CHAPTER cxxix.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Urban Sanitary Districts of Blackburn, Blackpool (two), and Stalybridge, and to the Rural Sanitary District of the Blackburn Union. [31st July 1894.]

A.D. 1894.

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereto, under the provisions of the Public Health Act, 1875: 38 & 39 Vict. c. 55.

And whereas it is requisite that the said Orders should be confirmed by Parliament, and that the provision herein contained should be enacted with reference to certain of such Orders:

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:—

Orders in schedule confirmed.

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

Restriction of power to take houses of labouring class.

2. The sanitary authorities for the rural sanitary district of the Blackburn Union and the urban sanitary district of Blackpool shall not under the powers of this Act, or of the Blackburn Union Order, 1894, or the Blackpool Order, 1894, or the Blackpool Order (No. 2), 1894, purchase or acquire in any city, borough, or other urban sanitary district, or in any parish or part of a parish not being within an urban sanitary district, ten or more houses which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers, or, except with the consent of the Local Government Board, ten or more houses which were not so occupied on

A.D. 1894.

the said fifteenth day of December, but have been or shall be subsequently so occupied.

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

Short title.

3. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 14) Act, 1894.

SCHEDULE.

BOROUGH OF BLACKBURN.

Blackburn Order.

Provisional Order for altering certain Local Acts and a Confirming Act.

To the Mayor, Aldermen, and Burgesses of the Borough of Blackburn, being the Urban Sanitary Authority for that Borough ;—

And to all others whom it may concern.

WHEREAS the Borough of Blackburn (herein-after referred to as "the Borough") is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council (herein-after referred to as "the Corporation"), are the Urban Sanitary Authority, and the unrepealed provisions of the Blackburn Improvement Act, 1879, and the Blackburn Improvement Act, 1882 (which Acts are herein-after collectively referred to as "the Local Acts," and each of which Acts is herein-after separately referred to as the Act of the year in which it was passed), as altered by the Blackburn Corporation Act, 1892, and by the Provisional Order herein-after recited, and by another Provisional Order of the Local Government Board dated the 30th day of May 1890, and duly confirmed by Parliament, but which does not affect the subject matter of this Order, are in force in the Borough ;

42 & 43 Vict. c. cxvi.
45 & 46 Vict. c. cxliii.
55 & 56 Vict. c. cxviii.

And whereas by Section 48 of the Act of 1879 the Corporation were empowered to borrow (inter alia), for gas purposes, the sum of thirty thousand pounds ; and for waterworks purposes, the sum of twenty thousand pounds ;

And whereas by Section 145 of the Act of 1882 the Corporation were empowered, subject to the provisions of that Act, to maintain, alter, enlarge, extend, and renew or discontinue the then existing gasworks upon the lands on which the same were erected, or any part thereof, and which lands were described in the Fourth Schedule to that Act, and also to erect, lay down, provide, and from time to time to maintain, alter, improve, enlarge, extend, and renew or discontinue additional and other gasworks, retorts, gasometers, and other works and apparatus and conveniences, and do all such acts as they might think proper for making and storing gas, and for supplying gas within the gas limits, and to make, store, and supply gas accordingly, and to manufacture, sell, provide, supply, and deal in the products or residuum of any materials employed in or resulting from the manufacture of gas ;

And whereas by Section 146 of the Act of 1882 it was enacted that nothing in that Act contained should authorise the Corporation to manufacture gas or residual products elsewhere than on the lands described in the Fourth Schedule to that Act ;

A.D. 1894.

Blackburn Order.

52 & 53 Vict. c. cxv.

And whereas by a Provisional Order of the Local Government Board dated the First day of June, One thousand eight hundred and eighty-nine, and duly confirmed by the Local Government Board's Provisional Orders Confirmation (No. 13) Act, 1889, (which Order and Act are herein-after respectively referred to as "the Order" and "the Confirming Act"), the Local Acts were altered so as to enable the Corporation to borrow (inter alia) for gas purposes the further sum of ten thousand pounds, and for waterworks purposes the further sum of ten thousand pounds;

38 & 39 Vict. c. 55.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Sections 297 and 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, (herein-after referred to as "the commencement of this Order"), the Local Acts and the Confirming Act, so far as it relates to the Order, shall be altered so that the following provisions shall have effect; viz.,—

Art. I. The Corporation may, with the sanction of the Local Government Board, and subject to the provisions of this Order, borrow, in addition to any sums which they are already authorised to borrow, the sums following; that is to say,—

(1.) On the security of the revenue arising from their water undertaking such sum or sums, not exceeding in the whole the sum of twenty thousand pounds, as may from time to time be necessary for the purposes of their water undertaking.

(2.) On the security of the revenue arising from their gas undertaking such sum or sums, not exceeding in the whole the sum of fourteen thousand pounds, as may be required for the payment of compensation in respect of a gas explosion and the costs in connexion therewith.

(3.) On the security of the revenue arising from their gas undertaking such sum or sums, not exceeding in the whole the sum of one hundred and seventy thousand pounds, as may from time to time be necessary for the other purposes of their gas undertaking.

Art. II. For the purpose of raising money by virtue of this Order, the provisions of the Local Loans Act, 1875, shall be available to the Corporation, and Sections 236 to 238, both inclusive, of the Public Health Act, 1875, shall apply to all moneys raised and borrowed on mortgage by virtue of this Order.

