CHAPTER lxxv.

An Act to confirm certain Provisional Orders of the Local Government Board relating to Billericay (Rural) Eton (Rural) (two) and the Houghton-le-Spring and Hetton and the Rugby Joint Hospital Districts. A.D. 1905.

[30th June 1905.]

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

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

Be it therefore enacted by the King'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 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. 9) Act 1905.

[*Price* 1*s.* 3*d.*]

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[*Price* 1*s.* 3*d.*]

A.D. 1905.

SCHEDULE.

RURAL DISTRICT OF BILLERICAY.

Billericay Rural Order.

Provisional Order to enable the Rural District Council of Billericay to put in force the Compulsory Clauses of the Lands Clauses Acts.

To the Rural District Council of Billericay;—

And to all others whom it may concern.

WHEREAS the Rural District Council of Billericay (herein-after referred to as "the Council") require to purchase and take the lands described in the schedule hereto for the disposal of the sewage of parts of the contributory places of Great Burstead and Mountnessing in their district and for providing access to the said lands:

38 & 39 Vict. c. 55.

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

Art. I. The Council shall be empowered to put in force with reference to the lands described in the schedule hereto and for the purposes aforesaid the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement or any of them:

Provided that as regards the lands numbered 1 on the deposited plans and referred to in the said schedule the powers conferred by this Order shall be exercised by the Council only as regards so much of those lands as is coloured blue on two plans sealed with Our official seal one of which is deposited in Our office and the other of which shall be deposited in the office of the clerk to the Council at Brentwood within fourteen days after the date of this Order.

Art. II. This Order may be cited as the Billericay Rural Order 1905.

A.D. 1905.

SCHEDULE.

RURAL DISTRICT OF BILLERICAY.

Billericay Rural Order.

Provisional Order to enable the Rural District Council of Billericay to put in force the Compulsory Clauses of the Lands Clauses Acts.

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And to all others whom it may concern.

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Provided that as regards the lands numbered 1 on the deposited plans and referred to in the said schedule the powers conferred by this Order shall be exercised by the Council only as regards so much of those lands as is coloured blue on two plans sealed with Our official seal one of which is deposited in Our office and the other of which shall be deposited in the office of the clerk to the Council at Brentwood within fourteen days after the date of this Order.

Art. II. This Order may be cited as the Billericay Rural Order 1905.

A.D. 1905.

Billericay Rural Order.

The SCHEDULE above referred to.

Parish of MOUNTNESSING in the County of ESSEX.

Nos. and Colours on deposited Plans.	Description of Lands.	Owner or reputed Owner.	Lessee or reputed Lessee and Occupier.
1 (pink).	Pasture land being part of field numbered 694 on the Ordnance Survey map.	The Right Honourable Bernard Henry Philip Lord Petre.	Robert Hodge.
2 (green).	A right of way to the said land through land numbered 693 and 694 on the Ordnance Survey map.	Ditto - - -	Ditto.

Given under the Seal of Office of the Local Government Board this Twenty-ninth day of April One thousand nine hundred and five.

(L.S.)

G. W. BALFOUR President.
S. B. PROVIS Secretary.

RURAL DISTRICT OF ETON.

Provisional Order to enable the Rural District Council of Eton to put in force the Compulsory Clauses of the Lands Clauses Acts.

Eton Rural (Burnham) Order.

To the Rural District Council of Eton; —

And to all others whom it may concern.

WHEREAS the Rural District Council of Eton (herein-after referred to as "the Council") require to purchase and take the lands described in the schedule hereto for the disposal of the sewage of the contributory place of Burnham in their district and for providing access to such lands:

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

Art. I. The Council shall be empowered to put in force with reference to the lands described in the schedule hereto and for the purposes aforesaid the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Art. II. This Order may be cited as the Eton Rural (Burnham) Order 1905.

A.D. 1905.

Billericay Rural Order.

The SCHEDULE above referred to.

Parish of MOUNTNESSING in the County of ESSEX.

Nos. and Colours on deposited Plans.	Description of Lands.	Owner or reputed Owner.	Lessee or reputed Lessee and Occupier.
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(L.S.)

G. W. BALFOUR President.
S. B. PROVIS Secretary.

RURAL DISTRICT OF ETON.

Provisional Order to enable the Rural District Council of Eton to put in force the Compulsory Clauses of the Lands Clauses Acts.

Eton Rural (Burnham) Order.

To the Rural District Council of Eton; —

And to all others whom it may concern.

WHEREAS the Rural District Council of Eton (herein-after referred to as "the Council") require to purchase and take the lands described in the schedule hereto for the disposal of the sewage of the contributory place of Burnham in their district and for providing access to such lands:

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

Art. I. The Council shall be empowered to put in force with reference to the lands described in the schedule hereto and for the purposes aforesaid the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Art. II. This Order may be cited as the Eton Rural (Burnham) Order 1905.

A.D. 1905.

Eton Rural (Burnham) Order.

The SCHEDULE above referred to.

Parish of Hitcham in the County of Buckingham.

No. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessee or reputed Lessee and Occupier.
1	Field - -	The Provost and Fellows of Eton College the Bishop of Oxford the Ecclesiastical Commissioners the Reverend George Frewer Rector of Hitcham.	Frederick Cleare.

Given under the Seal of Office of the Local Government Board this Third day of May One thousand nine hundred and five.

(L.S.)

G. W. Balfour President.
S. B. Provis Secretary.

RURAL DISTRICT OF ETON.

