CHAPTER cxi.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the boroughs of Barnstaple and Halifax and to the counties of East Sussex and Middlesex. [13th July 1899.]

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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:—

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. Orders in schedule confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 7) Act 1899. Short title.

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SCHEDULE.

BOROUGH OF BARNSTAPLE.

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 Barnstaple;—

To the Court of Quarter Sessions for the said Borough;—

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

To the School Board for the said Borough;—

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

To the County Council of Devon;—

To the Rural District Council of Barnstaple;—

To the Guardians of the Poor of the Barnstaple Union;—

To the Parish Councils of Pilton West and Tawstock;—

To the Overseers of the Poor of each of the Parishes of Barnstaple Pilton East Pilton West and Tawstock;—

And to all others whom it may concern.

51 & 52 Vict. c. 41.

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

And whereas the Borough of Barnstaple which is herein-after referred to as "the existing Borough" and the area whereof is coloured pink on the two maps (herein-after referred to as "the maps") each marked "Map of the Borough of Barnstaple as extended 1899" and sealed with the official seal of the Local Government Board is a Borough within the meaning of the Act of 1888 and the inhabitants of the Borough are a body corporate by the name of the Mayor Aldermen and Burgesses of the Borough of Barnstaple 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 existing Borough is an urban district of which the Mayor Aldermen and Burgesses acting by the council (herein-after referred to as "the Corporation") are the Urban District Council;

And whereas the existing Borough has a separate court of quarter sessions commission of the peace police force and coroner and is for the purposes of the election of Councillors divided into two wards termed respectively the North Ward and the South Ward and nine Councillors are assigned to each of the said wards;

And whereas the existing Borough comprises the Parishes of Barnstaple and Pilton East both of which are comprised in the Barnstaple Union;

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And whereas a Burial Board has been formed under the Burial Acts 1852 to 1885 and has jurisdiction in the Parish of Barnstaple or some part thereof (which Board and the area of its jurisdiction are herein-after respectively referred to as "the Burial Board" and "the Burial Board District");

15 & 16 Vict. c. 85.

And whereas the unrepealed provisions of the Local Acts mentioned in Part I. of the schedule to this Order (herein-after referred to as "the Local Acts") and of the Confirmation Act mentioned in Part II. of the said schedule so far as the last-mentioned Act relates to the Provisional Order mentioned in that schedule are in force in the existing Borough;

48 & 49 Vict. c. 21.

And whereas the Corporation of the existing Borough have adopted the provisions of—

(*a.*) The Infectious Disease (Notification) Act 1889; and

52 & 53 Vict. c. 72.

(*b.*) Parts I. II. III. and IV. of the Public Health Acts Amendment Act 1890;

53 & 54 Vict. c. 59.

and those provisions are accordingly in force in 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 of 1888 determined that two County Councillors for the County of Devon should be apportioned to the existing Borough and the existing Borough has accordingly been divided into two electoral divisions termed respectively the North Ward Electoral Division and the South Ward Electoral Division;

And whereas the Parishes of Pilton West and Tawstock immediately adjoin the existing Borough and are contributory places in the Rural District of Barnstaple (herein-after referred to as "the Rural District") and are subject to the jurisdiction of the Rural District Council of Barnstaple (herein-after referred to as "the Rural District Council");

And whereas the Rural District Council have borrowed the sum of one hundred and twenty pounds for the construction of works of sewerage in the part of the Parish of Pilton West by this Order added to the Borough of which the sum of seventy-two pounds now remains unpaid;

And whereas the Rural District Council have adopted the provisions of—

(*a.*) The Infectious Disease (Notification) Act 1889;

52 & 53 Vict. c. 72.

(*b.*) The Infectious Disease (Prevention) Act 1890; and

53 & 54 Vict. c. 34.

(*c.*) Part III. of the Public Health Acts Amendment Act 1890 which are applicable to Rural Districts;

53 & 54 Vict. c. 59.

and those provisions are accordingly in force in the Rural District;

And whereas the existing Borough is a School District for which a school board has been formed and the Parishes of Pilton West and Tawstock are subject to the jurisdiction of the School Attendance Committee appointed by the Guardians of the Poor of the Barnstaple Union;

And whereas the Parish of Pilton West is included in the Braunton Electoral Division of the County of Devon and the Parish of Tawstock is included in the Fremington Electoral Division of the County of Devon;

And whereas each of the said Parishes of Pilton West and Tawstock is a rural parish within the meaning of the Local Government Act 1894 (herein-after referred to as "the Act of 1894") and a Parish Council has been established for each of such parishes;

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And whereas the Lighting and Watching Act 1833 has been adopted in the Parish of Pilton West and the Parish Council of that parish are the authority for the execution of that Act :

51 & 52 Vict. c. 41.

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

Commencement of Order.

Art. I. This Order shall except so far as is otherwise herein expressly provided 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-nine (which date is herein-after referred to as "the commencement of this Order") :

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

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

Definitions.

Art. II. In this Order—

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

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

(3.) The expression "the County" means the County of Devon and "the County Council" means the County Council of that County.

Extension of Borough.

Art. III.—(1.) The boundary of the existing Borough shall be altered so as to include in addition to the area of the existing Borough the following parts of the Rural District viz.,—

(*a.*) The part of the Parish of Pilton West coloured blue on the maps (herein-after referred to as "the added part of Pilton West") ;

(*b.*) The part of the Parish of Tawstock coloured brown on the maps (herein-after referred to as "the added part of Tawstock").

(2.) The boundary of the Borough as so altered shall be that shown by the red line on the maps and the whole of the area 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 to be true shall be sent within one month after the date of the Act of Parliament confirming this

Order to the clerk of the County Council to the clerk to the Rural District Council and to the Board of Agriculture.

