CHAPTER lxxi.

An Act to authorise the Rhondda Urban District Council to construct additional tramways to make street improvements to confer upon the Council further powers in relation to their gas and water undertakings and for the better local government and improvement of the district and for other purposes. [29th July 1915.]

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WHEREAS the Rhondda Urban District in the county of Glamorgan is governed for local and sanitary purposes by the Rhondda Urban District Council (in this Act referred to as "the Council"):

And whereas the Council are the owners of a system of tramways within the Rhondda Urban District (in this Act referred to as "the district") the construction of which was authorised by the Rhondda Urban District Council (Tramways &c.) Act 1902 (in this Act referred to as "the Act of 1902") and the Rhondda Urban District Council (Tramways Extensions &c.) Act 1910 (in this Act referred to as "the Act of 1910"):

And whereas the Council have granted leases of the said tramways to the Rhondda Tramways Company Limited (in this Act referred to as "the tramway company") and the tramway company are working the same:

And whereas it is expedient that the powers in this Act contained with regard to the construction working and leasing of the additional tramways in this Act described should be conferred upon the Council:

And whereas it is expedient that the Council should be empowered to make and maintain the new road and street improvements authorised by this Act:

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And whereas it is expedient that further powers be granted to the Council for the improvement and better government and for the protection of the health of the district and that the powers of the Council in relation thereto should be altered enlarged and extended as in this Act provided:

And whereas it is expedient that such further powers should be conferred upon the Council and such further provisions enacted as are in this Act contained:

And whereas the purposes of this Act cannot be effected without the authority of Parliament:

And whereas estimates have been prepared by the Council for the purchase of lands for and the execution of the various works by this Act authorised and such estimates are as follows:—

For the construction of tramways twenty-five thousand five hundred and sixty-seven pounds fifteen shillings and threepence;

For the equipment of tramways two thousand four hundred pounds;

For new road and street works twenty thousand and eighty-five pounds:

And whereas the several works included in such estimates are permanent works and it is expedient that the cost thereof should be spread over a term of years:

And whereas plans and sections describing the lines situations and levels of the tramways new road street improvements and works authorised by this Act and the lands which may be taken under the powers of this Act and a book of reference to those plans containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act have been deposited with the clerk of the peace for the county of Glamorgan and are in this Act referred to as the deposited plans sections and book of reference:

And whereas in relation to the promotion of the Bill for this Act the requirements of the Borough Funds Acts 1872 and 1903 have been observed and the approval of the Local Government Board has been obtained:

May it therefore please Your Majesty that it may be enacted and be it 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 (that is to say):— A.D. 1915.

Part I.

Preliminary.

Short title.

1. This Act may be cited as the Rhondda Urban District Council (Tramways Extensions &c.) Act 1915.

Division of Act into Parts.

2. This Act is divided into Parts as follows:—

Part I.—Preliminary.
Part II.—Tramways.
Part III.—New Road and other Works.
Part IV.—Lands.
Part V.—Gas.
Part VI.—Water.
Part VII.—Streets Buildings and Drains.
Part VIII.—Infectious Disease and Sanitary Provisions.
Part IX.—Financial.
Part X.—Miscellaneous.

Incorporation of Acts.

3. The following Acts and parts of Acts so far as they are applicable for the purposes and are not inconsistent with the provisions of this Act are hereby incorporated with and form part of this Act (namely):—

The Lands Clauses Acts (except section 127 of the Lands Clauses Consolidation Act 1845);

Section 3 (Interpretation of terms) and Parts II. and III. of the Tramways Act 1870.

Interpretation.

4. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith or by the Public Health Acts have the same respective meanings unless there be something in the subject or context repugnant to such construction And in this Act unless the subject or context otherwise requires—

"The tramways" means the tramways by this Act authorised;

"The clerk" "the medical officer" "the surveyor" and "the inspector of nuisances" mean respectively the

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clerk the medical officer of health the surveyor and the inspector of nuisances of the district and respectively include any person duly authorised from time to time to discharge the duties of those offices;

"The district fund" and "the general district rate" mean respectively the district fund and general district rate of the district;

"The Act of 1902" means the Rhondda Urban District Council (Tramways &c.) Act 1902;

"The Act of 1905" means the Rhondda Urban District Council Act 1905;

"The Act of 1910" means the Rhondda Urban District Council (Tramways Extensions &c.) Act 1910;

"The Act of 1911" means the Rhondda Urban District Council Act 1911;

"Daily penalty" means a penalty for each day on which an offence is continued after conviction;

"Infectious disease" means any infectious disease to which the Infectious Disease (Notification) Act 1889 for the time being applies within the district.

PART II.

TRAMWAYS.

Power to make tramways.

5. Subject to the provisions of this Part of this Act the Council may make form lay down use and maintain the tramways hereinafter described in the lines and according to the levels and within the limits of deviation shown on the deposited plans and sections with all proper rails plates works and conveniences connected therewith Provided that nothing in this Part of this Act shall authorise any interference with electric lines and works of any undertakers under the Electric Lighting Acts 1882 and 1888 to which the provisions of section 15 of the former Act apply except in accordance with and subject to the provisions of that section.

The tramways hereinbefore referred to and authorised by this Act will be situate wholly in the district and are as follows:—

Tramway No. 1 A single line 3·9 chains in length commencing by a junction with the existing tramway in

Llwynypia Road and terminating by a junction with the existing tramway in Llwynypia Road:

Tramway No. 1 will be a doubling between the before-mentioned points of the existing line authorised by the Act of 1902:

Tramway No. 2 A double line 1 furlong 6·10 chains in length commencing by a junction with Tramway No. 1 passing thence along Llwynypia Road Berw Road the new road (Work No. 1) hereinafter described and Court Street and terminating at the junction of Davies Street with Court Street:

Tramway No. 3 1 mile 9·7 chains in length of which 2 chains is single line and 1 mile 7·7 chains is double line commencing by a junction with Tramway No. 2 at its termination passing thence along Court Street Clydach Road Wern Street and Howard Street and terminating at the junction of Park Street with Howard Street:

Tramway No. 4 6 furlongs 4·4 chains in length of which 4 furlongs 2·4 chains is single line and 2 furlongs 2 chains is double line commencing by a junction with the existing tramway in Wyndham Street Tynewydd passing thence along Wyndham Street Blaen-y-cwm Road Blaenrhondda Road and Brook Street and terminating at the junction of Cross Brook Street with Brook Street.

Application of provisions of former Acts.

6. The following sections of the Act of 1902 the Act of 1910 and the Act of 1911 respectively are hereby incorporated with and form part of this Part of this Act and shall so far as the same are applicable in that behalf and are not inconsistent with the provisions of this Act extend and apply mutatis mutandis to and in relation to the tramways and to the Council in respect thereof as fully and effectually as if those sections were re-enacted with any necessary modifications in this Act with reference thereto:—

Sections of the Act of 1902—

Section 7 (Rails of tramways);

Section 8 (Plan of proposed mode of construction);

Section 9 (Penalty for not maintaining rails and roads);

Section 11 (Tramways to be kept on level of surface of road);

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Section 14 (Temporary tramways may be made where necessary);
Section 15 (Application of road materials excavated in construction of works);
Section 18 (Inspection by Board of Trade);
Section 19 (Motive power);
Section 22 (Special provisions as to use of electrical power);
Section 23 (For protection of Postmaster-General (except subsection (B) (5) thereof));
Section 24 (Apparatus used for mechanical power to be deemed part of tramway);
Section 25 (Attachment of brackets to buildings);
Section 26 (Byelaws);
Section 27 (Power to Council to work tramways);
Section 29 (Provisions as to construction and lease of tramways by Council);
Section 31 (Regulations);
Section 35 (Traffic upon tramways);
Section 36 (Rates for passengers);
Section 37 (Passengers' luggage);
Section 38 (Rates for parcels);
Section 39 (As to fares on Sundays or holidays);
Section 40 (Cheap fares for labouring classes);
Section 41 (Periodical revision of rates and charges);
Section 42 (Byelaws by local authority);
Section 43 (Orders &c. of Board of Trade); and
Section 102 (Application of tramway revenue):