Eton Rural (Iver) Order.

Provisional Order to enable the Rural District Council of Eton to put in force the Compulsory Clauses of the Lands Clauses Acts.

To the Rural District Council of Eton ; —

And to all others whom it may concern.

WHEREAS the Rural District Council of Eton (herein-after referred to as "the Council") require to purchase and take the lands described in the schedule hereto for the disposal of the sewage of the contributory place of Iver in their district and for providing access to such lands :

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

38 & 39 Vict. c. 55.

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

Art. II. This Order may be cited as the Eton Rural (Iver) Order 1905.

A.D. 1905.

Eton Rural (Burnham) Order.

The SCHEDULE above referred to.

Parish of Hitcham in the County of Buckingham.

No. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessee or reputed Lessee and Occupier.
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G. W. Balfour President.
S. B. Provis Secretary.

RURAL DISTRICT OF ETON.

Eton Rural (Iver) Order.

Provisional Order to enable the Rural District Council of Eton to put in force the Compulsory Clauses of the Lands Clauses Acts.

To the Rural District Council of Eton ; —

And to all others whom it may concern.

WHEREAS the Rural District Council of Eton (herein-after referred to as "the Council") require to purchase and take the lands described in the schedule hereto for the disposal of the sewage of the contributory place of Iver in their district and for providing access to such lands :

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

38 & 39 Vict. c. 55.

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

Art. II. This Order may be cited as the Eton Rural (Iver) Order 1905.

A.D. 1905.

Eton Rural (Iver) Order.

The SCHEDULE above referred to.

Parish of Iver in the County of Buckingham.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
2	Garden - -	Christopher John Hulme Tower.	Executors of William and Joseph Studds deceased viz. Alfred Studds Joseph Studds and William Garner.	William George Castle.
3	Ditto - -	Ditto - -	Ditto - -	Richard Raymont.
4	Ditto - -	Ditto - -	Ditto - - -	Robert Bullock.
5	Ditto - -	Ditto - -	Ditto - -	Richard Raymont.
6	Ditto - -	Ditto - -	Ditto - - -	William Charles Bryant.
7	Field and ditch -	Ditto - -	Ditto - -	Executors of William and Joseph Studds deceased (as before).
8	Part of stream (Colne Brook).	Ditto - -	Ditto - - -	Ditto.

Given under the Seal of Office of the Local Government Board this Fifteenth day of April One thousand nine hundred and five.

(L.S.)

G. W. Balfour President.
S. B. Provis Secretary.

HOUGHTON-LE-SPRING AND HETTON JOINT SMALL-POX HOSPITAL DISTRICT.

Provisional Order for forming a United District under Section 279 *of the Public Health Act* 1875.

Houghton-le-Spring and Hetton Order.

To the Urban District Council of Hetton;—
To the Urban District Council of Houghton-le-Spring;—
To the Rural District Council of Houghton-le-Spring;—
And to all others whom it may concern.

WHEREAS the district councils named in column 2 of the Schedule to this Order are the local authorities within the meaning of the Public Health Act 1875 for the districts named in column 1 of that Schedule: 38 & 39 Vict. c. 55.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 279 of the said Act and by any other Statutes in that behalf do hereby order as follows viz.,—

Art. I. In this Order— Definitions.

(1) The expression "the appointed day" means the date of the Act of Parliament confirming this Order;

A.D. 1905.

Eton Rural (Iver) Order.

The SCHEDULE above referred to.

Parish of Iver in the County of Buckingham.

Nos. on deposited Plans.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
2	Garden - -	Christopher John Hulme Tower.	Executors of William and Joseph Studds deceased viz. Alfred Studds Joseph Studds and William Garner.	William George Castle.
3	Ditto - -	Ditto - -	Ditto - -	Richard Raymont.
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To the Urban District Council of Hetton;—
To the Urban District Council of Houghton-le-Spring;—
To the Rural District Council of Houghton-le-Spring;—
And to all others whom it may concern.

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Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 279 of the said Act and by any other Statutes in that behalf do hereby order as follows viz.,—

Art. I. In this Order— Definitions.

(1) The expression "the appointed day" means the date of the Act of Parliament confirming this Order;

A.D. 1905.

Houghton-le-Spring and Hetton Order.

(2) The expression "the Schedule" means the Schedule to this Order;

(3) The expression "the Act" means the Public Health Act 1875;

(4) The expression "Constituent District" means a district named in column 1 of the Schedule and the expression "Constituent Districts" means all the districts so named;

(5) The expression "Constituent Authority" means a district council named in column 2 of the Schedule and the expression "Constituent Authorities" means all the district councils so named;

(6) The expression "the Joint Board" means the governing body of the United District to be formed in pursuance of this Order.

Commencement of Order.

Art. II. This Order shall come into operation from and after the appointed day.

Formation of district.

Art. III. The Constituent Districts shall be formed into a United District to be called the Houghton-le-Spring and Hetton Joint Small-pox Hospital District for the purposes of the provision maintenance and management for the use of the inhabitants of the Constituent Districts of a hospital or hospitals for the reception of cases of Small-pox.

Constitution of governing body.

Art. IV. The Joint Board shall consist of three ex-officio and ten elective members and shall be called the Houghton-le-Spring and Hetton Joint Small-pox Hospital Board.

Ex-officio and elective members.

Art. V. The ex-officio members shall be the persons described in column 3 of the Schedule and the elective members shall be elected by the Constituent Authorities.