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 to be true on payment of a reasonable fee to be determined by the Council of the Borough for every such copy or extract All sums received under this Article shall be carried to the credit of the borough fund.

Powers and duties of justices &c. extended.

Art. V. The powers and duties of the quarter sessions recorder clerk of the peace and the coroner of the existing Borough of the justices of the peace appointed for the existing Borough and of the clerk to such justices and of the police constables and other peace officers of the existing Borough shall extend to and apply throughout the Borough Provided that every person committing an offence in any part of the added areas prior to the commencement of this Order shall be tried adjudicated on and dealt with as if this Order had not been made.

Parish burgess lists &c.

Art. 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 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 to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act or the lists and registers of parochial electors 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 registers.

Wards.

Art. VII. Subject as regards any future alteration of wards to the provisions of the Municipal Corporations Act 1882 and any Act amending the same—

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

(2.) The added part of Pilton West shall be included in the North Ward and the added part of Tawstock shall be included in the South Ward ;

(3.) The Councillors representing those wards who will not go out of office on the First day of November One thousand eight hundred and ninety-nine shall be deemed from and after the commencement of this Order to represent those wards as altered.

Borough Acts and Orders.

Art. VIII. The unrepealed provisions of the Local Acts and of the Confirmation Act mentioned in the schedule to this Order so far as the last-mentioned Act relates to the Provisional Order mentioned in that schedule and of any other Local Act or Provisional Order duly confirmed by Parliament affecting the existing Borough or the Corporation as the same respectively are in force within

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the existing Borough at the commencement of this Order shall extend and apply to the Borough and any reference therein to the existing Borough and the Corporation shall be deemed to refer to the Borough and the Corporation thereof.

Byelaws &c.

Art. IX. All byelaws and regulations and any list of tolls and table of fees made by the Corporation which at the commencement of this Order are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as any such byelaws or regulations or list of tolls or table of fees may be altered or repealed and all byelaws and regulations made by the Rural District Council or their predecessors shall on that date cease to be in force or have any effect in any part of the added areas but without prejudice to anything duly done thereunder Provided that any proceedings which might have been taken by the Rural District Council against any person for any offence committed against such last-mentioned byelaws and regulations before the commencement of this Order may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for the local authority of the added areas.

Town clerk and other officers continued.

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

Borough auditors.

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

Compensation to existing officers.

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

(2.) Any such officer or servant whose salary shall be reduced on the ground that his duties have been diminished in consequence hereof shall be deemed to have suffered a direct pecuniary loss in consequence of this Order.

Actions &c. not to abate.

Art. XII.—(1.) If at the commencement of this Order any action or proceeding or any cause of action or proceeding is pending or existing by or against the Rural District Council in relation exclusively to any part of the added areas the same shall not be in anywise prejudicially affected by reason of the making

of this Order but may be continued prosecuted and enforced by or against the Corporation of the Borough.

Saving for contracts &c.

(2.) Anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by the Rural District Council or their predecessors in relation exclusively to any part of the added areas respectively 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 District Council or their predecessors the Corporation had done or suffered the same or been a party thereto.

Corporation property &c.

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

Property &c. of Rural District Council.

Art. XIV.—(1.) Subject to the provisions of Article XV. of this Order all property and liabilities which immediately before the commencement of this Order are vested in or attach to the Rural District Council or the Parish Council of Pilton West as the authority for executing the Lighting and Watching Act 1833 in relation exclusively to any part of the added areas shall be transferred to vested in and attach to the Corporation as the Urban District Council and any property and liabilities vested in or attached to the Rural District Council in relation to any part of the added areas conjointly with any other area shall be a matter for adjustment under Section 62 of the Act of 1888.

Cesser of jurisdiction of Rural District Council.

(2.) The Rural District Council shall cease to exercise any powers or have any duties within any part of the added areas.

Arrears of rates &c.

(3.) All arrears of rates made by any overseers for the purposes of the Public Health Acts or the Highway Acts or the Lighting and Watching Act 1833 which at the commencement of this Order are due or owing in respect of hereditaments in the added areas may be collected and recovered as if this Order had not been made and when collected and recovered shall be applied towards the discharge of any precept of the Rural District Council which at that date shall be in force and not satisfied and the balances if any shall be paid to the Corporation.

Mortgage debts of Rural District Council and Corporation.

Art. XV. The liability for repayment of the said sum of seventy-two pounds or so much thereof as shall be outstanding at the commencement of this Order and for the payment of the interest thereon shall be transferred and attach to the Corporation and that sum together with so much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the district fund and general district rates of the existing Borough shall be charged upon the district fund and general district rates of the Borough and so much of any sums borrowed by the Corporation as will at that date be owing and charged upon the borough fund and borough rates of the existing Borough shall be charged upon the borough fund and borough rates of the Borough and

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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.

Alteration of school districts &c.

Art. XVI. For the purposes of the Elementary Education Acts 1870 to 1897—

(*a.*) The members of the existing School Board who shall be in office at the commencement of this Order shall be deemed to have been elected and shall be the School Board for the Borough;

(*b.*) Any byelaws in force in the existing Borough at the commencement of this Order shall thenceforth apply to the Borough until revoked or altered and any byelaws made by the School Attendance Committee of the Barnstaple Union shall cease to be in force in the added areas.

County police.

Art. XVII.—(1.) At the commencement of this Order such members if any of the police force of the County as shall be determined by agreement to be made as soon as practicable after the date of the Act of Parliament confirming this Order between the Standing Joint Committee of the County and the Watch Committee of the existing Borough or in default of such agreement as shall be determined by a Secretary of State shall be transferred to and become part of the police force of the Borough and any member of the county police force so transferred shall hold office upon the same tenure and upon the same terms and conditions as if this Order had not been made and while he performs the same or similar duties his remuneration and the pension (if any) to which he is entitled shall not be less than they would have been if this Order had not been made.

