CHAPTER liv.

An Act to confirm certain Provisional Orders of the Minister of Health relating to Fylde Preston and Garstang Joint Smallpox Hospital District Newquay Pontefract Stoke-on-Trent Swanage and Watford. [4th August 1926.]

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

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

Be it therefore enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:—

Orders in schedule confirmed.

1. The Orders as amended and set out in the schedule hereto shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force.

Short title.

2. This Act may be cited as the Ministry of Health Provisional Orders Confirmation (No. 5) Act 1926.

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SCHEDULE.

FYLDE PRESTON AND GARSTANG JOINT SMALLPOX HOSPITAL DISTRICT.

Fylde Preston and Garstang Order.

Provisional Order for altering a Confirming Act.

WHEREAS by virtue of the Fylde Preston and Garstang Joint Smallpox Hospital Order 1905 (in this Order referred to as "the Order of 1905") which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 14) Act 1905 the Borough of Blackpool and certain urban and rural districts constitute a united district called the Fylde Preston and Garstang Joint Smallpox Hospital District of which the governing body is the Fylde Preston and Garstang Joint Smallpox Hospital Board (in this Order referred to as "the Joint Board") consisting of one ex-officio member and twenty-six elective members representing the councils of the said borough and urban and rural districts;

And whereas by the Fylde Preston and Garstang Joint Smallpox Order 1926 (in this Order referred to as "the Order of 1926") provision was made for the adaptation of the Order of 1905 in consequence of the incorporation of the Borough of Lytham Saint Anne's;

And whereas it is expedient that the Borough of Preston should be included in the united district aforesaid and that the Order of 1905 and the Order of 1926 should be altered as in this Order provided:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 297 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders as follows:—

Date of operation.

1. This Order shall come into operation on the first day of October 1926:

Provided that Articles 6 and 7 of this Order shall come into operation on the date of the Act of Parliament confirming this Order.

Extension of United District.

2. The Fylde Preston and Garstang Joint Smallpox Hospital District shall be extended so as to include the Borough of Preston and subject to the provisions of this Order references in the

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Order of 1905 as adapted by the Order of 1926 to the constituent districts shall be deemed to include the Borough of Preston and references in those Orders to the constituent authorities shall be deemed to include the Council of the Borough of Preston.

Ex-officio and elective members of Joint Board.

3. The Joint Board shall consist of two ex-officio members and thirty-two elective members and the ex-officio members shall be the persons described in column 3 of the Schedule to this Order and the number of elective members to be elected by each of the constituent authorities shall be that set opposite the name of the constituent authority in column 4 of that Schedule.

Substitution of new Schedule.

4. The Orders of 1905 and 1926 shall have effect as if the Schedule to this Order were substituted for the Schedule to the Order of 1926.

Election of elective members by new constituent authority.

5. The provisions of Article XI. of the Order of 1905 shall apply to the first election by the Council of the Borough of Preston of six elective members to represent that Council on the Joint Board as if the election related to the filling of vacancies occurring at the commencement of this Qrder.

Adjustment of property liabilities &c.

6.—(1) For the purpose of any adjustment of property income debts liabilities and expenses which may become necessary in consequence of the provisions of this Order Section 62 of the Local Government Act 1888 shall apply subject to the following and any other necessary modifications—

(*a*) In subsections (5) and (6) of that section the expression "council" shall include the Joint Board;

(*b*) In subsection (6) of that section a reference to the Public Health Act 1875 shall be substituted for the reference in that subsection to the Municipal Corporations Act 1882 and the Local Government Act 1888 as the Acts under which a council may borrow for the purposes described in the subsection and the power of borrowing shall be subject to the requirement that all money borrowed shall be repaid within such period as the Minister of Health may sanction; and

(*c*) For subsection (7) of that section the following subsection shall be substituted—

"(7) Any sum paid for the purposes of any adjust-
" ment or in pursuance of any order or award of an
" arbitrator shall be applied by such person and in
" such manner as the Minister of Health may
" authorise or direct for the benefit of the Fylde
" Preston and Garstang Joint Smallpox Hospital
" District as existing before the extension of that
" District by the Fylde Preston and Garstang Joint
" Smallpox Hospital Order 1926."