Art. III. The moneys borrowed by virtue of this Order shall be repaid within the following periods; viz.,—

(1.) Moneys borrowed by virtue of subdivision (2) of Article I. of this Order within a period not exceeding seven years from the date of borrowing;

(2.) Moneys borrowed by virtue of subdivisions (1) and (3) of Article I. of this Order within such period, not exceeding fifty years from the date of borrowing, as the Corporation, with the sanction of the Local Government Board, shall determine;

each of which periods is herein-after referred to as "the prescribed period," and shall be, with reference to the moneys to be repaid therein, the prescribed period for the purpose of the Local Loans Act, 1875.

Art. IV.—(1.) The Corporation shall repay the moneys borrowed by virtue of this Order, other than moneys borrowed under the provisions of the Local Loans Act, 1875, by equal annual instalments of principal, or by equal annual instalments of principal and interest combined, or by means of a sinking fund, or partly by one of these methods and partly by another or the others of them.

(2.) Subject to the provisions of Article V. of this Order, if the Corporation determine to repay by means of a sinking fund any moneys borrowed by virtue of this Order, such sinking fund shall be formed and maintained either—

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

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

(3.) Every sum paid to a sinking fund, and, in the case of an accumulating sinking fund, the interest on the investments of the sinking fund, shall, unless applied in repayment of the loan in respect of which the sinking fund is formed, be immediately invested in securities in which trustees are by law for the time being authorised to invest, or in mortgages, bonds, debentures, debenture stock, stock, or other securities (not being annuity certificates or securities payable to bearer) duly issued by any Local Authority, as defined by Section 34 of the Local Loans Act, 1875, other than the Corporation, the Corporation being at liberty from time to time to vary and transpose such investments.

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

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

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

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

A.D. 1894.

Blackburn Order.

to the fund are based, any such excess may be applied towards such equal annual payments.

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

Art. V.—(1.) If it appears to the Corporation at any time that the amount in the sinking fund, with the future payments thereto, in accordance with the provisions of this Order, together with the accumulations thereon (in the case of an accumulating sinking fund), will probably not be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed, it shall be the duty of the Corporation to make such increased payments to the sinking fund as will cause the sinking fund to be sufficient for that purpose: Provided that if it appears to the Local Government Board that any such increase is necessary, the Corporation shall increase the payments to such extent as the Board may direct.

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

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

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

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

Art. VI. The Corporation shall, except as herein-after provided, have power to re-borrow for the purpose of paying off any moneys borrowed or re-borrowed by virtue of this Order which have not been repaid and are intended to be forthwith repaid, or in respect of any moneys which have been repaid by the temporary application of funds at the disposal of the Corporation within twelve months before the re-borrowing, and which at the time of the repayment it was intended to re-borrow:

Provided that the Corporation shall not have power to re-borrow for the purpose of paying off any moneys repaid by instalments or annual payments, or by means of a sinking fund, or out of moneys derived from the sale of land, or out of any capital moneys properly applicable to the purpose of such repayment, other

than moneys borrowed for that purpose: Provided also, that any moneys re-borrowed shall be deemed to form the same loan as the money for the repayment of which the re-borrowing has been made, and shall be repaid within the prescribed period.

Art. VII.—(1.) The treasurer of the Borough shall, within twenty-one days after the Thirty-first day of March in each year, if during the twelve months next preceding the said Thirty-first day of March any sum is required to be paid as an instalment or annual payment, or to be appropriated, or to be paid to a sinking fund, in pursuance of the provisions of this Order, or in respect of any money raised thereunder, and at any other time when the Local Government Board may require such a return to be made, transmit to the Local Government Board a return, in such form as may from time to time be prescribed by that Board, and, if required by the Board, verified by statutory declaration of such treasurer, showing, for the year next preceding the making of such return, or for such other period as the Board may prescribe, the amounts which have been paid as instalments or annual payments, and the amounts which have been appropriated, and the amounts which have been paid to or invested or applied for the purpose of the sinking fund, and the description of the securities upon which any investment has been made, and the purposes to which any portion of the sinking fund or investment, or of the sums accumulated by way of compound interest, has been applied during the same period, and the total amount (if any) remaining invested at the end of the year; and, in the event of his failing to make such return, such treasurer shall for each offence be liable to a penalty not exceeding twenty pounds, to be recovered by action on behalf of the Crown in the High Court and, notwithstanding the recovery of such penalty, the making of the return shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

(2.) If it appears to the Local Government Board by that return, or otherwise, that the Corporation have failed to pay any instalment or annual payment required to be paid, or to appropriate any sum required to be appropriated, or to set apart any sum required for any sinking fund (whether such instalment or annual payment or sum is required by this Order, or by the Local Government Board in virtue thereof, to be paid, appropriated, or set apart), or have applied any portion of any sinking fund to any purpose other than those authorised, the Local Government Board may, by Order, direct that the sum in such Order mentioned, not exceeding double the amount in respect of which default has been made, shall be paid or applied as in such Order mentioned; and any such Order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

Art. VIII. All moneys from time to time borrowed by virtue of this Order shall be applied by the Corporation only for the purposes for which the same are respectively authorised to be borrowed, excepting that moneys which may have been borrowed in excess of the amount required shall be applied in such manner as the Corporation, with the approval of the Local Government Board, determine.

