CHAPTER ccxxiii.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Boroughs of Burslem, Middleton, and Morley. [5th August 1891.]

A.D. 1891.

WHEREAS the Local Government Board have made the Provisional Orders 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 Orders 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:

Orders in schedule confirmed.

1. The Orders as amended 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.

Short title.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 15) Act, 1891.

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Burslem Order.

SCHEDULE.

BOROUGH OF BURSLEM.

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 Burslem ; —

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

To the County Council of Stafford ; —

To the Guardians of the Poor of the Woolstanton and Burslem Union, being the Sanitary Authority for the Rural District of that Union ; —

To the Surveyors of Highways of the Highway Parish of Abbey Hulton, in the same County ; —

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"), 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 Burslem is a Borough within the meaning of the Act, and the inhabitants of the Borough are a body corporate, by the name of the Mayor, Aldermen, and Burgesses of the Borough of Burslem, and act by the Council of the Borough, which now consists of the Mayor (who is also a Councillor), six Aldermen, and seventeen other Councillors ;

And whereas the area of the Borough of Burslem (herein-after referred to as "the existing Borough") is coloured pink on the two maps (herein-after referred to as "the maps"), each marked "Map of the Borough of Burslem, as extended, 1891," and sealed with the official seal of the Local Government Board ;

And whereas the existing Borough is a Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Authority ;

And whereas the existing Borough is, for the purposes of the election of town councillors, divided into three wards, one of which is termed the East Ward ;

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And whereas the provisions of a Local Act passed in the sixth year of the reign of His late Majesty King George the Fourth, chapter one hundred and thirty-one (herein-after referred to as "the Act of 1825"), so far as the same were not repealed, and as altered by a Provisional Order of the General Board of Health dated the Second day of August, One thousand eight hundred and fifty, and duly confirmed by the Public Health Supplemental Act, 1850 (No. 3) (which Order and Act are herein-after respectively referred to as "the Order of 1850" and "the Confirming Act of 1850"), are in force in the existing Borough;

6 Geo. IV. c. cxxxi.

13 & 14 Vict. c. cviii.

And whereas the Confirming Act of 1850 was partially repealed by a Provisional Order of the Local Government Board dated the Sixth day of May, One thousand eight hundred and seventy-six, and duly confirmed by the Local Government Board's Provisional Orders Confirmation (Bristol, &c.) Act, 1876 (which Order and Act are herein-after respectively referred to as "the Order of 1876" and "the Confirming Act of 1876");

39 & 40 Vict. c. xcvii.

And whereas the Burslem Local Board Gas Act, 1877 (herein-after referred to as "the Act of 1877"), as altered by a Provisional Order of the Local Government Board dated the Twenty-fourth day of May, One thousand eight hundred and eighty-six, and duly confirmed by the Local Government Board's Provisional Orders Confirmation (No. 6) Act, 1886 (which Order and Act are herein-after referred to as "the Order of 1886" and "the Confirming Act of 1886"), is also in force in the existing Borough;

40 & 41 Vict. c. ccviii.

50 Vict. c. viii.

And whereas all the powers, rights, duties, capacities, liabilities, obligations, and property exerciseable by, attaching to, or vested in the Burslem Local Board of Health under the unrepealed provisions of the Act of 1825 and the Act of 1877, as altered by the above-recited Provisional Orders, are now exerciseable by and vested in the Corporation of the existing Borough;

And whereas the Council of the existing Borough are, under the Burial Acts, 1852 to 1871, the Burial Board for the existing Borough;

15 & 16 Vict. c. 85.

34 & 35 Vict. c. 33.

And whereas the Corporation or their predecessors, acting as an Urban Authority, have borrowed moneys amounting in the whole to the sum of one hundred and forty-two thousand one hundred and fifty-nine pounds, which are charged upon the district fund and general district rate of the existing Borough;

And whereas the Corporation, acting as a Municipal Authority, have borrowed moneys amounting in the whole to the sum of fifteen thousand seven hundred pounds, which are charged upon the borough fund and borough rate of the existing Borough;

And whereas the Corporation, acting as a Burial Board, have borrowed moneys amounting in the whole to the sum of twenty thousand pounds, which are charged upon the borough fund and borough rate of the existing Borough;

And whereas the Local Government Board, by an Order dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, and made in pursuance of the Act, determined that three County Councillors for the administrative County of Stafford should be apportioned to the existing Borough, and the existing Borough was divided into three electoral divisions, which are co-extensive with the three wards into which the existing Borough is divided for the purposes of the election of Town Councillors;

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18 & 19 Vict. c. 70.
53 & 54 Vict. c. 68.
52 & 53 Vict. c. 72.

And whereas the Public Libraries Acts, 1855 to 1890, are in force in the existing Borough, and the Corporation have adopted the Infectious Disease (Notification) Act, 1889;

And whereas the Lordship of Abbey Hulton, being the part of the Parish of Burslem which is not comprised in the existing Borough, is a contributory place in the Sanitary District of the Woolstanton and Burslem Union (herein-after referred to as "the Rural District"), and the Guardians of the Poor of that Union are the Sanitary Authority for the Rural District (herein-after referred to as "the Rural Authority");

And whereas the said contributory place is a separate Highway Parish, and is comprised in the Bucknall Electoral Division of the County of Stafford:

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, 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, and so far 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-one:

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, and of the lists of county electors and the county register to be made in pursuance of the County Electors Act, 1888, and any Act amending that Act, and of all proceedings preliminary or relating to the municipal elections, this Order shall operate from the date of the Act of Parliament confirming the same.

Definitions.

Art. II. In this Order—

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

(2.) The expression "the added area" means the portion of the Rural District added to the existing Borough by this Order.

Extension of Borough. 45 & 46 Vict. c. 50.

Art. III. The boundary of the existing Borough shall be altered and extended so as to include, in addition to the area of the existing Borough, the portion of the Rural District (being part of the said Lordship of Abbey Hulton) which is coloured green on the maps, and the altered boundary shall be that shown by the red line on the 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.

Deposit of maps.

Art. IV.—(1.) One of the 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 map deposited with the town clerk, certified by him, shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council of Stafford, to the clerk to the Rural Authority, and to the Director-General of Her Majesty's Ordnance Survey at Southampton.

Copies of map to be evidence.

(2.) Copies of or extracts from the 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 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, on payment of a reasonable fee for every such copy or extract. All sums received under this Article shall be carried to the credit of the Borough Fund.