Number and qualification of elective members.

Art. VI. The number of members of the Joint Board to be elected by each Constituent Authority shall be that set opposite to the name of the Constituent Authority in column 4 of the Schedule and the said members shall be chosen by each Constituent Authority from among their own members.

Disqualifications for members. 56 & 57 Vict. c. 73.

Art. VII. Such of the provisions of Section 46 of the Local Government Act 1894 as relate to members of councils of districts other than boroughs shall with the necessary modifications apply to members of the Joint Board.

Date of first election.

Art. VIII. The first election of members of the Joint Board shall take place at a meeting of each Constituent Authority to be held within six weeks from the appointed day or within such further time as the Local Government Board may allow and seven days' previous notice in writing of such meeting shall be given or sent to each member of the Constituent Authority by the clerk to that authority.

Notification to Local Government Board of members first elected.

Art. IX. The clerk to each Constituent Authority shall notify in writing to the Local Government Board within seven days after the first election has taken place the names address and occupation of each of the persons elected by the Constituent Authority as a member of the Joint Board.

Tenure of office of members.

Art. X. An elective member of the Joint Board shall continue in office until the expiration of the period for which he was elected a member of the

A.D. 1905.

Houghton-le-Spring and Hetton Order.

(2) The expression "the Schedule" means the Schedule to this Order;

(3) The expression "the Act" means the Public Health Act 1875;

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Ex-officio and elective members.

Art. V. The ex-officio members shall be the persons described in column 3 of the Schedule and the elective members shall be elected by the Constituent Authorities.

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Notification to Local Government Board of members first elected.

Art. IX. The clerk to each Constituent Authority shall notify in writing to the Local Government Board within seven days after the first election has taken place the names address and occupation of each of the persons elected by the Constituent Authority as a member of the Joint Board.

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Art. X. An elective member of the Joint Board shall continue in office until the expiration of the period for which he was elected a member of the

A.D. 1905.

Houghton-le-Spring and Hetton Order.

Joint Board or until he dies or resigns or ceases to be a member of the Constituent Authority as a member of which he was qualified to be elected or otherwise becomes disqualified or until he becomes an ex-officio member of the Joint Board whichever shall first happen:

Provided always that an elective member shall not continue in office for a longer period than three years without re-election and a member who ceases to hold office by reason of the expiration of his period of office or by reason of his resignation or disqualification or ceasing to be a member of the said Constituent Authority shall subject to the provisions of Article VII. of this Order be re-eligible as a member of the Joint Board if at the time of re-election he is qualified to be so re-elected.

Supply of vacancies.

Art. XI. Any vacancy occurring amongst the elective members of the Joint Board by death resignation disqualification or otherwise shall be filled up by the Constituent Authority in whose representation the vacancy happens at a meeting to be held within six weeks of the occurrence of the vacancy or within such further period as the Local Government Board determine and seven days' previous notice in writing of the said meeting shall be given or sent to each member of the Constituent Authority by the clerk to that authority and the clerk shall forthwith notify in writing to the clerk to the Joint Board the names address and occupation of the person elected to fill the said vacancy.

Meetings.

Art. XII.—(1) The time and place of holding the first meeting of the Joint Board shall be fixed by the Local Government Board and the subsequent ordinary meetings of the Joint Board shall be held at such times and places as the Joint Board may appoint and at all meetings of the Joint Board three members shall constitute a quorum.

(2) An extraordinary meeting shall be summoned by the clerk to the Joint Board when a requisition for that purpose is addressed to him by the chairman or any three members of the Joint Board.

(3) The requisition shall be in writing and no business other than that specified in the requisition shall be transacted at such extraordinary meeting.

(4) Notices of all meetings of the Joint Board shall be delivered or sent by post so as to reach the last known place of abode or business in England of each member of the Joint Board three clear days before the day of meeting or at such earlier time as the Joint Board direct.

Committees.

(5) The Joint Board may appoint committees consisting of members of the Joint Board for the exercise of any powers which in the opinion of the Joint Board can be properly exercised by committees but the acts of every such committee shall unless otherwise directed by the Joint Board be submitted to the Joint Board for approval Provided that a committee so appointed shall in no case be authorised to borrow money or to issue any precept for contributions or to enter into any contract and any such committee shall be subject to the provisions of Part IV. of the First Schedule to the Local Government Act 1894 so far as they are applicable.

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Houghton-le-Spring and Hetton Order.

Joint Board or until he dies or resigns or ceases to be a member of the Constituent Authority as a member of which he was qualified to be elected or otherwise becomes disqualified or until he becomes an ex-officio member of the Joint Board whichever shall first happen:

Provided always that an elective member shall not continue in office for a longer period than three years without re-election and a member who ceases to hold office by reason of the expiration of his period of office or by reason of his resignation or disqualification or ceasing to be a member of the said Constituent Authority shall subject to the provisions of Article VII. of this Order be re-eligible as a member of the Joint Board if at the time of re-election he is qualified to be so re-elected.

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A.D. 1905.

Houghton-le-Spring and Hetton Order.

Appointment and remuneration of officers.

Art. XIII. The Joint Board shall at their first meeting or at an adjournment thereof and thereafter as occasion requires appoint a chairman (who shall subject to the provisions of Articles VII. and X. of this Order continue chairman for such period not exceeding three years as may be determined by the Joint Board at the time of his appointment) a treasurer and a clerk and they may appoint one or more medical officers who shall be registered medical practitioners and such other officers and servants as they think requisite The Joint Board may pay their treasurer clerk medical officers and other officers and servants such reasonable remuneration as they deem expedient and every such treasurer clerk medical officer and other officer and servant shall be removable by the Joint Board at their pleasure.