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(2) Any sum required to be paid by any council or authority affected by this Order in pursuance of any agreement or award made under Section 62 of the Local Government Act 1888 may be paid out of such fund as may be determined by the agreement or award.

(3) Notwithstanding the application by this Article of Section 62 of the Local Government Act 1888 the provisions of the Local Government (Adjustments) Act 1913 shall not apply.

Local inquiries of Minister of Health.

7. Where the Minister of Health causes any local inquiry to be held with reference to any of the purposes of this Order the costs incurred in relation to that inquiry (including such reasonable sum not exceeding five guineas a day as the Minister may determine for the services of any inspector or officer engaged in the inquiry) shall be paid by the Joint Board or by any constituent authority or constituent authorities of the Joint Board in such proportions as the Minister may direct and shall be charged and defrayed as part of the expenses incurred by the Joint Board or constituent authority in the execution of the Public Health Act 1875 and the Minister may certify the amount of the costs so incurred and any sum so certified and directed by the Minister to be paid shall be a debt due to the Crown.

Short and collective titles.

8. This Order may be cited as the Fylde Preston and Garstang Joint Smallpox Hospital Order 1926 and the Orders of 1905 and 1926 and this Order may be cited together as the Fylde Preston and Garstang Joint Smallpox Hospital Orders 1905 to 1926.

The SCHEDULE.

1. Name of District.	2. Name of Authority.	3. Ex-officio Members.		4. Elective Members.
		No.	Description.	No.
The Borough of Blackpool.	The Council of the Borough of Blackpool.	1	The Mayor or in the event of his being unable or unwilling to act the Deputy Mayor.	5
The Borough of Preston.	The Council of the Borough of Preston.	1	The Mayor or in the event of his being unable or unwilling to act the Deputy Mayor.	6

1. Name of District.	2. Name of Authority.	3. Ex-officio Members.		4. Elective Members.
		No.	Description.	No.
The Borough of Lytham Saint Anne's.	The Council of the Borough of Lytham Saint Anne's.	–	——	2
The Urban District of Fleetwood.	The Urban District Council of Fleetwood.	–	——	3
The Urban District of Fulwood.	The Urban District Council of Fulwood.	–	——	1
The Urban District of Kirkham.	The Urban District Council of Kirkham.	–	——	1
The Urban District of Longridge.	The Urban District Council of Longridge.	–	——	1
The Urban District of Poulton-le-Fylde.	The Urban District Council of Poulton - le - Fylde.	–	——	1
The Urban District of Preesall.	The Urban District Council of Preesall.	–	——	1
The Urban District of Thornton.	The Urban District Council of Thornton.	–	——	3
The Rural District of Fylde.	The Rural District Council of Fylde.	–	——	3
The Rural District of Garstang.	The Rural District Council of Garstang.	–	——	4
The Rural District of Preston.	The Rural District Council of Preston.			

Given under the Official Seal of the Minister of Health this Fourteenth day of April One thousand nine hundred and twenty-six.

(L.S.) F. L. TURNER
Assistant Secretary Ministry of Health.

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URBAN DISTRICT OF NEWQUAY.

Newquay Order.

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

WHEREAS the Urban District Council of Newquay (hereinafter referred to as "the Council") require to purchase and take the land described in the Schedule hereto for the purpose of the provision of public walks and pleasure grounds in the said Urban District:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect that is to say:—

Compulsory powers of purchase.

1. The Council shall be empowered for the purpose aforesaid to put in force with reference to the land described in the Schedule hereto (subject to the continuance of any existing public rights of highway if any) the powers of the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Short title.

2. This Order may be cited as the Newquay Order 1926.

The SCHEDULE above referred to.

Parish of NEWQUAY Urban District of NEWQUAY
County of CORNWALL.