Parish burgess lists, &c.

Art. V. 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 all matters in relation thereto, the added area shall be deemed to have always been part of the Borough, and the town clerk of the 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, in so far as the same relates to the added area, 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 register, the Local Government Board may make such order as shall appear to them to be necessary 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 register.

Alteration of wards.

Art. VI. Subject to the provisions of the Municipal Corporations Act, 1882, as to the alteration of wards, the Borough shall, for the purposes of the election of Town Councillors, continue to be divided into three wards, and the added area shall be included in the East Ward, and the Councillors representing that ward who will not go out of office on the First day of November, One thousand eight hundred and ninety-one, shall be deemed, from and after the Ninth day of November, One thousand eight hundred and ninety-one, to represent the altered ward.

Byelaws, &c. extended.

Art. VII. All byelaws and regulations, and every list of tolls, which have been made by the Corporation, whether as an Urban Authority or as a Municipal Authority, or otherwise, and which, on the Ninth day of November, One thousand eight hundred and ninety-one, are in force in the existing Borough shall thenceforth apply to the Borough, until or except in so far as any such byelaws or regulations, or any of such tolls, may be altered, revised, or repealed.

Town clerk and other officers continued.

Art. VIII.—(1.) The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office on the Ninth day of November, One thousand eight hundred and ninety-one, 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 on the Ninth day of November, One thousand eight hundred and ninety-one, shall continue in office, and shall be the Borough Auditors, until the ordinary day of election of Borough Auditors.

Compensation to existing officers.

Art. IX. The provisions of Section 120 of the Act shall apply to every officer who by virtue of this Order, or of anything done in pursuance or in consequence thereof, shall suffer any direct pecuniary loss by abolition of office or by diminution

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or loss of fees or salary, with the substitution, in the case of any such officer the nature of whose office or employment relates wholly or partly to sanitary purposes, as defined by the Public Health Act, 1875, of "district fund and general district rate" and, in the case of any other such officer, of "borough fund and borough rate" in sub-section (8) for "county fund as a payment for general county purposes," and with such other modifications as are necessary to make those provisions applicable to such officer and to the Corporation.

Council to be Burial Board for Borough.

Art. X. On and after the Ninth day of November, One thousand eight hundred and ninety-one, 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, duties, and liabilities of a Burial Board under the Burial Acts, 1852 to 1871.

Local Acts and Provisional Orders.

Art. XI.—(1.) Sections 73 to 82 (both inclusive) and 97 of the Act of 1825 shall be repealed, except so far as the same may have been acted upon.

(2.) So much of the Confirming Act of 1850 as relates to Articles 1 to 6 of the Order of 1850, and Section 10 of that Act, and so much of the Confirming Act of 1876 (except Section 6 thereof) as relates to the Order of 1876, shall be repealed, except so far as the same may have been acted upon.

(3.) Subject to the provisions of this Order, the unrepealed provisions of the Act of 1825 and of the Act of 1877, as the same respectively are in force in the existing Borough on the Ninth day of November, One thousand eight hundred and ninety-one, shall extend and apply to the Borough, and any reference therein to the District of Burslem and the Local Board of Health thereof, or to the existing Borough and the Corporation thereof, shall be deemed to refer to the Borough and the Corporation thereof.

Corporation property.

Art. XII.—(1.) Subject to the provisions of this Order, all the property vested in the Corporation on the Ninth day of November, One thousand eight hundred and ninety-one, 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.

Corporation liabilities.

(2.) All liabilities which, on the Ninth day of November, One thousand eight hundred and ninety-one, attach to the Corporation in respect of the existing Borough shall, except so far as is otherwise expressly provided to the contrary, from and after that date, attach to them in respect of the Borough.

(3.) So much of the said sums of one hundred and forty-two thousand one hundred and fifty-nine pounds, fifteen thousand seven hundred pounds, and twenty thousand pounds, as shall remain unpaid on the Ninth day of November, One thousand eight hundred and ninety-one, shall remain charged upon the area of the existing Borough.

(4.) The Corporation shall from time to time make and levy on the area of the existing Borough such rates, in the nature of general district rates, as will be sufficient to pay the interest on, and to repay, in the manner provided by the securities, so much of the said sum of one hundred and forty-two thousand one hundred and fifty-nine pounds as shall be owing on the Ninth day of November, One thousand eight hundred and ninety-one, and as will not be defrayed out of

the revenue from the gas undertaking, within the periods in which the loans in respect of which the said sum is owing are required to be repaid or are made repayable.

(5.) The Corporation shall from time to time cause to be made and levied on the area of the existing Borough such rates, in the nature of borough rates, as will be sufficient to pay the interest on, and to repay, in the manner provided by the securities, so much of the said sums of fifteen thousand seven hundred pounds and twenty thousand pounds as shall be owing on the Ninth day of November, One thousand eight hundred and ninety-one, within the periods in which the loans in respect of which the said sums are owing are required to be repaid or are made repayable, and the Overseers shall assess and levy such rates accordingly.

(6.) Until the whole of the sums mentioned in subdivision (3) of this Article shall have been repaid, or until provision shall have been made for the repayment of such sums, the balance of the revenue arising from the gas undertaking (including the annual proceeds of the reserve fund when that fund shall amount to two thousand pounds) shall be applied in the first place in or towards the annual charge in respect of the interest on, and the repayment of, those sums, and only the residue of such balance as is not required for that purpose shall be carried to the district fund of the Borough.

Electoral divisions.

Art. XIII.—(1.) Subject to the provisions of Section 54 of the Act, the above-recited Order of the Local Government Board dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, shall, on and after the Ninth day of November, One thousand eight hundred and ninety-one, operate as if the Borough of Burslem mentioned therein were the Borough and not the existing Borough, and the added area shall be included in the East Ward Electoral Division of the Borough, and the Bucknall Electoral Division of the County of Stafford shall be diminished accordingly.

(2.) The persons who immediately prior to the Ninth day of November, One thousand eight hundred and ninety-one, are the County Councillors representing the East Ward Electoral Division of the existing Borough and the said Bucknall Electoral Division shall, from and after that date, respectively represent the altered divisions.

Actions, &c. not to abate.

