid off, pay into the sinking fund every year, in addition to the other sums herein-before required to be set apart and appropriated, a sum equal to the annual interest of the principal money so paid off: Provided further, that whenever and so long as the yearly income arising from the sinking fund shall be equal to the annual interest of the principal moneys then due and outstanding, the Corporation may in lieu of investing the said yearly income apply the same in payment of such interest, and may during such periods discontinue the payment to such sinking fund of the yearly sums herein-before required to be paid thereto.

Power to re-borrow.

87. If the Corporation pay off any money otherwise than by means of a sinking fund, or out of the proceeds of the sale of land acquired under the powers of this Act, they may re-borrow the same, and so from time to time.

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Power to issue debenture stock, &c. under Local Loans Act.

88. Any money by this Act or the recited Acts authorised to be raised may be raised by the creation and issue of debenture stock, debentures, or annuity certificates, on the security of the borough fund, borough rate, the waterworks and gasworks undertakings, the improvement rate, and the revenues respectively derived therefrom, and from all landed and other property vested in or belonging to the Corporation, according to the provisions of "The Local Loans Act, 1875," but so that no more than the sums authorised to be borrowed by this and the recited Acts is raised under the securities authorised by this and the recited Acts; and every loan so borrowed shall be repaid within fifty years from the date thereof from and out of the sinking fund by this Act provided, and section 13 of the said Local Loans Act, as to the period for setting apart a sinking fund, shall not apply to the sinking fund by this Act authorised.

Annuity certificate to be for not less than two pounds.

89. Any annuity certificate under this Act or the Local Loans Act, 1875, shall not be issued for a less sum than two pounds, and may be transferable by delivery.

Differential rating in respect of canals or railways.

90. As regards any rates to be assessed and levied under the said recited Acts and this Act, or any Act incorporated therewith, and any increase or addition made by virtue or for the purposes of this Act to the borough rate, or any other rate from time to time levied within the borough (except highway rates), the owner of any tithes or of any tithe commutation or rentcharge, or the occupier of any land used as arable, meadow, or pasture ground, or as woodlands, market gardens, or nursery grounds, and the occupier of any land covered with water, or used only as a canal or towing-path for the same, or as a railway constructed under the powers of any Act of Parliament for public conveyance, shall be assessed in respect of such property in the proportion of one-fourth part only of the net annual value thereof: Provided always, that if any sum shall be paid by such occupier towards any rate to be assessed and levied, or increased as aforesaid (except highway rates), above one fourth of any such rate, the Corporation shall allow to such occupier a drawback on his or their assessment to such rate equal to three fourths of such rate, and the amount of such drawback may be recovered by action at law, or may be deducted out of the next rate to which the parties respectively may be liable.

For appointment of a receiver.

91. The mortgagees of the Corporation under this Act or the recited Acts may enforce payment of arrears of principal due on their mortgages by the appointment of a receiver, if the amount owing for principal to the mortgagees by whom the application for a receiver is made shall amount to ten thousand pounds, and

the said mortgagees and the holders of the funded debt or annuity certificates under this Act or the recited Acts may enforce payment of arrears of interest or annuity in like manner if the sums owing to them for interest shall be in arrear.

Expenses of executing Act.

92. 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, shall be paid as follows; (that is to say,)

Expenses of and connected with the new road and bridges from Leeds to Armley, and expenses other than those of or connected with gasworks and gas supply, and waterworks and water supply, markets and street improvements, out of the borough fund;

Expenses of and connected with the manufacture of gas and gas supply, out of the gas revenue;

Expenses of and connected with water and water supply, out of the water revenue;

Expenses of and connected with markets and street improvements (except the new road and bridges from Leeds to Armley aforesaid), out of the improvement rate;

And all deficiencies in the water and gas revenue shall be met out of the borough fund, and all moneys payable to or receivable by the Corporation under this Act, or any byelaw thereunder, shall be carried to the borough fund and to the credit of the proper account therein.

Compensation may be in land or works.

93. The Corporation, whenever they are by any enactment required to make compensation to any person interested in any lands or buildings, may by agreement with such person make such compensation wholly or partly in works or land.

