

CHAP. 45.

An Act to amend the Law relating to the Repayment of Loans to Poor Law Unions. [2d August 1869.]

A.D. 1869.

WHEREAS it is expedient to amend the law with respect to the repayment of loans to Poor Law Unions:

Be it 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 Union Loans Act, 1869."

Application of Act.

2. This Act shall not apply to Scotland or Ireland.

Interpretation of terms.

3. Words in this Act shall have the same meaning as in "The Poor Law Amendment Act, 1834."

Monies borrowed by guardians to be a charge on common fund.

4. In the following cases; namely,—

(1.) Where any monies borrowed before the passing of this Act and since the twenty-fifth day of March one thousand eight hundred and sixty-two by the guardians of any union, with the consent of the Poor Law Board, are owing by such guardians on the twenty-ninth day of September one thousand eight hundred and sixty-nine;

(2.) Where any monies are borrowed by the guardians of any union, with the consent of the Poor Law Board, after the passing of this Act;

Such monies, with the interest thereon, shall, from and after the said twenty-ninth day of September one thousand eight hundred and sixty-nine, be a charge upon and be paid out of the common fund of such union: Provided always, that no monies borrowed before the passing of this Act shall be so charged and paid without the unanimous consent of a meeting of guardians, of which meeting, and of the business to be transacted, at least seven days notice shall be given to each guardian, nor without the consent of the Poor Law Board.

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Manner in which monies borrowed by guardians may be repaid.

5. Any sum or sums of money borrowed by the guardians of any union or parish after the passing of this Act may, at the option of such guardians, and with the consent of the Poor Law Board, be repaid—

(1.) By thirty equal annual payments of the principal sum borrowed, with the interest on the balance remaining unpaid each year:

(2.) By such equal annual payments as, reckoning principal and interest together, will repay the sum borrowed within thirty years.

Repeal of 14 & 15 Vict. c. 105. s. 7. and provision for future securities.

6. Section 7. of the Poor Law Amendment Act, 1851, is repealed in respect of any loan to be effected after this Act comes into operation, and thenceforth every security for money borrowed under the authority of any order of the Poor Law Board may be made according to the following form, or as near thereto as the circumstances of the case will admit:

Form of Security.

This deed made the day of in the year one thousand eight hundred and , witnesseth that in consideration of the sum of lent to the guardians of the poor of the Union in the county of *or* to the guardians of the poor of the parish of in the county of *or* to the board of management of the District (School *or* Asylum) *or* to the churchwardens and overseers of the poor of the parish of *or* to the overseers of the poor of the township of in the county of under the provisions of the Act [*here state the Act authorizing the loan*], and in pursuance of and upon the authority of an order of the Poor Law Board, bearing date the day of by [*here set out the name and description of the public board, commissioners, or company, or the person, lending the money*], the receipt of which sum is testified by the memorandum at the foot thereof, signed by our treasurer [*or, in the case of the overseers*, by us]. we the said guardians do hereby charge the common fund of the said union *or* the poor rates of the said parish, *or* we, the said board of management, do charge the common fund of the district, *or* the poor rates to be raised in the several unions and parishes combined in the said district, namely [*here set out the names of the unions and parishes combined in the district*], *or* we the said churchwardens and overseers *or* overseers do hereby charge the future poor rates of the said parish *or* township with the repayment

of the said sum of by [*here insert the number of yearly instalments by which the loan is to be repaid, not exceeding the number limited by the statute or statutes under which it is advanced, but including those to which the time of repayment may have been extended under any statute in that behalf*] instalments on the day in the years following, that is to say, the sum of on the day of in the year one thousand eight hundred and the sum of on the day of in the year one thousand eight hundred and the sum of on the day of in the year one thousand eight hundred and , together with interest at the rate of pounds per centum per annum yearly on the days aforesaid or half-yearly on the day of and on the day of in every year upon the principal for the time being unpaid according to the terms of this security *or* by instalments of the sum of in respect of the principal and interest of the sum so borrowed to be paid on the day of in every succeeding year during a period not exceeding years; provided that nothing herein contained shall prevent the said from receiving the repayment of the whole or part of the aforesaid sum at any time before the day of payment of the last instalment if willing to do so.

In testimony whereof we the guardians aforesaid, *or* we the said board of management, have hereunto affixed our common seal, *or* we the said churchwardens and overseers *or* overseers have hereunto set our hands and seals.

(L.S.) (L.S.) (L.S.)

Received this day of the above-mentioned sum of from the said *A.B.*, Treasurer of the Union, *or* of the parish of , *or* of the said district board.

or *C.D.* and *E.F.*, *G.H.* and *I.K.* } Churchwardens, and overseers of the poor of the said parish.

or *G.H.* and *I.K.*, Overseers of the poor of the said township.

(*Seal of the Poor Law Board.*) (L.S.)

Registered by the Poor Law Board this day of one thousand eight hundred and

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Note.—The twenty-second and twenty-third Victoria, chapter forty-nine, section three, enacts that in the case of any debt charged by guardians upon the poor rates made repayable by instalments, each instalment shall be payable within one year next after the day when the same shall fall due, unless the Poor Law Board shall allow an extension of the time for the payment not exceeding six months, and the interest shall be payable within the like times only as the principal.

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