Art. XIV.—(1.) If on the Ninth day of November, One thousand eight hundred and ninety-one, any action or proceeding, or any cause of action or proceeding, is pending or existing by or against the Rural Authority, or against the Surveyors of Highways of the said Highway Parish, in relation exclusively to the whole or any part of the added area, 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 on the Ninth day of November, One thousand eight hundred and ninety-one) entered into or made, by the Rural Authority or by the said Surveyors of Highways in relation exclusively to the whole or any part of the added area, 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 Rural Authority or the

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Surveyors of Highways, as the case may be, the Corporation had done or suffered the same or been a party thereto.

Property, &c. of Rural Authority and Surveyors of Highways.

Art. XV.—(1.) All property and liabilities which immediately before the Ninth day of November, One thousand eight hundred and ninety-one, are vested in or attach to the Rural Authority or the said Surveyors of Highways, in relation exclusively to the added area, or any part thereof, shall be transferred to, vested in, and attach to the Corporation as Urban Authority, and the Rural Authority and the said Surveyors of Highways shall cease to exercise any powers or duties within any part of the added area.

(2.) Any property or liabilities which on that date are vested in or attach to the Rural Authority or the said Surveyors in relation to the added area, or any part thereof, conjointly with the remainder of the Rural District, or of the Highway Parish, as the case may be, or any part thereof, shall be a matter for adjustment under Section 62 of the Act:

Provided that any arrears of rates made by Overseers before the Ninth day of November, One thousand eight hundred and ninety-one, in respect of contributions for general or special expenses, and any arrears of highway rates made before that date, and remaining due in respect of hereditaments in any part of the added area, may be recovered by the Overseers or the Surveyors of Highways, as the case may be, after that date.

Audit of accounts.

Art. XVI. The accounts of the Rural Authority and their officers, and of the said Surveyors of Highways, up to the Ninth day of November, One thousand eight hundred and ninety-one, shall be audited by the proper officer of the Local Government Board in like manner and with the like incidents and consequences as if this Order had not been made.

Adopted Acts to be in force in Borough.

Art. XVII. The provisions of the Public Libraries Acts, 1855 to 1890, and of the Infectious Disease (Notification) Act, 1889, shall be in force within and apply to the Borough.

Short title.

Art. XVIII. This Order may be cited as the Borough of Burslem Order, 1891.

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

(L.S.)

Chas. T. Ritchie, President.
Hugh Owen, Secretary.

BOROUGH OF MIDDLETON.

A.D. 1891.

Middleton Order.

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 Middleton ; —

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

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

To the County Council of Lancaster ; —

To the Guardians of the Poor of the Prestwich Union, being the Rural Authority for the Rural District of that Union ; —

To the Surveyors of Highways of the several Highway Parishes of Great Heaton and Little Heaton ; —

And to all others whom it may concern.

WHEREAS by Section 54 of the Local Government Act, 1888 (which Act is herein-after referred to as "the Act"), 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 ; 51 & 52 Vict. c. 41.

And whereas the Borough of Middleton is a Borough within the meaning of the Act, and the inhabitants of the Borough are a body corporate, by the name of the Mayor, Aldermen, and Burgesses of the Borough of Middleton, and act by the Council of the Borough, which now consists of the Mayor (who is also an Alderman), five other Aldermen, and eighteen Councillors ;

And whereas the area of the Borough of Middleton (herein-after referred to as "the existing Borough") is coloured pink on the two maps (herein-after referred to as "the maps"), each marked "Map of the Borough of Middleton, as extended, 1891," and sealed with the official seal of the Local Government Board ;

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

And whereas the existing Borough has a separate commission of the peace, and is for the purposes of the election of Town Councillors divided into three wards, one of which is termed the West Ward ;

And whereas the unrepealed provisions of the Middleton and Tonge Improvement Act, 1861 (herein-after referred to as "the Local Act"), as altered by the following Provisional Orders of the Local Government Board, viz.,—

(1.) An Order dated the Seventh day of May, One thousand eight hundred and seventy-eight, and confirmed by the Local Government Board's Provisional Orders Confirmation (Bournemouth, &c.) Act, 1878 ;

(2.) An Order dated the Sixth day of May, One thousand eight hundred and seventy-nine, and confirmed by the Local Government Board's Provisional Orders Confirmation (Castleton by Rochdale, &c.) Act, 1879 ;

(3.) An Order dated the Tenth day of May, One thousand eight hundred and eighty, and confirmed by the Local Government Board's Provisional Orders Confirmation (Abingdon, &c.) Act, 1880 ;

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(4.) An Order dated the Twelfth day of May, One thousand eight hundred and eighty-one, and confirmed by the Local Government Board's Provisional Orders Confirmation (Cottingham, &c.) Act, 1881 ;

(5.) An Order dated the Fourth day of June, One thousand eight hundred and eighty-nine, and confirmed by the Local Government Board's Provisional Orders Confirmation (No. 16) Act, 1889 ;

(6.) An Order dated the Fifth day of June, One thousand eight hundred and ninety, and confirmed by the Local Government Board's Provisional Orders Confirmation (No. 12) Act, 1890 ;

(which Orders and Confirming Acts are herein-after referred to as "the Provisional Orders" and "the Confirming Acts,") are in force in the Borough ;

And whereas the Local Government Board, by an Order dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, and made in pursuance of the Act, determined that one County Councillor for the administrative county of Lancaster should be apportioned to the existing Borough, and the existing Borough became an electoral division of that County ;

18 & 19 Vict. c. 70.
53 & 54 Vict. c. 68.
53 & 54 Vict. c. 34.
53 & 54 Vict. c. 59.

And whereas the Public Libraries Acts, 1855 to 1890, are in force in the existing Borough, and the Corporation have adopted the Infectious Disease (Prevention) Act, 1890, and Parts II. and III. of the Public Health Acts Amendment Act, 1890 ;

And whereas the Townships of Great Heaton and Little Heaton, in the County of Lancaster, are contributory places in the Rural District of the Prestwich Union (herein-after referred to as "the Rural District"), and the Guardians of the Poor of that Union are the Rural Authority (herein-after referred to as "the Rural Authority") for the Rural District ;

And whereas the said Townships of Great Heaton and Little Heaton are separate Highway Parishes, and now constitute the Blackley Electoral Division of the County of Lancaster, but would, by virtue of an Order of the Local Government Board, dated the Thirty-first day of March, One thousand eight hundred and ninety-one, on the next ordinary day of election of County Councillors be comprised in the Prestwich Electoral Division of that County ;

52 & 53 Vict. c. 72.