Sections of the Act of 1910—

Section 6 (Gauge of tramways);
Section 7 (Supply of energy);
Section 8 (As to electrical works &c.);
Section 10 (Cross-overs to be constructed in certain cases);
Section 12 (Provisions as to leasing of tramways);
Section 15 (Application of section 30 of Tramways Act 1870 to overhead wires); and
Section 16 (Use of tramway posts by Postmaster-General):

Section of the Act of 1911—

Section 34 (Power to use tramways for conveyance of refuse):

Provided that notwithstanding anything contained in the before-mentioned sections of the Act of 1902 the Council or their lessees shall be entitled to demand and take for passengers travelling in a westerly direction for any distance upon the tramways by this Act authorised and described as Tramway No. 2 and Tramway No. 3 any rate or charge not exceeding in the case of every ordinary passenger twopence and in the case of every artisan mechanic or daily labourer one penny.

Posts not to be used for advertisements.

7. The Council shall not exhibit or permit the exhibition of advertisements on any posts or standards of the Council erected in any street other than advertisements relating to the service of the tramways or for the exhibition of which no consideration is paid In case of any contravention of the provisions of this section the Council shall be liable to a penalty not exceeding five pounds.

Alteration of tramways.

8.—(1) The Council with the consent of the Board of Trade may—

(A) Make maintain alter and remove such cross-overs passing-places sidings junctions and other works in addition to those particularly specified in and authorised by the Acts relating to any of the tramways of the Council as they find necessary or convenient for the efficient working of those tramways or for forming junctions with other tramways or light railways or for providing access to any generating stations warehouses stables or carriage-houses or works of the Council or to any premises near any part of the tramways;

(B) Lay down double lines in lieu of single or interlacing lines or single lines in lieu of double or interlacing lines or interlacing lines in lieu of double or single lines on any of their tramways either when constructing the tramways or at any time thereafter; and

(C) Construct or take up and reconstruct any of their tramways in such position in the road in which it is authorised to be constructed as they may think fit.

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(2) Provided that if in the construction of any works under this section any rail is intended to be laid nearer to the footpath than previously authorised in such a manner that for a distance of thirty feet or upwards a less space than nine feet six inches would intervene between such rail and the outside of the footpath on either side of the road the Council shall not less than one month before commencing the works give notice in writing to every owner and occupier of houses shops or warehouses abutting on the place where such less space would intervene and such rail shall not be so laid (except with the consent of the Board of Trade) if the owners or occupiers of one third of such houses shops or warehouses by writing under their hands addressed and delivered to the Council within three weeks after receiving the notice from the Council express their objection thereto.

(3) Section 12 (Additional crossings) and section 13 (Alteration of tramways) of the Act of 1902 are hereby repealed.

Stoppage of roads during execution of works.

9. Subject to the provisions of this Act the Council may during the construction of the tramways by this Part of this Act authorised and the street works by Part III. of this Act authorised stop up temporarily the carriageway or footway of any road or bridge as they think necessary and for that purpose may put up bars posts and other erections and prevent all persons other than those bonâ fide going to or returning from any house in the street from passing along and using the same for any reasonable time but convenient access to the houses in such street shall be provided by the Council.

Confirmation of agreement between Council and tramways company & c.

10.—(1) The agreement dated the sixteenth day of April one thousand nine hundred and fifteen made between the Council of the one part and the Rhondda Tramways Company Limited (in this section referred to as "the tramways company") of the other part as set forth in the First Schedule to this Act is hereby confirmed and made binding on the parties thereto and may and shall be carried into effect accordingly subject to such modifications and amendments (if any) as may be agreed upon between the parties and approved by the Board of Trade.

(2) For removing doubts it is hereby declared that the provision in the lease of the tramways authorised by the Act of 1910 dated the twentieth day of September one thousand nine hundred and twelve and granted by the Council to the tramways

company in pursuance of the Act of 1910 requiring the Council during the continuance of the said lease commencing from the day on which the tramways authorised by the Act of 1910 should be opened for public traffic to pay to the tramways company the sum of one hundred and twenty-five pounds per annum in consideration of the extra cost for maintenance which would be occasioned to the tramways company by reason of the widening and improvement (Work No. 5 authorised by section 23 (Power to make street improvements) of the Act of 1910) not being carried out by the Council is valid and of full force and effect.

Period for completion of tramways.

11. The tramways shall be completed within seven years from the passing of this Act and on the expiration of that period the powers granted to the Council for executing the same or otherwise in relation thereto shall cease except as to so much thereof as shall then be completed.

For protection of Taff Vale Railway Company.

12. The following provisions for the protection of the Taff Vale Railway Company (hereinafter referred to as "the railway company") shall unless otherwise agreed apply and have effect:—

(1) The Council shall construct Tramway No. 4 and the works in connection therewith by this Act authorised so far as the same cross on the level the railway or works of the railway company in the line shown on the deposited plans and according to plans to be reasonably approved by the principal engineer of the railway company (hereinafter referred to as "the said principal engineer") and so as in no way to injure or interfere with the free and uninterrupted and safe use of the said railway of the railway company or with the traffic thereon and if any such injury or interruption shall be caused or take place the Council shall pay to the railway company full compensation in respect thereof Provided that if the railway company shall not within seven days after the submission of such plans have expressed their disapproval thereof or signified their requirements in relation thereto they shall be deemed to have approved of the same:

(2) The said Tramway No. 4 at the said level crossing shall be maintained and kept in constant and efficient

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repair to the reasonable satisfaction of such principal engineer and by and at the cost of the Council:

(3) The carriages used on the said Tramway No. 4 shall as far as possible not be allowed to stop on the said level crossing and the traffic of the railway company shall at all times have precedence of the traffic on the said Tramway No. 4:

(4) If for the purposes of the said Tramway No. 4 it shall become necessary or expedient to alter any signal or signal wires apparatus telegraph or telephone wires or other works of the railway company the railway company may and if so required by the Council shall execute any works reasonably necessary for such alteration and the reasonable expenses thereof shall be repaid to that company by the Council:

(5) The said Tramway No. 4 and all works necessary or incident to the construction or maintenance thereof at the said level crossing so far as they affect the property or works of the railway company shall be executed by and in all things at the expense of the Council and under the superintendence (if the same be given) and to the reasonable satisfaction of the said principal engineer:

(6) The Council shall bear and on demand pay to the railway company all reasonable expenses of watching the railway of the railway company with reference to and during the execution of any of the intended works affecting the railway and for preventing as far as may be all interference obstruction danger and accident which may arise from any of the operations or from the acts or defaults of the Council or their contractors or any person or persons in the employment of the Council or their contractors with reference thereto:

(7) If during the execution or by reason of the failure of any works at the said level crossing or any act or omission of the Council or of any person in the employ of the Council or of their contractors the railway of the railway company shall be injured or damaged the railway company may make good the same and recover the expenses thereof with costs

against the Council and the Council shall indemnify the railway company against all losses which the railway company may sustain and shall pay all costs charges and expenses which the railway company may be put to or incur by reason of the execution of such works or of such failure act or omission as aforesaid :

(8) The protection afforded the railway company by this section shall not extend to any interference with their wires lines and apparatus or the currents therein to which section 22 of the Act of 1902 (Special provisions as to use of electrical power) incorporated with this Act applies but the railway company shall not by reason of being specially protected as regards other matters under this section lose as regards any such interference any protection to which they are by that section entitled :

(9) If any difference shall arise between the Council and the railway company under this section such difference shall be referred to and determined by a referee in accordance with the provisions of section 33 of the Tramways Act 1870.