Art. IX.—(1.) The mortgagees of the Corporation by virtue of this Order may enforce the payment of arrears of interest or of principal, or of principal and

A.D. 1894.

Blackburn Order.

interest, by the appointment of a receiver. The amount of arrears to authorise the appointment of a receiver shall not be less than five hundred pounds in the whole.

(2.) The application for the appointment of a receiver shall be made to the High Court, and the Court, if it thinks fit, may appoint a receiver on such terms as it thinks fit, and may at any time discharge the receiver and otherwise exercise full jurisdiction over him.

Art. X. Where the Local Government Board cause any local inquiry to be held with reference to any of the purposes of this Order, the costs incurred by that Board in relation to such inquiry (including such reasonable sum, not exceeding three guineas a day, as that Board may determine for the services of any inspector or officer of the Board engaged in such inquiry) shall be paid by the Corporation, and the Local Government Board may certify the amount of the costs so incurred, and any sum so certified and directed by that Board to be paid by the Corporation shall be a debt due to the Crown from the Corporation.

Art. XI. Notwithstanding anything contained in Section 146 of the Act of 1882, the Corporation may, upon the lands described in the Schedule hereto, if and when the same shall have been acquired by them, maintain, repair, renew, and continue, and from time to time construct, alter, enlarge, or, when necessary, remove buildings, apparatus, and works for the manufacture and storage of gas, and of coke, asphaltum, pitch, coal-tar, ammoniacal liquor, and other refuse or residual products arising from the manufacture of gas, and any matters producible therefrom, and dwellings for any persons employed in the said works, and they may, upon the said lands, if and when acquired by them, make and store gas, and convert or manufacture coke, culm, asphaltum, pitch, coal-tar, oil, ammoniacal liquor, and all refuse or residual products arising from the manufacture of gas by them, and any matters producible therefrom.

Art. XII. Provided that the powers of this Order shall not be exercised so as to prejudice or affect the rights reserved to the Lancashire and Yorkshire Railway Company by the section of the Lancashire and Yorkshire Railway Act, 1894, of which the marginal note is "For the protection of the Corporation of Blackburn," or by the agreement between the Corporation and the said company mentioned in that section.

Art. XIII. This Order may be cited as the Blackburn Order, 1894.

The SCHEDULE above referred to.

All that piece of land containing by estimation forty-one acres or thereabouts, situate within the Borough on the south side of the Blackburn and Accrington Railway of the Lancashire and Yorkshire Railway Company, and bounded on the north by the said Railway, on the south by land belonging or reputed to belong to Micah Birtwistle, on the east by land belonging or reputed to belong to Henry John

Robinson, and Henry Petra, respectively, and on the west by land belonging or reputed to belong to Henry Livesey. A.D. 1894.

Blackburn Order.

Given under the Seal of Office of the Local Government Board, this Eighteenth day of May, One thousand eight hundred and ninety-four.

(L.S.)

G. Shaw-Lefevre, President.
Hugh Owen, Secretary.

RURAL SANITARY DISTRICT OF THE BLACKBURN UNION.

Blackburn Union Order.

Provisional Order to enable the Sanitary Authority for the Rural Sanitary District of the Blackburn Union to put in force the Compulsory Clauses of the Lands Clauses Acts.

To the Guardians of the Poor of the Blackburn Union, in the County of Lancaster, being the Sanitary Authority for the Rural Sanitary District of that Union ; —

And to all others whom it may concern.

WHEREAS the Guardians of the Poor of the Blackburn Union, in the County of Lancaster, as the Sanitary Authority for the Rural Sanitary District of that Union (herein-after referred to as "the Rural Authority"), require to purchase and take the lands described in the Schedule hereto for the following purposes ; viz.,—

1. The lands mentioned in Part I. of the said Schedule for the disposal of the sewage of the contributory places of Clayton-le-Dale, Ramsgreave, Salesbury, and Wilpshire, in their District, and for providing access to such lands ;

2. The lands mentioned in Part II. of the said Schedule for the disposal of the sewage of the contributory places of Livesey, Pleasington, and Witton, in their District, and for providing access to such lands :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 176 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall have effect ; viz.,— 38 & 39 Vict. c. 55.

Art. I. The Rural Authority shall be empowered to put in force, with reference to the lands described in the Schedule hereto, subject to the continuance of any existing public rights of highway, and for the purposes aforesaid, the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement, or any of them.

Art. II. This Order may be cited as the Blackburn Union Order, 1894.

A.D. 1894.

Blackburn Union Order.

The SCHEDULE above referred to.

County of Lancaster.

