CHAPTER cxiii.

An Act to confirm a Provisional Order of the Local Government Board relating to Warrington. A.D. 1896.

[20th July 1896.]

WHEREAS the Local Government Board have made the Provisional Order set forth in the schedule hereto under the provisions of the Local Government Act 1888: 51 & 52 Vict. c. 41.

And whereas it is requisite that the said Order should be confirmed by Parliament:

Be it therefore 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:—

1. The Order as altered and set out in the schedule hereto shall be and the same is hereby confirmed and all the provisions thereof shall have full validity and force. Order in schedule confirmed.

2. This Act may be cited as the Local Government Board's Provisional Order Confirmation (Warrington) Act 1896. Short title.

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SCHEDULE.

Warrington Order.

BOROUGH OF WARRINGTON.

Provisional Order made in pursuance of Sections 54 *and* 59 *of the Local Government Act* 1888.

To the Mayor Aldermen and Burgesses of the Borough of Warrington ; —

To the Justices of the Peace for the said Borough ; —

To the Justices of the Peace for the County Palatine of Lancaster in Quarter Sessions assembled ; —

To the Justices of the Peace for the County of Chester in Quarter Sessions assembled ; —

To the County Council of the County Palatine of Lancaster ; —

To the County Council of Chester ; —

To the Rural District Councils of Runcorn and Warrington ; —

To the Guardians of the Poor of the Runcorn and Warrington Unions ; —

To the Highway Board for the Highway District of Warrington ; —

To the Parish Councils of Appleton-with-Hull Latchford Without Little Sankey Poulton-with-Fearnhead and Walton Inferior ; —

To the Overseers of the Poor of each of the Townships of Appleton-with-Hull Latchford Latchford Without Little Sankey Poulton-with-Fearnhead Walton Inferior and Warrington ; —

And to all others whom it may concern.

51 & 52 Vict. c. 41.

WHEREAS by Section 54 of the Local Government Act 1888 (which Act is herein-after referred to as "the Act of 1888") the Local Government Board are empowered to make a Provisional Order for altering the boundary of any Borough and by such Order to divide or alter any electoral division ;

And whereas the Borough of Warrington in the County Palatine of Lancaster is a Borough within the meaning of the Act of 1888 and the inhabitants of the Borough are a body corporate by the name of the Mayor Aldermen and Burgesses of the Borough of Warrington and act by the Council of the Borough which now consists of the Mayor (who is also a Councillor) nine Aldermen and twenty-six other Councillors ;

And whereas the area of the Borough of Warrington (herein-after referred to as "the existing Borough") is coloured pink on the two maps (herein-after referred to as "the Borough maps") each marked "Map of the Borough of Warrington as extended 1896" and sealed with the official seal of the Local Government Board ;

And whereas the existing Borough comprises the Townships of Latchford and Warrington ;

And whereas the existing Borough is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council are the Urban District Council;

And whereas the existing Borough has a separate commission of the peace and a separate police force and is for the purposes of the election of Town Councillors divided into nine wards three of which are termed respectively the Fairfield Ward the Latchford Ward and the Saint Austins Ward and three Councillors are assigned to each of the said nine wards;

And whereas the unrepealed provisions of the Local Acts mentioned in the Schedule to this Order (herein-after referred to as "the scheduled Acts") are in force in the existing Borough;

And whereas the Corporation have adopted the provisions of—

(*a*.) The Infectious Disease (Prevention) Act 1890 — 53 & 54 Vict. c. 34.

(*b*) Parts II. III. IV. and V. of the Public Health Acts Amendment Act 1890 and — 53 & 54 Vict. c. 59.

(*c*.) The Private Street Works Act 1892 — 55 & 56 Vict. c. 57.

and those provisions are accordingly in force in the existing Borough;

And whereas the Public Libraries Acts 1892 and 1893 are in force in the existing Borough; — 55 & 56 Vict. c. 53. 56 Vict. c. 11.

And whereas the Council of the existing Borough are under the Burial Acts 1852 to 1885 the Burial Board for the existing Borough; — 15 & 16 Vict. c. 85. 34 & 35 Vict. c. 33.

And whereas the Townships of Appleton-with-Hull Latchford Without and Walton Inferior all in the County of Chester are contributory places in the Rural District of Runcorn (herein-after referred to as "the Runcorn Rural District") and are subject to the jurisdiction of the Rural District Council of Runcorn (herein-after referred to as "the Runcorn Rural Council");

And whereas the Townships of Little Sankey and Poulton-with-Fearnhead both in the County Palatine of Lancaster are contributory places in the Rural District of Warrington (herein-after referred to as "the Warrington Rural District") and are subject to the jurisdiction of the Rural District Council of Warrington (herein-after referred to as "the Warrington Rural Council");

And whereas the Runcorn Rural Council and the Warrington Rural Council have both adopted (inter alia) the provisions of the Infectious Disease (Notification) Act 1889 and the provisions of that Act are accordingly in force in the Runcorn Rural District and the Warrington Rural District; — 52 & 53 Vict. c. 72.

