CHAPTER 37.

An Act to further amend the Acts relating to the raising of Money by the Metropolitan Board of Works; and for other purposes relating thereto.

[8th August 1878.]

38 & 39 Vict. c. 65.

WHEREAS by the Metropolitan Board of Works (Loans) Act, 1875 (in this Act referred to as "the Act of 1875"), the raising of money by the Metropolitan Board of Works (in this Act referred to as "the Board") for the purposes therein specified was regulated, and provision was made requiring that the borrowing powers granted to the Board by Parliament for the purposes therein named should for the future be limited both in time and amount:

40 & 41 Vict. c. 52.

And whereas by the Metropolitan Board of Works (Money) Act, 1877 (in this Act referred to as the "Act of 1877"), the Board were empowered to raise certain sums of money for the purposes in the said Acts mentioned, and limits of time and amount within which the powers by the said Acts granted might be exercised were fixed:

And whereas the powers for the raising of money by the Act of 1877, conferred upon the Board, have been partially exercised, but it is expedient that the Board should have power to raise certain further sums of money for the purposes, upon the terms, and subject to the limitations herein-after mentioned, and that for such purposes the Act of 1877 should be amended:

And whereas it is expedient that the Board should be empowered to raise any of the moneys which they are by this Act authorised to raise, and which it may be convenient to raise for a temporary period, by the issue of bills, with the consent of the Treasury for not less than three and not more than twelve months, to be repaid out of moneys raised by the creation of consolidated stock under this Act:

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:

Short title.

1. This Act may be cited as the Metropolitan Board of Works (Money) Act, 1878; and the Metropolitan Board of Works (Money) Acts, 1875 to 1877, and this Act may be cited together as the Metropolitan Board of Works (Money) Acts, 1875 to 1878.

Construction of Act.
32 & 33 Vict. c. 102.
33 & 34 Vict. c. 24.
34 & 35 Vict. c. 47.
38 & 39 Vict. c. 65.
39 & 40 Vict. c. 55.
40 & 41 Vict. c. 52.

2. This Act shall be read and have effect as one with the Metropolitan Board of Works (Loans) Acts, 1869 to 1871, and the Metropolitan Board of Works (Money) Acts, 1875 to 1877.

Amendment of s. 13. of 40 & 41 Vict. c. 52.

3. Section thirteen of the Act of 1877 shall be read and construed as if the aggregate amount which the Board was thereby authorised to lend to the corporations, bodies of commissioners, burial boards, and other public bodies therein specified, had been limited to a sum not exceeding one hundred thousand pounds instead of fifty thousand pounds.

Power for Board to expend under 18 & 19 Vict. c. 120. s. 144. and 25 & 26 Vict. c. 102. s. 72.

4. The Board may from time to time up to the thirty-first day of December one thousand eight hundred and seventy-nine, expend, under section one hundred and forty-four of the Metropolis Management Act, 1855, and section seventy-two of the Metropolis Management Amendment Act, 1862, such money as they think fit for the purposes mentioned in the said sections respectively.

The aggregate amount expended by the Board under this section shall not exceed one hundred thousand pounds.

The Board, in order to raise money for purposes of this section, may from time to time create consolidated stock.

Power for Board to expend for Fire Brigade purposes. 28 & 29 Vict. c. 90.

5. The Board may from time to time up to the thirty-first day of December one thousand eight hundred and seventy-nine, expend for the purposes of providing station houses, fire engines, fire escapes, and permanent plant, for the purposes of the Fire Brigade Act, 1865, such money as they think fit, not exceeding twenty thousand pounds.

The Board, in order to raise money for purposes of this section, may from time to time create consolidated stock.

The Board shall from time to time carry to the consolidated loans fund such sums as the Treasury approve, as being, in their opinion, sufficient to redeem, within thirty years

from the date of the creation of stock for purposes of this section, an amount of consolidated stock equal to that so created.

Power for Board to expend for purposes of 40 & 41 Vict. c. ccxxxv.

6. The Board may from time to time up to the thirty-first day of December one thousand eight hundred and seventy-nine, expend for the purposes of the Metropolitan Street Improvements Act, 1877, such money as they think fit, not exceeding one million five hundred thousand pounds, or so much thereof as, together with any moneys expended for the said purposes under the authority of the Act of 1877, shall not exceed three million seven hundred and twelve thousand five hundred and seven pounds.