53 & 54 Vict. c. 45.

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

Adoptive Acts.

Art. XVIII.—(1.) The provisions of the Infectious Disease (Prevention) Act 1890 shall subject to the provisions of that Act or of any Act amending the same cease to be in force within the added areas.

(2.) The provisions of the Infectious Disease (Notification) Act 1889 and of Parts I. II. III. and IV. of the Public Health Acts Amendment Act 1890 shall be in force within and apply to the Borough as if the same had been adopted therein.

Extension of Burial Board District.

Art. XIX. The added part of Tawstock shall be included in and form part of the Burial Board District and that district as so enlarged shall be co-extensive with the Parish of Barnstaple as hereby enlarged and the Burial Board shall be the Burial Board for the Burial Board District as so enlarged and shall have within that district to the exclusion of any other Burial Authority all the powers rights duties and liabilities of a Burial Board under the Burial Acts 1852 to 1885.

Electoral Divisions and County Councillors.

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

(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 commencement of this Order operate as if the

Borough of Barnstaple mentioned therein were the Borough and not the existing Borough ;

(2.) The added part of Pilton West shall cease to form part of the Braunton Electoral Division and shall be included in the North Ward Electoral Division and the added part of Tawstock shall cease to form part of the Fremington Electoral Division and shall be included in the South Ward Electoral Division ;

(3.) The persons who immediately prior to the commencement of this Order are the County Councillors of the County representing the existing Braunton Fremington North Ward and South Ward Electoral Divisions shall from and after that date represent those divisions as hereby altered as if they had originally been elected to represent the divisions as hereby altered.

Alteration of Parishes.

Art. XXI.—(1.) The added part of Pilton West shall be separated from the Parish of Pilton West and shall be amalgamated with the Parish of Pilton East and the added part of Tawstock shall be separated from the Parish of Tawstock and amalgamated with the Parish of Barnstaple.

Parish Councils.

(2.) The Parish Council of Pilton West shall be abolished and cease to exist and subject to the provisions of sub-section (1) (*a*) of Section 1 and of Section 39 of the Act of 1894 the Parish of Pilton West as hereby diminished shall be a parish not having a separate Parish Council and the Parish Meeting shall as soon as practicable after the commencement of this Order choose a chairman of the Parish Meeting who until the choice of a successor at the next annual assembly shall have all the powers duties and liabilities of a chairman chosen at the annual assembly and the provisions including Section 19 of the Act of 1894 shall apply accordingly.

(3.) The accounts of the Parish Council of the existing Parish of Pilton West and of their committees and officers up to the commencement of this Order shall be audited by the District Auditor in like manner and with the like incidents and consequences as if this Order had not been made:

Provided that the audit may be held as soon as practicable after the commencement of this Order any statutory provision or regulation as to the time of holding the audit of such accounts to the contrary notwithstanding and that any sum certified by the District Auditor at such audit to be due from any person shall be paid to the chairman of the Parish Meeting of the Parish of Pilton West as hereby diminished.

(4.) The Parish Council of Tawstock shall continue and shall be deemed to have been elected and shall be the Parish Council of the Parish of Tawstock as hereby diminished and the said Parish Council shall cease to exercise any powers or duties within the added part of Tawstock.

Guardians.

(5.) The persons who at the commencement of this Order are the Guardians of the Poor of the Barnstaple Union representing respectively the Parishes of Barnstaple and Pilton East shall represent those parishes as hereby extended as if they had been originally elected to represent the extended parishes.

Ecclesiastical divisions and charities.

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

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Barnstaple Order.

Valuation lists.

(2.) Until new valuation lists are made—

(*a*) the portions of the valuation list of the Parish of Pilton West which relate to hereditaments in the added part of Pilton West shall be deemed to form part of the valuation list of the Parish of Pilton East;

(*b*) the portions of the valuation list of the Parish of Tawstock which relate to hereditaments in the added part of Tawstock shall be deemed to form part of the valuation list of the Parish of Barnstaple.

County rate basis.

(3.) Until a basis or standard for county rates shall have been fixed for the Parishes of Barnstaple Pilton East Pilton West and Tawstock as altered by this Order the basis or standard for county rates for each of such parishes shall be deemed to be such proportion of the aggregate of the county rate basis of the existing Parishes of Barnstaple Pilton East Pilton West and Tawstock as the assessable value of the hereditaments in the area of each of the parishes as altered by this Order bears to the assessable value of the whole of the said existing parishes.

For the purposes of this provision assessable value shall mean one-half of the rateable value according to the valuation lists for the time being in force of the agricultural land in the parish together with the rateable value according to such lists of the buildings and other hereditaments not being agricultural land.

Saving for existing lists of parliamentary voters &c.

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

Provided that for the purposes of any election under the Act of 1894 to be held for any area affected by this Order and of the holding of Parish Meetings in the Parishes of Pilton West and Tawstock the County Council shall as soon as may be practicable after the commencement of this Order cause the registers of parochial electors to be altered in such manner as may be necessary to give effect to the alterations made by this Order.

Settlements of paupers.

(5.)—(*a*.) Every person who has acquired or who on or before the commencement of this Order shall acquire a settlement in any existing parish affected by this Order shall be deemed to have acquired a settlement in the parish comprising the area in which the acts or circumstances conferring such settlement shall have been done or occurred or if such acts or circumstances shall have been done or occurred in more than one parish such settlement shall be in the parish comprising the place of residence of such person at the time of acquiring such settlement.

Irremovability of paupers.

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

Saving for contribution orders and precepts.

(6.) Notwithstanding the alteration effected by this Order in the areas of parishes all contribution orders made by the Guardians of the Poor of the Barnstaple Union and all precepts made by the Rural District Council before the

commencement of this Order shall be as valid in law as if this Order had not been made.