Mode of admission into hospitals.

Art. XIV.—(1) Persons shall be admitted into a hospital provided by the Joint Board in any of the following modes and not otherwise except with the consent of the Constituent Authorities viz.,—

(*a*) By an order of the Joint Board or of a Constituent Authority;

(*b*) By an order of a medical officer of health of a Constituent Authority;

(*c*) By an order of a medical officer appointed by the Joint Board;

(*d*) By an order of a justice made under the provisions of Section 124 of the Act with the consent required by that section.

(2) If the board of guardians of the poor of the Houghton-le-Spring Union and the Joint Board agree for the reception into the hospital of persons in the receipt of relief from that board of guardians any such person may be admitted into the hospital in the manner and on the terms prescribed in the agreement.

Powers rights duties &c. of Joint Board.

Art. XV. For the purposes of this Order the following sections of the Act the Public Health (Officers) Act 1884 and the Public Health (Members and Officers) Act 1885 shall apply and the Joint Board shall have exercise perform and be subject to all the powers rights duties capacities liabilities and obligations of an Urban District Council under the same sections so far as the same are applicable viz.,—

Of the Act:—

Sections 122 123 131 and 132 relating to infectious diseases and hospitals.

Sections 173 and 174 (except sub-section 3) relating to contracts.

Sections 175 176 and 177 relating to purchase sale and letting of lands.

Sections 179 to 181 relating to arbitration.

Sections 192 to 197 and Sections 205 and 206 (except so much of Section 206 as requires the publication in a local newspaper of the annual report) relating to officers provision of offices and conduct of business of local authorities.

Sections 245 247 (as amended by the District Auditors Act 1879) 249 and 250 relating to audit.

A.D. 1905.

Houghton-le-Spring and Hetton Order.

Appointment and remuneration of officers.

Art. XIII. The Joint Board shall at their first meeting or at an adjournment thereof and thereafter as occasion requires appoint a chairman (who shall subject to the provisions of Articles VII. and X. of this Order continue chairman for such period not exceeding three years as may be determined by the Joint Board at the time of his appointment) a treasurer and a clerk and they may appoint one or more medical officers who shall be registered medical practitioners and such other officers and servants as they think requisite The Joint Board may pay their treasurer clerk medical officers and other officers and servants such reasonable remuneration as they deem expedient and every such treasurer clerk medical officer and other officer and servant shall be removable by the Joint Board at their pleasure.

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(*c*) By an order of a medical officer appointed by the Joint Board;

(*d*) By an order of a justice made under the provisions of Section 124 of the Act with the consent required by that section.

(2) If the board of guardians of the poor of the Houghton-le-Spring Union and the Joint Board agree for the reception into the hospital of persons in the receipt of relief from that board of guardians any such person may be admitted into the hospital in the manner and on the terms prescribed in the agreement.

Powers rights duties &c. of Joint Board.

Art. XV. For the purposes of this Order the following sections of the Act the Public Health (Officers) Act 1884 and the Public Health (Members and Officers) Act 1885 shall apply and the Joint Board shall have exercise perform and be subject to all the powers rights duties capacities liabilities and obligations of an Urban District Council under the same sections so far as the same are applicable viz.,—

Of the Act:—

Sections 122 123 131 and 132 relating to infectious diseases and hospitals.

Sections 173 and 174 (except sub-section 3) relating to contracts.

Sections 175 176 and 177 relating to purchase sale and letting of lands.

Sections 179 to 181 relating to arbitration.

Sections 192 to 197 and Sections 205 and 206 (except so much of Section 206 as requires the publication in a local newspaper of the annual report) relating to officers provision of offices and conduct of business of local authorities.

Sections 245 247 (as amended by the District Auditors Act 1879) 249 and 250 relating to audit.

Sections 251 253 and 254 and Sections 258 to 263 and 265 to 267 and Section 269 as amended by the Summary Jurisdiction Act 1884 relating to legal proceedings.

Section 298 as to costs of Provisional Orders.

Sections 306 to 309 including miscellaneous provisions.

Of the Public Health (Officers) Act 1884 :— 47 & 48 Vict. c. 74.

Section 2.

Of the Public Health (Members and Officers) Act 1885 :— 48 & 49 Vict. c. 53.

Section 2.

Power of Local Government Board to make regulations for the prevention of epidemic diseases.

Art. XVI. The Joint Board shall for the purpose of the sections of the Act with regard to the "Prevention of epidemic diseases" be a local authority so as to enable the Local Government Board by any regulations under those sections to confer powers and to impose duties on the Joint Board and so far as regards any powers so conferred and any duties so imposed but nothing in this Order contained shall prevent the Local Government Board from imposing any duties by any regulations under the said sections on any Constituent Authority or affect the powers of any Constituent Authority so far as the same may be required to be exercised in pursuance of the said regulations.

Saving hospital powers of Constituent Authorities till hospital provided.

Art. XVII. Until a hospital provided by the Joint Board is ready for the reception of patients nothing in this Order shall take away abridge or prejudicially affect any power vested in any Constituent Authority with regard to the provision of a hospital or hospitals for the use of the inhabitants of their district.