No. on deposited Plan.	Description of Premises.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
3	Garden -	John Cardell - Johnathan Cleave Salmon William John Hooper Ellen Davies Ernest Edwin Ayre Wesley Nancarrow Clara Bullen Mabel Bullen Winifred Whitworth Roper Killick Ada Jones Arthur Boissier Elizabeth Williams Jessie Leslie.	Herbert Wheatley Janie Luke Lydia Mary Pearce.	John Cardell Johnathan Cleave Salmon William John Hooper Ellen Davies Ernest Edwin Ayre WesleyNancarrow Clara Bullen Mabel Bullen Winifred Whitworth Roper Killick Ada Jones Arthur Boissier Elizabeth Williams Jessie Leslie Herbert Wheatley Janie Luke Lydia Mary Pearce.

The above-mentioned land is more particularly delineated on a plan in duplicate (being a copy of the deposited plan) sealed with the Official Seal of the Minister of Health and marked "Plan referred to in the Newquay Order 1926" of which duplicate plan one part is deposited in the Offices of the Minister of Health and the other shall be deposited in the Offices of the Council within fourteen days from the date of this Order.

Given under the Official Seal of the Minister of Health this Fourteenth day of April One thousand nine hundred and twenty-six.

(L.S.) F. L. TURNER
Assistant Secretary Ministry of Health.

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Pontefract Order.

BOROUGH OF PONTEFRACT.

Provisional Order for altering certain Local Acts.

WHEREAS the Borough of Pontefract (hereinafter referred to as "the Borough") is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council (hereinafter referred to as "the Corporation") are the local authority for the purposes of the Public Health Act 1875 and the unrepealed provisions of the Pontefract Park Trustees and Street Commissioners Act 1869 the Pontefract Borough Extension Act 1875 the Pontefract Corporation Act 1906 and a local Act 50 Geo. III. ch. 40 (each of which Acts is hereinafter referred to as the Act of the year in which it was passed and which Acts are hereinafter referred to collectively as "the Local Acts") are in force in the Borough;

And whereas in pursuance of the provisions of the Local Acts and of the Public Health Act 1875 the Corporation carry on a water undertaking and supply water within the Borough and for the purposes of the undertaking have constructed and maintain certain works and have borrowed certain moneys under the authority of the statutes aforesaid;

And whereas by Sections 12 and 13 of the Act of 1869 as amended by Section 22 of the Act of 1906 provision is made with respect to the charges to be made by the Corporation for the supply of water for domestic purposes within the Borough;

And whereas the Corporation have made application to the Minister of Health for the issue of a Provisional Order partially to repeal alter or amend the Local Acts in the manner hereinafter set forth:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 303 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the Local Acts shall be partially repealed altered and amended so that the following provisions shall take effect that is to say:—

Incorporation of Waterworks Clauses Acts 1847 and 1863.

1. The provisions of the Waterworks Clauses Acts 1847 and 1863 shall be incorporated with this Order and with the Local Acts except—

(*a*) the words "with the consent in writing of the owner" "or reputed owner of any such house or the agent of such "owner" in Section 44 of the Waterworks Clauses Act 1847; and

(*b*) Section 83 (relating to accounts) of the Waterworks Clauses Act 1847.

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Pontefract Order.

2. Subject to the provisions of this Order the Corporation may on land belonging to them in the Parish of Eggborough in the Rural District of Pontefract being field No. 114 on the $\frac{1}{2500}$ Ordnance Map (Second Edition 1907) Yorkshire (West Riding) Sheet CCXXXVI. 13. construct in accordance with plans and sections to be approved by the Minister of Health and may maintain a well and pumping station together with all such works buildings and apparatus as may be necessary or convenient in connection therewith or subsidiary thereto.

Power to construct additional works.

3.—(1) Any works including any buildings and apparatus in connection therewith or subsidiary thereto constructed or provided by the Corporation in connection with their water undertaking under the authority of the Public Health Act 1875 and the works authorised by this Order shall for all purposes be deemed part of the water undertaking of the Corporation under the Local Acts and the provisions of the Local Acts as amended by this Order shall apply to such works as if they had been constructed under the Local Acts but nothing herein contained shall derogate from the powers of the Corporation under the Public Health Act 1875 in regard to any matters not expressly dealt with in the Local Acts or this Order.