Arrears of rates.

(7.) All arrears of rates other than those mentioned in subdivision (3) of Article XIV. of this Order due or owing at the commencement of this Order in respect of hereditaments in the added areas shall be collected and recovered by the overseers of the existing parishes comprising those areas as if this Order had not been made.

Short title.

Art. XXIII. This Order may be cited as the Barnstaple (Extension) Order 1899.

The SCHEDULE above referred to.

Part I.—Local Acts.

Session and Chapter.	Title or Short Title.
5 Geo. III. c. cliv. -	An Act for paving improving and regulating streets and public places in the Borough and Parish of Barnstaple and for the better regulation of the present markets and providing others therein.
15 Vict. c. xx. - -	The Barnstaple Markets Act 1852.

Part II.—Confirmation Act.

Session and Chapter.	Short Title.	Order relating to Barnstaple thereby confirmed.
59 & 60 Vict. c. cv. -	The Local Government Board's Provisional Orders Confirmation (No. 10) Act 1896.	The Barnstaple Order 1896.

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

(L.S.)

Henry Chaplin President.
S. B. Provis Secretary.

A.D. 1899.

Halifax Order.

BOROUGH OF HALIFAX.

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 Halifax ;—

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

To the School Board for the said Borough ;—

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 Rural District Council of Halifax ;—

To the Guardians of the Poor of the Halifax Union ;—

To the Parish Council of Skircoat ;—

To the Overseers of the Poor of each of the Parishes of Halifax and Skircoat ;—

To the Brighouse Joint Hospital Board ;—

And to all others whom it may concern.

51 & 52 Vict. c. 41.

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

And whereas the Borough of Halifax which is herein-after referred to as "the existing Borough" is a County Borough within the meaning of the Act of 1888 and the inhabitants of the Borough are a body corporate by the name of the Mayor Aldermen and Burgesses of the Borough of Halifax (herein-after referred to as "the Corporation") and act by the council of the Borough which now consists of the Mayor (who is also a Councillor) twelve Aldermen and thirty-five other Councillors ;

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

And whereas the existing Borough has a separate commission of the peace and police force and is for the purposes of the election of Councillors divided into twelve wards one of which is termed the Skircoat Ward and three Councillors are assigned to each of the said twelve wards ;

And whereas the existing Borough is co-extensive with the Parish of Halifax ;

And whereas the unrepealed provisions of the Local Acts and of the Public Health Supplemental Act 1856 mentioned in Part I. of the schedule to this Order (herein-after referred to as "the Local Acts") and of the Confirmation Acts mentioned in Part II. of the said schedule so far as the last-mentioned Acts relate to the Provisional Orders mentioned in that schedule are in force in the existing Borough ;

And whereas the council of the existing Borough are the Burial Board for the existing Borough ;

55 & 56 Vict. c. 53. 56 Vict. c. 11.

And whereas the Public Libraries Acts 1892 and 1893 are in force in the existing Borough ;

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Halifax Order.

And whereas the Corporation of the existing Borough have adopted the provisions of—

(*a.*) The Infectious Disease (Prevention) Act 1890 ; and

(*b.*) The Public Health Acts Amendment Act 1890 ;

53 & 54 Vict. c. 34.
53 & 54 Vict. c. 59.

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

And whereas the Parish of Halifax is for the purposes of the election of Guardians of the Poor divided into four wards ;

And whereas the Parish of Skircoat is a contributory place within the Rural District of Halifax (herein-after referred to as "the Rural District") and adjoins the existing Borough and the Rural District Council of Halifax (herein-after referred to as "the Rural District Council") is the District Council for the Rural District and two Rural District Councillors are elected to represent the said parish on the Rural District Council ;

And whereas the Rural District Council have adopted the provisions of—

52 & 53 Vict. c. 72.

(*a.*) The Infectious Disease (Notification) Act 1889 ;

(*b.*) The Infectious Disease (Prevention) Act 1890 ; and

(*c.*) Part III. of the Public Health Acts Amendment Act 1890 which are applicable to Rural Districts ;

and those provisions are accordingly in force in the Rural District ;

And whereas by virtue of the Brighouse Joint Hospital Orders 1893 to 1896 the Rural District is a Constituent District of the Brighouse Joint Hospital District ;

And whereas by the Halifax Rural Order 1898 which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 1) Act 1898 the Rural District Council were empowered to put in force with reference to certain lands required by them for the disposal of the sewage of the said contributory place the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement ;

61 Vict. c. xxxi.

And whereas a Parish Council has in pursuance of the Local Government Act 1894 (herein-after referred to as "the Act of 1894") been elected for the Parish of Skircoat ;

56 & 57 Vict c. 73.

And whereas the Parish of Skircoat is included in the Sowerby Bridge Electoral Division of the County of the West Riding of Yorkshire ;

And whereas the existing Borough is a School District for which a school board has been formed and the Parish of Skircoat is subject to the jurisdiction of the School Attendance Committee appointed by the Guardians of the Poor of the Halifax Union :

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

51 & 52 Vict. c 41.

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-nine (which date is herein-after referred to as "the commencement of this Order") :

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

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

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

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

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 part of the Rural District added to the existing Borough by this Order ;

(3.) The expression "the County" means the County of the West Riding of Yorkshire and "the County Council" means the County Council of that County.

Extension of Borough.

Art. III. The boundary of the existing Borough shall be altered so as to include in addition to the area of the existing Borough the Parish of Skircoat which is coloured pink on the two maps (herein-after referred to as "the maps") each marked "Map of the area added to the Borough of Halifax 1899" and sealed with the official seal of the Local Government Board and the whole of the area which comprises the existing Borough and the added area shall for the purposes of the Municipal Corporations Act 1882 and for all other purposes be the Borough and shall be the County Borough for the purposes of the Act of 1888.