Nos. and Colours on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Occupiers.
		Part I.	
		Township of Clayton-le-Dale.	
Pink. 1, 2	Part of a close of land called Bottom Field (including a portion of the bed of the Showley Brook).	The Trustee under the Will of Henry Ward, deceased, viz., Lucas Edleston.	John Ward.
Brown. 3, 4, 5, 6	An easement or right of way over the land numbered 1 on the deposited plans to a gate in the highway leading from Blackburn to Ribchester.	ditto - - -	ditto.
		Part II.	
		Township of Pleasington.	
Pink. 1, 2	Part of a close of land called Lower Meadow (including a portion of the bed of the River Darwen).	Sir William Leyland Feilden, Baronet.	Richard Counsell.
Brown. 5, 6	A strip or piece of land now used as a private road.	ditto - - -	ditto.
Brown. 7	A strip or piece of land, being a continuation of the before-mentioned private road.	ditto - - -	Sir William Leyland Feilden, Baronet.
8	An easement or right of way over the occupation road (uncoloured) leading from Higher Feniscowles Farm to Pleasington Road, at or near Enoch Brow.	ditto - - -	Richard Counsell, James Heap, Joseph Lovsey, Thomas Eastwood, Christopher Brooks.
		Township of Hoghton.	
Green. 3, 4	Part of a close of land called Lower Meadow (including a portion of the bed of the River Darwen).	Sir William Leyland Feilden, Baronet.	Richard Counsell.

Given under the Seal of Office of the Local Government Board, this Eighteenth day of May, One thousand eight hundred and ninety-four.

(L.S.)

G. Shaw-Lefevre, President.
Hugh Owen, Secretary.

BOROUGH OF BLACKPOOL.

A.D. 1894.

Blackpool Order.

Provisional Order to enable the Urban Sanitary Authority for the Borough of Blackpool to put in force the Compulsory Clauses of the Lands Clauses Acts. (1.)

To the Mayor, Aldermen, and Burgesses of the Borough of Blackpool, being the Urban Sanitary Authority for that Borough; —

And to all others whom it may concern.

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of Blackpool, as the Urban Sanitary Authority for that Borough (herein-after referred to as "the Corporation"), require to purchase and take the lands situate in the Borough, and which are described in the Schedule hereto, for the following purposes; viz.,—

1. The lands mentioned in Part I. of the said Schedule for the construction of a new street from Revoe to Cow Gap Lane;
2. The lands mentioned in Part II. of the said Schedule for the purpose of opening and extending York Street to the Carriage Drive;
3. The lands mentioned in Part III. of the said Schedule for the purpose of opening and extending Shaw Road to the Carriage Drive, and widening Victoria Street, South Shore;
4. The lands mentioned in Part IV. of the said Schedule for the purpose of improving Cocker Street;
5. The lands mentioned in Part V. of the said Schedule for the purpose of improving Church Street (south side):

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 176 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall have effect; viz.,— 38 & 39 Vict. c. 55.

Art. I. The Corporation shall be empowered to put in force, with reference to the lands described in the Schedule hereto, subject to the continuance of any existing public rights of highway, and for the purposes aforesaid, the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement, or any of them: Provided that, as regards the lands numbered 13 on the deposited plans, and referred to in Part I. of the said Schedule, the powers conferred by this Order shall be exercised by the Corporation only as regards the part of those lands which is coloured red on two plans, sealed with Our official seal, one of which is deposited in Our office, and the other of which is deposited in the office of the Corporation.

A.D. 1894.

Blackpool Order. (1.)

Provided also, that if the Corporation exercise the powers conferred by this Order as regards any part of the lands numbered 1, 2, and 4 respectively on the deposited plans and referred to in Part I. of the said schedule they shall purchase so much of those lands respectively as lies to the west of the proposed new street shown on the deposited plans as leading from Revoe to Cow Gap Lane, but the powers conferred by this Order shall not be exercised as regards so much of the said lands numbered 1 as lies to the east of the said proposed new street.

Art. II. This Order may be cited as the Blackpool Order, 1894.

The SCHEDULE above referred to.