And whereas the existing Borough and each of the Townships of Appleton-with-Hull Latchford Without Little Sankey Poulton-with-Fearnhead and Walton Inferior are School Districts of which the existing Borough is subject to the jurisdiction of the School Attendance Committee appointed by the Corporation of that Borough the said Townships of Appleton-with-Hull Latchford Without and Walton Inferior are subject to the School Attendance Committee appointed by the Guardians of the Poor of the Runcorn Union and the said Townships of Little Sankey and Poulton-with-Fearnhead are subject to the jurisdiction of the School Attendance Committee appointed by the Guardians of the Poor of the Warrington Union;

And whereas the said Townships of Little Sankey and Poulton-with-Fearnhead are Highway Parishes in the Highway District of Warrington and subject to the

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jurisdiction of the Highway Board of that District (herein-after referred to as "the Warrington Highway Board");

And whereas the existing Borough is for the purpose of the election of County Councillors of the County Palatine of Lancaster divided into three electoral divisions known as the Number One Electoral Division the Number Two Electoral Division and the Number Three Electoral Division the Number Two Electoral Division comprising (inter alia) the Fairfield Municipal Ward and the Number Three Electoral Division comprising (inter alia) the Saint Austins and Latchford Municipal Wards;

And whereas the Townships of Appleton-with-Hull Latchford Without and Walton Inferior are included in the Appleton Electoral Division of the County of Chester and the Townships of Little Sankey and Poulton-with-Fearnhead are included in the Winwick Electoral Division of the County Palatine of Lancaster;

And whereas the Township of Latchford is co-extensive with the Latchford Municipal Ward and the Township of Warrington is for the purposes of the election of Guardians divided into eight wards which are co-extensive with and bear the same names as the remaining eight municipal wards of the Borough;

56 & 57 Vict. c. 73.

And whereas in pursuance of the Local Government Act 1894 (herein-after referred to as "the Act of 1894") a parish council has been duly elected for each of the Townships of Appleton-with-Hull Latchford Without Little Sankey Poulton-with-Fearnhead and Walton Inferior:

51 & 52 Vict. c. 41.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Act of 1888 and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect:—

Commencement of Order.

Art. I. This Order shall except so far as is otherwise herein expressly provided or as there may be anything in the subject-matter or context inconsistent therewith come into operation on the Ninth day of November One thousand eight hundred and ninety-six (which date is herein-after referred to as "the commencement of this Order"):

Date of operation of Order for parish burgess lists &c. 51 Vict. c. 10.

Provided that for the purposes of the parish burgess lists and burgess roll and other lists to be made under the Municipal Corporations Act 1882 and the Acts amending the same of the lists of county electors and the county registers to be made in pursuance of the County Electors Act 1888 and any Act amending that Act of the lists or register of parochial electors and any other lists or register to be made in pursuance of the Act of 1894 and of all proceedings preliminary or relating to any municipal election to be held on the next ordinary day of election of Councillors this Order shall operate from the date of the Act of Parliament confirming the same:

Date of operation for grants from Local Taxation Account. 53 & 54 Vict. c. 60.

Provided also that for the purposes of Sections 20 22 23 24 and 26 of the Act of 1888 and for the purposes of the Local Taxation (Customs and Excise) Act 1890 the Counties of Chester and Lancaster shall be deemed not to have been altered until after the Thirty-first day of March One thousand eight hundred and ninety-seven.

Art. II. In this Order— Definitions.

(1.) The expression "the Borough" means the Borough as extended by this Order.

(2.) The expression "the added areas" means the parts of the Runcorn Rural District and the Warrington Rural District added to the existing Borough by this Order.

Art. III. The boundary of the existing Borough shall be altered so as to include in addition to the area of the existing Borough— Extension of Borough.

(1.) The following parts of the Runcorn Rural District viz.—

(*a.*) The part of the Township of Appleton-with-Hull which is coloured brown on the Borough maps

(*b.*) The part of the Township of Latchford Without which is coloured blue on the Borough maps and

(*c.*) The part of the Township of Walton Inferior which is coloured grey on the Borough maps.

(2.) The following parts of the Warrington Rural District viz.,—

(*a.*) The Township of Little Sankey which is coloured yellow on the Borough maps and

(*b.*) The part of the Township of Poulton-with-Fearnhead which is coloured green on the Borough maps

and the altered boundary shall be that shown by the red line on the Borough maps and the whole of the area included within such altered boundary shall for the purposes of the Municipal Corporations Act 1882 and for all other purposes be the Borough : 45 & 46 Vict. c. 50.