Notice of provisions as to recovery of cost of maintenance.

Art. XVIII. A copy of Section 132 of the Act shall be exhibited in a conspicuous place at the principal entrance of the hospital or hospitals.

Expenses of Joint Board.

Art. XIX.—(1) All the expenses incurred by the Joint Board shall be defrayed out of a common fund to which shall be paid the sums received from the Constituent Authorities in respect of the cost of maintenance of patients as herein-after provided and the sums recovered by the Joint Board from or repaid to the Joint Board by or for patients.

(2) To the common fund so far as the same is not provided by the aforesaid payments the Constituent Authorities respectively shall contribute in the manner provided by Section 283 of the Act.

Calculation and payment of cost of maintenance of patients.

Art. XX.—(1) The cost of maintenance of patients shall be ascertained and paid as follows viz.,—

(*a*) Within twenty-one days from the Thirty-first day of March and the Thirtieth day of September in each year the Joint Board shall ascertain the average daily cost per patient of the maintenance of patients who have been in the hospital during the previous half-year;

Sections 251 253 and 254 and Sections 258 to 263 and 265 to 267 and Section 269 as amended by the Summary Jurisdiction Act 1884 relating to legal proceedings.

Section 298 as to costs of Provisional Orders.

Sections 306 to 309 including miscellaneous provisions.

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(*b*) The cost of maintenance of patients shall include all the expenses incurred in and about the maintenance and care of the patients in the hospital and in and about their medical treatment (except so far as the same shall be included in the salaries of the medical officer or medical officers and permanent nurse or nurses) and in and about the clothing conveyance to and from the hospital burials and funerals of patients and shall also include during any day in which a patient or patients may have been in the hospital the remuneration and rations of temporary nurses but shall not include the cost of the repairs to the hospital or to the fittings and furniture thereof or the salaries remuneration or rations of the officers or servants other than temporary nurses.

(2) The clerk to the Joint Board shall within twenty-eight days after the Thirty-first day of March and the Thirtieth day of September in each year transmit to the clerk to each Constituent Authority an account showing in respect of the patients received into the hospital from the district of such authority after deducting any sums recovered by the Joint Board from or repaid to the Joint Board by or for those patients—

(*a*) the name of each patient;

(*b*) the number of days during such half-year each patient has remained in the hospital; and

(*c*) the amount (calculated according to the daily average ascertained as aforesaid) due from the Constituent Authority.

(3) The amount shown by the said account to be due shall be paid by the Constituent Authority from whose district the said patients have been received into the hospital and shall be included in the precepts which the Joint Board issue to the Constituent Authorities respectively under Section 284 of the Act stating the sums to be contributed by the Constituent Authorities towards the common fund of the district and in case of default shall be recovered in like manner as the sums to be contributed towards the said common fund.

Inspection of accounts.

Art. XXI. The accounts of the Joint Board shall at all reasonable times be open to inspection and transcription without payment by any member of a Constituent Authority or by any officer of a Constituent Authority authorised by them for that purpose.

Auditor's report and abstract of accounts.

Art. XXII. A copy of the auditor's report and of the abstract of the accounts of the Joint Board when duly audited shall be sent by the Joint Board to each Constituent Authority.

Power of Local Government Board to adapt provisions of Order on alterations of Constituent Districts.

Art. XXIII. If at any time any new district is formed including the whole or any part of a Constituent District or the boundaries of a Constituent District are otherwise altered or a Constituent District is created or included in a municipal borough or any repeal or alteration is made in the law affecting the United District or the Joint Board or a Constituent District or Constituent Authority in matters touching their relation to the United

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District or the Joint Board then and in every such case the Local Government Board may by order to be published as they shall direct make such provision as to them seems fit for adapting the provisions of this Order to the alteration so made and to the incidents and consequences thereof and every such order shall have effect as if the terms thereof were inserted in this Order.

Settlement of differences.

Art. XXIV. In case of difference respecting any matter arising out of the provisions of this Order the difference except in any case otherwise herein provided for shall be referred to and be settled by arbitration in the manner provided by the Act and the provisions of the Act shall with the necessary modifications apply as if the Joint Board or a Constituent Authority as the case may be were a party within the meaning of those provisions.

Short title.

Art. XXV. This Order may be cited as the Houghton-le-Spring and Hetton Joint Small-pox Hospital Order 1905.

The SCHEDULE above referred to.

1.	2.	3.		4.
Name of District.	Name of District Council.	Ex-officio Members.		Elective Members.
		Number.	Description.	Number.
The Urban District of Hetton.	The Urban District Council of Hetton.	1	The Chairman of the Urban District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the Urban District Council.	3
The Urban District of Houghton-le-Spring.	The Urban District Council of Houghton-le-Spring.	1	The Chairman of the Urban District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the Urban District Council.	3
The Rural District of Houghton-le-Spring.	The Rural District Council of Houghton-le-Spring.	1	The Chairman of the Rural District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the Rural District Council.	4

Given under the Seal of Office of the Local Government Board this First day of May One thousand nine hundred and five.

(L.S.)

G. W. Balfour President.
S. B. Provis Secretary.

District or the Joint Board then and in every such case the Local Government Board may by order to be published as they shall direct make such provision as to them seems fit for adapting the provisions of this Order to the alteration so made and to the incidents and consequences thereof and every such order shall have effect as if the terms thereof were inserted in this Order.

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The SCHEDULE above referred to.