Expenses of Act.

94. All 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 borough fund, and shall be debited to such accounts as the Corporation shall think fit.

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

95. The town clerk of the borough as the clerk of the Corporation, acting by the Council as the urban sanitary authority, shall, within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund, or to be paid by way of instalment under this Act, transmit to the Local Government Board a return, in such form as may be prescribed by that Board and verified by statutory declaration, if so required by them, showing the amount which has been paid off by way of instalment and the amount which has been invested for the

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purpose of such sinking fund during the year preceding the making of such return, and the description of the securities upon which the same has been invested, and also showing the purposes to which any portion of the moneys invested for the sinking fund have been applied during the same period, and the total amount remaining invested at the end of the year; and in the event of any wilful default in making such return the said town clerk shall be liable to a penalty of not exceeding twenty pounds. If it appears to the Local Government Board, by such return or otherwise, that the Corporation as such urban sanitary authority have failed to pay by way of instalment or to set apart for the sinking fund the sum required by this Act, or have applied any portion of the money set apart for that fund to any purposes other than those authorised by this Act, the Local Government Board may by order direct that a sum not exceeding double the amount in respect of which the default is made be set apart and invested as part of the sinking fund, and their order shall be enforceable by a writ of Mandamus to be obtained by the Local Government Board out of a court of competent jurisdiction.

Limit of time for recovery of street expenses, &c. summarily.

96. Summary proceedings before justices for the recovery of new street expenses and other expenses payable to the Corporation for paving, flagging, or levelling streets under the recited Acts, or of kerbing and sewering streets under the Act of 1872, may be commenced at any time within one year from the time after the work shall have been completed by the Corporation.

Better securing of charges for paving, &c.

97. For better enabling the Corporation to ensure and enforce the repayment of any moneys due to them in respect of sums expended by them under the Improvement Acts for paving, flagging, sewering, or kerbing streets, the Corporation shall be at liberty to charge the same upon the lands, tenements, or hereditaments in respect whereof such moneys are payable, by depositing at the registry office for the west riding of Yorkshire a memorandum in the form set forth in the Eighth Schedule hereto or to the like effect. Such registration shall ipso facto constitute a charge upon the said lands, tenements, and hereditaments for the amount of the money so due as aforesaid, together with interest thereon at five pounds per centum per annum, from the date of the registration, in priority to any incumbrance or charge on or affecting the same, and created subsequently to the day on which the works were commenced on account whereof the expenses are payable. The registration shall not be affected by any proceedings at law by the Corporation for recovery of the moneys when payment has not been obtained. Upon satisfaction of the debt the Corporation shall, without fee, execute any instrument that may be necessary for

releasing such lands, tenements, and hereditaments from such charge. Any moneys so due as aforesaid may be recovered from any owner who may be found by the Corporation in possession of the lands, tenements, or hereditaments in respect whereof the debt has accrued, or in receipt of the rents and profits thereof, but without prejudice to the right of such owner to recover over against any other person who ought to have paid the same moneys.

Owner to pay cost of curbing, &c.

98. The Corporation, on the requisition in writing by the owners of not less than one half of the lands abutting on any intended street, shall curb and sewer the same, and each owner shall pay to the Corporation, on demand, his proportion as provided in the nineteenth section of "The Leeds Improvement Act, 1872," of the cost of such curbing and sewering, notwithstanding such owner may not have required the same to be done.

Each township to pay for improvements effected under Act in the township in which they may take place, except cost of erecting bridges, &c.

99. All the costs, charges, and expenses of the making of new streets, and the widening and improving of streets by this Act authorised, shall be charged upon and paid by and out of the improvement rate, to be made and levied in the respective townships in the borough, within which respectively the said several matters and things shall be done and executed, and not in or upon any other township, with the exception of the cost, charges, and expenses to be incurred in the making of the bridges over the River Aire and the Leeds and Liverpool Canal, and the approaches thereto, which shall be borne and paid out of the borough fund.

Improvement rates may be levied more than once a year.