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 to be true shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk to the County Council to the clerk to the Rural District Council and to the Board of Agriculture.

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 added area and such map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough and any such person shall be entitled to a copy of or extract from such map certified by the town clerk to be true on payment of a reasonable fee to be determined by the Council of the Borough for every such copy or extract All sums received under this Article shall be carried to the credit of the borough fund.

Halifax Order.

Art. V. The powers and duties of the justices of the peace appointed for the existing Borough of the clerk to such justices and of the police constables and other peace officers of the existing Borough shall extend to and apply throughout the Borough Provided that every person committing an offence in any part of the added area prior to the commencement of this Order shall be tried adjudicated on and dealt with as if this Order had not been made.

Powers and duties of justices &c. extended.

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 of 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 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 to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act or the lists and registers of parochial electors the Local Government Board may make such Order as shall appear to them to be necessary to remove any such difficulty and to give effect to the provisions of this Order and may vary so far as shall be necessary the provisions in force with regard to such lists roll and registers.

Parish burgess lists &c.

Art. VII. The number of Councillors of the Borough shall be increased from thirty-six to thirty-nine and the number of Aldermen of the Borough shall be increased from twelve to thirteen.

Number of Councillors and Aldermen.

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

Alteration of wards.

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

(2.) The twelve existing wards and the number of Councillors apportioned thereto shall remain unaltered save only that the existing Skircoat Ward shall be termed the Skircoat East Ward ;

(3.) A ward shall be constituted to be termed the Skircoat West Ward and shall comprise the whole of the added area ;

(4.) Three Councillors shall be assigned to the ward constituted by this Order.

Art. IX.—(1.) The first election of Councillors for the ward constituted by this Order shall be held on the First day of November One thousand eight hundred and ninety-nine 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.

First election of Councillors for new ward.

(2.) The first election of the additional Alderman shall take place on the Ninth day of November One thousand eight hundred and ninety-nine and the Alderman shall at such election be chosen from among the Councillors elected for the

First election of Alderman.

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Skircoat West Ward or from among the persons qualified to be Councillors whose qualifying property is situate in that ward.

Retirement of Councillors for new ward and additional Alderman elected in 1899.

Art. X.—(1.) The Councillors elected for the ward constituted by this Order in the year one thousand eight hundred and ninety-nine shall retire as follows :—

(*a.*) The Councillor for the ward who is elected by the smallest number of votes on the First day of November One thousand nine hundred ;

(*b.*) The Councillor for the ward who is elected by the largest number of votes on the First day of November One thousand nine hundred and two;

(*c.*) The other Councillor for the ward on the First day of November One thousand nine hundred and one.

(2.) The additional Alderman elected for the Borough in the year one thousand eight hundred and ninety-nine shall retire on the Ninth day of November One thousand nine hundred and four :

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-nine 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.

Borough Acts and Orders.

Art. XI. The unrepealed provisions of the Local Acts and of the Confirmation Acts mentioned in the schedule to this Order so far as the last-mentioned Acts respectively relate to the Provisional Orders mentioned in that schedule and of any other Local Act or Provisional Order duly confirmed by Parliament affecting the existing Borough or the Corporation as the same respectively are in force within the existing Borough at the commencement of this Order shall extend and apply to the Borough and any reference therein to the existing Borough and the Corporation shall be deemed to refer to the Borough and the Corporation thereof:

Provided that nothing in this Order shall empower the Corporation either directly or indirectly to supply gas within the limits of supply of the Urban District Council of Sowerby Bridge or of the Elland cum Greetland Gas Company and nothing herein contained shall prejudice or affect the rights and powers of that council or company.

Byelaws &c.

Art. XII. All byelaws and regulations and every list of tolls and table of fees and payments and scale of charges made by the Corporation which at the commencement of this Order are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as any such byelaws or regulations or list of tolls or table of fees and payments and scale of charges may be altered or repealed and all byelaws and regulations made by the County Council or by the Rural District Council which at the commencement of this Order are in force within the added area shall on that date cease to be in force except as regards any work commenced before that date or any work for which plans shall either have been approved by the Rural District Council before that date or shall have been sent to the surveyor or clerk to the Rural District Council one month at least before that date and shall not have been disapproved

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by that Council As regards any such work as aforesaid the byelaws in force within the added area shall continue to apply until the completion of such work in like manner and with the like effect as if such byelaws had been made by the Corporation and as if the Corporation and the Borough were referred to therein instead of the Rural District Council and the Rural District respectively Provided that any proceedings which might have been taken by the Rural District Council against any person for any offence committed before the commencement of this Order against any byelaws and regulations made by the Rural District Council and in force on that date within the added area may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for the Rural District Council.

Town clerk and other officers continued.

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

Borough auditors.

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

Compensation to existing officers.

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

(2.) Any such officer or servant whose salary shall be reduced on the ground that his duties have been diminished in consequence hereof shall be deemed to have suffered a direct pecuniary loss in consequence of this Order.

Actions &c. not to abate.

Art. XV.—(1.) If at the commencement of this Order any action or proceeding or any cause of action or proceeding is pending or existing by or against the Rural District Council in relation exclusively to 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 at the commencement of this Order) entered into or made by the Rural District Council or their predecessors in relation exclusively to any part of the added area shall be of as full force and effect against or

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in favour of the Corporation of the Borough and may be continued and enforced as fully and effectually as if instead of the Rural District Council or their predecessors the Corporation had done or suffered the same or been a party thereto.

Corporation property &c.

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

Property &c. of Rural District Council.