1.	2.	3.		4.
Name of District.	Name of District Council.	Ex-officio Members.		Elective Members.
		Number.	Description.	Number.
The Urban District of Hetton.	The Urban District Council of Hetton.	1	The Chairman of the Urban District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the Urban District Council.	3
The Urban District of Houghton-le-Spring.	The Urban District Council of Houghton-le-Spring.	1	The Chairman of the Urban District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the Urban District Council.	3
The Rural District of Houghton-le-Spring.	The Rural District Council of Houghton-le-Spring.	1	The Chairman of the Rural District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the Rural District Council.	4

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RUGBY JOINT HOSPITAL DISTRICT.

Rugby Order

Provisional Order for forming a United District under Section 279 *of the Public Health Act* 1875.

To the Urban District Council of Rugby;—
To the Rural District Council of Crick;—
To the Rural District Council of Monks Kirby;—
To the Rural District Council of Rugby;—
And to all others whom it may concern.

WHEREAS the district councils named in column 2 of the Schedule to this Order are the local authorities within the meaning of the Public Health Act 1875 for the districts named in column 1 of that Schedule:

38 & 39 Vict. c. 55.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 279 of the said Act and by any other Statutes in that behalf do hereby order as follows viz.,—

Definitions.

Art. I. In this Order—

(1) The expression "the appointed day" means the date of the Act of Parliament confirming this Order;

(2) The expression "the Schedule" means the Schedule to this Order;

(3) The expression "the Act" means the Public Health Act 1875;

(4) The expression "Constituent District" means a district named in column 1 of the Schedule and the expression "Constituent Districts" means all the districts so named;

(5) The expression "Constituent Authority" means a district council named in column 2 of the Schedule and the expression "Constituent Authorities" means all the district councils so named;

(6) The expression "the Joint Board" means the governing body of the United District to be formed in pursuance of this Order.

Commencement of Order.

Art. II. This Order shall come into operation from and after the appointed day.

Formation of district.

Art. III. The Constituent Districts shall be formed into a United District to be called the Rugby Joint Hospital District for the purposes of the provision maintenance and management for the use of the inhabitants of the Constituent Districts of a hospital or hospitals for the reception of cases of infectious diseases.

Constitution of governing body.

Art. IV. The Joint Board shall consist of two ex-officio and nine elective members and shall be called the Rugby Joint Hospital Board.

Ex-officio and elective members.

Art. V. The ex-officio members shall be the persons described in column 3 of the Schedule and the elective members shall be elected by the Constituent Authorities.

Number and qualification of elective members.

Art. VI. The number of members of the Joint Board to be elected by each Constituent Authority shall be that set opposite to the name of the

A.D. 1905.

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Number and qualification of elective members.

Art. VI. The number of members of the Joint Board to be elected by each Constituent Authority shall be that set opposite to the name of the

Constituent Authority in column 4 of the Schedule and the said members shall be chosen by each Constituent Authority from among their own members.

Disqualifications for members. 56 & 57 Vict. c. 73.

Art. VII. Such of the provisions of Section 46 of the Local Government Act 1894 as relate to members of councils of districts other than boroughs shall with the necessary modifications apply to members of the Joint Board.

Date of first election.

Art. VIII. The first election of members of the Joint Board shall take place at a meeting of each Constituent Authority to be held within six weeks from the appointed day or within such further time as the Local Government Board may allow and seven days' previous notice in writing of such meeting shall be given or sent to each member of the Constituent Authority by the clerk to that authority.

Notification to Local Government Board of members first elected.

Art. IX. The clerk to each Constituent Authority shall notify in writing to the Local Government Board within seven days after the first election has taken place the names address and occupation of each of the persons elected by the Constituent Authority as a member of the Joint Board.

Tenure of office of members.

Art. X. An elective member of the Joint Board shall continue in office until the expiration of the period for which he was elected a member of the Joint Board or until he dies or resigns or ceases to be a member of the Constituent Authority as a member of which he was qualified to be elected or otherwise becomes disqualified or until he becomes an ex-officio member of the Joint Board whichever shall first happen :

Provided always that an elective member shall not continue in office for a longer period than three years without re-election and a member who ceases to hold office by reason of the expiration of his period of office or by reason of his resignation or disqualification or ceasing to be a member of the said Constituent Authority shall subject to the provisions of Article VII. of this Order be re-eligible as a member of the Joint Board if at the time of re-election he is qualified to be so re-elected.

Supply of vacancies.

Art. XI. Any vacancy occurring amongst the elective members of the Joint Board by death resignation disqualification or otherwise shall be filled up by the Constituent Authority in whose representation the vacancy happens at a meeting to be held within six weeks of the occurrence of the vacancy or within such further period as the Local Government Board determine and seven days' previous notice in writing of the said meeting shall be given or sent to each member of the Constituent Authority by the clerk to that authority and the clerk shall forthwith notify in writing to the clerk to the Joint Board the names address and occupation of the person elected to fill the said vacancy.

Meetings.

Art. XII.—(1) The time and place of holding the first meeting of the Joint Board shall be fixed by the Local Government Board and the subsequent ordinary meetings of the Joint Board shall be held at such times and places as the Joint Board may appoint and at all meetings of the Joint Board three members shall constitute a quorum.

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(2) An extraordinary meeting shall be summoned by the clerk to the Joint Board when a requisition for that purpose is addressed to him by the chairman or any three members of the Joint Board.