100. Section three hundred and thirty-three of the Act of 1842 is hereby repealed so far as it enacts that the Corporation may once in every year make, assess, levy, and collect the improvement rate, and in lieu thereof the Corporation may once or oftener in every year make, assess, levy, and collect such improvement rate, and they may make any rate prospectively in order to raise money to pay expenses to be incurred after the making of the rate, or retrospectively in order to raise money to pay expenses incurred before the making of the rate, whether before or after the commencement of this Act, or partly prospectively and partly retrospectively.

Power to rate prospectively and retrospectively.

PART X.

MISCELLANEOUS.

Prevention of accidents on footpaths.

101. Every person who shall carry or convey anything along the footway of any street in the borough in such a manner as to be dangerous to the public shall be liable to a penalty not exceeding twenty shillings.

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As to bye-laws for omnibuses.

102. It shall be lawful for the Corporation and they are hereby empowered from time to time to make byelaws, as they shall think fit, for regulating stage carriages and omnibuses plying in any part of the borough, and the places therein where it shall be lawful for the same to stand and the drivers and conductors thereof; and any person dissatisfied with any order, determination, or adjudication of the Corporation, or of any justice of the peace, under any byelaw made under this Act, with respect to stage carriages and omnibuses and the drivers and conductors thereof respectively shall be entitled to appeal against the same: Provided that such byelaws as to the places wherein such stage carriages and omnibuses shall stand shall apply only to the public streets within the borough, and not to any private ground, or within the curtilage or boundary of any railway station, or station approaches connected therewith, not being public highways.

Regulating owners and drivers of hackney carriages and omnibus conductors.

103. Whenever complaint shall be made to the Corporation, or the hackney carriage committee of the council of the borough, that any owner or driver of a hackney carriage, tramcar, or omnibus, or any omnibus or tramcar conductor has been guilty of any misconduct in connexion with his calling, or has acted contrary to any Public General Act, or to any byelaw in force in the borough for the regulation of hackney carriages, omnibuses, and tramcars, and owners, drivers, and conductors, or any of them, the said committee may summon such owner, driver, or conductor before them, appointing a reasonable time and place for the hearing of such complaint, and on such hearing it shall be lawful for the said committee to suspend the license of such owner, driver, or conductor for such period as the said committee may think proper, or to revoke the same. Every owner, driver, or conductor acting as such, after any such suspension or revocation, or failing to attend the said committee after reasonable notice, shall be deemed guilty of an offence, and be liable to a penalty not exceeding twenty shillings, and a further penalty not exceeding twenty shillings for every day during which such offence shall continue.

Regulation of traction engines.

104. No traction engine shall be used in any street in the borough, unless the same has been licensed by the council of the borough or the hackney carriage committee thereof, under and subject to such restrictions, and as to waggons or vehicles to be attached thereto as the said council or committee may deem necessary for the protection of the public. Every person using or permitting any traction engine to be used in the borough, save whilst a license in respect thereof is in force, shall be liable to a penalty not exceeding five pounds, and a like penalty for every day during which such misuser shall continue.

Corporation may allow shelter houses to be erected for hackney carriage drivers.

105. The Corporation as surveyors of highways may authorise and permit such suitable erections as they may approve of to be placed in such of the streets of the borough as they may think fit for the use, convenience, and shelter of drivers of hackney carriages plying for hire, and may make byelaws for the management and use of such places, and the conduct of the persons resorting thereto.

Power to Corporation to permit shoeblacks to have stands in streets, and to regulate, &c.

106. The Corporation as surveyors of highways may permit and authorise to be placed in such parts of the streets of the borough as they may think fit suitable movable stands for the purpose of enabling persons to follow the occupation of shoeblacks, and they may make byelaws for the regulation of such persons, and the user by them or the public of such stands, and for the registration and licensing of the persons engaged in such occupation.

Fencing of land unbuilt on.

107. If the Corporation are of opinion that danger to the public is likely to ensue by reason of lands abutting on highways or streets not being fenced, the owner of any such land shall, when required by the Corporation, and to their satisfaction, sufficiently fence off the land from the street or court, and shall afterwards keep such fence in good repair to the satisfaction of the Corporation; and if he fails to fence or repair as aforesaid within fourteen days after notice for that purpose given to him by the Corporation, the Corporation may fence or repair, as the case may be, and charge him with the expenses of so doing, and recover the same as new street expenses.