Provided that where the said red line coincides with the northern boundary of the Manchester Ship Canal as shown on the Borough maps the low-water line on the north bank of that canal shall be deemed to be the boundary.

Art. IV.—(1.) One of the Borough maps shall be deposited in the office of the Local Government Board and the other shall be deposited by the town clerk of the Borough at his office within fourteen days after the date of this Order Copies of the Borough map deposited with the town clerk certified by him to be true shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk to the County Council of Chester to the clerk to the County Council of Lancaster to the clerk to the Runcorn Rural Council to the clerk to the Warrington Rural Council and to the Director-General of Her Majesty's Ordnance Survey at Southampton. Deposit of maps.

(2.) Copies of or extracts from the Borough map deposited with the town clerk certified by him to be true shall be received in all courts of justice and elsewhere as primâ facie evidence of the contents of such map so far as relates to the boundaries of the Borough and to the boundary between the Counties of Chester and Lancaster so far as such last-mentioned boundary is altered by this Order and such map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough and any such person shall be entitled to a copy of or extract from such map certified by the town clerk to be true on payment of a reasonable fee to be determined by the Council of the Borough for every such copy or extract All sums received under this Article shall be carried to the credit of the borough fund. Copies of map to be evidence.

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Alteration of county boundary.

Art. V. The boundary between the County of Chester and the County Palatine of Lancaster shall be altered so that the part of each of the Townships of Appleton-with-Hull Latchford Without and Walton Inferior hereby included in the Borough shall cease to be within the County of Chester and shall form part of the County Palatine of Lancaster.

Transfer of lists of prisoners &c.

Art. VI.—(1.) Lists of prisoners writs process and particulars and all records and documents relating to or to be executed in connexion with any action or proceeding pending or existing at the commencement of this Order and appertaining to the parts of the County of Chester which are hereby added to the County Palatine of Lancaster shall be delivered turned over or transferred and signed in like manner in all respects so nearly as circumstances admit as is required to be done upon a new sheriff coming into office in like manner as if the sheriff of the County Palatine of Lancaster were as respects the said areas the new sheriff in succession to the sheriff of the County of Chester.

Coroner's District.

(2.) The part of each of the Townships of Appleton-with-Hull and Walton Inferior hereby added to the Borough shall cease to be within the jurisdiction of the Coroner of the Honour of Halton and such parts and also the part of the Township of Latchford Without hereby added to the Borough shall be included in the West Derby Coroner's District of the County Palatine of Lancaster subject to any alteration which may be made in that District.

County police.

Art. VII.—(1.) At the commencement of this Order such members if any of the police force of each of the Counties of Chester and Lancaster as shall be determined by agreement to be made as soon as practicable after the date of the Act of Parliament confirming this Order between the Standing Joint Committee of the County of Chester or the County Palatine of Lancaster as the case may be and the Watch Committee of the existing Borough or in default of such agreement as shall be determined by a Secretary of State shall be transferred to and become part of the police force of the Borough and any member of either county police force so transferred shall hold office upon the same tenure and upon the same terms and conditions as if this Order had not been made and while he performs the same or similar duties his remuneration and the pension (if any) to which he is entitled shall not be less than they would have been if this Order had not been made nor shall they be less than those of constables in the same or a similar grade of the borough police force.

53 & 54 Vict. c. 45.

(2.) The provisions of Section 15 (2) of the Police Act 1890 shall extend and apply to and in relation to any member of either police force transferred under the powers of this Article as if such member had removed with the written sanction of the Chief Constable of the County of Chester or of the County Palatine of Lancaster as the case may be.

Adjustment of financial relations.

Art. VIII.—(1.) (*a.*) An equitable adjustment respecting the distribution of the proceeds of the Local Taxation Licenses and Probate Duty Grant and of the Local Taxation (Customs and Excise) Duties shall be made between the County Council of the County Palatine of Lancaster and the County of Chester by agreement within six months after the commencement of this Order or in default of such agreement by the Local Government Board.

(*b.*) Neither the County Council of the County Palatine of Lancaster nor the Corporation shall make any claim upon the County Council of Chester for

compensation in respect of main roads and bridges (including the Latchford Causeway) in the part of the County of Chester hereby added to the County Palatine of Lancaster (herein-after referred to as "the Cheshire added area") or in respect of any property belonging to the County Council of Chester wherever such property may be situate.