The Board, in order to raise money for purposes of this section, may from time to time create consolidated stock: Provided always, that the money to be raised and the consolidated stock to be created by the Board under this section shall be raised and created by them from time to time in such amounts and at such times only as the Board shall actually require, and as the Treasury shall approve, for the purpose of carrying out the provisions of the said Act in a proper and efficient manner.

Power for Board to expend for the purposes of 35 & 36 Vict. c. clxiii.

7. The Board may from time to time up to the thirty-first day of December one thousand eight hundred and seventy-nine, expend for the purposes of the Metropolitan Street Improvements Act, 1872, such sums of money as they think fit, not exceeding sixty thousand pounds, or so much thereof as, together with any moneys expended for the said purposes under the authority of the Act of 1877, shall not exceed sixty thousand pounds.

The Board, in order to raise money for purposes of this section, may from time to time create consolidated stock.

Power for Board to expend for the purposes of 36 & 37 Vict. c. lxxxvi. and 38 & 39 Vict. c. clxxix.

8. The Board may from time to time up to the thirty-first day of December one thousand eight hundred and seventy-nine, expend for the purposes of the Metropolitan Commons Supplemental Act, 1873 (which relates to Tooting Beck Common), and so much of the Metropolitan Board of Works (Various Powers) Act, 1875, as relates to Tooting Graveney Common, such money as they think fit, not exceeding twelve thousand pounds.

The Board, in order to raise money for purposes of this section, may from time to time create consolidated stock.

Power for Board to expend for the purposes of 41 & 42 Vict. c. cxlv.

9. The Board may from time to time up to the thirty-first day of December one thousand eight hundred and seventy-nine, expend for the purposes of the Metropolitan Board of Works (Plumstead Common, &c.) Act, 1878, such money as they think fit, not exceeding ten thousand pounds.

The Board, in order to raise money for purposes of this section, may from time to time create consolidated stock.

Power for Board to lend to vestry or district board. 18 & 19 Vict. c. 120.

10. Where a vestry or district board constituted under the Metropolis Management Act, 1855, desire in pursuance of authority vested in them by Act of Parliament to borrow money for the purpose of any work or for the purpose of paying off any loan or debt, or for any other purpose, and it appears to the Board and to the Treasury expedient that the repayment of the money to be borrowed shall be spread over a series of years, then, from time to time up to the thirty-first day of December one thousand eight hundred and seventy-nine, the Board may lend to the vestry or district board, and the vestry or district board may borrow from the Board, such money as the Board think fit and as the vestry or district board are authorised and desire to borrow.

The aggregate amount lent by the Board under this section shall not exceed two hundred thousand pounds.

The Board, in order to raise money for purposes of this section, may from time to time create consolidated stock.

Money lent by the Board under this section shall, notwithstanding anything in any other Act, be repaid to them, with interest, within such time after the borrowing as the Board and the borrowers, with the approval of the Treasury, agree, not exceeding in case of a loan for purposes of improvements effected by the widening of streets or bridges, or for the purpose of purchase of land in fee simple, sixty years, and for any other purpose thirty years.

In case of a loan required to be for not exceeding thirty years, the Board shall from time to time carry to the consolidated loans fund such sums as the Treasury approve as

being in their opinion sufficient to redeem, within the period for which the loan is made, not exceeding thirty years from the date of the creation of stock for purposes of this section, an amount of consolidated stock equal to that so created.

Power for Board to lend to board of guardians. 18 & 19 Vict. c. 120.

11. Where a board of guardians of a union or parish wholly or for the greater part in the metropolis as defined in the Metropolis Management Act, 1855, desire in pursuance of authority vested in them to borrow money for the purpose of any work, or for the purpose of paying off any loan or debt, or for any other purpose, and it appears to the Board and the Treasury expedient that the repayment of the money to be borrowed shall be spread over a series of years, then, from time to time up to the thirty-first day of December one thousand eight hundred and seventy-nine, the Board may lend to the board of guardians, and the board of guardians may borrow from the Board, such money as the Board think fit and as the board of guardians are authorised and desire to borrow.

The aggregate amount lent by the Board under this section shall not exceed two hundred thousand pounds.

The Board, in order to raise money for purposes of this section, may from time to time create consolidated stock.

Money lent by the Board under this section shall, notwithstanding anything in any other Act, be repaid to them, with interest, within such time after the borrowing as the Board and the borrowers, with the approval of the Treasury, agree, not exceeding thirty years.

The Board shall from time to time carry to the consolidated loans fund such sums as the Treasury approve as being in their opinion sufficient to redeem, within the period for which the loan is made, not exceeding thirty years from the date of the creation of stock for purposes of this section, an amount of consolidated stock equal to that so created.