Lines, &c. of hoards.

108. Where any person, under the foregoing provisions of this Act, puts up, in, on, or adjoining to any street or court any temporary hoard, fence, platform, handrail, scaffold, post, bar, rail, board, or other thing by way of enclosure, he shall put the same in such lines and of such height as the Corporation direct; and if any person fails to comply in any respect with the requirements of this section he shall be liable to a penalty not exceeding five pounds, and to a further penalty not exceeding forty shillings for every twenty-four hours during which such failure continues after the expiration of twenty-four hours from the service of notice thereof on him by the Corporation.

Recovery of sums by action.

109. Whenever any person neglects to pay any rent, rate, or sum due to the Corporation under this Act, or the Improvement Acts, or otherwise, the Corporation may recover the same, with full costs of suit, in any court of competent jurisdiction for the recovery of debts of the like amount, and the remedy of the Corporation under

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this enactment shall be in addition to their other remedies for the recovery of such rent, rate, or sum.

As to service of notices.

110. Any notice for summoning a meeting of the council of the borough if otherwise duly authorised, or any summons, demand, notice, or document made or entered into by or on the part of the Corporation under this Act or any other Act relating to the borough, other than documents by such Acts or any schedule thereto requiring or expressed to be under the corporate seal, may be either in print or in writing, or partly in print and partly in writing, and shall be sufficient if signed by or in the name of the town clerk in print or in writing; and it shall be sufficient in all cases where any such summons, demand, notice, or document is required to be given to or served upon the owner or occupier of any property to address the same to such owner or occupier by his description as owner or occupier (as the case may be) of the premises (naming them) in respect of which the same is given or served, without further name or description, and such summons, demand, notice, or document may be served upon any owner, occupier, or other person, either personally or by sending the same prepaid through the post by registered letter addressed to him by name at his last known or usual place of abode or business, or by delivering the same to some inmate at his last known or usual place of abode or business, or in case of any occupier to any inmate of the premises in respect of which such summons, demand, notice, or document shall be given or served, or if such premises be unoccupied and the place of abode of the person to be served be unknown, it shall be sufficient to affix such summons, demand, notice, or document, or a copy thereof, upon some conspicuous part of the premises.

Powers of Act cumulative.

111. All powers, rights, and remedies given to the Corporation by this Act shall (except where otherwise expressly provided) be deemed to be in addition to, and not in derogation of, any other powers conferred on them by Act of Parliament, law, or custom, and the Corporation may exercise such other powers as if this Act had not passed.

Saving rights of undertakers of Aire and Calder Navigation.

112. Nothing in this Act contained shall take away, lessen, prejudice, alter, or affect any of the rights, privileges, property, power, or authorities of the undertakers of the navigation of the Rivers Aire and Calder, except as by this Act expressly authorised.

The SCHEDULES to which the foregoing Act refers.

THE FIRST SCHEDULE.

Lands belonging to the Corporation upon which Gasworks may be erected and used for the Manufacture of Gas.

A piece or parcel of land in the township of Wortley in the parish and borough of Leeds, containing twenty-three thousand two hundred and ninety yards or thereabouts, bounded on the north-east by Canal Street, on the south-east by the Corporation gasworks, on the north-west by Hopewell Street and part of Stapleton Street, and on the south-west by land and buildings now or lately belonging or reputed to belong to Joshua Webster.

Lands already vested in the Corporation for Gasworks purposes under their former Acts.

A piece or parcel of land in the parish and borough of Leeds, containing twenty-three thousand and thirty-eight yards or thereabouts, bounded on the north-west by Meadow Lane, Brownlow Yard, and Brownlow Street, on the north-east by Banner Street, on the east by Kidacre Street, and on the south by property now or lately belonging or reputed to belong to Joseph Ogdin March.