Art. XVII.—(1.) All property and liabilities which immediately before the commencement of this Order are vested in or attach to the Rural District Council in relation exclusively to any part of the added area shall be transferred to vested in and attach to the Corporation as Urban Sanitary Authority and any property and liabilities vested in or attached to the Rural District Council in relation to any part of the added area conjointly with any other area shall be a matter for adjustment under Section 62 of the Act of 1888.

(2.) All the powers exerciseable by the Rural District Council in pursuance of the Halifax Rural Order 1898 as confirmed by Parliament as aforesaid shall be transferred to and be exerciseable by the Corporation.

Cesser of jurisdiction of Rural District Council.

(3.) The Rural District Council shall cease to exercise any powers or have any duties within any part of the added area.

Arrears of rates in added area.

(4.) All arrears of rates made by the overseers of the Parish of Skircoat for the purposes of the Public Health Acts or the Highway Acts which at the commencement of this Order are due or owing in respect of hereditaments in the added area may subject to the provisions of subdivision (6) of Article XXVIII. of this Order be collected and recovered as if this Order had not been made and when collected and recovered shall be applied towards the discharge of any precept of the Rural District Council which at that date shall be in force and not satisfied and the balances if any shall be paid to the Corporation.

Mortgage debts of Corporation.

Art. XVIII. So much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the borough fund and borough rates of the existing Borough shall be charged upon the borough fund and borough rates of the Borough and so much of any sums borrowed by the Corporation as will on that date be owing and charged upon the district fund and general district rates of the existing Borough shall be charged upon the district fund and general district rates 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.

Added area to cease to form part of Brighouse Joint Hospital District.

Art. XIX. The Brighouse Joint Hospital Orders 1893 to 1896 shall be altered so that the added area shall cease to form part of the Brighouse Joint Hospital District and the said Orders and any Acts confirming any of the said

Orders shall operate as if the Rural District of Halifax referred to therein were the Rural District as diminished by this Order. *Halifax Order.*

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

Art. XXI.—(1.) The provisions of the Infectious Disease (Notification) Act 1889 shall subject to the provisions of that Act or of any Act amending the same cease to be in force within the added area. Adopted Acts.

(2.) The provisions of the Infectious Disease (Prevention) Act 1890 the Public Health Acts Amendment Act 1890 and the Public Libraries Acts 1892 and 1893 shall be in force within and apply to the Borough as if the same had been adopted therein.

Art. XXII. For the purposes of the Elementary Education Acts 1870 to 1897— Alteration of school district &c.

(*a.*) The members of the existing School Board who shall be in office at the commencement of this Order shall be deemed to have been elected and shall be the School Board for the Borough ;

(*b.*) Any byelaws in force in the existing Borough at the commencement of this Order shall thenceforth apply to the Borough until revoked or altered and any byelaws made by the School Attendance Committee of the Halifax Union shall cease to be in force in the added area.

Art. XXIII.—(1.) At the commencement of this Order such members if any of the police force of the County as shall be determined by agreement to be made as soon as practicable after the date of the Act of Parliament confirming this Order between the Standing Joint Committee of the County and the Watch Committee of the existing Borough or in default of such agreement as shall be determined by a Secretary of State shall be transferred to and become part of the police force of the Borough and any member of the county police force so transferred shall hold his office upon the same tenure and upon the same terms and conditions as if this Order had not been made and while he performs the same or similar duties his remuneration and the pension (if any) to which he is entitled shall not be less than they would have been if this Order had not been made. County police.

(2.) The provisions of Section 15 (2) of the Police Act 1890 shall extend and apply to and in relation to any member of the police force transferred under the powers of this Article as if such member had removed with the written sanction of the Chief Constable of the County. 53 & 54 Vict. c. 45.

Art. XXIV. In any case where the extension of the Borough by this Order shall affect the distribution of the proceeds of the local taxation licences and the share of the estate duty and of the Local Taxation (Customs and Excise) duties between the Council of the County and the Council of the Borough or between the County Council or the Council of the Borough and the Council of any other County Borough or any financial relations or questions between the said Councils or any adjustment which shall have been made in regard to the said proceeds and financial relations or questions equitable adjustments between the areas interested may be made by the said Councils by agreement before the Adjustment of financial relations between County and County Boroughs.

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Halifax Order.

Thirtieth day of September One thousand nine hundred and in default of such agreement by the Local Government Board or if that Board think fit by an arbitrator appointed by them and for the purposes of such adjustments the provisions of the Act of 1888 relating to adjustments between Administrative Counties and County Boroughs shall apply with the necessary modifications and the Local Government Board or an arbitrator appointed by them as the case may be shall be substituted in such provisions for the Commissioners appointed under the Act of 1888 and notwithstanding anything in the provisions of this Order or of the Act of 1888 any such adjustment and the determination of any matter incidental or in relation thereto or consequent thereon shall when made by the Local Government Board be deemed to be made by them otherwise than as arbitrators and any arbitrator appointed by them shall be deemed to be an arbitrator within the meaning of Section 62 of the Act of 1888 and the provisions of the Act of 1888 shall apply accordingly:

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

Provided also that sub-section (6) of Section 32 of the Act of 1888 shall apply to any agreement or award made under this Article.

Sowerby Bridge Electoral Division and County Councillor.

Art. XXV. The Sowerby Bridge Electoral Division of the County as diminished by the extension of the County Borough shall continue to be an electoral division of the County until altered in pursuance of Section 54 of the Act of 1888 and the person who immediately prior to the commencement of this Order is the County Councillor representing that electoral division shall from and after that date represent that division as if he had been originally elected to represent the division as altered hereby.