Provision as to general Tramway Acts.

13. Except as by this Act expressly provided nothing in this Act contained shall exempt the Council or the tramways from the provisions of any general Act relating to tramways passed before or after the commencement of this Act or from any future revision or alteration under the authority of Parliament of the maximum fares rates or charges.

PART III.

NEW ROAD AND OTHER WORKS.

Power to make street works.

14. Subject to the provisions of this Part of this Act the Council may make and maintain in the lines and according to the levels shown on the deposited plans and sections the new road and street works hereinafter described (that is to say) :—

Work No. 1 A new road at Tonypandy 36 feet wide commencing by a junction with Berw Road and terminating by a junction with Court Street ;

Work No. 2 An alteration (by increasing the headway) of the bridge carrying the Rhondda and Swansea Bay

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Railway over Blaenrhondda Road and an alteration of the levels of the said road for a distance of 61 yards in a northerly direction and of 97 yards in a southerly direction from the centre of such bridge;

Work No. 3 An alteration (by increasing the headway) of the bridge carrying the Rhondda and Swansea Bay Railway over the Blaen-y-cwm Road and an alteration of the levels of the said road for a distance of 42 yards in an easterly direction and of 25 yards in a westerly direction from the centre of such bridge; and

an improvement and alteration of the levels of the following public streets (namely):—

(A) Of Berw Road from its junction with Llwynypia Road to a point 30 yards measured in a north-westerly direction from its junction with School Terrace and Thistle Terrace (otherwise Thomas Street):

(B) Of Thistle Terrace (otherwise Thomas Street) from a point 35 yards measured in a southerly direction from its junction with Berw Road to such junction and of School Terrace from its junction with Berw Road to a point 22 yards measured in a northerly direction from such junction:

(C) Of Court Street from a point 45 yards measured in a westerly direction from the junction of Waun Road with Court Street to a point 41 yards measured in a westerly direction from the junction of Fern Terrace with Court Street:

(D) Wern Street from a point 30 yards measured in an easterly direction from the junction of Oak Street with Wern Street to the western end of Wern Street.

Deviation.

15. In the construction of the new road and other works by this Part of this Act authorised the Council may deviate vertically from the levels shown on the deposited sections to any extent not exceeding four feet and they may deviate laterally to the extent of the limits shown on the deposited plans.

Power to make general works.

16. Subject to the provisions of this Part of this Act the Council may within the limits of deviation shown on the deposited plans make and maintain all such approaches retaining walls piers abutments embankments girders piling bridges arches

sewers drains culverts excavations and other works and conveniences as they may deem necessary in connection with the execution of the works authorised by this Part of this Act.

For protection of Rhondda and Swansea Bay Railway Company.

17. For the protection of the Rhondda and Swansea Bay Railway Company (in this section called "the company") the following provisions shall unless otherwise agreed between the Council and the company apply and have effect (that is to say):—

(1) In this section—

The expressions "the tramway" "Work No. 2" and "Work No. 3" mean respectively the Tramway No. 4 Work No. 2 and Work No. 3 by this Act authorised respectively;

The expression "the bridges" means the bridges carrying the railway of the company over Blaenrhondda Road and Blaen-y-cwm Road;

The word "apparatus" includes posts brackets electric wires conductors boxes apparatus and any similar appliances to be used as or for the purposes of a motive power for the carriages running on the tramway and includes also any subways tunnels tubes openings excavations channels and pipes for the purposes of such apparatus:

(2) Notwithstanding anything in this Act contained or shown on the deposited plans the Council shall not except by agreement enter on take appropriate or use any lands or property of the company but the Council may purchase and the company may and shall sell and grant to the Council such easements or rights over or in respect of such lands and property as the Council may reasonably require for the purpose of the construction of Work No. 2 and Work No. 3 and the tramway:

(3) Work No. 2 and Work No. 3 shall be executed by the Council under the superintendence (if the same be given) and to the reasonable satisfaction of the company and according to plans sections drawings and specifications to be previously submitted to and reasonably approved by the company and the Council shall not commence any such works as aforesaid

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until the expiration of twenty-eight days after such plans sections drawings and specifications have been approved by the company or by an arbitrator as hereinafter provided Provided that if within twenty-eight days of such approval the company shall give to the Council notice that they desire themselves to execute Work No. 2 and Work No. 3 or either of them or any part thereof the company may themselves execute such works in accordance with such plans sections drawings and specifications and recover the reasonable cost thereof from the Council:

(4) If by reason of the construction of Work No. 2 Work No. 3 or the tramway it becomes necessary to underpin or otherwise strengthen the bridges or either of them the company after giving not less than three days' notice in writing to the Council may and shall if so required by the Council proceed with all due despatch to execute the necessary works and the company may recover from the Council any expense reasonably incurred by them in the execution of such works as aforesaid:

(5) In the construction of Work No. 2 and Work No. 3 the Council shall not injuriously affect the bridges and other works of the company (except only to such extent as is absolutely unavoidable) and in the event of any injury being occasioned to either of the bridges or any works of the company by the construction of Work No. 2 and Work No. 3 the company may make good the injury and may recover from the Council the reasonable expense of so doing:

(6) If in the execution of Work No. 2 or Work No. 3 it is necessary to raise the level of the rails upon the bridges or either of them the Council shall repay to the company the reasonable and proper cost incurred by the company in raising their railway on either side of the bridges or bridge as the case may be to such an extent as may be necessary to provide gradients on the railway not steeper than those now existing:

(7) Unless and until the spans of the bridges shall have been widened the tramway shall notwithstanding

anything in this Act or shown on the deposited plans be laid and maintained under the bridges or under such of the bridges as shall not have been so widened and for a distance of twenty yards on each side thereof as a single line but nothing in this Act or on the deposited plans shall impose or imply any obligation on the company to widen the bridges or either of them:

(8) The tramway and all works and apparatus in connection therewith where the same shall be made under or fixed to or will otherwise affect the bridges or either of them shall be executed so as to interfere as little as possible with the structure thereof and according to plans sections and specifications to be previously submitted to and reasonably approved by the company All such works shall be executed and thereafter maintained by the Council according to the plans sections and specifications so approved and under the superintendence (if the same be given) and to the reasonable satisfaction of the company Provided that if the company so desire they may themselves construct and maintain any such works and apparatus as may be fixed to or otherwise affect the bridges or either of them and may recover the reasonable cost thereof from the Council:

(9) The Council in altering the levels of the Blaenrhondda Road and Blaen-y-cwm Road shall execute the same so as to permit of the future widening of the company's railway thereover to an extent not exceeding sixteen feet on each side of the existing lines of rails on each of the bridges:

(10) Notwithstanding anything in this Act or any Act incorporated therewith the Council shall not without the previous consent in writing of the company which consent shall not be unreasonably withheld deviate vertically in the construction of Work No. 2 or Work No. 3 from the levels thereof shown on the deposited sections except so far as shall be necessary to comply with the last preceding subsection and nothing in this Act shall impose upon the company any obligation to provide any greater headway under

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the bridges respectively than may exist at the time of the passing of this Act:

(11) The Council shall during the construction of Work No. 2 and Work No. 3 and the tramway and the exercise of any powers of this Act or the enactments incorporated therewith at all times preserve satisfactory means of pedestrian and vehicular access to the company's stations depots and yards:

(12) The Council shall on demand pay to the company the reasonable expense of lighting and watching the works of the company during the execution or repair by the Council under this Act of any work or apparatus affecting the bridges or either of them for preventing all interference obstruction danger and accident from any of the operations or from the acts or defaults of the Council or their contractors or any person in the employ of either of them or otherwise:

(13) The Council shall not in any manner in the execution maintenance user or repair of the tramways or any apparatus obstruct or interfere with the free uninterrupted and safe user of the railway of the company or any traffic thereon:

(14) The Council shall be responsible for and make good to the company all losses damages and expenses which may be occasioned to the company or any of their works or property or to the traffic on their railway or to any company or person using the same by or by reason of the execution or failure of any of the works or apparatus executed or fixed by the Council or by reason of any act default or omission of the Council or of any person in their employ or of their contractors for the intended works and the Council shall effectually indemnify and hold harmless the company from all claims and demands upon or against them by reason of such execution or failure or of any such act default or omission:

(15) No apparatus shall be fixed to the bridges or any other property of the company without the consent in writing of the company which consent shall not be unreasonably withheld:

(16) If in the execution of Work No. 2 and Work No. 3 or either of them or in the execution or maintenance of the tramway or any apparatus in connection therewith it shall be necessary to alter any wires or apparatus of the company the company may after giving fourteen days' notice to the Council and shall if required by the Council execute any works reasonably necessary for such alteration and the reasonable expense of executing such works shall be borne by the Council:

(17) If and when the company shall require to carry out any works affecting the bridges or either of them under which any electric wire of the Council has been placed the Council shall in order to ensure the safety of the workmen employed in such works cut off the electric current from the apparatus under the bridges for such time as shall be reasonably required by the engineer of the company unless the Council shall have previously adopted some other means of protection to workmen which shall have been approved by the said engineer:

(18) If any difference shall arise under this section between the Council and the company the same shall unless otherwise agreed be determined by a referee in accordance with the provisions of section 33 of the Tramways Act 1870.

Application of provisions of Act of 1910.

18. The following sections of the Act of 1910 shall so far as the same are applicable in that behalf and are not inconsistent with the provisions of this Act extend and apply mutatis mutandis to and in relation to the works authorised by this Part of this Act and to the Council in respect thereof as if those sections were re-enacted in this Act with reference thereto:—

Section 30 (Power to make subsidiary works);

Section 31 (Power to alter steps areas pipes &c.);

Section 32 (Lands laid into new streets to be public highways); and

Section 33 (Underpinning of houses &c. near works).

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PART IV.

LANDS.

Power to acquire lands.

19. Subject to the provisions and for the purposes of this Act the Council may enter on take appropriate and use all or any of the lands delineated on the deposited plans and described in the deposited book of reference.

Period for compulsory purchase of lands.

20. The powers of the Council for the compulsory purchase of lands under this Act shall cease after the expiration of five years from the passing of this Act.

Application of provisions of Acts of 1902 and 1910.

21. The following sections of the Act of 1902 and the Act of 1910 respectively shall so far as the same are applicable in that behalf and are not inconsistent with the provisions of this Act extend and apply mutatis mutandis in regard to the works and lands authorised to be executed and taken under this Act as if those sections with the necessary modifications were re-enacted in this Act (namely):—

Sections of Act of 1902—

Section 74 (Owners may be required to sell parts only of certain lands and buildings);

Provided that in the application of that section the same shall be read and have effect as if the words "the Second Schedule" were substituted for the words "the Third Schedule" in subsection (1) (A) of that section;

Section 75 (Corrections of errors &c. in deposited plans and book of reference);

Section 78 (Power to take easements &c. by agreement);

Section 79 (Power to retain sell &c. lands);

Section 80 (Application of moneys from sale &c. of lands):

Sections of Act of 1910—

Section 37 (Certain improvements not to be taken into account in determining compensation (with the substitution of the word "fourteen" for the word "ten" in that section));

Section 38 (Costs of arbitration in certain cases).

PART V.

GAS.

Amending section 70 of Act of 1910.

22. Section 70 of the Act of 1910 shall be read as if the words "or a supply of electricity" had been inserted therein after the words "a supply of gas from an installation other than that of the Council."

Power to enter premises and remove fittings.

23. The power to enter premises and to remove pipes meters fittings or apparatus conferred upon the Council by section 22 of the Gasworks Clauses Act 1871 shall extend to all cases in which any person entering into occupation of any premises previously supplied with gas by the Council shall not require to take a supply of gas from the Council or to hire from the Council all or any of the pipes meters fittings or apparatus belonging to the Council and let by them on hire to any former occupier of such premises.

PART VI.

WATER.

Power to Council to repair communication pipe.

24. If it should appear to the Council that by reason of any injury to or defect in any communication pipe which is situate in a highway and which the Council are not under obligation to maintain any waste of water or injury or risk of injury to person or property is caused or likely to be caused it shall be lawful for the Council to execute such repairs as they may think necessary or expedient in the circumstances of the case without being requested so to do and the expense incurred by the Council in executing such repairs shall be recoverable by the Council from the owner of the premises supplied or in case where the communication pipe is repairable by the occupier of such premises from the occupier.

Maintenance of common pipe.

25. When several houses or parts of houses in the occupation of several persons are supplied by one common pipe belonging to the several owners or occupiers of such houses or parts of houses the several owners or occupiers shall be liable to contribute the amount of any expenses from time to time incurred by the Council in the maintenance and repair of such pipe and their respective proportions of contributions shall be settled by the surveyor.

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As to repair of communication pipe by owner or occupier.

26.—(1) For the purpose of complying with any obligation under the Waterworks Clauses Act 1847 to maintain any pipe or apparatus the person liable to maintain the same shall have the like power to open the ground as is conferred upon him by and subject to the conditions of sections 48 to 52 of the Waterworks Clauses Act 1847 in relation to the laying of communication pipes.

(2) The Council may by agreement with any owner or occupier entitled or required to lay maintain repair or remove any communication pipe and for that purpose to open or break up any street in the district execute such works on behalf of such owner or occupier and any expense incurred by the Council shall be repaid by the owner or occupier with whom the agreement is made and shall be recoverable summarily as a civil debt.

Supply of water by hose pipes to stables &c.

27. When water supplied for domestic purposes is used for washing horses carriages or motor cars or for other purposes in stables or premises where horses carriages or motor cars are kept the Council may if a hose pipe or other similar apparatus is used charge such additional sum not exceeding twenty shillings per annum as they may prescribe and any sum charged under this section shall be recoverable in the same manner as water rates.

PART VII.

STREETS BUILDINGS AND DRAINS.

Widening of roads when only one side is built upon.

28. When a road or lane is about to become a new street within the meaning of the Public Health Act 1875 but the land on only one side of such street has been or is about to be built on the Council may instead of requiring the owner of such land to widen such road or lane to a width prescribed by the byelaws in force within the district require such owner to widen such road or lane so as to give a width not less than one half of such prescribed width from the old centre line of such road or lane to the boundary thereof adjoining such land Provided that when the land on the opposite side of such road or lane is about to be built on the Council shall require the owner of such land to complete the widening of such road or lane so as to give the complete width prescribed by the byelaws of the Council and the said owner shall complete the same accordingly.

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Restrictions on placing rails beams &c. over streets.

29. It shall not be lawful for any person to fix or place any overhead rail beam cable or pipe or other similar apparatus (other than apparatus for telegraphic telephonic or railway signalling purposes) over across or along any street without the consent of the Council which consent shall be in writing under the hand of the clerk and may contain such terms and conditions as the Council think fit Any person acting in contravention of the provisions of this section and of the terms and conditions (if any) of such consent shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding twenty shillings Provided that nothing in this section shall extend to any works of any undertakers within the meaning of the Electric Lighting Act 1882 to which the provisions of the said Act apply or to any apparatus belonging to His Majesty's Postmaster-General Provided further that the provisions of this section shall not apply to any street not dedicated to public use where such street belongs to and is used by any colliery proprietor or colliery company for the purposes of his or their undertaking.