A piece or parcel of land in the parish and borough of Leeds, containing five thousand four hundred and thirty yards or thereabouts, and bounded on the north by Caves' Row, on the south by Potterdale Mill, on the east by property now or lately belonging or reputed to belong to Messieurs S. T. Cooper and Company, and known as the Leeds Ironworks, and on the west by Dewsbury Road.

A piece or parcel of land in the parish and borough of Leeds, containing one thousand two hundred and ten yards or thereabouts, bounded on the north by Holmes Street, on the east by Kidacre Street, and on the west by property now or lately belonging or reputed to belong to Messieurs S. T. Cooper and Company, and known as the Leeds Ironworks.

A piece or parcel of land in the township of Wortley in the parish and borough of Leeds, containing nine thousand four hundred yards or thereabouts, and bounded on the north-west by Wellington Road and Holgate Row, on the south-west by Gashouse Court and Atkinson Place, on the south-east by Gelderd Road, and on the north-east by Ellis Buildings.

A piece or parcel of land in the township of Wortley in the parish and borough of Leeds, containing twenty-one thousand three hundred and thirty-five yards or thereabouts, and bounded on the north-west by property belonging to the Corporation of Leeds, on the south-west by Renton Street, on the south-east by Wellington Road, and on the north-east by Greenland Place and Canal Street, and by Longley Street, Marsden Street, Herbert Street, Delhi Street, and Winford Street, which abut thereon.

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A piece or parcel of land in the township of Wortley in the parish and borough of Leeds, containing three thousand and sixty-seven yards or thereabouts, and bounded on the north-west by Gelderd Road and property now or lately belonging or reputed to belong to John Edwin Parker, on the south-east by property now or lately belonging or reputed to belong to the Great Northern Railway Company, and on the north-east by property now or lately belonging or reputed to belong to the said John Edwin Parker and by Talavera Street.

A piece or parcel of land in the parish and borough of Leeds, containing ten thousand seven hundred and twelve yards or thereabouts, and bounded on the north by property now or lately belonging or reputed to belong to the executors of the late Joseph Naylor and Eliza Graham, on the south-east by York Street, on the north-east by Purdy Street and Vienna Street, and by property now or lately belonging or reputed to belong to Benjamin Binns, and on the south-west by Plane Street, Plane Buildings, Plane Square, Patrick's Buildings, and property now or lately belonging or reputed to belong to John Oates Clayton.

A piece or parcel of land in the parish and borough of Leeds, containing one thousand six hundred and eighty-one yards or thereabouts, and bounded on the north by the Leeds Corporation manure yard, on the south by property now or lately belonging or reputed to belong to the executors of the late Henry Wilson, on the east by Stainburn Square, and on the west by the Leeds Board Schools.

A piece or parcel of land in the parish and borough of Leeds, containing ten thousand three hundred and sixty-three yards or thereabouts, and bounded on the north-west by Barrack Street, on the north-east by Sheepscar Street, on the south-west by Sheepscar Beck, and on the south-east by chemical works now or lately belonging or reputed to belong to William Watson.

A piece or parcel of land in the township of Headingley-cum-Burley in the parish and borough of Leeds, containing seventeen thousand three hundred and twenty-seven yards or thereabouts, and bounded on the north by Kirkstall Road, on the south by the River Aire, on the east by dyeworks occupied by John Austin, Burley Place, and property now or lately belonging or reputed to belong to Richard Wainwright and Henry Wainwright, and on the west by property belonging to the North-eastern Railway Company.

A piece or parcel of land in the township of Headingley-cum-Burley in the parish and borough of Leeds, containing one thousand and twenty-six yards or thereabouts, and bounded on the north by Willow Terrace and property now or lately belonging or reputed to belong to Henry Backhouse, on the south by property now or lately belonging or reputed to belong to John Swaine, on the east by Willow Place, and on the west by property belonging or reputed to belong to the North-eastern Railway Company.

A piece or parcel of land in the township of Wortley in the parish and borough of Leeds, containing three thousand nine hundred and thirty-five yards or thereabouts, and bounded on the north and east by property belonging or reputed to belong to James Smithson Lupton, on the south by Whitehall Road, and on the west by Wortley Beck and property belonging or reputed to belong to the said James Smithson Lupton.