Power for Board to lend to corporations, burial boards, &c. 18 & 19 Vict. c. 120.

12. Where any corporation, body of commissioners, burial board, or other public body having power to levy, directly or indirectly, rates in respect of lands in the metropolis as defined in the Metropolis Management Act, 1855, or to make charges on rates leviable in the metropolis as so defined, or to take within the metropolis as so defined dues or impositions in the nature of rates, desire in pursuance of authority vested in them to borrow money for the purpose of any work, or for the purpose of paying off any loan or debt, or for any other purpose, and it appears to the Board and to the Treasury expedient that the repayment of the money to be borrowed shall be spread over a series of years, then, from time to time up to the thirty-first day of December one thousand eight hundred and seventy-nine, with the approval of the Treasury, the Board may lend to the corporation, commissioners, burial board, or other public body, and they may borrow from the Board, such money as the Board think fit and as the corporation, commissioners, burial board, or other public body are authorised and desire to borrow.

The aggregate amount lent by the Board under this section shall not exceed one hundred thousand pounds.

The Board, in order to raise money for purposes of this section, may from time to time create consolidated stock.

Money lent by the Board under this section shall, notwithstanding anything in any other Act, be repaid to them, with interest, within such time after the borrowing as the Board and the borrowers, with the approval of the Treasury, agree, not exceeding in case of a loan for purposes of improvements effected by the widening of streets or bridges, or for the purpose of purchase of land in fee simple, sixty years, and for any other purpose thirty years.

In case of a loan required to be for not exceeding thirty years the Board shall from time to time carry to the consolidated loans fund such sums as the Treasury approve as being in their opinion sufficient to redeem, within the period for which the loan is made, not exceeding thirty years from the date of the creation of stock for purposes of this section, an amount of consolidated stock equal to that so created.

Nothing in this section shall apply to the case of the managers of the Metropolitan Asylum District, or of the School Board for London.

Extension of amount of loans by Board for Metro-

13. The Board may from time to time, up to the thirty-first day of December one thousand eight hundred and seventy-nine, lend to the managers of the Metropolitan Asylum District, in addition to the sum of five hundred thousand pounds authorised by section thirty-seven of the Metropolitan Board of Works (Loans) Act, 1869, and to the

sum of one hundred thousand pounds authorised by section seventeen of the Metropolitan Board of Works (Loans) Act, 1871, and to the sum of one hundred thousand pounds authorised by section seven of the Act of 1875, and to the sum of one hundred thousand pounds authorised by section ten of the Act of 1876, and to the sum of fifty thousand pounds authorised by section fourteen of the Act of 1877, such sums as the managers are from time to time authorised by the Local Government Board to borrow in pursuance of the Acts in the first-mentioned section referred to, not exceeding in the whole fifty thousand pounds, and the first-mentioned section shall be construed as if nine hundred thousand pounds were therein substituted for five hundred thousand pounds.

politan Asylum District. 32 & 33 Vict. c. 102. 34 & 35 Vict. c. 47.

14. Notwithstanding anything in this Act or in any other Act relating to the Board contained, the Board, with the consent of the Treasury, may from time to time as they think fit, raise any part of the moneys which they are by this Act authorised to raise, not exceeding in the whole the sum of five hundred thousand pounds, by the issue of bills under this Act.

Board may raise money by bills.

15. A bill under this Act (in this Act referred to as a "metropolitan bill") shall be a bill in form prescribed by a regulation made in pursuance of this Act for the payment of the principal sum named therein in the manner and at the date therein mentioned, so that the date be not less than three nor more than twelve months from the date of the bill.

Interest shall be payable in respect of a metropolitan bill at such rate and in such manner as the Board, with the consent of the Treasury, may direct.

Form and length of currency and interest on metropolitan bills.

16. All moneys raised by the issue of any metropolitan bills shall be paid to the Board, and shall be expended by them for the purposes for which the same are by this Act authorised to be raised respectively. The principal money and interest expressed in any metropolitan bill to be payable shall be charged on the consolidated rate, and shall be payable out of the said rate, or as regards principal out of moneys raised by the creation of consolidated stock under this Act for the purpose for which such principal money has been expended, and as regards interest out of the consolidated loans fund.

Payment of proceeds of metropolitan bills, and charge of bill on consolidated rate.

17. With respect to the issue of metropolitan bills the following provisions shall have effect:

(1.) Metropolitan bills shall be issued under the authority of a warrant sealed by the Board, and countersigned on behalf of the Treasury;

(2.) Each metropolitan bill shall be for the amount directed by the Board;

(3.) Each metropolitan bill shall be sealed by the Board, the sealing being attested by the clerk in his own name.