Limiting time for execution of sewage disposal works

Art. XXVI. It shall be the duty of the Corporation within six months after the commencement of this Order to proceed to carry out and execute such works for the disposal of the sewage of the Borough as may be approved by the Local Government Board and in the event of the Corporation not proceeding with such works within such period as aforesaid or not proceeding with the same with due diligence thereafter the requirements of this Article may be enforced in manner provided by Section 299 of the Public Health Act 1875 as if this Article were an Order of the Local Government Board limiting the time for the performance by the Corporation of their duty in that behalf and the Corporation had not performed the duty hereby imposed within the time limited by the Order.

Amalgamation of parishes.

Art. XXVII.—(1.) The added area shall be amalgamated with the Parish of Halifax.

Abolition of Parish Council and Parish Meeting.

(2.) The Parish Council and Parish Meeting of the Parish of Skircoat shall cease to exist and any powers and duties transferred by the Act of 1894 to such Parish Council or Parish Meeting shall be vested in exerciseable by and imposed on the persons and authorities in whom they would be vested or by whom they would be exerciseable or on whom they would be imposed if the said parish had been included in an Urban District on the appointed day within the meaning of that Act and all property held for the

purpose or by virtue of such powers and duties and all debts and liabilities incurred by virtue of such powers and duties shall pass to and vest in the persons and authorities aforesaid Any property and liabilities of the said Parish Council not held or incurred by virtue of such powers and duties shall be transferred to and vest in the Corporation.

Audit of accounts of Parish Council.

(3.) The accounts of the Parish Council of Skircoat and of their committees and officers if any up to the commencement of this Order shall be audited in like manner and with 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 the commencement of this Order any statutory provision or regulation as to the time of holding the audit to the contrary notwithstanding :

Provided also that any sum certified by the district auditor at such audit to be due from any person shall be paid by such person to the treasurer of the Borough.

Rural District Councillors for Skircoat.

(4.) The persons who at the commencement of this Order are Rural District Councillors representing the Parish of Skircoat shall go out of office as District Councillors of the Rural District.

Guardians.

(5.)—(*a.*) For the purposes of the election of guardians the Parish of Halifax as hereby enlarged shall be divided into five wards.

(*b.*) The four existing wards and the number of guardians assigned thereto shall remain unaltered.

(*c.*) A ward shall be constituted to be termed the Skircoat Ward and shall comprise the whole of the added area.

(*d.*) The two persons who at the commencement of this Order act as members of the Board of Guardians of the Halifax Union for the Parish of Skircoat shall continue to act as such and shall be deemed to be the guardians elected for the Skircoat Ward as constituted by this Order and shall continue to hold office as such until the day upon which they would have retired if this Order had not been made and at all future elections the number of guardians elected for the said ward shall (unless and until the same shall be altered by a Joint Committee of the County Council and the Council of the Borough) be two.

Ecclesiastical divisions and charities.

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

Valuation lists.

(2.) Until new valuation lists are made the valuation list for the Parish of Skircoat shall be deemed to form part of the valuation list for the Parish of Halifax.

Saving for existing lists of parliamentary voters &c.

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

Provided that for the purposes of any election under the Act of 1894 to be held for any area affected by this Order and comprised in the Borough the Council of the Borough shall if necessary cause the register of parochial electors

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to be altered in such manner as may be requisite to give effect to the alterations made by this Order.

Settlements &c. of paupers.

(4.) Every person who has acquired or who shall on or before the commencement of this Order acquire a settlement in or a status of irremovability from the Parish of Skircoat shall be deemed to have acquired a settlement in or a status of irremovability from the Parish of Halifax.

Saving for contribution orders and precepts.

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

Overseers. *Arrears of rates.*

(6.) The overseers of the poor of the Parish of Skircoat shall at the commencement of this Order go out of office and all arrears of rates which at the commencement of this Order are due or owing in respect of hereditaments in the Parish of Skircoat shall be collected and recovered by the overseers of the Parish of Halifax.

Short title.

Art. XXIX. This Order may be cited as the Borough of Halifax Order 1899.

The SCHEDULE above referred to.

PART I.—LOCAL ACTS.

Session and Chapter.	Title or Short Title.
3 Geo. IV. c. xxx. - -	An Act for lighting with Gas the Town and Township of Halifax and the neighbourhood thereof within the Parish of Halifax in the West Riding of the County of York.
4 Geo. IV. c. xc. - - -	An Act for paving lighting cleansing watching and improving the Township of Halifax and for supplying the same with water.
13 & 14 Vict. c. xlii. - -	An Act to confirm the incorporation of certain Boroughs and to provide for the payment of the expenses of the incorporation of new Boroughs.
16 & 17 Vict. c. clxvii. - -	The Halifax Improvement Act 1853.
18 & 19 Vict. c. cxliv. - -	The Halifax Gas Act 1855.
19 & 20 Vict. c. xxvi. (Section 2)	The Public Health Supplemental Act 1856 (Section 2).
21 & 22 Vict. c. xci. - -	The Halifax Park and Improvement Act 1858.
25 Vict. c. xli. - -	The Halifax Improvement Act 1862.
28 & 29 Vict. c. cxl. - -	The Halifax Extension and Improvement Act 1865.
31 & 32 Vict. c. cxxvii. -	The Halifax Corporation Waterworks and Improvement Act 1868.
33 & 34 Vict. c. xcv. - -	The Halifax Water and Gas Extension Act 1870.

PART I.—LOCAL ACTS—*cont.*

Session and Chapter.	Title or Short Title.	*Halifax Order.*
39 & 40 Vict. c. ccxxxiv. -	The Halifax Water and Gas Extension Act 1876.	
45 & 46 Vict. c. ccxxxiv. -	The Halifax Corporation Act 1882.	
51 & 52 Vict. c. xliv. - -	The Halifax Corporation Waterworks Act 1888.	
60 & 61 Vict. c. xciv. - -	The Halifax Corporation Tramways Act 1897.	
61 & 62 Vict. c. cxlvi. - -	The Halifax Corporation Act 1898.	