And whereas the Rural Authority have adopted the Infectious Disease (Notification) Act, 1889 :

Now therefore, We, the Local Government Board, in pursuance of the powers

51 & 52 Vict. c. 41.

given to Us by Sections 54 and 59 of the Act, 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, and so far 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-one :

Date of operation of Order for parish burgess lists, &c.
45 & 46 Vict. c. 50.
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, and of the lists of county electors and the county register to be made in pursuance of the County Electors Act, 1888, and any Act amending that Act, and of all proceedings preliminary or relating to the

municipal elections, this Order shall operate from the date of the Act of Parliament confirming the same. A.D. 1891.

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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 portions of the Rural District added to the existing Borough by this Order.

Extension of Borough.

Art. III. The boundary of the existing Borough shall be altered and extended so as to include, in addition to the area of the existing Borough, the portions of the Rural District which are coloured green on the maps, and the altered boundary shall be that shown by the red line on the 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.

Deposit of maps.

Art. IV.—(1.) One of the 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 map deposited with the town clerk, certified by him, shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council of Lancaster, to the clerk to the Rural Authority, and to the Director-General of Her Majesty's Ordnance Survey at Southampton.

Copies of map to be evidence.

(2.) Copies of or extracts from the 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 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, on payment of a reasonable fee for every such copy or extract. All sums received under this Article shall be carried to the credit of the Borough Fund.

Jurisdiction of justices extended.

Art. V.—(1.) The powers and duties of the justices of the peace appointed for the existing Borough, and of the clerk to such justices, shall extend to and apply throughout the Borough.

(2.) Every person committing an offence in the added areas prior to the Ninth day of November, One thousand eight hundred and ninety-one, shall be tried, adjudicated on, and dealt with as if this Order had not been made.

Parish burgess lists, &c. 45 & 46 Vict. c. 50.

Art. VI. 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 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 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, in so far as the same relates to the added areas, 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 register, the Local Government Board may make such order as shall appear to them to be necessary to give effect to the provisions of this Order, and

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Middleton Order.

may vary, so far as shall be necessary, the provisions in force with regard to such lists, roll, and register.

Alteration of wards.

Art. VII. Subject to the provisions of the Municipal Corporations Act, 1882, as to the alteration of wards, the Borough shall, for the purposes of the election of Town Councillors, continue divided into three wards, and the added areas shall be included in the West Ward, and the Councillors representing that ward who will not go out of office on the First day of November, One thousand eight hundred and ninety-one, shall be deemed, from and after the Ninth day of November, One thousand eight hundred and ninety-one, to represent the altered ward.

Byelaws, &c. extended.

Art. VIII.—(1.) All byelaws and regulations which have been made by the Corporation, whether as an Urban Authority or as a Municipal Authority, or otherwise, and which, on the Ninth day of November, One thousand eight hundred and ninety-one, are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as any such byelaws or regulations may be altered or repealed.

Education byelaws.

(2.) All byelaws made under the Acts relating to public elementary education in force in the existing Borough on the Ninth day of November, One thousand eight hundred and ninety-one, shall thenceforth apply to the Borough until revoked or altered in accordance with the provisions of the Elementary Education Acts, 1870 to 1880.

Town clerk and other officers continued.

Art. IX.—(1.) The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office on the Ninth day of November, One thousand eight hundred and ninety-one, 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 on the Ninth day of November, One thousand eight hundred and ninety-one, shall continue in office, and shall be the Borough Auditors, until the next ordinary day of election of Borough Auditors.

Compensation to existing officers.

Art. X. The provisions of Section 120 of the Act shall apply to every officer who by virtue of this Order, or of anything done in pursuance or in consequence thereof, shall suffer any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary, with the substitution, in the case of any such officer the nature of whose office or employment relates wholly or partly to sanitary purposes, as defined by the Public Health Act, 1875, of "consolidated rate leviable in the borough," and, in the case of any other such officer, of "borough fund and borough rate" in sub-section (8) for "county fund as a payment for general county purposes," and with such other modifications as are necessary to make those provisions applicable to such officer and to the Corporation.

Local Act, Provisional Orders, &c. extended.

Art. XI. The unrepealed provisions of the Local Act and of the Provisional Orders, and of the Confirming Acts, so far as they respectively relate to the Provisional Orders, and the provisions of any Provisional Order which may be confirmed by Parliament during the present Session, and of the Act confirming such Provisional Order, so far as the Act relates thereto, shall extend and apply to the Borough, and any reference therein to the District of the Middleton and Tonge Improvement Commissioners, and those Commissioners, or

to the existing Borough and the Corporation thereof, shall be deemed to refer to the Borough and the Corporation thereof.

Corporation property.

Art. XII.—(1.) All the property vested in the Corporation on the Ninth day of November, One thousand eight hundred and ninety-one, 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.

Corporation liabilities.

(2.) All liabilities which, on the Ninth day of November, One thousand eight hundred and ninety-one, attach to the Corporation in respect of the existing Borough shall, from and after that date, attach to them in respect of the Borough, and so much of any sums borrowed either by the Middleton and Tonge Improvement Commissioners, or by the Corporation as an Urban Authority, before that date, and charged upon the consolidated rate leviable in the existing Borough, as will then be owing, shall be charged upon the consolidated rate leviable in the Borough, and so much of any sums borrowed by the Corporation as a Municipal Authority before that date, and charged upon the borough fund and borough rate of the existing Borough, as will then be owing, shall be charged upon the borough fund and borough rate of the Borough, and all the said sums shall 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 in added areas.

Art. XIII. The owners or occupiers (as the case may be) of all rateable hereditaments in the added areas shall be assessed to the consolidated rate for a period of ten years from the Ninth day of November, One thousand eight hundred and ninety-one, at a rate in the pound less by sixpence per annum than the rate in the pound at which owners or occupiers are assessed to the consolidated rate in the remainder of the Borough.

Electoral divisions.

Art. XIV. Subject to the provisions of Section 54 of the Act, the above-recited Order of the Local Government Board dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, and the Order of the said Board dated the Thirty-first day of March, One thousand eight hundred and ninety-one, shall operate as if the Borough of Middleton mentioned in the first of the said Orders were the Borough and not the existing Borough, and the Prestwich Electoral Division shall be diminished accordingly.

Actions, &c. not to abate.