(*c.*) The County Council of Chester shall make no claim for compensation either on the County Council of the County Palatine of Lancaster or the Corporation in respect of the loss of rateable value sustained by them by reason of the addition of the Cheshire added area to the County Palatine of Lancaster and to the Borough.

(2.) (*a.*) An equitable adjustment of all financial relations and questions between the County Council of the County Palatine of Lancaster and the Council of the Borough which may be affected by this Order shall be made by the said Councils by agreement within six months after the commencement of this Order or in default of such agreement by the Local Government Board and for the purposes of such adjustment the provisions of the Act of 1888 relating to adjustments between administrative counties and county boroughs shall apply with the necessary modifications and the Local Government Board shall be substituted in such provisions for the Commissioners appointed under the Act of 1888:

Provided that in lieu of sub-section (6) of Section 61 of the Act of 1888 sub-sections (1) and (5) of Section 87 of the Act of 1888 shall apply to any inquiries which may be directed by the Local Government Board under this subdivision and to the costs of such inquiries.

(*b.*) In the event of the Borough of Warrington becoming a County Borough the liabilities in regard to main roads within the Cheshire added area the Latchford Causeway and Black Lion Bridge shall be excluded from any claim for compensation by the Corporation in respect thereof Provided however that the Corporation shall be entitled to receive or have credit given to them for a capital sum based on the annual average expenditure for the last three complete preceding years on the said last mentioned main roads Latchford Causeway and Black Lion Bridge respectively and calculated at the number of years (not exceeding in the whole ten years) during which the County Council of the County Palatine of Lancaster have repaired or contributed to the repair of the said main roads the Latchford Causeway and Black Lion Bridge respectively.

Jurisdiction of justices &c. extended.

Art. IX.—(1.) The powers and duties of the justices of the peace appointed for the existing Borough and of the clerk to such justices and of the police constables and other peace officers of the existing Borough shall extend to and apply throughout the Borough.

(2.) Every person committing an offence in the added areas prior to the commencement of this Order shall be tried adjudicated on and dealt with as if this Order had not been made.

Parish burgess lists &c.

Art. X. For the purposes of the parish burgess lists and burgess roll and other lists to be made under the Municipal Corporations Act 1882 and the Acts amending the same and of all matters in relation thereto the added areas shall be deemed to have always been part of the Borough and the town clerk of the

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existing Borough shall be the town clerk of the Borough and anything required to be done in connexion with the purposes aforesaid before the date of the Act of Parliament confirming this Order may be done as soon as practicable after such date and if so done shall have full force and effect and if any difficulty arise in making out revising or otherwise dealing with such lists and roll or the lists of county electors and the county registers or the lists and register of parochial electors the Local Government Board may make such Order as shall appear to them to be necessary to remove any such difficulty and to give effect to the provisions of this Order and may vary so far as shall be necessary the provisions in force with regard to such lists roll and registers.

Alteration of wards.

Art. XI. Subject as regards any future alteration of wards to the provisions of the Municipal Corporations Act 1882 and any Act amending the same as to the alteration of wards the following provisions shall have effect :—

(1.) For the purposes of the election of Town Councillors the Borough shall continue to be divided into nine wards.

(2.) The existing Saint Austin's Latchford and Fairfield Wards shall be altered as follows :—

(*a.*) The Saint Austin's Ward so as to include the Township of Little Sankey hereby added to the Borough

(*b.*) The Latchford Ward so as to include the part of each of the Townships of Latchford Without Appleton-with-Hull and Walton Inferior hereby added to the Borough and

(*c.*) The Fairfield Ward so as to include the part of the Township of Poulton-with-Fearnhead hereby added to the Borough.

(3.) The remaining six wards into which the existing Borough is divided and the number of Councillors assigned to each of the nine wards of the Borough shall be unaltered.

(4.) The Councillors representing the existing Latchford and Fairfield Wards who will not go out of office on the First day of November One thousand eight hundred and ninety-six shall be deemed from and after the commencement of this Order to represent the altered wards.

(5.) Notwithstanding anything in the Municipal Corporations Act 1882 to the contrary all the Councillors representing the existing Saint Austin's Ward shall go out of office on the First day of November One thousand eight hundred and ninety-six but such Councillors shall be eligible for election as Councillors on that date.

Election in 1896 of Councillors for Saint Austin's Ward.

Art. XII. Three Councillors shall be elected on the First day of November One thousand eight hundred and ninety-six for the Saint Austin's Ward of the Borough as so altered as aforesaid.

Retirement of Councillors elected for the Saint Austin's Ward.

Art. XIII. The Councillors elected for the Saint Austin's Ward of the Borough in the year One thousand eight hundred and ninety-six in pursuance of this Order shall retire as follows :—

(*a.*) The Councillor who is elected by the smallest number of votes on the First day of November One thousand eight hundred and ninety-seven.