(3) The requisition shall be in writing and no business other than that specified in the requisition shall be transacted at such extraordinary meeting.

(4) Notices of all meetings of the Joint Board shall be delivered or sent by post so as to reach the last known place of abode or business in England of each member of the Joint Board three clear days before the day of meeting or at such earlier time as the Joint Board direct.

Committees.

(5) The Joint Board may appoint committees consisting of members of the Joint Board for the exercise of any powers which in the opinion of the Joint Board can be properly exercised by committees but the acts of every such committee shall unless otherwise directed by the Joint Board be submitted to the Joint Board for approval Provided that a committee so appointed shall in no case be authorised to borrow money or to issue any precept for contributions or to enter into any contract and any such committee shall be subject to the provisions of Part IV. of the First Schedule to the Local Government Act 1894 so far as they are applicable.

Appointment and remuneration of officers.

Art. XIII. The Joint Board shall at their first meeting or at an adjournment thereof and thereafter as occasion requires appoint a chairman (who shall subject to the provisions of Articles VII. and X. of this Order continue chairman for such period not exceeding three years as may be determined by the Joint Board at the time of his appointment) a treasurer and a clerk and they may appoint one or more medical officers who shall be registered medical practitioners and such other officers and servants as they think requisite The Joint Board may pay their treasurer clerk medical officers and other officers and servants such reasonable remuneration as they deem expedient and every such treasurer clerk medical officer and other officer and servant shall be removable by the Joint Board at their pleasure.

Mode of admission into hospitals.

Art. XIV.—(1) Persons shall be admitted into a hospital provided by the Joint Board in any of the following modes and not otherwise except with the consent of the Constituent Authorities viz.,—

(*a*) By an order of the Joint Board or of a Constituent Authority ;

(*b*) By an order of a medical officer of health of a Constituent Authority ;

(*c*) By an order of a medical officer appointed by the Joint Board ;

(*d*) By an order of a justice made under the provisions of Section 124 of the Act with the consent required by that section.

(2) If the board of guardians of the poor of the Lutterworth Union or of the Rugby Union and the Joint Board agree for the reception into the hospital of persons in the receipt of relief from that board of guardians any such person may be admitted into the hospital in the manner and on the terms prescribed in the agreement.

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Of the Public Health (Members and Officers) Act 1885:— 48 & 49 Vict. c. 53.

Section 2.

Art. XVI. The Joint Board shall for the purpose of the sections of the Act with regard to the "Prevention of epidemic diseases" be a local authority so as to enable the Local Government Board by any regulations under those sections to confer powers and to impose duties on the Joint Board and so far as regards any powers so conferred and any duties so imposed but nothing in this Order contained shall prevent the Local Government Board from imposing any duties by any regulations under the said sections on any Constituent Authority or affect the powers of any Constituent Authority so far as the same may be required to be exercised in pursuance of the said regulations.

Power of Local Government Board to make regulations for prevention of epidemic diseases.

Art. XVII. Until a hospital provided by the Joint Board is ready for the reception of patients nothing in this Order shall take away abridge or prejudicially affect any power vested in any Constituent Authority with regard to the provision of a hospital or hospitals for the use of the inhabitants of their district.

Saving hospital powers of Constituent Authorities till hospital provided.

Art. XVIII. A copy of Section 132 of the Act shall be exhibited in a conspicuous place at the principal entrance of the hospital or hospitals.

Notice of provisions as to recovery of cost of maintenance.

A.D. 1905.

Rugby Order.

Art. XV. For the purposes of this Order the following sections of the Act the Public Health (Officers) Act 1884 and the Public Health (Members and Officers) Act 1885 shall apply and the Joint Board shall have exercise perform and be subject to all the powers rights duties capacities liabilities and obligations of an Urban District Council under the same sections so far as the same are applicable viz.,—

Powers rights duties &c. of Joint Board.

Of the Act:—

Sections 122 123 131 and 132 relating to infectious diseases and hospitals.

Sections 173 and 174 (except sub-section 3) relating to contracts.

Sections 175 176 and 177 relating to purchase sale and letting of lands.

Sections 179 to 181 relating to arbitration.

Sections 192 to 197 and Sections 205 and 206 (except so much of Section 206 as requires the publication in a local newspaper of the annual report) relating to officers provision of offices and conduct of business of local authorities.

Sections 245 247 (as amended by the District Auditors Act 1879) 249 and 250 relating to audit.

Sections 251 253 and 254 and Sections 258 to 263 and 265 to 267 and Section 269 as amended by the Summary Jurisdiction Act 1884 relating to legal proceedings.

Section 298 as to costs of Provisional Orders.

Sections 306 to 309 including miscellaneous provisions.

Of the Public Health (Officers) Act 1884:— 47 & 48 Vict. c. 74.

Section 2.

Of the Public Health (Members and Officers) Act 1885:— 48 & 49 Vict. c. 53.

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Notice of provisions as to recovery of cost of maintenance.

A.D. 1905.

Rugby Order.

Expenses of Joint Board.

Art. XIX.—(1) All the expenses incurred by the Joint Board shall be defrayed out of a common fund to which shall be paid the sums received from the Constituent Authorities in respect of the cost of maintenance of patients as herein-after provided and the sums recovered by the Joint Board from or repaid to the Joint Board by or for patients.