Art. XV.—(1.) If on the Ninth day of November, One thousand eight hundred and ninety-one, any action or proceeding, or any cause of action or proceeding, is pending or existing by or against the Rural Authority, or against the Surveyors of Highways of either of the said Highway Parishes, in relation exclusively to the whole or 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 on the Ninth day of November, One thousand eight hundred and ninety-one,) entered into or made, by the Rural

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Authority or by the said Surveyors of Highways in relation exclusively to the whole or 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 Rural Authority or the Surveyors of Highways, as the case may be, the Corporation had done or suffered the same or been a party thereto.

Property, &c. of Rural Authority.

Art. XVI. All property and liabilities which immediately before the Ninth day of November, One thousand eight hundred and ninety-one, are vested in or attach to the Rural Authority or the said Surveyors of Highways, in relation exclusively to the added areas, or any part thereof, shall be transferred to, vested in, and attach to the Corporation as Urban Authority, and any property and liabilities which on that date are vested in or attach to the Rural Authority or the said Surveyors in relation to the added areas, or any part thereof, conjointly with the remainder of the Rural District, or of the Highway Parish, as the case may be, or any part thereof, shall be a matter for adjustment under Section 62 of the Act, and the Rural Authority and the said Surveyors of Highways shall cease to exercise any powers or duties within any part of the added areas :

Provided that any arrears of rates made by Overseers before the Ninth day of November, One thousand eight hundred and ninety-one, in respect of contributions for general or special expenses, and any arrears of highway rates made before that date, and which remain due in respect of hereditaments in any part of the added areas, may be recovered by the Overseers or the Surveyors of Highways, as the case may be, after that date.

Audit of accounts.

Art. XVII. The accounts of the Rural Authority and their officers, and of the said Surveyors of Highways, up to the Ninth day of November, One thousand eight hundred and ninety-one, shall be audited by the proper officer of the Local Government Board in like manner and with the like incidents and consequences as if this Order had not been made.

Art. XVIII.—(1.) The provisions of the Public Libraries Acts, 1855 to 1890, of the Infectious Disease (Prevention) Act, 1890, and of Parts II. and III. of the Public Health Acts Amendment Act, 1890, shall be in force within and apply to the Borough.

(2.) The provisions of the Infectious Disease (Notification) Act, 1889, shall, subject to the provisions of that Act cease to be in force within or apply to the added areas.

Short title.

Art. XIX. This Order may be cited as the Borough of Middleton Order, 1891.

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

(L.S.)

Chas. T. Ritchie, President.
Hugh Owen, Secretary.

BOROUGH OF MORLEY.

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 Morley ;—
To the School Board for the said Borough ;—
To the Burial Board for the Township of Morley ;—
To the Justices of the Peace for the County of the West Riding of Yorkshire, in Quarter Sessions assembled ;—
To the County Council of the West Riding of Yorkshire ;—
To the Churwell Local Board, being the Sanitary Authority for the Urban District of Churwell, in the same County ;—
To the School Board for the Township of Churwell, in the same County ;—
To the Guardians of the Poor of the Wakefield Union, being the Sanitary Authority for the Rural District of that Union ;—
To the School Board for the Parish of West Ardsley, in the same County ;—
To the Burial Board for the said Parish of West Ardsley ;—
To the Surveyors of Highways for the said Parish of West Ardsley ;—
And to all others whom it may concern.

WHEREAS by Section 54 of the Local Government Act, 1888 (which Act is herein-after referred to as "the Act"), the Local Government Board are empowered to make a Provisional Order for altering the boundary of any Borough ; 51 & 52 Vict. c. 41.

And whereas the Borough of Morley is a Borough within the meaning of the Act, and the inhabitants of the Borough are a body corporate, by the name of the Mayor, Aldermen, and Burgesses of the Borough of Morley, and act by the Council of the Borough, which now consists of the Mayor (who is also an Alderman), five other Aldermen, and eighteen Councillors ;

And whereas the area of the Borough of Morley (herein-after referred to as "the existing Borough") is coloured pink on the two maps (herein-after referred to as "the maps"), each marked "Map of the Borough of Morley, as extended, 1891," and sealed with the official seal of the Local Government Board ;

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

And whereas the existing Borough is, for the purposes of the election of town councillors, divided into three wards, termed respectively the North Ward, the Central Ward, and the South Ward ;

And whereas the Morley Corporation Water Act, 1890 (herein-after referred to as "the Local Act"), is in force in the existing Borough ; 53 & 54 Vict. c. cli.

And whereas the Burial Board for the Township of Morley (herein-after referred to as "the Morley Burial Board") have, in pursuance of the Burial Acts, 1852 to 1871, provided a burial ground for that Township, and have for that purpose borrowed sums amounting in the whole to the sum of six thousand three hundred pounds, of which part now remains unpaid ;

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And whereas the Local Government District of Churwell (herein-after referred to as "the Churwell District"), in the County of the West Riding of Yorkshire (which District is coextensive with the Township of Churwell), adjoins the existing Borough and is under the jurisdiction of the Churwell Local Board (herein-after referred to as "the Local Board");

And whereas the Parish of West Ardsley, in the same County, is a contributory place in the Rural District of the Wakefield Union (herein-after referred to as "the Rural District"), and the Guardians of the Poor of that Union, as the Sanitary Authority for the Rural District (herein-after referred to as "the Rural Authority"), have borrowed, for the construction of permanent works in the said contributory place, sums amounting in the whole to the sum of two thousand six hundred and sixty-five pounds, of which part now remains unpaid;

And whereas the said Parish of West Ardsley is a separate Highway Parish, and immediately adjoins the existing Borough;

And whereas the Burial Board for the said Parish of West Ardsley (herein-after referred to as "the West Ardsley Burial Board") have, in pursuance of the Burial Acts, 1852 to 1871, provided a burial ground for that Parish, and have for that purpose borrowed sums amounting in the whole to the sum of five hundred pounds, of which part now remains unpaid;

And whereas the Rural Authority have adopted—

52 & 53 Vict. c. 72. (*a.*) The Infectious Disease (Notification) Act, 1889;

53 & 54 Vict. c. 34. (*b.*) The Infectious Disease (Prevention) Act, 1890; and

53 & 54 Vict. c. 59. (*c.*) The provisions of Part III. of the Public Health Acts Amendment Act, 1890, which are applicable to Rural Sanitary Districts;