Borough of Blackpool.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
		Part I.		
Plan A. 1	Land, field, footpath, and fences.	Anne Elizabeth Robinson.	John Bonny -	John Bonny.
2	ditto - -	ditto - -	ditto - -	ditto.
4	ditto - -	ditto - -	ditto - -	ditto.
6	Land, part of field and fences.	The Cleveleys Property Company, Limited.	- - -	William Henry Cocker.
7	ditto - -	ditto - -	- - -	ditto.
8	Land, part of field, footpath, and fences.	ditto - -	- - -	Richard Braithwaite.
9	ditto - -	ditto - - -	- - -	ditto.
10	Land, part of field, fences, and bed of stream.	ditto - -	- - -	William Henry Cocker.
11	Land, part of field and fence.	ditto - -	- - -	ditto.
12	ditto - -	ditto - -	- - -	ditto.
13	Land, part of field, fence, footpath, and bed of pond.	The Reverend Robert Fisher and Edward Fisher.	- - -	The Reverend Robert Fisher and Edward Fisher.
14	Land, part of field, fences, and footpath.	The Cleveleys Property Company, Limited.	- - -	William Henry Cocker.
15	Land, part of field and fences.	ditto - -	- - -	ditto.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
16	Land, part of occupation road.	The Cleveleys Property Company, Limited, and the Reverend Robert Fisher and Edward Fisher.	- - -	William Henry Cocker, the Reverend Robert Fisher, and Edward Fisher.
17	Land, part of field and fences.	The Cleveleys Property Company, Limited.	- - -	William Henry Cocker.
		PART II.		
Plan B. 1	Land, beerhouse ("Washington Hotel"), dwelling-house, yard, buildings, and verandah.	Betsy Dutton -	George Corless Barrett.	George Corless Barrett.
2	Land and building or stall.	ditto - -	- - -	Henry Smith.
3	ditto - -	ditto - -	- - -	Joseph Whittaker.
4	Land, shop, photographic gallery, rooms, and yards.	Elias Fletcher -	Fred Ash - -	Fred Ash.
5	Land and shop, or saloon.	ditto - -	- - -	George Fowler.
6	Land, shop or saloon, and yards.	ditto - -	- - -	Henry Smith.
7	Land and shop, and covered stall.	ditto - -	- - -	Henry Smith, Joseph Ezra Greenhalgh, William Barrett.
8	Land, shop, and yard	ditto - -	- - -	James Troughton.
9	Land - -	Betsy Dutton -	- - -	George Corless Barrett, Henry Smith, Joseph Whittaker.
10	ditto - -	Elias Fletcher -	- - -	Fred Ash, Henry Smith, Joseph Ezra Greenhalgh, William Barrett.
11	Land, shop, and yard	ditto - -	- - -	John Thomas Fish.
12	ditto - -	ditto - -	Alfred Farr - -	Alfred Farr.
13	Land, shop, and yards	ditto - -	- - -	John Thomas Fish.
14	Land, shop, and yard	ditto - -	- - -	Henry Smith, Alfred Myring.
15	Land and shop -	ditto - -	- - -	Henry Smith, Nathan Farrar.
16	Land and yard -	ditto - -	- - -	John Thomas Fish, Alfred Farr.
17	Land and yard -	ditto - -	- - -	John Thomas Fish.

A.D. 1894.

Blackpool Order.

(1.)

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
		PART III.		
Plan C. 1	Land, part of garden, and palisading.	Cornelius Salthouse, Christopher Salthouse, William Salthouse, James Salthouse, and Elizabeth Porter.	- - -	Ann Whalley, Walter Raleigh Hooper.
2	Land, wall, outbuildings, and part of yard.	ditto - -	- - -	ditto.
3	Land and passage -	Cornelius Salthouse, Christopher Salthouse, William Salthouse, James Salthouse, and Elizabeth Porter; and Jenny Ann Dickson and Jane Ann McNaughtan.	- - -	Ann Whalley, Walter Raleigh Hooper, and William Barrett Hopwood.
4	Land and part of yard	ditto - -	- - -	Thomas Porter.
		PART IV.		
Plan D. 1	Land, shop, and stalls	John Lord - -	- - -	Edwin Francis Hoyle.
1A	Land, garden, palisading, and hoarding.	ditto - -	- - -	Edwin Francis Hoyle, Elizabeth Allen, Humphrey Nicholson, and the Blackpool South Shore Pier and Pavilion Company, Limited.
2	Land, dwelling-house, palisading, yard, and outbuildings.	ditto - -	- - -	Edwin Francis Hoyle and Isabella Reeves.
3	ditto - -	ditto - -	- - -	Edwin Francis Hoyle and Elizabeth Allen.
4	Land, beerhouse ("Brewers' Arms"), dwelling-house, yard, and outbuildings.	ditto - -	- - -	Edwin Francis Hoyle.
4A	Land - - -	ditto - -	- - -	Edwin Francis Hoyle, Isabella Reeves, and Elizabeth Allen.
5	Land, dwelling-house and shop, yard, and outbuildings.	ditto - -	- - -	Mary Ellen Mulvey.
6	Land, dwelling-house, yard, and outbuildings.	ditto - -	- - -	John Whiteside.
7	ditto - -	ditto - -	- - -	Thomas Thompson.
8	Land, shop, and yard	John Lord and Edwin Francis Hoyle.	- - -	Edwin Francis Hoyle and Robert Gale.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
9	Land, wall, yard, outbuildings, and hoardings.	John Lord - -	- - -	Mary Ellen Mulvey, John Whiteside, Thomas Thompson, the Blackpool Winter Gardens and Pavilion Company, Limited.
		PART V.		
Plan E. 1	Land, wall, posting station, and post.	The Blackpool Winter Gardens and Pavilion Company, Limited.	- - -	The Blackpool Winter Gardens and Pavilion Company, Limited.

Given under the Seal of Office of the Local Government Board, this Twenty-first day of May, One thousand eight hundred and ninety-four.

(L.S.)

G. Shaw-Lefevre, President.
Hugh Owen, Secretary.

BOROUGH OF BLACKPOOL.

Blackpool Order. (2.)

Provisional Order for altering the Blackpool Improvement Act, 1865, *and partially repealing and altering certain Confirming Acts.*

To the Mayor, Aldermen, and Burgesses of the Borough of Blackpool, being the Urban Sanitary Authority for that Borough; —

And to all others whom it may concern.

WHEREAS the Borough of Blackpool (herein-after referred to as "the Borough") is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council (herein-after referred to as "the Corporation"), are the Urban Sanitary Authority, and the unrepealed provisions of the Blackpool Improvement Act, 1865 (herein-after referred to as "the Local Act"), as altered by the Provisional Orders herein-after recited, and by certain other Local Acts and Provisional Orders duly confirmed by Parliament, but which do not affect the subject-matter of this Order, are in force in the Borough; 28 & 29 Vict. c. ccxiv.