THE SECOND SCHEDULE.

Form of Certificate.

Borough of Leeds.

No.

This is to certify that , of , is the proprietor of pounds shillings and pence of the Leeds Corporation Consolidated Debenture Stock issued by the mayor, aldermen, and burgesses of the borough of Leeds in the county of York, pursuant to Act of Parliament.

Given under the common seal of the said mayor, aldermen, and burgesses, this day of one thousand eight hundred and .

L.S.

THE THIRD SCHEDULE.

Form of Transfer.

I (*A.B.*) , of , in consideration of the sum of pounds, paid to me by (*C.D.*) , of , do hereby transfer to the said (*C.D.*) his executors, administrators, and assigns, the sum of Leeds Corporation Consolidated Stock standing in my name in the books kept of such stock, and all my property, right, and interest in and to the same and the dividends thereon.

In witness whereof I have hereunto set my hand and seal this day of one thousand eight hundred and seventy .

THE FOURTH SCHEDULE.

I, , town clerk of the borough of Leeds, do hereby certify that the sum secured by the within written stock certificate is within the borrowing powers of the Corporation of Leeds as fixed by Act of Parliament.

Witness my hand this day of 18 .

Town Clerk.

Town Hall, Leeds.

Witness

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THE FIFTH SCHEDULE.

A certain piece of land in the township and parish of Leeds, bounded on the north by a yard and stable in the occupation of George Baxter, on the east by Roscoe Street, on the south by Roundhay Road, and on the west by Chapeltown Road.

THE SIXTH SCHEDULE.

Certain lands known as Holbeck Moor and land adjoining thereto known as the Intake in the township of Holbeck in the parish of Leeds, and included within the following boundary; (that is to say,)

A boundary commencing in Towngate at the north end of the east of Top Moor Side, proceeding round the boundary wall of the Holbeck Church Schools to the north-east corner of that boundary wall, thence in an easterly direction along the building line of Low Moor Side, thence in a south-easterly direction following the line of buildings and fences on the east side of Holbeck Moor to the Mint, thence along the west side of the Mint to the north-west side of the Leeds and Elland Road at a point sixty yards or thereabouts north-east of Holbeck Lane End, thence along the north-west side of that road to a point opposite Holbeck Lane End, thence in a straight line in a southerly direction across that road along the western side of the boundary wall of Holbeck Workhouse and the cricket ground to the northern boundary of the allotment gardens, thence in a westerly and north-westerly direction along that boundary and along the north-eastern boundary of the Holbeck Moor Pottery Works, across the Leeds and Elland Road to the south-eastern corner of the Intake, thence along the north-western side of the said road to the south-west corner of Holbeck Moor, thence along the eastern side of Top Moor Side to the commencement of the boundary in Towngate hereinbefore described.

THE SEVENTH SCHEDULE.

Certain lands in the townships of Hunslet, Holbeck, and Beeston, in the parish of Leeds, and included within the following boundary; (that is to say,)

A boundary commencing in the Leeds and Dewsbury turnpike road at a point ninety yards or thereabouts south-west from the mile post denoting one mile from Leeds, and proceeding thence along the south-eastern side of the said road to the lane leading to Beeston Park, and thence proceeding along that lane in a south-easterly direction for a distance of four hundred and fifty yards or thereabouts, thence in a north-easterly direction to and along a fence to the buildings of the farm known as Lockwood's Farm, thence along the northern boundary of the said farm

buildings and along a lane leading therefrom to the borough boundary, thence along the borough boundary in a north-westerly direction for a distance of four hundred yards or thereabouts, thence along a footpath in a north-westerly direction to the point first described in the Leeds and Dewsbury turnpike road.

THE EIGHTH SCHEDULE.

Register of Charge on Lands for Paving, Sewering, Flagging, and Kerbing Streets.

Borough of Leeds.