And whereas by virtue of the Elementary Education Acts, 1870 to 1880, the existing Borough, the Township of Churwell, and the Parish of West Ardsley respectively are school districts, for which School Boards have been formed;

And whereas the Local Government Board by an Order dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, and made in pursuance of the Act, determined that one County Councillor for the administrative county of the West Riding of Yorkshire should be apportioned to the existing Borough;

And whereas the Churwell District is included in the Tong Electoral Division, and the said Parish of West Ardsley is included in the Alverthorpe Electoral Division of the County of the West Riding of Yorkshire:

Now therefore, We, the Local Government Board, in pursuance of the powers 51 & 52 Vict. c. 41. given to Us by Sections 54 and 59 of the Act, 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. 1. This Order shall, except so far as is otherwise herein expressly provided, and so far 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-one:

Date of operation of Order for parish 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

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amending the same, and of the lists of county electors and the county register to be made in pursuance of the County Electors Act, 1888, and of any Act amending that Act, and of all proceedings preliminary or relating to the municipal elections, this Order shall operate from the date of the Act of Parliament confirming the same.

burgess lists, &c. 51 Vict. c. 10.

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 Churwell District and the part of the Rural District added to the existing Borough by this Order.

Art. III. The boundary of the existing Borough shall be altered and extended so as to include, in addition to the area of the existing Borough, the Churwell District which is coloured purple on the maps, and the part of the Rural District (being a portion of the said Parish of West Ardsley) which is coloured blue and green on the maps, and the altered boundary shall be that shown by the red line on the 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.

Extension of Borough.

45 & 46 Vict. c. 50.

Art. IV.—(1.) One of the 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 map deposited with the town clerk, certified by him, shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council of the West Riding of Yorkshire, to the clerk to the Rural Authority, and to the Director-General of Her Majesty's Ordnance Survey at Southampton.

Deposit of maps.

(2.) Copies of or extracts from the 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 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, on payment of a reasonable fee 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.

Art. V. 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 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, in so far as the same relates to the added areas, 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 register, the Local Government Board may make such order as shall

Parish burgess lists, &c.

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appear to them to be necessary 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 register.

Number of Councillors and Aldermen.

Art. VI. The number of Councillors of the Borough shall be increased from eighteen to twenty-one, and the number of Aldermen of the Borough shall be increased from six to seven.

Wards.

Art. VII. Subject to the provisions of the Municipal Corporations Act, 1882, as to the alteration of wards, the following provisions shall have effect; viz.,—

(1.) For the purposes of the election of Councillors, the Borough shall be divided into four wards.

(2.) The part of the added areas which is coloured blue on the maps shall be included in the Central Ward, and the part of the added areas which is coloured green on the maps shall be included in the South Ward, and the Councillors representing those wards respectively, who will not go out of office on the Second day of November, One thousand eight hundred and ninety-one, shall be deemed, from and after the Ninth day of November, One thousand eight hundred and ninety-one, to represent the altered wards.

(3.) Subject to subdivision (2) of this Article, the three wards into which the existing Borough is divided and the number of Councillors apportioned to those wards shall remain unaltered.

(4.) The area now constituting the Churwell District shall form the fourth ward, to be termed the Churwell Ward, and three Councillors shall be apportioned to and be elected for that ward.

First election of Councillors for new ward.

Art. VIII.—(1.) The first election of the three Councillors for the Churwell Ward shall be held on the Second day of November, One thousand eight hundred and ninety one, and the Mayor of the existing Borough, or such other person as he shall appoint, shall be the returning officer at the election for such ward.

(2.) The first election of the additional Alderman shall take place on the Ninth day of November, One thousand eight hundred and ninety-one.

Retirement of additional Councillors and Alderman.

Art. IX.—(1.) The three Councillors elected for the Churwell Ward in the year One thousand eight hundred and ninety-one 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-two.

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

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

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-one, 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.

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(2.) The additional Alderman elected in the year One thousand eight hundred and ninety-one shall go out of office on the Ninth day of November, One thousand eight hundred and ninety-seven, and in that year, and in every succeeding sixth year, four Aldermen shall go out of office and their places shall be filled up.

Byelaws.

Art. X. All byelaws and regulations made by the Corporation as an Urban Authority, or as a Municipal Authority, or otherwise, which, on the Ninth day of November, One thousand eight hundred and ninety-one, are in force in the existing Borough, shall thenceforth apply to the Borough until or except in so far as any of such byelaws or regulations may be altered or repealed.

Town clerk and other officers continued.

Art. XI.—(1.) The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office on the Ninth day of November, One thousand eight hundred and ninety-one, 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 on the Ninth day of November, One thousand eight hundred and ninety-one, shall continue in office, and shall be the Borough Auditors, until the ordinary day of election of Borough Auditors.

Compensation to existing officers.

Art. XII. The provisions of sub-section (13) of Section 118 and of Sections 119 and 120 of the Act shall apply to the persons who, on the Ninth day of November, One thousand eight hundred and ninety-one, hold office as officers or servants of the Local Board, with the substitution of "district fund and general district rate" in sub-section (8) of Section 120 for "county fund as a payment for general county purposes," and with such other modifications as are necessary to make those provisions applicable to the said officers and servants and to the Corporation; and the provisions of Section 120 of the Act shall apply to any other officer, not by this Order otherwise expressly provided for, who by virtue of this Order, or of anything done in pursuance or in consequence thereof, shall suffer any such direct pecuniary loss as is in that section mentioned, with the substitution, 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, of "district fund and general district rate," and in the case of any other such officer of "borough fund and borough rate" in sub-section (8) for "county fund as a payment for general county purposes," and with such other modifications as are necessary to make those provisions applicable to such officer and to the Corporation.

Actions, &c. not to abate.

Art. XIII.—(1.) If on the Ninth day of November, One thousand eight hundred and ninety-one, any action or proceeding, or any cause of action or proceeding, is pending or existing by or against the Local Board, or by or against the Rural Authority or the Surveyors of Highways of the said Parish 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 on the Ninth day of November, One thousand eight hundred and ninety-one) entered into or made, by the Local Board, or by the Rural Authority or the said Surveyors of Highways in relation exclusively to any part of the added areas, shall be of as full force and effect

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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 Local Board, the Rural Authority, or the said Surveyors of Highways, as the case may be, the Corporation had done or suffered the same or been a party thereto.

Corporation property and liabilities.

Art. XIV. All property vested in the Corporation on the Ninth day of November, One thousand eight hundred and ninety-one, 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, from and after that date, attach to them in respect of the Borough.