Forecourts to be fenced off from streets.

30. Whenever any person erecting any building shall be desirous of leaving an opening which may be a source of danger to the public or of placing any steps or other projection on any forecourt area or space left in front of such building such forecourt area or space shall if required by the Council be well and sufficiently fenced off from the footpath or street and any person who shall offend against this enactment shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding twenty shillings.

As to erection of retaining walls.

31.—(1) Before any person shall erect or cause to be erected on any land within the district a retaining wall of greater height than six feet he shall submit to the Council plans sections and specifications thereof and no such wall shall be erected except in accordance with such plans sections and specifications as approved by the Council.

(2) Any person who shall erect or cause to be erected a retaining wall contrary to the provisions of this section or any owner who after erection shall after reasonable notice in writing from the Council requiring him so to do fail to put such wall in proper repair shall without prejudice to any other right or remedy of the Council be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings.

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Erection of buildings to greater height than adjoining buildings.

32.—(1) In case any building is at any time after the passing of this Act erected or raised to a greater height than the adjoining building or buildings and any flues or chimneys of such adjoining building or buildings are in the outer or party wall or against the building so erected or raised the person erecting or raising such building shall at his own expense build up those flues and chimneys so that the top thereof may be of the same height as the top of the chimneys of the building so erected or raised.

(2) Any person who shall offend against the provisions of this section shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings.

Byelaws as to materials and construction of buildings.

33. The Council may make byelaws with respect to the following matters (namely):—

(1) The materials with which new buildings shall be constructed and the manner in which and the materials with which grates stoves and fireplaces shall be set in new buildings or be newly set or reset in existing buildings and the thickness and construction of walls of all ovens and furnaces wholly or partially built after the passing of this Act:

(2) The uniting of buildings and the making and stopping up of openings in party walls of buildings and the provision of fire-resisting doors in connection therewith and as to the occupation of buildings when united:

(3) Woodwork in external walls of buildings:

(4) The testing of drains of new buildings.

Provision of food store accommodation in new houses.

34. Every dwelling-house erected after the passing of this Act shall be provided with sufficient and properly ventilated food storage accommodation and any owner who shall occupy or allow to be occupied any dwelling-house not so provided shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding twenty shillings.

Amendment of section 23 of Public Health Acts Amendment Act 1890.

35. Section 23 of the Public Health Acts Amendment Act 1890 in its application to the district shall have effect as if the words "and floor area" had been inserted therein after the word "height" in subsection (1) of that section.

Power to require specially large sewer in new street.

36. If in any street not repairable by the inhabitants at large the Council for the purpose of main drainage or otherwise shall require a larger sewer to be made than they consider necessary for the ordinary sewerage of such street the person laying out such street shall construct such enlarged sewer in accordance with the requirements of the Council and the additional cost thereof as ascertained by the surveyor shall be paid by the Council.

Power to lay drains in private streets.

37. The Council may on the application and at the expense of any person owning or occupying premises abutting or fronting on any street not repairable by the inhabitants at large wherein a sewer has been laid lay down take up alter relay or renew in across or along such street such drains as may be requisite or proper for connecting such premises with the sewer doing as little damage as may be in the execution of the powers hereby granted and making compensation for any damage which may be done in the execution of such powers such compensation to be ascertained by and recovered before a court of summary jurisdiction.

Reconstruction of drains.

38.—(1) It shall not be lawful for any person to reconstruct or alter the course of any drain communicating with any sewer of the Council except in accordance with the provisions of the byelaws of the Council relating to the drainage of existing buildings.

(2) Any person offending against this section shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings.

Soil pipes to be ventilated.

39.—(1) The soil pipe of any watercloset within a house or building shall be properly ventilated by means of a pipe carried up therefrom or by such other method subject to the provisions of section 37 of the Public Health Acts Amendment Act 1907 as the Council shall direct.

(2) Any owner or occupier of such house or building who shall neglect or fail to comply with any requirement of the Council under this section for a period of twenty-eight days after notice in writing of such requirement and the mode in which the same is to be complied with shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings.

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Saving for railway companies.

40.—(1) Nothing in the sections of this Act hereinafter mentioned shall apply to any work constructed or to be constructed by any railway company as a part of or for the purposes of their railway under any statutory powers or to any lands held or acquired or which may hereafter be held or acquired by any railway company and used for the purposes (other than a dwelling-house) of their railway with the authority of Parliament.

(2) The marginal notes of the sections of this Act hereinbefore referred to are the following:—

Widening of roads when only one side is built upon;
Restrictions on placing rails beams &c. over streets;
As to erection of retaining walls;
Reconstruction of drains.

(3) The provisions of this Part of this Act shall not extend or apply to any building (not being a dwelling-house) belonging to and used and occupied by any railway company as part of or for the purposes of their railway under any Act of Parliament.

PART VIII.

INFECTIOUS DISEASE AND SANITARY PROVISIONS.

Restrictions on attendance of children at Sunday school when infectious disease exists.

41.—(1) No person being the parent or having the care or charge of a child who is suffering from an infectious disease or who with the view of preventing the spread of infectious disease has been prohibited from attending any school shall permit such child to attend any Sunday school in the district without having procured from the medical officer a certificate (which shall be granted free of charge upon application) that in his opinion such child may attend such Sunday school without undue risk of communicating disease to others.

(2) Any person who shall offend against this section shall for every such offence be liable to a penalty not exceeding forty shillings.

Power to close Sunday schools to prevent spread of infectious disease.

42.—(1) If the Council or the committee thereof authorised by them to put into operation and to carry out the provisions of this section acting on the advice of the medical officer with the view of preventing the spread of infectious disease in the district require the closing of any Sunday school or any department thereof or the exclusion of certain children for a specified time such requirement shall be at once complied with.

(2) Any person responsible for the conduct management or superintendence of any Sunday school failing to comply with any such requirement shall for every such failure be liable to a penalty not exceeding five pounds.

Information to be furnished in case of infectious disease.

43.—(1) The occupier of any building in the district which is used for human habitation and in which there is or has been any person suffering from an infectious disease shall on the application of the medical officer at any time during the illness of such person or within six weeks from the occurrence of such illness furnish such information within his knowledge as the medical officer may reasonably require for the purpose of enabling measures to be taken to prevent the spread of the disease.

(2) Any occupier knowingly furnishing false information shall be liable to a penalty not exceeding forty shillings.

(3) In this section the expression "occupier" shall have the same meaning as in the Infectious Disease (Notification) Act 1889.

For preventing contact with body of person who has died of infectious disease.

44. Any person who being in charge of the body of any person who has died from any infectious disease shall permit or allow any other person unnecessarily to come into contact with such body shall be liable to a penalty not exceeding five pounds.

Medical examination of inmates of common lodging-houses &c. when infectious disease prevails.

45. Whenever the medical officer shall report in writing to the Council that there is a prevalence of dangerous infectious disease in the district or any adjoining district and that there are reasonable grounds to apprehend the spread or communication of such disease to persons within the district by persons resorting to common lodging-houses the Council may by resolution declare that by reason of the prevalence of the dangerous infectious disease named in the resolution it is expedient that the medical officer should be entrusted with the special powers hereinafter mentioned and subject as hereinafter provided the following provisions shall thereupon be in force within the district for such period as the Council having regard to the circumstances of the case shall in the resolution determine (that is to say):—

(1) The medical officer may when authorised by warrant granted by any justice on complaint on oath by the medical officer that he has reason to believe that the dangerous infectious disease named in the resolution

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of the Council may exist or has recently existed in any common lodging-house in the district medically examine any person found in any common lodging-house in the district with a view to ascertaining whether such person is suffering or has recently suffered from such disease Any person obstructing the medical officer in making the examination aforesaid shall be liable to a penalty not exceeding forty shillings for each offence:

(2) A copy of every such resolution shall forthwith be sent by the Council to every keeper of a registered common lodging-house in the district and to the Local Government Board:

(3) Unless approved by the Local Government Board any such resolution shall cease to be in force at the expiration of fourteen days after it is passed or any earlier date fixed by the Local Government Board:

(4) A warrant granted under this section may authorise the medical officer to exercise the powers of examination hereinbefore conferred during such period not exceeding the period during which the provisions aforesaid shall be in force as may be specified in such warrant.