(*b.*) The Councillor who is elected by the largest number of votes on the First day of November One thousand eight hundred and ninety-nine.

(*c.*) The other Councillor on the First day of November One thousand eight hundred and ninety-eight.

Provided that if for any reason it is doubtful which of the Councillors ought to retire on the dates above specified the Council of the Borough shall on the Ninth day of November One thousand eight hundred and ninety-six or at the next following quarterly meeting and not later by a majority of votes or in case of an equality of votes by the casting vote of the chairman determine which of the Councillors shall go out of office on the dates above specified respectively.

Byelaws &c.

Art. XIV.—(1.) All byelaws and regulations and lists of tolls and table of fees made by the Corporation which at the commencement of this Order are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as they may be altered revised or repealed and any byelaws and regulations made by the Runcorn Rural Council or the Warrington Rural Council or their predecessors shall on that date cease to be in force or have any effect within the added areas Provided that any proceedings which might have been taken by the Runcorn Rural Council or the Warrington Rural Council against any person for any offence against such byelaws and regulations committed before the commencement of this Order may so far as such offence was committed in any part of the added areas be taken by the Corporation as if those byelaws had remained in force and the Corporation had been substituted therein for the Runcorn Rural Council or the Warrington Rural Council as the case may be.

(2.) All byelaws made under the Acts relating to public elementary education in force in the existing Borough at the commencement of this Order shall thenceforth apply to the Borough until revoked or altered in accordance with the provisions of the Elementary Education Acts 1870 to 1891 and from and after that date any byelaws made by the School Attendance Committees of the Runcorn and Warrington Unions shall cease to operate in any part of the added areas.

Town clerk and other officers continued.

Art. XV.—(1.) The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office at the commencement of this Order shall continue to be the town clerk and officers and servants of the Corporation of the Borough and shall hold their offices by the same tenure as at that date.

Borough auditors.

(2.) The auditors who shall be in office at the commencement of this Order shall continue in office and shall be the Borough Auditors until the next ordinary day of election of the Borough Auditors.

Compensation to existing officers.

Art. XVI. Every officer who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary shall be entitled to have compensation paid to him by the Corporation for such pecuniary loss and in determining such compensation regard shall be had to the conditions and other circumstances required by sub-section (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section and the compensation shall not exceed the limit therein mentioned and shall be paid in the case of any such officer whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act 1875 out of the improvement rate of the Borough and in the case of any other such officer out of the borough fund and borough rate of the Borough and the provisions of sub-sections (2) to (7) of the said Section 120 shall apply with such modifications (it

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any) as may be required and any officer whose salary shall be reduced within one year from the commencement of this Order on the ground that his duties have been diminished in consequence hereof shall be deemed to have suffered a direct pecuniary loss in consequence of this Order.

Actions &c. not to abate.

Art. XVII.—(1.) If at the commencement of this Order any action or proceeding or any cause of action or proceeding is pending or existing by or against the Runcorn Rural Council the Warrington Rural Council or the Warrington Highway Board in relation exclusively to any part of the added areas the same shall not be in anywise prejudicially affected by reason of the making of this Order but may be continued prosecuted and enforced by or against the Corporation of the Borough.

Saving for contracts &c.

(2.) Anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by the Runcorn Rural Council the Warrington Rural Council or their predecessors as the case may be or by the Warrington Highway Board in relation exclusively to any part of the added areas shall be of as full force and effect against or in favour of the Corporation of the Borough and may be continued and enforced as fully and effectually as if instead of the Runcorn Rural Council the Warrington Rural Council or their predecessors as the case may be or the Highway Board as the case may be the Corporation had done or suffered the same or been a party thereto.

Corporation property and liabilities.

Art. XVIII. All property vested in the Corporation at the commencement of this Order for the benefit of the existing Borough shall be held by the Corporation for the benefit of the Borough and the Corporation shall hold enjoy and exercise for the benefit of the Borough all the powers which at the date aforesaid are exerciseable by or vested in the Corporation for the benefit of the existing Borough and all liabilities which on the date aforesaid attached to the Corporation in respect of the existing Borough shall attach to them in respect of the Borough.

Property &c. of Rural Councils and Highway Board.

Art. XIX.—(1.) All property and liabilities which immediately before the commencement of this Order are vested in or attach to the Runcorn Rural Council the Warrington Rural Council or the Warrington Highway Board in relation exclusively to any part of the added areas shall be transferred to vested in and attach to the Corporation as Urban District Council and any property or liabilities vested in or attached to the Runcorn Rural Council the Warrington Rural Council or the Warrington Highway Board in relation to any part of the added areas conjointly with the remainder of their respective Districts or some part thereof shall be a matter for adjustment under Section 62 of the Act of 1888.