The mayor, aldermen, and burgesses of the borough of Leeds do hereby, in pursuance of "The Leeds Improvement Act, 1877," charge the lands, tenements, and hereditaments hereunder mentioned with the sum hereunder stated, the same being due and payable to the said mayor, aldermen, and burgesses as local board of health in respect of the said lands, tenements, and hereditaments for and on account of paving, flagging, sewering, or kerbing streets, together with interest thereon at five pounds per centum per annum from the date of the registration hereof.

Dated this day of 18 .

Description of premises above referred to.	Name and address of owner or reputed owner.	Name of occupier (if any).	Amount above referred to.

(Signed)

Town Clerk of Leeds.

THE NINTH SCHEDULE.

Articles of Agreement under seal made the fifteenth day o March 1877, between the Mayor, Aldermen, and Burgesses of the Borough of Leeds (herein-after called "the Corporation") of the one part, and the Low Moor Company (herein-after called "the Company") of the other part.

Whereas a Bill is now pending in Parliament, entitled "A Bill to enable the "mayor, aldermen, and burgesses of the borough of Leeds to increase and "improve their gasworks and waterworks, and to make further provision for "the local government and improvement of the said borough, and for other "purposes," and the Company consider that they would be injuriously affected by the said Bill if passed into an Act, and they have presented a petition

A.D. 1877. against the same, but they have, at the request of the Corporation, consented to withdraw the said petition upon the terms herein-after contained:

Now it is hereby agreed and declared between and by the parties hereto, in manner following; (that is to say,)

1. All coal and ironstone, and other mines and minerals, and parts or shares therein, belonging to the Company under any land which shall at any time be taken or used under any of the provisions of the said proposed Act for the purposes of recreation ground, or under any other land adjacent or near to any land so taken or used, and also all present powers and rights of and incidental or ancillary to working and winning the same coal, ironstone, and other mines and minerals, and of using the space occupied thereby respectively, and that whether the surface of any land so taken or used, or of any such other land as aforesaid, does or does not belong to the Company, shall, save so far as the Company and the Corporation shall hereafter in each particular instance specially agree to the contrary, remain absolutely unaffected by the said proposed Act, in the same manner as if the same had not been passed, save only that the Company shall not, without the consent of the Corporation, be entitled to sink pits on any land so taken or used as aforesaid, except for the purpose of opening out, cleansing, and repairing the drifts or water looses shown on the plan hereunto annexed, and marked thereon respectively L M and N O, which the said Low Moor Company hereby reserve full powers to do, filling up the same, and restoring the surface as soon as can be.

2. The Company shall not be liable for any subsidence or other damage which by reason of the winning or working of any such coal or ironstone, or other mines or minerals, or parts or shares therein as aforesaid, shall happen to any land taken or used for the purposes of a recreation ground, or under any of the provisions of the said proposed Act, or to any works thereon or therein.

3. In any and every case in which the Corporation shall, under the provisions of the said proposed Act, take or use any land whereon the Company or their trustees have, as owners or lessees, or by virtue of any powers for that purpose, or otherwise, any right to sink pits, or make roads or pithills for mining purposes, the Corporation shall pay to the Company compensation in respect of the loss of or interference with such rights, and such compensation shall, in case of difference between the parties, be referred to two arbitrators or their umpire, pursuant to and so as with regard to the mode and consequences of the arbitration, and in all other respects to conform to the provisions in that behalf contained in the Common Law Procedure Act, 1854, or any then subsisting statutory modification thereof; and any such compensation shall be payable within six calendar months next after the taking or first using of any land in respect whereof the same shall be payable, or so soon thereafter as the award of the arbitrators or their umpire, as the case may be, shall be made, and shall bear interest at the rate of five pounds per centum per annum from the date of such taking or first using, and the Corporation shall bear and pay to the Company all their costs, charges, and expenses of and incidental to any and every such arbitration.

4. No part of any land of the Company which under the 88th clause of the said proposed Act shall be taken for the purposes of a recreation ground for the township of Hunslet shall, without the consent of the Company, be at any time thereafter used as building ground, or for any purposes whatsoever other

than as such recreation ground as aforesaid, or sold or leased or otherwise disposed of by the Corporation.

