ANNO PRIMO

VICTORIÆ REGINÆ.

****

C A P. XXV.

An Act to explain and amend an Act of the Seventh Year of His late Majesty, for extending the Period for the Repayment of Loans made under an Act passed in the Fourth and Fifth Year of His said late Majesty for the Amendment and better Administration of the Laws relating to the Poor in *England* and *Wales*. [11th *June* 1838.]

WHEREAS by an Act passed in the Session of Parliament holden in the Fourth and Fifth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act* 4 & 5 W. 4.
for the Amendment and better Administration of the Laws relating to c. 76.
the Poor in England *and* Wales, Power is given to the Overseers or Guardians of any Parish or Union, in certain Cases, to borrow Money for the Purpose of building, altering, enlarging, purchasing, or hiring a Workhouse or Workhouses, or for purchasing or hiring Land in order to build a Workhouse or Workhouses thereon; and it is by the said Act pro ided, that any Sum of Money borrowed for any of such Purposes shall be repaid by annual Instalments of not less than One Tenth of the Sum borrowed, with Interest on the same, in any One Year: And whereas by an Act passed in the Session of Parliament

3 M holden

6 & 7 W. 4. c. 107.

holden in the Sixth and Seventh Years of the Reign of His said late Majesty, intituled *An Act to extend the Period for the Repayment of Loans under an Act passed in the Fourth and Fifth Year of His present Majesty, for the Amendment and better Administration of the Laws relating to the Poor in* England *and* Wales, reciting that several Loans had been made by the Exchequer Loan Commissioners, and by private Persons, to divers Parishes and Unions, the Amount whereof or a large Part whereof was still due, it is enacted, that when any Money should have been so borrowed by any Parish or Union, under the Direction or with the Sanction of the Poor Law Commissioners, it should be lawful for the Exchequer Loan Commissioners, with the Approbation of the Commissioners of the Treasury of the United Kingdom of *Great Britain* and *Ireland*, or for any private Persons, to extend the Repayment of the Principal Sum borrowed or to be borrowed under the Provisions of the first herein-before recited Act to such a Period as, calculating from the Date of the Charge on the Poor Rates of such Parish or Union, would extend the Repayment thereof to a Period not exceeding Twenty Years, instead of Ten Years: And whereas divers Loans have been made by various incorporated Companies to divers Parishes and Unions under the Provisions of the first herein-before recited Act, the Amount whereof or a very large Part thereof is still due, and further Loans may hereafter be made by such Companies: And whereas Doubts have been entertained whether the said Act so passed in the Session of Parliament holden in the Sixth and Seventh Years of the Reign of His said late Majesty is applicable to the Case of Loans so made or to be made by incorporated Companies; and it is expedient that such Doubts should be removed: Be it therefore declared and enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and T mporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Powers, Authorities, and Provisions contained in the said Act of the Session of Parliament holden in the Sixth and Seventh Years of the Reign of His said late Majesty shall be deemed and taken to apply, extend, and relate to all Loans which have been or shall hereafter be effected or made by any chartered or incorporated Company or Corporation, in the same Manner, to all Intents and Purposes, as if such Loan had been made by a private Person.

Provisions of 6 & 7 W. 4. c. 107. extended to Loans made by chartered or incorporated Companies.

Making Provision for Liquidation of Loans for the building or enlarging of Workhouses.

II. And whereas, previous to the passing of the first herein-before recited Act, divers Sums of Money have been frequently lent to Churchwardens and Overseers of Parishes or Townships, or to other Persons, on behalf of Parishes or Townships, to be applied for the Purpose of building, altering, enlarging, purchasing, and fitting up Houses for the Reception of the Poor, or of purchasing or hiring Land in order to erect Buildings thereon, or for other Purposes permanently beneficial to such Parishes or Townships; but in many Cases there exist no Funds out of which the Repayment of such Sums can be legally enforced: And whereas it is expedient to make such Provision as herein-after is mentioned for the Liquidation of such Loans as aforesaid; be it therefore enacted, That it shall be lawful for the Guardians of any Union, or of any Parish placed separately under a Board of Guardians, and for the Guardians or Trustees, Guardian or Trustees,

Trustee, of any dissolved Union, or for the Person or Persons who were the Guardians or Guardian, Trustees or Trustee, of any dissolved Union, at the Time of its Dissolution, or who had been the last acting Guardians thereof, or a Majority of such Guardians, Trustees, or Persons, with the Approbation and subject to the Rules, Orders, and Regulations of the Poor Law Commissioners, to apply the Produce arising from the Sale of any Workhouses or other Property belonging to any such Union, or to any Parish comprised in such Union, or to any Parish placed separately under a Board of Guardians, or belonging or which did belong to such dissolved Union, which has already been or may hereafter be sold under the Provisions of the secondly herein-before recited Act (after deducting the reasonable Expences of such Sale), in liquidation of any Debts, Liabilities, or Engagements incurred or made by or on behalf of any such Union, or of any Parish therein, or of any separate Parish or dissolved Union respectively, which the Poor Law Commissioners shall consider to constitute a fair and just Claim against any such Union or Parish, notwithstanding that the Payment of any such Debt, Liability, or Engagement may not be capable of being legally enforced: Provided always, that no such Application as herein-before is mentioned of the Produce of the Sale of the Property of any Parish shall be made except with the Consent of a Majority of the Rate-payers of such Parish, and of the Owners of Property therein entitled to vote under and by virtue of the said first-recited Act, assembled at a Meeting to be duly convened and held for the Purpose, after public Notice of the Time and Place and Purpose of holding such Meeting shall have been given in like Manner as Notices of Vestry Meetings are published and given, such Majority to be ascertained in manner provided by the said first-recited Act.

LONDON: Printed by GEORGE EYRE and ANDREW SPOTTISWOODE, Printers to the Queen's most Excellent Majesty. 1838.