Cesser of jurisdiction of Rural District Councils and Highway Board.

(2.) The Runcorn Rural Council the Warrington Rural Council and the Warrington Highway Board shall at the commencement of this Order cease to exercise any powers or duties within any part of the added areas :

Provided that all arrears of rates made by any Overseers or Waywarden before the commencement of this Order for the purposes of the Public Health Act 1875 or the Highway Acts and which remain due on that date in respect of hereditaments in the added areas may subject to the provisions of subdivision (6) of Article XXVIII. of this Order be collected and reccvered by the Overseers

or the Waywarden as the case may be as if this Order had not been made and when collected and recovered shall be applied towards the discharge of any precept of the Runcorn Rural Council the Warrington Rural Council or the Warrington Highway Board as the case may be which at that date shall be in force and not satisfied (including any instalment of such a precept payable after the commencement of this Order) and the balances if any shall be paid to the Corporation.

Mortgage debts of Corporation.

Art. XX. So much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the improvement rates and general sewers rates of the existing Borough shall subject to the provisions of this Order be charged upon the improvement rates and general sewers rates of the Borough and so much of any sums borrowed by the Corporation as will on that date be owing and charged upon the borough fund and borough rate of the existing Borough shall subject as aforesaid be charged upon the borough fund and borough rate of the Borough and all such sums shall together with the interest to accrue due thereon be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned or within which the same are otherwise required to be repaid or are made repayable.

Differential rating of added areas.

Art. XXI.—(1.) For a period of five years from the commencement of this Order no improvement rate shall be levied by the Corporation—

(*a*) upon the Manchester Ship Canal Company in respect of any rateable hereditament situate in the added areas

(*b*) upon any other owner or occupier of any rateable hereditament in the parts of the added areas which are now included in the Townships of Little Sankey Latchford Without or Poulton-with-Fearnhead except any rateable hereditament belonging to the London and North Western Railway Company.

(2.) For a period of five years from the Ninth day of November One thousand nine hundred and one the improvement rate levied by the Corporation upon the owner or occupier of any rateable hereditament in the parts of the added areas which are now included in the Townships of Little Sankey Latchford Without or Poulton-with-Fearnhead shall be at a rate in the pound less by two-thirds than the rate in the pound of the improvement rate levied in the area of the existing Borough except any rateable hereditament belonging to the London and North Western Railway Company.

(3.) For a period of fifteen years from the commencement of this Order the improvement rates the borough rates and the general sewers rates levied upon any rateable hereditament of the London and North Western Railway Company in the part of the township of Latchford Without hereby added to the borough shall not when added to all other rates (including so much of the poor rates as is not levied for borough rate purposes) for the time being levied upon the Company exceed a sum equal to a rate of two shillings and sevenpence in the pound on the assessment of the Company's property for poor rate purposes And for the same period the improvement rates the borough rates and the general sewers rates levied upon any rateable hereditament of the Company in the township of Little Sankey hereby added to the borough shall not when added to all other rates (including so much of the poor rates as is not levied for borough rate

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purposes) for the time being levied upon the Company exceed a sum equal to a rate of two shillings and tenpence three farthings in the pound upon the assessment of the Company's property for poor rate purposes.

(4.) For a period of five years from the Ninth day of November One thousand nine hundred and six the improvement rate levied by the Corporation upon the owner or occupier of any rateable hereditament referred to in subdivision (2) of this Article shall be at a rate in the pound less by one-third than the rate in the pound of the improvement rate levied in the area of the existing Borough except any rateable hereditament belonging to the London and North Western Railway Company.

(5.) For a period of five years from the commencement of this Order the borough rate and the general sewers rate levied upon the owners or occupiers of any rateable hereditament in the part of the Township of Poulton-with-Fearnhead hereby added to the Borough shall not when added to all other rates (including so much of the poor rate as is not levied for borough rate purposes) for the time being levied upon such owners or occupiers exceed two shillings and tenpence in the pound.

(6.) For a period of ten years from the Ninth day of November One thousand nine hundred and one no improvement rate shall be levied by the Corporation upon the owner or occupier of any land used as arable meadow or pasture land only or as woodlands market gardens or nursery grounds situate in the part of the Township of Poulton-with-Fearnhead hereby added to the Borough or in the part of the Township of Little Sankey bounded on the south by the River Mersey on the west by Sankey Brook on the north by a line of railway belonging to the London and North Western Railway Company and on the east by premises belonging or reputed to belong to Messieurs Monks Hall and Company.