5. The Corporation shall have no compulsory power to acquire, and shall not, without the consent of the Low Moor Company, at any time hereafter take or acquire the portions of land situate between the line A B on the plan hereunto annexed, and the north-east boundary of the land shown on the said plan and thereon coloured green, and the portion of land situate between the line O P and the south-western boundary of the land shown on the said plan and thereon coloured yellow; and the powers sought to be obtained in the said Bill for taking land for the purposes of a park or recreation ground shall be so limited accordingly.

6. The present right of the Company to discharge water through the loose from the bye pit belonging to them, and situate westward of the said proposed recreation ground, into the drift leading from the said pit to the beck through the same ground, and thence into the said beck, shall remain absolutely unaffected by the said proposed Act, and the Corporation shall not at any time, save so far as they and the Company shall hereafter in each particular instance specially agree to the contrary, interfere with the said right, or with the said drift, or with the beck at or below the junction of the said drift therewith.

7. For the purposes of this agreement any land, coal, ironstone, mines, minerals, rights or powers, or other property of or belonging to the Company, shall include all land, coal, ironstone, mines, minerals, rights or powers held in trust for the Company, or held on lease by or in trust for the Company, and all rights and benefits hereby secured to the Company shall pass to their successors and assigns respectively according to their several and respective estates therein.

8. The said proposed Act shall contain a clause confirming these presents, and making the same binding on the Corporation, their successors and assigns.

9. In consideration of the several provisions herein-before contained the Company hereby agree to withdraw the said petition.

In witness whereof the said Corporation and the said Company have caused their common seals to be hereunto affixed the day and year first before written.

The common seal of the said Low Moor Company was affixed hereto by Harold Hardy, a director, in the presence of

Ezra Woodhead,
Colliery Manager,
Low Moor.

L.S.

Harold Hardy.

The corporate common seal of the Borough of Leeds was affixed hereto in the presence of

Capel A. Curwood,
Town Clerk.

Seal of the Corporation of Leeds.

A.D. 1877.

THE TENTH SCHEDULE.

Articles of Agreement made the twenty-sixth day of March one thousand eight hundred and seventy-seven, between George Lane Fox, of Bramham, in the County of York, Esquire, of the one part, and the Mayor, Aldermen, and Burgesses of the Borough of Leeds (herein-after called "the Corporation") of the other part.

Whereas the Corporation are promoting in Parliament a Bill to enable them, amongst other things, to enlarge their existing reservoir at Eccup in the said county of York:

And whereas the said George Lane Fox, being the owner of certain lands which will be affected by the said enlargement, presented a petition against the said Bill in the House of Commons upon the grounds in the said petition appearing, but ultimately withdrew the same upon the Corporation agreeing to execute these presents:

Now it is hereby agreed between the said George Lane Fox on the one part and the Corporation on the other part, and for the mutual considerations appearing in these presents, as follows:

1. The Corporation hereby agree to pay such sum to the said George Lane Fox, by way of compensation, as Sir Henry Arthur Hunt, C.B., shall award, and to do such works at their expense, for the protection and benefit of the said George Lane Fox's property, as the said Sir Henry Arthur Hunt (or him failing such person as the counsel for the Corporation and the said George Lane Fox shall agree) shall consider to be rendered necessary or desirable in consequence of the execution by the Corporation of their powers in the Bill. The arbitration before the said Sir Henry Arthur Hunt to be according to the provisions of "The Lands Clauses Consolidation Act, 1845," so far as the same are applicable.

2. All rights of sporting and amusement over or in connexion with the proposed reservoir shall be reserved to the said George Lane Fox in respect of his property.

3. In consideration of the premises, the said George Lane Fox hereby agrees to withdraw his opposition to the said Bill.

In witness whereof the said George Lane Fox has hereunto set his hand, and the said Corporation have caused their common seal to be hereunto affixed, the day and year first above written.

George Lane Fox.

Signed by the said George Lane Fox in the presence of
Thos. Hoade,
Butler, Bramham.

The corporate common seal of the Borough of Leeds was affixed hereto in the presence of
Capel A. Curwood,
Town Clerk.

Seal of the Corporation of Leeds.

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