Mode of issue of metropolitan bills.

18. The Board may from time to time, with the consent of the Treasury, make, and when made rescind, alter, and add to, regulations for carrying into effect the provisions of this Act with respect to metropolitan bills, and in particular,—

(1.) For regulating (subject to the provisions of this Act) the preparation, form, mode of issue, mode of payment, and cancellation of metropolitan bills;

(2.) For regulating the issue of a new metropolitan bill in lieu of one defaced, lost, or destroyed;

(3.) For preventing, by the use of counterfoils or of a special description of paper or otherwise, fraud in relation to the metropolitan bills;

(4.) For the proper discharge to be given upon the payment of a metropolitan bill.

Every regulation purporting to be made in pursuance of this section shall be deemed to be within the powers of this Act, and shall have effect as if it were enacted in this Act.

Regulations to be made by the Board as to issue, cancellation, &c. of metropolitan bills.

19. For the purpose of paying off the principal money of any metropolitan bills the Board may raise any sum which they are by this Act empowered to raise by the creation of consolidated stock for the purposes for which such principal money has been expended, not exceeding the amount of such principal money, but, save as aforesaid, the powers given to the Board by this Act to raise moneys for any purposes by the creation of consolidated stock shall be suspended to the amounts and for the periods to and for which moneys are for the time being authorised by the Treasury to be raised for such purposes respectively by the issue of metropolitan bills.

Power to create consolidated stock partially suspended while metropolitan bills authorised to be raised.

Application to metropolitan bills of 24 & 25 Vict. c. 98. ss. 8–11, relating to forgery and other frauds.

20. Sections eight, nine, ten, and eleven of the Act of the twenty-fourth and twenty-fifth years of the reign of Her present Majesty, chapter ninety-eight, intituled "An Act "to consolidate and amend the Statute Law of England and Ireland relating to indictable "offences by forgery" (which sections relate to the forgery of and other frauds relating to exchequer bills), shall apply to the metropolitan bills, and shall have effect as if "exchequer bill" in those sections included "metropolitan bill."

Arrangement with bank as to metropolitan bills.

21. The Board may enter into such arrangements with any bank approved by the Treasury for carrying into effect the provisions of this Act with respect to the issue of the metropolitan bills, and to the payment of the principal sum named therein, and to all matters relating thereto, and for the proper remuneration of such bank with reference thereto, as they may think proper, and as may be approved by the Treasury.

Alteration of limitation of borrowing power. 32 & 33 Vict. c. 102.

22. The limitation on the borrowing power of the Board contained in section thirty-eight of the Metropolitan Board of Works (Loans) Act, 1869, shall not extend to money raised by the Board for purposes mentioned in this Act.

Repayments to go to consolidated loans fund.

23. All sums received by the Board in respect of interest on or principal of any loan made by them under this Act shall be carried to the consolidated loans fund.

32 & 33 Vict. c. 102. s. 3. extended.

24. The provisions of section three of the Metropolitan Board of Works (Loans) Act, 1869, shall extend and apply to, and shall authorise the raising, in manner therein mentioned, of any money by the Board, with the sanction of the Treasury, under any powers of borrowing.

SCHEDULE.

NEW MONEY POWERS CONFERRED IN THIS ACT.

Section of Act.	Purpose.	Amount.
	(*a*) Supplemental for 1878.	£
3	Loans to public bodies	50,000
	(*b*) For 1879.	
4	Minor improvements	100,000
5	Fire Brigade	20,000
6	Street Improvements Act, 1877	1,500,000
7	Street improvements under Act of 1872	60,000
8	Tooting commons	12,000
9	Plumstead Common	10,000
10	Loans to vestries and district boards	200,000
11	Loans to guardians	200,000
12	Loans to public bodies	100,000
13	Loans to managers of Metropolitan Asylums District	50,000
		£2,302,000

CHAPTER 38.

An Act for the further relief of Innkeepers. [8th August 1878.]

WHEREAS it is just and expedient to give, in addition to the present right of lien, a power of sale under certain circumstances to keepers of hotels, inns, and licensed public-houses upon and in respect of goods and chattels deposited with them or upon the tenements and premises occupied by them:

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; that is to say,

Landlord, &c. may dispose of

1. The landlord, proprietor, keeper, or manager of any hotel, inn, or licensed public-house shall, in addition to his ordinary lien, have the right absolutely to sell and dispose