And whereas by Section 12 of the Local Act the Layton with Warbrick Local Board (who were the predecessors of the Corporation, and are herein-after referred to as "the Local Board") were empowered to make and maintain (inter alia)—

(*a.*) A carriage drive and promenade or parade (herein-after referred to as "the carriage drive and parade") along or near to part of the seashore at the western side of their District;

A.D. 1894.

Blackpool Order. (2.)

(*b.*) Sea walls, embankments, lodges, gates, fences, seats, and other works and conveniences for the purposes of or in connexion with the carriage drive and parade; and

(*c.*) The improving from time to time of the several works and conveniences so made;

And whereas by Section 46 of the Local Act the Local Board were empowered to borrow on mortgage of their general district rates all such sums, not exceeding in the whole thirty thousand pounds, as they might think requisite for any of the purposes of that Act;

30 & 31 Vict. c. lxvii.

And whereas by a Provisional Order of one of Her Majesty's Principal Secretaries of State dated the Thirteenth day of May, One thousand eight hundred and sixty-seven, and duly confirmed by the Local Government Supplemental Act, 1867 (No. 4) (which Order and Act are herein-after respectively referred to as "the Order of 1867" and "the Confirming Act of 1867"), certain provisions of the Local Act with respect to the carriage drive and parade by that Act authorised were altered;

31 & 32 Vict. c. cliii.

And whereas by another Provisional Order of one of Her Majesty's Principal Secretaries of State dated the Fourth day of June, One thousand eight hundred and sixty-eight, and duly confirmed by the Local Government Act, 1868 (No. 6) (which Order and Act are herein-after respectively referred to as "the Order of 1868" and "the Confirming Act of 1868"), the Local Board were empowered to borrow, for the execution under the provisions of the Local Act of certain permanent works, on mortgage of the rates leviable by the Local Board under the Local Act such sums as they might from time to time be authorised by the sanction of the Secretary of State to borrow, up to an amount which, when added to the amounts of the loans already sanctioned by him under both the Local Act and the Local Government Act, 1858, should not exceed in the whole two years' assessable value of the premises assessable under such Act within the District of the Local Board; and it was provided that the whole of such sums should be repaid, with interest thereon, within a period of fifty years from the date of the borrowing thereof;

And whereas all the powers, duties, and liabilities which vested in or attached to the Local Board under the unrepealed provisions of the Local Act and the Order of 1867 and the Order of 1868 are now vested in or attached to the Corporation;

50 & 51 Vict. c. clxxx.

And whereas by Article VII. of a Provisional Order of the Local Government Board dated the Sixth day of June, One thousand eight hundred and eighty-seven, and duly confirmed by the Local Government Board's Provisional Orders Confirmation (No. 7) Act, 1887 (which Order and Act are herein-after respectively referred to as "the Order of 1887" and "the Confirming Act of 1887"), Section 18 of the Local Act was altered so as to render liable to a penalty any person who hawks, offers, or exposes for sale or sells any goods, wares, merchandise, or thing whatsoever on the parade, or on any sea wall or embankment made for the purposes of or in connexion with the carriage drive and parade, or on any road or slade leading from the carriage drive and parade to the seashore:

A.D. 1894.

Blackpool Order.

(2.)

38 & 39 Vict. c. 55.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Sections 297 and 303 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the Local Act and the Confirming Acts of 1867 and 1887, so far as they respectively relate to the Orders of 1867 and 1887, shall be altered so as to provide as follows :—

Art. I. The Corporation may widen, enlarge, protect, or otherwise improve the carriage drive and parade, or either of them, in such manner and to such extent as the Local Government Board may from time to time approve, and for that purpose may, with the approval of the Local Government Board, acquire any lands by agreement, make, place, erect, maintain, and remove all such walls, embankments, groynes, arches, piling, sewers, drains, pipes, footways, roadways, pavements, and other works, conveniences, and appliances as may be requisite or convenient, and all the provisions of the Local Act, as altered by the Order of 1867 and the Order of 1887, shall apply to the carriage drive and parade so widened, enlarged, protected, or otherwise improved.

Art. II. The Corporation shall not construct on the shore of the sea, or of any creek, bay, arm of the sea, or navigable river communicating therewith, where and so far up the same as the tide flows and reflows, any work without the previous consent of the Board of Trade, to be signified in writing under the hand of one of the Secretaries or Assistant Secretaries of the Board of Trade, and then only according to such plan and under such restrictions and regulations as the Board of Trade may approve of, such approval being signified as last aforesaid ; and where any such work may have been constructed, the Corporation shall not at any time alter or extend the same without obtaining, previously to making any such alteration or extension, the like consent or approval. If any such work be commenced or completed contrary to the provisions of this Order, the Board of Trade may abate and remove the same, and restore the site thereof to its former condition at the cost and charge of the Corporation, and the amount of such costs and charges shall be a debt due from the Corporation to the Crown, and shall be recoverable accordingly with costs.

Art. III. The Corporation may, with the sanction of the Local Government Board, and subject to the provisions of this Order, borrow on the security of the district fund and general district rate of the Borough such sums, not exceeding in the whole the sum of twenty thousand pounds, as may from time to time be necessary for the purposes of Article I. of this Order.