All works to form part of undertaking under Local Acts.

(2) Any moneys borrowed by the Corporation for the purposes of their water undertaking under the Public Health Act 1875 shall be deemed to have been borrowed under powers conferred by the Local Acts and the provisions of Part XIII. of the Act of 1906 as amended by this Order shall subject to any necessary modifications apply accordingly.

4.—(1) For the purposes of the supply of water by the Corporation under the Local Acts and this Order the Corporation shall have the powers of a local authority under Section 54 of the Public Health Act 1875 in respect of the carrying of water mains within or without their district :

Application of Section 54 of Public Health Act 1875 to water undertaking.

Provided that in the exercise of the said powers the Corporation shall be subject to the provisions of Sections 308 327 328 329 and 332 of the Public Health Act 1875.

(2) In the application of Section 16 of the Public Health Act 1875 to the water undertaking of the Corporation the term "surveyor" in that section shall mean the water engineer of the Borough.

5.—(1) Section 12 of the Act of 1869 shall be altered and have effect as if for the rates prescribed by that section there were substituted the scale of water charges set forth in the Schedule to this Order.

Rates and charges for supply of water for domestic purposes.

(2) The Minister of Health on the application of the Corporation or of twenty water consumers may from time to time by order vary the rates and charges set forth in the Schedule to this Order.

Power of Minister of Health to vary rates and charges.

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Pontefract Order.

(3) The Corporation shall as soon as practicable after an order is made in pursuance of subdivision (2) of this Article cause the order to be advertised in two successive weeks in one or more local newspapers circulating in the Borough and thereupon the order shall come into operation on the quarter day next following the date of the second advertisement.

Powers to sell water meters &c.

6. The Corporation may sell water meters and any fittings connected therewith upon and subject to such terms pecuniary or otherwise and conditions as they think fit.

Power to supply fittings.

7.—(1) The Corporation may if requested by any person supplied or about to be supplied by them with water furnish to him and fix repair alter or remove but shall not manufacture any such pipes valves cocks cisterns baths meters soil-pans water-closets and other fittings as are required or permitted by their byelaws and may provide all materials and work necessary or proper in that behalf and the reasonable charges of the Corporation in providing such materials and executing such work shall be paid by the person requiring the same.

(2) Any fittings let for hire under the provisions of this Order shall not be subject to distress or to the landlord's remedy for rent or be liable to be taken in execution under any process of any court or any proceedings in bankruptcy against the persons in whose possession the same may be Provided that such fittings have upon them respectively a distinguishing metal plate affixed to a conspicuous part thereof or a distinguishing brand or other mark conspicuously impressed or made thereon sufficiently indicating the Corporation as the actual owners thereof:

Provided as follows:—

(*a*) The Corporation shall so adjust the charges to be made by them for any such fittings or for the fixing repairing or removal thereof as to meet any expenditure by them under the powers of this Article in connection therewith (including interest upon any moneys borrowed for those purposes and all sums applied to sinking fund for repayment of moneys so borrowed);

(*b*) Every sum charged by the Corporation in respect of the provision of such fittings or the fixing repairing alteration or removal thereof shall be clearly stated in every demand note delivered by the Corporation to the consumer;

(*c*) The total sums expended and received by the Corporation in connection with the purposes in this Article mentioned in each year (including interest and sinking fund) shall be separately shown in the published accounts of the water undertaking of the Corporation for such year.

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As to communication pipes.

8.—(1) For the purpose of complying with any obligation under the Waterworks Clauses Act 1847 or under any other Act relating to the Corporation to maintain any pipe or apparatus used for the supply of water from the works of the Corporation the person liable to maintain the same shall subject to the conditions of Sections 48 to 52 of the Waterworks Clauses Act 1847 in relation to the laying of communication pipes have the like power to open the ground as is conferred upon him by those sections in relation thereto.