Removal of person suffering from pulmonary tuberculosis to hospital.

46.—(1) If the medical officer certifies in writing that any person is suffering from pulmonary tuberculosis and is in an infectious state and that the lodging or accommodation with which such person is provided is such that proper precautions to prevent the spread of the infection cannot be taken or that such precautions are not being taken the medical officer may make application to a court of summary jurisdiction and such court upon oral proof of the allegations in such certificate and subject to examination by a medical man to be nominated by them if they think fit may make an order for the removal of such person to a suitable hospital or place for the reception of the sick provided within the district or within a convenient distance of the district and for the detention and maintenance of such person therein for such period not exceeding three months as may be determined by such order or such further period not exceeding three months as may be determined by any further order made under and in accordance with the provisions of this section.

(2) The medical officer shall give the person so suffering or some person being in charge of the person so suffering three clear days' notice of his intention to make such application and of the time and place when and where such application will be made.

(3) The Council may in their discretion during the period of detention make payments for or towards the effective support and maintenance of the relatives of or those actually dependent upon any person so suffering and removed to a suitable hospital or place as aforesaid whether voluntarily or in pursuance of an order made by the court as aforesaid and on the hearing of any application under this section the court shall take into consideration the amount necessary for such effective support and maintenance and shall not make an order unless they are satisfied that the Council will make a sufficient payment in any case in which it appears that a contribution is necessary for the support and maintenance of such relatives or dependents.

(4) An order under this section may be addressed to such constable or officer of the Council as the court making the same may think expedient and any person who wilfully disobeys or obstructs the execution of such order shall be liable to a penalty not exceeding ten pounds.

(5) At any time after but not before the expiration of six clear weeks from the making of the order an application may be made to the court by or on behalf of the person in respect of whom the order was made for the rescission of the order and such court may make a rescission order accordingly if having regard to the circumstances of the case they are of opinion that it is right and proper that such rescission order should be made Such person or other person making the application shall give to the medical officer not less than three clear days' notice of his intention to make the application and of the time and place when and where the application will be made.

(6) The provisions of this section shall cease to be in force within the district at the expiration of five years from the date of the passing of this Act unless they shall have been continued by Act of Parliament or by Provisional Order made by the Local Government Board and confirmed by Parliament which Order the Local Government Board are hereby empowered to make in accordance with the provisions of the Public Health Act 1875.

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Houses infested with vermin to be cleansed.

47.—(1) If the medical officer has reasonable cause to suppose that any house is infested with vermin he or any inspector of nuisances may enter into such house and may inspect and examine the same and any articles therein for the purpose of ascertaining whether such house is infested with vermin.

(2) Where on the certificate of the medical officer it appears to the Council that any house is infested with vermin the Council shall give notice in writing to the occupier of such house or if the same be vacant to the owner thereof requiring him within a period to be specified in such notice to cleanse such house or the portion thereof specified in the notice and any articles therein and if so required in the notice to remove the wall paper from the walls of such house or the portion thereof specified in the notice and to take such other steps for the purpose of destroying and removing vermin as the case may require.

(3) If the person to whom such notice is given fails to comply therewith within the time therein specified he shall be liable to a penalty not exceeding ten shillings for every day during which he makes default in complying with the requirements of such notice and the Council may if they think fit at any time after the expiration of the period specified in the notice themselves do any work required by the notice to be done and all reasonable costs and expenses incurred by the Council in so doing shall (subject as hereinafter provided) be recoverable from the person making the default.

(4) Every person who shall wilfully obstruct any authorised officer or servant of the Council in carrying out the provisions of this section shall be liable to a penalty not exceeding forty shillings and to a daily penalty not exceeding twenty shillings.

(5) Upon any proceedings under this section the court may inquire as to whether any requirement contained in any notice given or any work done by the Council was reasonable and as to whether the costs and expenses incurred by the Council in doing such work or any part thereof ought to be borne wholly or in part by the person to whom the notice was given and the court may make such order concerning such costs and expenses or their apportionment as appears to the court to be just and equitable under the circumstances of the case.

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Cleansing verminous persons.

48.—(1) The Council may from time to time provide free of charge temporary shelter or house accommodation with any necessary attendants and apparatus for cleansing and freeing from vermin the person and clothes of any person who shall be certified by the medical officer to be infested with vermin or in a foul or filthy condition or suffering from any contagious or infectious disease of the skin and may on the certificate of the medical officer cause any such person who consents to leave his house or whose parent or guardian (where the person is a child) consents to his leaving the house to be removed therefrom to such temporary shelter or house accommodation for the purpose of disinfecting and cleansing his person and clothing and in the like case and on the like certificate may cause any such person who does not consent or whose parent or guardian (where the person is a child) does not consent to be removed therefrom to any such temporary shelter or house accommodation where two justices on the application of the Council and on being satisfied of the necessity of the removal make an order for the removal subject to such conditions (if any) as are imposed by the order The Council shall in every case cause the removal to be effected and the conditions of any order satisfied without charge to the person removed or to the parent or guardian of that person.

(2) Any person who wilfully disobeys or obstructs the execution of an order under this section shall be liable to a penalty not exceeding five pounds.

(3) If any person at the request of the Council or under an order of such justices shall cease his employment in order to comply with such request or order the Council may make compensation to him for any loss he may suffer thereby.

(4) For the purpose of this section the word "house" includes any tent van shed or similar structure used for human habitation.

Places used for storage &c. of human food not to be used as sleeping places.

49.—(1) No room shop or other part of a building in which any food is sold or exposed for sale or deposited for the purpose of sale or of preparation for sale or with a view to future sale shall be used as a sleeping place.

(2) If any person occupies or lets or knowingly suffers to be occupied any such room shop or other part of a building as a sleeping place in contravention of this section he shall be liable to a penalty not exceeding for a first offence twenty

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shillings and for every subsequent offence five pounds and in either case to a daily penalty not exceeding twenty shillings but no penalty shall be imposed for an offence against this section if in the opinion of the court the occupation of such room shop or other part of a building in contravention of this section has not caused risk of infection or of contamination of food.

Entry on premises used for storage of food &c.

50.—(1) Subject to the provisions of this Act any officer duly authorised by the Council in that behalf shall at all reasonable times have power to enter the premises of any vendor of or merchant or dealer in any commodity intended for the food of man or any premises where any such commodity is for the purpose of sale deposited or stored or in preparation for sale for the purpose of inspecting such premises and the materials or commodities or articles of food therein.

(2) On any such inspection the said officer of the Council shall have power to take samples of any such materials commodities or articles of food found therein making reasonable payment therefor if required.

(3) Any person refusing entry into or inspection of such premises as aforesaid or obstructing such officer as aforesaid in the execution of his duty shall be liable to a penalty not exceeding forty shillings.

Defining establishment of new business.

51. For the purposes of section 112 of the Public Health Act 1875 a trade business or manufacture shall be deemed to be established not only if it is established anew but also if it is removed from any one set of premises to any other premises or if it is renewed on the same set of premises after having been discontinued for a period of nine months or upwards or if any premises on which it is for the time being carried on are enlarged without the consent in writing of the Council but a trade business or manufacture shall not be deemed to be established anew on any premises by reason only that the ownership of such premises is wholly or partially changed or that the building in which it is established having been wholly or partially pulled down or burnt down has been reconstructed without any extension of its area Provided that in the case of any such removal as aforesaid the Council shall not withhold their consent if the situation and character of the premises to

which the offensive trade is proposed to be removed are suitable for the purpose.