(7.) For a period of fifteen years from the commencement of this Order no general sewers rate shall be assessed or levied upon the owners or occupiers of any land used as arable meadow or pasture land only or as woodlands market gardens or nursery grounds situate in the parts of the Townships of Latchford Without and Poulton-with-Fearnhead hereby added to the Borough.

(8.) For a period of fifteen years from the commencement of this Order the improvement rate the general sewers rate and the borough rate levied upon the owners or occupiers of any land used as arable meadow or pasture land only or as woodlands market gardens or nursery grounds situate in the part of the Township of Walton Inferior hereby added to the Borough shall not together exceed the rate in the pound at which similar hereditaments in the part of that Township not hereby added to the Borough are for the time being rated for the purposes of the Public Health Acts the Highway Acts and the Elementary Education Acts 1870 to 1891.

(9.) For a period of ten years from the commencement of this Order the improvement rates the borough rates and the general sewers rates levied upon the owners or occupiers of any rateable hereditament in the part of the Township of Appleton-with-Hull hereby added to the Borough shall not when added to all other rates (including so much of the poor rate as is not levied for borough rate purposes) for the time being levied upon such owners or occupiers exceed two shillings and tenpence in the pound.

Warrington Order.

Art. XXII. The unrepealed provisions of the scheduled Acts and of any other Local Act or of any Provisional Order affecting the existing Borough or the Corporation as the same respectively are in force within the existing Borough at the commencement of this Order shall subject to any alteration made therein by this Order extend and apply to the Borough and any reference therein to the existing Borough and the Corporation thereof shall be deemed to refer to the Borough and the Corporation thereof.

Scheduled Acts and Orders.

Art. XXIII.—(1.) The provisions of the Infectious Disease (Prevention) Act 1890 of Parts II. III. IV. and V. of the Public Health Acts Amendment Act 1890 of the Private Street Works Act 1892 and of the Public Libraries Acts 1892 and 1893 shall be in force within and apply to the Borough as if the same had been adopted therein.

Adoptive Acts.

(2.) The provisions of the Infectious Disease (Notification) Act 1889 shall subject to the provisions of that Act and of any Act amending or extending the same cease to be in force in any part of the added areas.

Art. XXIV. The Council of the Borough shall be the Burial Board for the Borough and shall have within the Borough to the exclusion of any other Burial Authority all the powers rights duties and liabilities of a Burial Board under the Burial Acts 1852 to 1885.

Council to be Burial Board.

Art. XXV. Subject to the provisions of Section 54 of the Act of 1888 the following provisions shall take effect :—

Electoral Divisions.

(1.) The added areas shall cease to form part of the Electoral Divisions in which they are now included and the areas by this Order added to the Fairfield Ward shall be added to the Number Two Electoral Division of the Borough and the area by this Order added to the Saint Austin's and Latchford Wards shall be added to the Number Three Electoral Division of the Borough ;

(2.) The persons who immediately prior to the commencement of this Order are the County Councillors of the County Palatine of Lancaster representing the Number Two Electoral Division and the Number Three Electoral Division respectively of the Borough shall from and after that date represent those Divisions as hereby altered as if they had originally been elected to represent the altered Divisions.

Art. XXVI. For the purpose of defraying any expenses under this Order which in the opinion of the Local Government Board are properly chargeable to capital the Corporation may borrow according and subject to the provisions and restrictions of the Public Health Act 1875 and may mortgage the borough fund or the borough rate for the purpose of securing the repayment of any moneys so borrowed and the interest thereon Provided that all such moneys shall be repaid within such period not exceeding thirty years from the date of borrowing the same as the Corporation with the sanction of the Local Government Board may determine.

Borrowing powers for purposes of this Order.

Art. XXVII.—(1.) The parts of each of the Townships of Appleton-with-Hull Latchford Without Poulton-with-Fearnhead and Walton Inferior hereby added to the Borough shall cease to form parts of the Townships of which they now respectively form part.

Alteration of Townships.

A.D. 1896.

Warrington Order.

(2.) The Township of Little Sankey and the part of the Township of Poulton-with-Fearnhead hereby added to the Borough shall be amalgamated with the Township of Warrington and the part of each of the Townships of Appleton-with-Hull Latchford Without and Walton Inferior hereby added to the Borough shall be amalgamated with the Township of Latchford.

(3.) The areas by this Order added to the Saint Austin's Municipal Ward shall for the purposes of the election of Guardians be added to that Ward of the Township of Warrington and the area by this Order added to the Fairfield Municipal Ward shall for the purposes aforesaid be added to that Ward of the Township of Warrington.

Guardians.

(4.) The person who at the commencement of this Order is the Rural District Councillor representing the Township of Little Sankey shall go out of office and the persons who at the commencement of this Order are the Guardians representing the Township of Latchford and the Saint Austin's and Fairfield Wards of the Township of Warrington respectively on the Board of Guardians of the Warrington Union shall be deemed to represent that Township and these wards respectively as hereby altered as if they had been originally elected to represent the altered Township and Wards.