PART II.—CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order relating to Halifax thereby confirmed.
14 & 15 Vict. c. ciii. -	The Public Health Supplemental Act 1851 (No. 3).	The Halifax Order 1851.
44 & 45 Vict. c. lxvi. -	The Local Government Board's Provisional Orders Confirmation (Halifax &c.) Act 1881.	The Halifax Order 1881.
49 & 50 Vict. c. lxi. -	The Local Government Board's Provisional Orders Confirmation (No. 4) Act 1886.	The Halifax Order 1886.
50 & 51 Vict. c. cxxii.	The Local Government Board's Provisional Orders Confirmation (No. 4) Act 1887.	The Halifax Order 1887.
52 & 53 Vict. c. cxiii. -	The Local Government Board's Provisional Orders Confirmation (No. 11) Act 1889.	The Halifax Order 1889.
53 & 54 Vict. c. lxxxii.	The Local Government Board's Provisional Orders Confirmation (No. 3) Act 1890.	The Halifax Order 1890.
55 & 56 Vict. c. lxxi. -	The Local Government Board's Provisional Orders Confirmation (No. 4) Act 1892.	The Halifax (No. 2) Order 1892.
55 & 56 Vict. c. cc. -	The Local Government Board's Provisional Orders Confirmation (No. 9) Act 1892.	The Halifax (No. 3) Order 1892.
55 & 56 Vict. c. ccxxii.	The Local Government Board's Provisional Orders Confirmation (No. 10) Act 1892.	The Borough of Halifax Order 1892.
55 & 56 Vict. c. xxxvii.	Electric Lighting Orders Confirmation (No. 2) Act 1892.	The Halifax Corporation Electric Lighting Order 1892.
59 Vict. c. xxix. -	The Local Government Board's Provisional Orders Confirmation (No. 4) Act 1896.	The Halifax Order 1896.

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

(L.S.) HENRY CHAPLIN President.
S. B. PROVIS Secretary.

A.D. 1899.

County of East Sussex Order.

COUNTY OF EAST SUSSEX.

Provisional Order made in pursuance of sub-section (2) of Section 69 of the Local Government Act 1888.

To the County Council of East Sussex ;—

And to all others whom it may concern.

51 & 52 Vict. c. 41.

WHEREAS by sub-section (1) of Section 69 of the Local Government Act 1888 (herein-after referred to as "the Act") the County Council of any Administrative County are empowered to borrow on the security and for the purposes in that sub-section mentioned and by sub-section (2) of that section it is provided that where the total debt of the County Council after deducting the amount of any sinking fund exceeds or if the proposed loan is borrowed will exceed the amount of one-tenth of the annual rateable value of the rateable property in the County ascertained according to the standard or basis for the county rate the amount shall not be borrowed except in pursuance of a Provisional Order made by the Local Government Board and confirmed by Parliament ;

And whereas the County Council of East Sussex (which Council and County are herein-after respectively referred to as "the County Council" and "the County") propose to borrow with the consent of the Local Government Board and subject to the provisions of the Act certain sums of money which if borrowed will together with the total debt of the County after deducting the amount of any sinking fund exceed the amount which the County Council are authorised to borrow under the Act without a Provisional Order made by the Local Government Board and confirmed by Parliament and it is expedient that a Provisional Order be made to extend the amount to be borrowed as herein-after mentioned :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 69 of the Act 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.,—

Art. I. Subject to and in accordance with the provisions of the Act the County Council may from time to time borrow such sums as will not together with the sums which they may be authorised to borrow under the Act without a Provisional Order and the outstanding balance of debt after deducting the amount of any sinking fund exceed the sum of three hundred and fifty thousand pounds.

Art. II. This Order may be cited as the County of East Sussex Order 1899.

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

(L.S.)

Henry Chaplin President.
S. B. Provis Secretary.

COUNTY OF MIDDLESEX.

A.D. 1899.

County of Middlesex Order.

Provisional Order made in pursuance of sub-section (2) *of Section* 69 *of the Local Government Act* 1888.

To the County Council of Middlesex ; —

And to all others whom it may concern.

WHEREAS by sub-section (1) of Section 69 of the Local Government Act 1888 (herein-after referred to as "the Act") the County Council of any Administrative County are empowered to borrow on the security and for the purposes in that sub-section mentioned and by sub-section (2) of that section it is provided that where the total debt of the County Council after deducting the amount of any sinking fund exceeds or if the proposed loan is borrowed will exceed the amount of one-tenth of the annual rateable value of the rateable property in the County ascertained according to the standard or basis for the county rate the amount shall not be borrowed except in pursuance of a Provisional Order made by the Local Government Board and confirmed by Parliament ; 51 & 52 Vict. c. 41.

And whereas the County Council of Middlesex (which Council and County are herein-after respectively referred to as "the County Council" and "the County") propose to borrow with the consent of the Local Government Board and subject to the provisions of the Act certain sums of money which together with the total present debt of the County after deducting the amount of any sinking fund will exceed the amount which they are authorised to borrow under the Act without a Provisional Order made by the Local Government Board and confirmed by Parliament and it is expedient that a Provisional Order be made to extend the amount to be borrowed as herein-after mentioned:

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 69 of the Act 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.,—

Art. I. Subject to and in accordance with the provisions of the Act the County Council may from time to time borrow such sums as will not together exceed by more than five hundred thousand pounds the sum which they would be authorised to borrow under the Act without a Provisional Order.

A.D. 1899.

County of Middlesex Order.

Art. II. This Order may be cited as the County of Middlesex Order 1899.

Given under the Seal of Office of the Local Government Board this Twenty-seventh day of February One thousand eight hundred and ninety-nine.

(L.S.)

Henry Chaplin President.
S. B. Provis Secretary.

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