Property, &c. of Local Board, Rural Authority, and Surveyors.

Art. XV.—(1.) All property and liabilities which immediately before the Ninth day of November, One thousand eight hundred and ninety-one, are vested in or attached to the Local Board shall be transferred to, vested in, and attached to the Corporation as Urban Authority.

(2.) Subject to the provisions of subdivision (2) of Article XVI. of this Order, all property and liabilities which immediately before the Ninth day of November, One thousand eight hundred and ninety-one, are vested in or attached to the Rural Authority or to the said Surveyors in relation exclusively to the portion of the Parish of West Ardsley hereby added to the Borough or any part thereof shall be transferred to, vested in, and attach to the Corporation as Urban Authority, and any property or liabilities vested in or attached to the Rural Authority or the said Surveyors, in relation to that portion of the Parish conjointly with the remainder of the Rural District or of the Highway Parish, as the case may be, or some part thereof, shall be a matter for adjustment under Section 62 of the Act.

Abolition of Local Board.

(3.) The Local Board shall, on the Ninth day of November, One thousand eight hundred and ninety-one, be abolished and cease to exist, and the Rural Authority and the said Surveyors of Highways shall cease to exercise any powers or duties within any part of the added areas:

Provided that all arrears of rates and other payments which, on the Ninth day of November, One thousand eight hundred and ninety-one, are due or owing to the Local Board may be collected and recovered by the Corporation, and any arrears of rates made by Overseers before that date in respect of contributions for general or special expenses under the Public Health Act, 1875, and any arrears of highway rates made by the Surveyors of Highways before that date, and which remain due in respect of hereditaments in the portion of the Parish of West Ardsley hereby added to the Borough, may be recovered by the Overseers or the Surveyors, as the case may be, after that date.

Mortgage debts of Local Board and Corporation.

Art. XVI.—(1.) The liability for repayment of so much of any sum borrowed by the Local Board on the security of the rates of the Churwell District as shall be owing on the Ninth day of November, One thousand eight hundred and ninety-one, and for the payment of the interest thereon, shall be transferred and attach to the Corporation, and such sum, together with so much of any sums borrowed by the Corporation and charged upon the district fund or

general district rate of the existing Borough as will on that date be owing, shall be charged upon the district fund and general district rate of the Borough, and so much of any sums borrowed by the Corporation, and charged upon the borough fund and borough rate of the existing Borough as will on that date be owing, shall 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.

Contribution by Corporation in respect of debt on West Ardsley Parish.

(2.) The Corporation shall, out of the district fund and general district rate of the Borough, pay in each year to the Rural Authority on account of that part of the said sum of two thousand six hundred and sixty-five pounds which will remain unpaid on the Ninth day of November, One thousand eight hundred and ninety-one, such a sum as bears the same proportion to the whole of the amount payable for principal and interest accruing due in respect of the said part of the said sum as the assessable value of the portion of the Parish of West Ardsley hereby added to the Borough bears to the assessable value of the whole of such Parish, ascertained from the last rate for special expenses levied in such Parish prior to the Ninth day of November, One thousand eight hundred and ninety-one; and the sums so paid by the Corporation shall be carried by the Rural Authority to the credit of the special expenses account of the contributory place.

(3.) In the adjustment under Section 62 of the Act the amount to be paid by the Corporation to the Rural Authority in respect of their Infectious Diseases Hospital at Carr Gate, near Wakefield, shall be such proportion of the loan of Three thousand two hundred pounds borrowed in respect thereof as shall be outstanding on the Ninth day of November, One thousand eight hundred and ninety-one, as the assessable value of the part of the Parish of West Ardsley added to the Borough bears to the assessable value of the whole of the Rural District.

Council to be Burial Board.

Art. XVII. Subject to the provisions of this Order, the Council of the Borough shall, within the Borough, hold, exercise, enjoy, and be subject to the powers, rights, duties, and liabilities of a Burial Board as if they had become a Burial Board in pursuance of Section 2 of the Burial Act, 1854.

Transfer to Corporation of property, &c. of Morley Burial Board.

Art. XVIII.—(1.) The burial ground and other property which, immediately before the Ninth day of November, One thousand eight hundred and ninety-one, are vested in or attached to the Morley Burial Board shall be transferred to and vested in the Corporation, acting by the Council of the Borough, as the Burial Board for the Borough, and the Morley Burial Board shall be abolished and cease to exist.

(2.) The liabilities of the Morley Burial Board (including the liability for the repayment of so much of the said sum of six thousand three hundred pounds as shall be owing on the Ninth day of November, One thousand eight hundred and ninety-one, and for the payment of interest thereon) shall be transferred to and vested in the Corporation, acting by the Council of the Borough, as a Burial Board, and shall be charged upon and defrayed out of the borough fund and borough rate of the Borough, and so much of the said sum of six thousand three hundred pounds as shall be then owing shall be repaid by the Corporation

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within the respective periods for which the loans in respect of which the sum is owing were originally borrowed.

Diminution of District of West Ardsley Burial Board.

(3.) The West Ardsley Burial Board shall, from and after the Ninth day of November, One thousand eight hundred and ninety-one, be the Burial Board for the part of the Parish of West Ardsley which will not be added to the Borough by this Order, and that part shall be deemed to be a district not separately maintaining its own poor which has heretofore had a separate burial ground within the meaning of Section 12 of the Burial Act, 1855, and the burial ground provided by them shall be deemed to have been provided for such part of the Parish only, and for the purposes of the Burial Acts, 1852 to 1871, a meeting of the nature of a vestry may be held for such part of the Parish only, and the inhabitants of the part of the Parish hereby added to the Borough shall cease to have any rights of burial in such burial ground:

Provided that nothing in this Article contained shall prejudice or affect any exclusive right of burial, or any right of one or more burials, or any right of placing any monument, tablet, or gravestone, or any similar right which any person may have acquired in or in relation to such burial ground prior to the Ninth day of November, One thousand eight hundred and ninety-one.

(4.) So much of the said sum of five hundred pounds as will remain unpaid on the Ninth day of November, One thousand eight hundred and ninety-one, and the interest thereon, shall be defrayed out of rates levied in the part of the Parish of West Ardsley which will not be added to the Borough by this Order.

Compensation to officers of Morley and West Ardsley Burial Boards.