(2) To the common fund so far as the same is not provided by the aforesaid payments each Constituent Authority shall contribute in the following proportions viz.,—

The Urban District Council of Rugby - -	Nine-sixteenths.
The Rural District Council of Crick - - -	One-sixteenth.
The Rural District Council of Monks Kirby -	One-sixteenth.
The Rural District Council of Rugby - -	Five-sixteenths.

Calculation and payment of cost of maintenance of patients.

Art. XX.—(1) The cost of maintenance of patients shall be ascertained and paid as follows viz.,—

(*a*) Within twenty-one days from the Thirty-first day of March and the Thirtieth day of September in each year the Joint Board shall ascertain the average daily cost per patient of the maintenance of patients who have been in the hospital during the previous half-year;

(*b*) The cost of maintenance of patients shall include all the expenses incurred in and about the maintenance and care of the patients in the hospital and in and about their medical treatment (except so far as the same shall be included in the salaries of the medical officer or medical officers and permanent nurse or nurses) and in and about the clothing conveyance to and from the hospital burials and funerals of patients and shall also include during any day in which a patient or patients may have been in the hospital the remuneration and rations of temporary nurses but shall not include the cost of the repairs to the hospital or to the fittings and furniture thereof or the salaries remuneration or rations of the officers or servants other than temporary nurses.

(2) The clerk to the Joint Board shall within twenty-eight days after the Thirty-first day of March and the Thirtieth day of September in each year transmit to the clerk to each Constituent Authority an account showing in respect of the patients received into the hospital from the district of such authority after deducting any sums recovered by the Joint Board from or repaid to the Joint Board by or for those patients—

(*a*) the name of each patient;

(*b*) the number of days during such half-year each patient has remained in the hospital; and

(*c*) the amount (calculated according to the daily average ascertained as aforesaid) due from the Constituent Authority.

A.D. 1905.

Rugby Order.

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(*b*) the number of days during such half-year each patient has remained in the hospital; and

(*c*) the amount (calculated according to the daily average ascertained as aforesaid) due from the Constituent Authority.

(3) The amount shown by the said account to be due shall be paid by the Constituent Authority from whose district the said patients have been received into the hospital and shall be included in the precepts which the Joint Board issue to the Constituent Authorities respectively under Section 284 of the Act stating the sums to be contributed by the Constituent Authorities towards the common fund of the district and in case of default shall be recovered in like manner as the sums to be contributed towards the said common fund.

Inspection of accounts.

Art. XXI. The accounts of the Joint Board shall at all reasonable times be open to inspection and transcription without payment by any member of a Constituent Authority or by any officer of a Constituent Authority authorised by them for that purpose.

Auditor's report and abstract of accounts.

Art. XXII. A copy of the auditor's report and of the abstract of the accounts of the Joint Board when duly audited shall be sent by the Joint Board to each Constituent Authority.

Power of Local Government Board to adapt provisions of Order on alterations of Constituent Districts.

Art. XXIII. If at any time any new district is formed including the whole or any part of a Constituent District or the boundaries of a Constituent District are otherwise altered or a Constituent District is created or included in a municipal borough or any repeal or alteration is made in the law affecting the United District or the Joint Board or a Constituent District or Constituent Authority in matters touching their relation to the United District or the Joint Board then and in every such case the Local Government Board may by order to be published as they shall direct make such provision as to them seems fit for adapting the provisions of this Order to the alteration so made and to the incidents and consequences thereof and every such order shall have effect as if the terms thereof were inserted in this Order.

Settlement of differences.

Art. XXIV. In case of difference respecting any matter arising out of the provisions of this Order the difference except in any case otherwise herein provided for shall be referred to and be settled by arbitration in the manner provided by the Act and the provisions of the Act shall with the necessary modifications apply as if the Joint Board or a Constituent Authority as the case may be were a party within the meaning of those provisions.

Short title.

Art. XXV. This Order may be cited as the Rugby Joint Hospital Order 1905.

(3) The amount shown by the said account to be due shall be paid by the Constituent Authority from whose district the said patients have been received into the hospital and shall be included in the precepts which the Joint Board issue to the Constituent Authorities respectively under Section 284 of the Act stating the sums to be contributed by the Constituent Authorities towards the common fund of the district and in case of default shall be recovered in like manner as the sums to be contributed towards the said common fund.

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A.D. 1905.

Rugby Order.

The SCHEDULE above referred to.

1.	2.	3.		4.
Name of District.	Name of District Council.	Ex-officio Members.		Elective Members.
		Number.	Description.	Number.
The Urban District of Rugby.	The Urban District Council of Rugby.	1	The Chairman of the Urban District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the Urban District Council.	5
The Rural District of Crick.	The Rural District Council of Crick.	—	——	1
The Rural District of Monks Kirby.	The Rural District Council of Monks Kirby.	—	——	1
The Rural District of Rugby.	The Rural District Council of Rugby.	1	The Chairman of the Rural District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the Rural District Council.	2

Given under the Seal of Office of the Local Government Board this Second day of May One thousand nine hundred and five.

(L.S.)

G. W. Balfour President.
S. B. Provis Secretary.

Printed by Eyre and Spottiswoode,
for
Rowland Bailey, Esq., M.V.O., I.S.O., the King's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from
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Oliver and Boyd, Edinburgh; or
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The Rural District of Crick.	The Rural District Council of Crick.	—	——	1
The Rural District of Monks Kirby.	The Rural District Council of Monks Kirby.	—	——	1
The Rural District of Rugby.	The Rural District Council of Rugby.	1	The Chairman of the Rural District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the Rural District Council.	2

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