Power to appoint additional inspectors of nuisances.

52. The Council may appoint and pay as many inspectors of nuisances as may in their judgment be necessary for the proper execution of the provisions of the Public Health Acts and of the local Acts in force in the district Provided that the Glamorgan County Council shall not be required to pay any part of the salary of more than one inspector of nuisances.

Registration &c. of slaughtermen.

53.—(1) Every person who shall act as a slaughterman or carry on the occupation of a slaughterman in any slaughter-house provided by the Council shall register his name and place of abode in a book to be kept at the office of the Council for the purpose.

(2) A court of summary jurisdiction on complaint by the Council and on being satisfied that any person registered under this section is not a fit and proper person on the ground of ill-health incompetency or character to act as a slaughterman or carry on the occupation of a slaughterman may make an order cancelling or suspending the registration of such person Provided that the Council before making complaint shall give to such person not less than seven days' previous notice in writing of their intention so to do.

(3) A court of summary jurisdiction on conviction of any person registered under this section of any offence committed in a slaughter-house or in acting as a slaughterman or carrying on the occupation of a slaughterman may if they think fit in addition to any punishment imposed for such offence make an order cancelling or suspending the registration of such person.

(4) The effect of any order made by a court of summary jurisdiction under this section shall be entered in the book to be kept as aforesaid at the office of the Council.

(5) Every person who acts as a slaughterman or carries on the occupation of a slaughterman (A) without having registered his name and place of abode in accordance with this section or (B) after his registration has been cancelled or (C) during any period for which his registration shall have been suspended shall be liable on summary conviction to a penalty not exceeding five pounds and to a further penalty not exceeding forty shillings for every day on which he acts as a slaughterman or continues to carry on such occupation after such conviction.

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Restriction on occupation of land by tents vans &c.

54.—(1) No person shall allow any tent van shed or similar structure used for human habitation to remain for more than forty-eight hours on any land for the time being used or intended to be used for any show fair or similar purpose without having first provided to the reasonable satisfaction of the Council a sufficient supply of wholesome water and other sanitary accommodation and conveniences for the use of the inmates of any such tent van shed or similar structure.

(2) Any person who shall offend against any of the provisions of this section shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings.

(3) Nothing in this section shall apply to any tent van shed or structure erected or used by any portion of His Majesty's naval or military forces.

Public notice to be given of provisions of this Part of Act.

55.—(1) Public notice of the foregoing provisions of this Part of this Act shall be given forthwith after the passing of this Act by advertisement in two newspapers published or circulating in the district and by a notice affixed outside the Council offices and by the distribution of handbills amongst persons affected or likely to be affected so far as such persons can reasonably be ascertained.

(2) Copies of the newspapers containing the advertisements shall be sufficient evidence that the provisions of this section have been complied with.

PART IX.

FINANCIAL.

Power to borrow.

56. The Council may from time to time (in addition to any other moneys which they are now authorised to borrow) borrow at interest on the following securities for the following purposes (that is to say):—

(A) On the security of the district fund and general district rate for paying the costs and expenses of this Act as hereinafter defined such sum as may be required:

(B) On the security of the tramway revenue and of the district fund and general district rate for the construction of the tramways not exceeding twenty-five thousand five hundred pounds and with the approval of the Board of Trade such further sums as may be necessary for tramway purposes:

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(C) On the security of the tramway revenue and of the district fund and general district rate for equipment of tramways not exceeding two thousand four hundred pounds:

(D) On the security of the district fund and general district rate for the purchase of land for and for the making of the new road and other works by this Act authorised not exceeding twenty thousand pounds and with the consent of the Local Government Board such further sums as may be necessary for those purposes:

(E) On the security of the district fund and general district rate and with the consent of the Local Government Board such further sums as may be necessary for any other of the purposes of this Act.

Council not to borrow during continuance of war.

57. Notwithstanding anything in this Act the Council shall not under the powers of this Act borrow any money for the purposes (B) (C) (D) and (E) mentioned in the section of this Act whereof the marginal note is "Power to borrow" during the continuance of the present war and twelve months thereafter unless the consent of the Treasury has been previously obtained.

Certain regulations of Public Health Act as to borrowing not to apply.

58. The powers of borrowing money given by this Act shall not be restricted by any of the regulations contained in section 234 of the Public Health Act 1875 and in calculating the amount which the Council may borrow under that Act any sum which they may borrow under this Act shall not be reckoned.

Period for repayment of borrowed moneys.

59. All moneys borrowed by the Council under the authority of this Act may be borrowed for any term not exceeding the terms hereinafter respectively mentioned (that is to say):—

(A) As regards moneys borrowed for the purpose (A) mentioned in the section of this Act the marginal note whereof is "Power to borrow" five years from the passing of this Act:

(B) As regards moneys borrowed for the purpose (B) mentioned in the said section thirty years from the date or dates of borrowing:

(C) As regards moneys borrowed for the purposes (C) mentioned in the said section twenty years from the date or dates of borrowing:

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(D) As regards moneys borrowed for the purposes (D) mentioned in the said section sixty years from the date or dates of borrowing for so much thereof as may be borrowed for the purchase of land and thirty years from the date or dates of borrowing for so much thereof as may be borrowed for the making of the new road and other works:

Provided that all moneys borrowed with the consent of the Board of Trade or the Local Government Board as the case may be shall be repaid within such period as the Board authorising the loan may think fit to sanction.

The respective periods for which the Council are hereinbefore authorised to borrow money are in this Act and for the purposes of the incorporated provisions of the Act of 1902 referred to as "the prescribed periods."

Application of provisions of Act of 1902.

60. The following provisions of the Act of 1902 with the necessary modifications and subject to the provisions of this Act shall apply mutatis mutandis to the further borrowing powers under this Act (namely):—

Section 91 (Power to Local Government Board to direct inquiries);

Section 92 (Provisions of Public Health Act 1875 as to mortgages to apply);

Section 93 (Power to borrow under Local Loans Act 1875);

Section 95 (Mode of payment off of borrowed money);

Section 97 (Return respecting sinking fund to Local Government Board);

Section 98 (Protection of lenders from inquiry);

Section 99 (Council not to regard trusts);

Section 100 (Saving for existing charges); and

Section 101 (Appointment of receiver).

Application of money borrowed.

61. All money borrowed by the Council under the powers of this Act shall be applied only for the purposes for which it is authorised to be borrowed and to which capital is properly applicable.

Part X.

Miscellaneous.

Power to grant occasional licences for public vehicles.

62. An occasional licence for a hackney carriage or other public vehicle may be granted by the Council to be in force for such day or days or other period less than a year as may be specified in the licence.

Byelaws as to slaughter-houses.

63. The powers of the Council to make and enforce byelaws with respect to slaughter-houses provided by them shall extend to the making and enforcement of byelaws for preventing the removal from any such slaughter-house of any carcase or any part thereof until after inspection thereof by an officer of the Council.

Appointment of officers to assist overseers.

64.—(1) The Council may appoint and remove such officers as they may deem necessary to assist the overseers of the parish of Rhondda in the discharge of their duties and the salaries and expenses of such officers shall be determined by the Council and paid out of the poor rate and other local rates and funds and in such proportion as the Council shall determine.

(2) All officers so appointed shall give security for the due performance of their duties as may be required by the Council and such security shall be deposited with the Council.

Judges not disqualified.

65. Section 90 of the Act of 1905 is hereby repealed and a judge of any court or a justice shall not be disqualified from acting in the execution of this Act or the Act of 1905 by reason of his being liable to any rate.

Application of provisions of Acts of 1905 and 1910.