(5.) The provisions of sub-section (13) of Section 118 and of Sections 119 and 120 of the Act shall apply to the persons who on the Ninth day of November, One thousand eight hundred and ninety-one, hold office as officers or servants of the Morley Burial Board with the substitution of "borough fund and borough rate" in sub-section (8) of Section 120 for "county fund as a payment for general county purposes," and with such other modifications as are necessary to make those provisions applicable to the said officers and servants and to the Council of the Borough as a Burial Board; and the provisions of Section 120 of the Act shall apply to any officer of the West Ardsley Burial Board who by virtue of this Order, or of anything done in pursuance or in consequence thereof, shall suffer any such direct pecuniary loss as is in that section mentioned, with the like substitutions and modifications.

Local Act.

Art. XIX (1.)—The provisions of the Local Act, as the same are in force in the existing Borough on the Ninth day of November, One thousand eight hundred and ninety-one, shall extend and apply to the Borough, and any reference therein to the existing Borough or the Corporation thereof, shall be deemed to refer to the Borough or the Corporation thereof.

Repeal of Provisional Order.

(2.) So much of the Local Government (Supplemental) Act, 1871 (No. 2), as relates to the Order dated the Thirtieth day of March, One thousand eight hundred and seventy-one, extending the borrowing powers of the Sanitary Authority for the Urban Sanitary District of Morley shall be wholly repealed, except so far as the same may have been acted upon: Provided that such repeal shall not prejudice any mortgage or other security which may have been given in respect of moneys borrowed under that Order, or affect the rights and powers of any person entitled under any such mortgage or other security to enforce the

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same, as if this Order had not been made, nor shall such repeal affect the period within which any sums borrowed thereunder are now required to be repaid.

Alteration of school districts, &c.

Art. XX.—(1.) For the purposes of the Elementary Education Acts, 1870 to 1880,—

(*a.*) The Borough shall be a school district, and the members of the School Board for the existing Borough who shall be in office on the Ninth day of November, One thousand eight hundred and ninety-one, shall be deemed to have been elected and shall be the School Board for the Borough (herein-after referred to as "the Borough School Board");

(*b.*) Any byelaws in force in the existing Borough on the Ninth day of November, One thousand eight hundred and ninety-one, shall thenceforth apply to the Borough until revoked or altered;

(*c.*) The School Board for the Township of Churwell (herein-after referred to as "the Churwell School Board") shall, on the Ninth day of November, One thousand eight hundred and ninety-one, be abolished and cease to exist, and any byelaws made by that School Board shall be repealed;

(*d.*) From and after the Ninth day of November, One thousand eight hundred and ninety-one, the School Board for the Parish of West Ardsley shall cease to have jurisdiction in any part of the added areas; and any byelaws made by that School Board shall cease to operate in any part of those areas.

(2.) All the property and liabilities which, immediately before the Ninth day of November, One thousand eight hundred and ninety-one, are vested in and attached to the Churwell School Board shall be transferred to, vested in, and attached to the Borough School Board, and so much of the sums borrowed by the Churwell School Board as will on that date be owing, and the interest thereon, and so much of the sums borrowed by the School Board of the existing Borough as will on that date be owing, and the interest thereon, shall be charged upon the school fund and the local rate for the time being chargeable with the expenses of the Borough School Board, and all such sums shall be repaid by the Borough School Board within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned.

(3.) The provisions of sub-section (13) of Section 118 and of Sections 119 and 120 of the Act shall apply to the persons who, on the Ninth day of November, One thousand eight hundred and ninety-one, hold office as officers or servants of the Churwell School Board, with the substitution of the "school fund "and local rate for the time being chargeable with the expenses of the Borough "School Board" in sub-section (8) of Section 120 for "county fund as a payment "for general county purposes," and with such other modifications as are necessary to make those provisions applicable to the said officers and servants and to the Borough School Board; and the provisions of Section 120 of the Act shall apply to any officer of the School Board for the Parish of West Ardsley who by virtue of this Order, or of anything done in pursuance or in consequence thereof, shall suffer any such direct pecuniary loss as is in that section mentioned, with the like substitutions and modifications.

Art. XXI. The provisions of the Infectious Disease (Notification) Act, 1889, the Infectious Disease (Prevention) Act, 1890, and of Part III. of the Public Health Acts Amendment Act, 1890, shall, subject to the provisions of those

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Acts, cease to be in force within the part of the Parish of West Ardsley hereby added to the Borough.

Electoral divisions.

Art. XXII. Subject to the provisions of Section 54 of the Act, the following provisions shall take effect; viz.,—

(1.) The above-recited Order of the Local Government Board dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, shall, from and after the Ninth day of November, One thousand eight hundred and ninety-one, operate as if the Borough of Morley therein mentioned were the Borough and not the existing Borough, and the said Tong and Alverthorpe Electoral Divisions shall be diminished accordingly.

(2.) The persons who immediately prior to the Ninth day of November, One thousand eight hundred and ninety-one, are the County Councillors representing the existing Borough and the Tong and Alverthorpe Electoral Divisions shall, from and after that date, represent the Borough and those Divisions respectively as so altered as if they had been originally elected to represent the altered Divisions.

Audit of accounts.

Art. XXIII. The accounts of the Local Board and their officers, of the said School Boards and their officers, of the Rural Authority and their officers, and of the said Surveyors of Highways, up to the Ninth day of November, One thousand eight hundred and ninety-one, shall be audited by the proper officer of the Local Government Board in like manner and subject to the like incidents and consequences as if this Order had not been made:

Provided that such audit may be held as soon as practicable after that date, any statutory provision or regulation as to the time of holding the audit of the accounts of such Authorities to the contrary notwithstanding.

Saving for mortgages.

Art. XXIV. Nothing in this Order contained shall prejudice or affect any mortgage or other security which may have been given by the Rural Authority in respect of any loan charged upon the rates for special expenses leviable in the contributory place of West Ardsley, or by the West Ardsley Burial Board, or by the West Ardsley School Board in respect of any loan raised by that Burial Board or School Board, as the case may be, or the rights and powers of the persons entitled under such mortgage or other security to enforce the same throughout the whole of the area now forming the contributory place or burial board district or school district, as the case may be, as if this Order had not been made.

Short title.

Art. XXV. This Order may be cited as the Borough of Morley Order, 1891.

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

(L.S.)

Chas. T. Ritchie, President.
Hugh Owen, Secretary.

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