Parish Councils.

(5.) The Parish Council of Little Sankey shall be abolished and cease to exist and all property and liabilities which at the commencement of this Order are vested in and attach to that Parish Council shall vest in and be held by or attach to the same persons and in the same manner in every respect as before the passing of the Act of 1894.

(6.) The Parish Councils of Appleton-with-Hull Latchford Without Poulton-with-Fearnhead and Walton Inferior shall continue and shall be deemed to have been elected for and shall be the Parish Councils of the Townships of Appleton-with-Hull Latchford Without Poulton-with-Fearnhead and Walton Inferior as diminished by this Order and the said Parish Councils shall cease to exercise jurisdiction within any part of the added areas.

Ecclesiastical divisions and charities.

Art. XXVIII.—(1.) Nothing in this Order shall affect the ecclesiastical divisions of any Parish or shall prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment which now is applicable for the benefit of any of the existing Townships affected by this Order.

Valuation lists.

(2.) Until new valuation lists are made the portion of the valuation list of any of the existing Townships which relates to hereditaments in the added areas shall be deemed to be part of the valuation list of the Township to which the area comprising such hereditaments is by this Order added.

Saving for existing register of parliamentary voters &c.

(3.) For the purposes of the lists and registers of persons entitled to vote at an election of Members of Parliament of the register of county and parochial electors and of the jury lists the Townships affected by this Order shall be deemed to continue unaltered until the new lists and registers come into operation.

Settlement of paupers.

(4.)—(*a.*) Every person who has acquired or who on or before the commencement of this Order shall acquire a settlement in any existing Township affected by this Order shall be deemed to have acquired a settlement in the Township comprising the area in which the acts or circumstances conferring such settlement

shall have been done or occurred or if such acts or circumstances shall have been done or occurred in more than one Township such settlement shall be in the Township comprising the place of residence of such person at the time of acquiring such settlement.

Irremovability of paupers.

(*b.*) Any person who shall have acquired a status of irremovability from any existing Township affected by this Order shall be deemed to have acquired a status of irremovability from the Township comprising the area in which he shall reside at the commencement of this Order or (if he shall then be in receipt of relief) from the Township comprising the area in which he was residing at the time of becoming chargeable.

Saving for contribution orders and precepts.

(5.) Notwithstanding the alteration in the areas of Townships effected by this Order all contribution orders made by the Guardians of the Poor of the Runcorn and Warrington Unions and all precepts issued by the Runcorn Rural Council and the Warrington Rural Council before the commencement of this Order shall be as valid in law as if this Order had not been made.

Arrears of rates.

(6.) All arrears of rates due at the commencement of this Order in the Township of Little Sankey shall be collected and recovered by the Overseers of the Township of Warrington but all arrears of rates due at that date in the remainder of the added areas shall be collected and recovered by the Overseers of the existing Township affected as if this Order had not been made.

Audit of Little Sankey Parish Council Accounts.

Art. XXIX. The accounts up to the commencement of this Order of the Parish Council of Little Sankey and of their committees and officers shall be audited in like manner and subject to the like incidents and consequences as if this Order had not been made :

Provided that such audits may be held at any time after the commencement of this Order any statutory provision or regulation as to the time of holding the audit of the accounts of such authorities to the contrary notwithstanding.

Short title.

Art. XXX. This Order may be cited as the Warrington (Extension) Order 1896.

A.D. 1896.

Warrington Order.

The SCHEDULE above referred to.

Session and Chapter.	Short Title.
10 & 11 Vict. c. xliv. - -	The Warrington Gas Act 1847.
17 Vict. c. viii. - - -	The Warrington Improvement and Market Act 1854.
18 & 19 Vict. c. xciii. - -	The Warrington Waterworks Act 1855.
31 & 32 Vict. c. lxxix. - -	The Warrington Waterworks Act 1868.
34 Vict. c. liii. - - -	The Warrington Gas Act 1871.
40 Vict. c. xxxiii. - - -	The Warrington Corporation Gas Act 1877.
41 & 42 Vict. c. ccix. - -	The Warrington Waterworks Act 1878.
42 & 43 Vict. c. xcii. - - -	The Warrington Corporation Lighting and Improvement Act 1879.
53 & 54 Vict. c. ccxxxvi. - -	The Warrington Extension and Water Act 1890.

Given under the Seal of Office of the Local Government Board this Twentieth day of June One thousand eight hundred and ninety-five.

(L.S.)

G. Shaw-Lefevre President.
S. B. Provis Assistant Secretary.

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