66. The provisions of the following sections of the Act of 1905 and the Act of 1910 respectively shall apply to the purposes of this Act other than Part II. thereof as if the same were re-enacted therein (namely):—

Sections of Act of 1905—

Section 81 (Recovery of penalties);

Section 82 (Compensation how to be determined);

Section 83 (Saving for indictments);

Section 84 (As to byelaws);

Section 85 (Informations &c. by whom to be laid);

Section 87 (As to appeal);

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Section 88 (Damages and charges to be settled by justices);

Section 89 (Penalties to be paid over to treasurer);

Section 91 (Crown rights); and

Section 92 (Expenses of execution of Act):

Sections of Act of 1910—

Section 75 (Recovery of demands); and

Section 76 (Powers of Act cumulative).

Expenses of Act.

67. All the costs charges and expenses of and incident to and preparatory to the obtaining and passing of this Act or otherwise in relation thereto shall when taxed and ascertained by the taxing officer of the House of Lords or the House of Commons be paid by the Council in the first instance out of the district fund and general district rate but ultimately if the Council so determine out of money borrowed under this Act.

The SCHEDULES referred to in the foregoing Act. A.D. 1915.

THE FIRST SCHEDULE.

AN AGREEMENT made the sixteenth day of April 1915 between the RHONDDA URBAN DISTRICT COUNCIL (hereinafter called "the Council") of the one part and the RHONDDA TRAMWAYS COMPANY LIMITED (hereinafter called "the company") of the other part.

WHEREAS the Council with the approval of the company are in the present session of Parliament promoting a Bill for an Act (inter alia) to empower the Council to construct additional tramways at Clydach Vale and Blaenrhondda in the district of the Council and described in the Bill as Tramways Nos. 1 2 3 and 4 (hereinafter referred to as "the tramways"):

And whereas the company are willing to construct and equip the tramways when authorised by Parliament subject as hereinafter mentioned and to accept from the Council a lease of the same upon the terms and conditions hereinafter set forth or referred to:

Now it is hereby agreed by and between the Council and the company as follows:—

1. If the Bill promoted by the Council as aforesaid shall pass into an Act in the form deposited or with such amendments (so far as the same shall relate to tramways) as the company may have approved the company (subject to the provision of the necessary capital which they hereby undertake to use their best endeavours to raise) shall if the Council so require construct and equip the Tramways Nos. 1 2 and 3 authorised by such Act and (subject as aforesaid) shall if the Council so require and the company concur construct and equip the Tramway No. 4 authorised by such Act upon the terms hereinafter set forth or referred to.

2.—(1) Subject to the provision by the company of the necessary capital as aforesaid the Council shall at the request in writing of the company forthwith commence to divert any gas water or other pipe which may be beneath the intended track of the tramways and which it may be necessary to divert for the purpose of preventing interference with such track by the Council as the gas water or other authority in

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control of such pipe and shall also forthwith commence to carry out any works in connection with the roads upon which the tramways are to be constructed which it may be necessary to carry out in order to put the said roads into a fit condition so far as widths and gradients are concerned to enable the company to construct lay down and work the tramways upon such roads in accordance with the provisions of the intended Act and with the plans and sections deposited in connection therewith and the Council shall proceed with such works with all reasonable dispatch and unless prevented by strike lock-out or other unavoidable cause shall complete the same within six calendar months from the date of the said request in writing of the company Provided that the Council may if they so determine in lieu of diverting any such gas water or other pipe construct to the reasonable satisfaction of the company a culvert or other strengthening work over such pipe which will enable effectual access to be obtained thereto without interference with the tramway track and provided further that in the event of any such culvert or other strengthening work over such pipe being constructed the Council shall indemnify the company against any damages loss expenses and costs which the company may incur by reason or in consequence of any subsidence or fracture of or any leakage from any such culvert or pipe.

(2) Before the Council shall have completed the before-mentioned works the company shall commence to construct lay down and equip the tramways with all necessary buildings cars plant &c. and shall proceed with the construction and equipment thereof with all due dispatch in such manner that the same shall unless prevented by strike lock-out or other unavoidable cause be completed and opened for traffic within four calendar months after the Council shall have completed the works aforesaid.

The company shall provide all energy and carry out any works necessary for proper and efficient working of the tramways in conjunction with the existing tramways authorised by the Rhondda Urban District Council (Tramways &c.) Act 1902 and the Rhondda Urban District Council (Tramways Extensions &c.) Act 1910 which are now leased by the Council to the company.

3. The tramways shall be constructed in accordance with plans sections and detail drawings to be reasonably approved by the engineer of the Council before the commencement of the works and in accordance with specifications similar (so far as reasonably practicable) to the specifications of the said existing tramways and all the works shall be completed to the reasonable satisfaction of the Council.

4. The company shall observe all the provisions of the intended Act and the provisions of the former Acts of the Council so far as the same respectively relate to the tramways.

5. The Council shall grant and the company shall accept a lease of the tramways as from the date when the certificate of the Board of Trade that the same are fit for public traffic shall have been issued.

6. The rent under such lease shall be at the rate of five pounds per annum and the lease shall commence from the date of the certificate of the Board of Trade that the tramways are fit to be opened for public traffic and shall expire on the 9th day of November 1950.

7. The lease shall contain covenants and conditions similar to the covenants and conditions in the present lease of the existing tramways authorised by the Rhondda Urban District Council (Tramways Extensions &c.) Act 1910 so far as the same are applicable to the tramways except that (A) in lieu of paying to the company the sum of £125 per annum as by the said lease is provided the Council shall during the continuance of the lease to be granted pay to the company by equal quarterly instalments the sum of £100 per annum in consideration of the additional expense which will be incurred by the company in working the proposed tramways in Clydach Vale by reason of the physical character of the roads and (B) the Council shall during the continuance of the lease supply to the company at such points on the proposed tramways in Clydach Vale as the company may prescribe a free and constant supply of water for the purpose of enabling the company to flush and keep clean the rails during the working of the tramways and to work the car brakes at their highest efficiency.

8. The benefit of this agreement shall not be assigned without the consent in writing of the Council.

9. On the granting of the lease the company shall pay the cost of and incidental to the preparation of this agreement and the lease and of the approval by the Council of the plans sections and detail drawings hereinbefore referred to but if such costs shall exceed the sum of £100 the company shall not be liable to pay more than that sum.

10. In the event of any difference arising under this agreement between the Council and the company the same shall be determined by an arbitrator to be appointed failing agreement between the Council and the company by the Board of Trade and if any difference shall arise as to the form of the lease the lease shall be settled by William Everard Tyldesley Jones or failing him by some other counsel to be appointed by the Board of Trade.

11. This agreement is made subject to confirmation by Parliament under the Bill promoted by the Council as aforesaid and subject to such alterations as Parliament may think fit to make therein but if

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the Committee of either House of Parliament on the Bill make any material alteration in this agreement it shall be competent to either party to withdraw the same.

In witness whereof the Council and the company have hereunto affixed their respective common seals the day and year first before written.

The common seal of the Rhondda Urban District Council was affixed hereto in the presence of } L.S.

WALTER WILLIAMS Chairman.
W. P. NICHOLAS Clerk of the Council.

The common seal of the Rhondda Tramways Company Limited was affixed hereto in the presence of } L.S.

L. B. SCHLESINGER, W. B. COWNIE } Directors.
W. H. JACOB Secretary.

THE SECOND SCHEDULE.

NUMBERS OF PROPERTIES OF WHICH PART ONLY MAY BE TAKEN.

Number on deposited Plans.

WORK NO. 1—NEW ROAD.

48 51 52 54 to 63 66 67 73 78 79.

STREET IMPROVEMENTS.

94 to 99 103 to 119 121 to 129 131 to 135 137 to 179.

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