Art. IV. For the purpose of raising money by virtue of this Order, the provisions of the Local Loans Act, 1875, shall be available to the Corporation, and Sections 236 to 238, both inclusive, of the Public Health Act, 1875, shall apply to all moneys raised and borrowed on mortgage by virtue of this Order.

Art. V. The moneys borrowed under this Order shall be repaid within such period, not exceeding sixty years from the date of borrowing, as the Corporation, with the sanction of the Local Government Board, shall determine ; and the period so determined and sanctioned is herein-after referred to as the "prescribed period," and shall be the prescribed period for the purpose of the Local Loans Act, 1875.

A.D. 1894.

Blackpool Order.

Art. VI.—(1.) The Corporation shall repay the moneys borrowed by virtue of this Order (other than moneys borrowed under the provisions of the Local Loans Act, 1875,) by equal annual instalments of principal, or by equal annual instalments of principal and interest combined, or by means of a sinking fund, or partly by one of these methods and partly by another or the others of them.

(2.)

(2.) Subject to the provisions of Article VII. of this Order, if the Corporation determine to repay by means of a sinking fund any moneys borrowed by virtue of this Order, such sinking fund shall be formed and maintained either—

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

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

(3.) Every sum paid to a sinking fund, and, in the case of an accumulating sinking fund, the interest on the investments of the sinking fund, shall, unless applied in repayment of debt, be invested in securities in which trustees are by law for the time being authorised to invest, or in mortgages, bonds, debentures, debenture stock, stock, or other securities (not being annuity certificates or securities payable to bearer) duly issued by any Local Authority, as defined by Section 34 of the Local Loans Act, 1875, other than the Corporation, the Corporation being at liberty from time to time to vary and transpose such investments.

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

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

Provided also that, in the event of any such purchase of securities at a premium, the payments to the sinking fund shall, if required by the Local Government Board, be increased to such extent and upon such terms as may from time to time be approved by that Board.

(6.)—(*a.*) If and so often as the income of an accumulating sinking fund is not equal to the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the equal

annual payments to the fund are based, any deficiency shall be made good by the Corporation.

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

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

Art. VII.—(1.) If it appears to the Corporation at any time that the amount in the sinking fund, with the future payments thereto, in accordance with the provisions of this Order, together with the accumulations thereon (in the case of an accumulating sinking fund), will probably not be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed, it shall be the duty of the Corporation to make such increased payments to the sinking fund as will cause the sinking fund to be sufficient for that purpose: Provided that if it appears to the Local Government Board that any such increase is necessary, the Corporation shall increase the payments to such extent as the Board may direct.

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

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

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

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

Art. VIII. The Corporation may, from time to time, re-borrow any money borrowed or to be borrowed by virtue of this Order, and paid off otherwise than by instalments, or by means of a sinking fund, or out of the proceeds of the sale or disposition of land, or out of other moneys received on capital account, not being borrowed moneys: Provided always, that all moneys so re-borrowed shall be repaid within the period prescribed for the repayment of the moneys in lieu

A.D. 1894.

Blackpool Order. (2.)

of which such re-borrowing is made, and any moneys from time to time re-borrowed shall be deemed to form the same loan as the money in lieu of which such re-borrowing has been made, and the obligations of the Corporation with respect to the repayment of such moneys shall not be in any way affected by such re-borrowing.

Art. IX.—(1.) The borough treasurer shall, within twenty-one days after the Twenty-fifth day of March in each year, if during the twelve months next preceding the said Twenty-fifth day of March any sum is required to be paid as an instalment or annual payment, or to be appropriated, or to be paid to a sinking fund, in pursuance of the provisions of this Order, or in respect of any money raised thereunder, and at any other time when the Local Government Board may require such a return to be made, transmit to the Local Government Board a return, in such form as may from time to time be prescribed by that Board, and, if required by that Board, verified by statutory declaration of the borough treasurer, showing, for the year next preceding the making of such return, or for such other period as the Board may prescribe, the amounts which have been paid as instalments or annual payments, and the amounts which have been appropriated, and the amounts which have been paid to or invested or applied for the purpose of the sinking fund, and the description of the securities upon which any investment has been made, and the purposes to which any portion of the sinking fund or investment, or of the sums accumulated by way of compound interest, has been applied during the same period, and the total amount (if any) remaining invested at the end of the year; and, in the event of his failing to make such return, the borough treasurer shall for each offence be liable to a penalty not exceeding twenty pounds, to be recovered by action on behalf of the Crown in the High Court, and, notwithstanding the recovery of such penalty, the making of the return shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

(2.) If it appears to the Local Government Board by that return, or otherwise, that the Corporation have failed to pay any instalment or annual payment required to be paid, or to appropriate any sum required to be appropriated, or to set apart any sum required for any sinking fund (whether such instalment or annual payment or sum is required by this Order, or by the Local Government Board in virtue thereof, to be paid, appropriated, or set apart), or have applied any portion of any sinking fund to any purpose other than those authorised, the Local Government Board may, by Order, direct that the sum in such Order mentioned, not exceeding double the amount in respect of which default has been made, shall be paid or applied as in such Order mentioned; and any such Order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court.

Art. X. All moneys from time to time borrowed by virtue of this Order shall be applied by the Corporation only for the purposes for which the same are respectively authorised to be borrowed, excepting that moneys which may have been borrowed in excess of the amount required shall be applied in such manner as the Corporation, with the approval of the Local Government Board, determine.

Art. XI. Where the Local Government Board cause any local inquiry to be held with reference to any of the purposes of this Order, the costs incurred by that Board in relation to such inquiry (including such reasonable sum, not exceeding three guineas a day, as that Board may determine for the services of any inspector or officer of the Board engaged in such inquiry) shall be paid by the Corporation, and the Local Government Board may certify the amount of the costs so incurred, and any sum so certified and directed by that Board to be paid by the Corporation shall be a debt due to the Crown from the Corporation.

Art. XII.—(1.) The mortgagees of the Corporation by virtue of this Order may enforce the payments of arrears of interest or of principal, or of principal and interest, by the appointment of a receiver. The amount of arrears to authorise the appointment of a receiver shall not be less than five hundred pounds in the whole.

(2.) The application for the appointment of a receiver shall be made to the High Court, and the Court, if it thinks fit, may appoint a receiver on such terms as it thinks fit, and may at any time discharge the receiver and otherwise exercise full jurisdiction over him.

Art. XIII. So much of the Confirming Act of 1868 as relates to the Order of 1868 shall be repealed, except so far as the same may have been acted upon, so that the Order of 1868 shall, except as aforesaid, cease to have any effect:

Provided that nothing herein contained shall be deemed to alter or affect the repayment of any money borrowed in pursuance of the Order of 1868.

Art. XIV. This Order may be cited as the Blackpool Order (No. 2), 1894.

Given under the Seal of Office of the Local Government Board, this Twenty-first day of May, One thousand eight hundred and ninety-four.

(L.S.)

G. Shaw-Lefevre, President.
Hugh Owen, Secretary.

BOROUGH OF STALYBRIDGE.

Stalybridge Order.

Provisional Order for partially repealing a Confirming Act.

To the Mayor, Aldermen, and Burgesses of the Borough of Stalybridge, being the Urban Sanitary Authority for that Borough;—

And to all others whom it may concern.

WHEREAS the Borough of Stalybridge is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council (hereinafter referred to as "the Corporation"), are the Urban Sanitary Authority;

A.D. 1894.

Stalybridge Order.

32 & 33 Vict. c. cl.

And whereas by a Provisional Order of one of Her Majesty's Principal Secretaries of State, dated the Fifteenth day of June, One thousand eight hundred and sixty-nine, and duly confirmed by the Local Government Supplemental Act, 1869 (No. 2) (which Order and Act are herein-after respectively referred to as "the Order" and "the Confirming Act"), the Corporation were empowered to borrow on mortgage, under the provisions of, and for the purposes and upon the rates and securities mentioned in, a Local Act passed in the twenty-seventh and twenty-eighth years of the reign of Her present Majesty, chapter forty-seven, such amount (not exceeding in the whole two years' assessable value of the premises assessable within their District) as they might from time to time receive the sanction of the Secretary of State to borrow, the whole of such sums to be repaid, with interest thereon, within a period of fifty years from the date of the borrowing thereof;

And whereas one of Her Majesty's Principal Secretaries of State, by Instruments dated respectively the Sixth day of September, One thousand eight hundred and sixty-nine, and the Third day of May, One thousand eight hundred and seventy, and made in pursuance of the Confirming Act, sanctioned the borrowing of sums amounting in the whole to the sum of twelve thousand pounds, but the Corporation have borrowed sums amounting in the whole to the sum of thirty-six thousand nine hundred and forty-seven pounds eighteen shillings and elevenpence on mortgages purporting to have been made under the Confirming Act;

And whereas of the said sum of thirty-six thousand nine hundred and forty-seven pounds eighteen shillings and elevenpence the sum of twenty thousand four hundred and nineteen pounds ten shillings now remains unpaid:

38 & 39 Vict. c. 55.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 297 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order (herein-after referred to as "the commencement of this Order"), the following provisions shall have effect; viz.,—

Art. I. So much of the Confirming Act as relates to the Order shall be repealed, except so far as it may have been acted upon, so that the Order shall, except as aforesaid, cease to have any effect:

Provided that nothing herein contained shall be deemed to alter or affect the repayment of any money borrowed in pursuance of the above-recited sanction of one of Her Majesty's Principal Secretaries of State.

Art. II.—(1.) The Corporation shall, within a period of five years from the commencement of this Order, repay the sum of thirteen thousand nine hundred pounds, being part of the said sum of twenty thousand four hundred and nineteen pounds ten shillings.

(2.) For the purposes of such repayment the Corporation may, with the sanction of the Local Government Board, borrow under and in accordance with

the provisions of the Public Health Act, 1875, the whole or any part of the said sum of thirteen thousand nine hundred pounds.

Stalybridge Order.

Art. III. This Order may be cited as the Stalybridge Order, 1894.

Given under the Seal of Office of the Local Government Board, this Nineteenth day of May, One thousand eight hundred and ninety-four.

(L.S.)

G. Shaw-Lefevre, President.
Hugh Owen, Secretary.

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