(2) The Corporation may by agreement with any owner or occupier entitled or required to lay maintain repair or remove any pipe or apparatus and for that purpose to open or break up any street in the limits of supply execute such works on behalf of such owner or occupier but subject to any obligations of such owner or occupier in relation to the execution of such works and any expenses incurred by the Corporation in so doing shall be repaid to them by the owner or occupier with whom the agreement is made.

Maintenance of common pipe.

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

For protection of West Riding County Council.

10. In executing the works and exercising the powers by this Order authorised so far as they affect main roads and county bridges of the County of the West Riding of York the following provisions for the protection of the County Council shall have effect unless otherwise agreed on in writing between the County Council and the Corporation (that is to say) :—

(1) All mains pipes or works to be laid in or along any main road shall be constructed and laid in such position at the side thereof as the County Council shall by writing under the hand of their surveyor reasonably direct and if any such main pipe or work cannot be constructed or laid in upon or across any county or main road bridge or any arch connected therewith without interfering with the structure thereof such main pipe or work shall not be constructed or laid in upon or across such bridge or arch but shall be carried over the stream crossed by such bridge (by such suitable method as may be agreed on between the parties or settled by arbitration as hereinafter provided) attached to the outside of such bridge or arch and the gradient

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of such bridge and of the respective approaches thereto shall not be altered Provided that this subsection shall not apply to service pipes.

(2) In the execution of the work required by Section 32 of the Waterworks Clauses Act 1847 the following provisions shall have effect :—

(*a*) In the case of a paved road the reinstatement shall be effected with concrete foundations and (so far as the paving material taken from the road is not in the opinion of the county surveyor suitable for replacement) paving material of similar character to that in the adjacent portion of the road to be approved by the said surveyor;

(*b*) In the case of a road of macadamised surface the reinstatement shall be effected with hand-packed rubble pitched foundations nine inches deep properly consolidated after the lower portion of the trench has been effectually filled in and a properly consolidated surface coating four inches in thickness similar in character to that on the adjacent portion of the road and to be approved by the said surveyor.

(3) All works to be constructed or laid in along or across or in any way affecting any main road or county or main road bridge or any approach thereto shall be executed at the expense of the Corporation under the superintendence (if given) and to the reasonable satisfaction of the said surveyor and (except in the case of service pipes) in accordance with plans sections and specifications to be submitted to and reasonably approved of by him in writing before the commencement of any such work Provided that if the said surveyor shall not within twenty-one days after the said plans sections and specifications shall have been submitted so express his approval or disapproval thereof or signify his requirements in relation thereto he shall be deemed to have approved thereof.

(4) The Corporation shall not without the consent of the County Council have more than one hundred lineal yards open or broken up at any one place at one time in any such main road and the works shall be so executed as not in any way to stop or unreasonably interfere with the traffic of any main road or county or main road bridge or any approach thereto All such works shall be proceeded with and completed with all possible despatch after the commencement thereof.

(5) Notwithstanding anything in this Order contained it shall be lawful for the County Council at any time

or times to divert widen or improve any such main road and also to remove alter widen or renew any such county or main road bridge or the approaches thereto in alongside or near to which any such mains pipes or works are carried in the same manner as they might have diverted widened or improved removed altered or renewed any such main road or bridge or the approaches thereto if this Order had not been confirmed and such mains pipes or works had not been constructed or laid in over alongside or near to such main road or bridge respectively without making any compensation to the Corporation for any expense or loss to which the Corporation may be put in consequence of such diversion widening improvement removal alteration or renewal And in the event of any such main road or bridge or the approaches thereto in alongside or near to which such mains pipes or works are laid being diverted widened or improved removed altered or renewed as aforesaid the Corporation shall at their own expense if it should become necessary so to do remove or alter the position of their said mains or pipes and the works by which the same are carried alongside or near to any such main road or bridge or the approaches thereto as aforesaid and replace the same to the satisfaction of the said surveyor Provided that before such diversion widening improvement removal alteration or removal the County Council shall give three months' notice in writing to the Corporation of their intention to carry out such works and the County Council shall afford at the cost of the Corporation reasonable facilities for temporarily carrying the mains pipes or works of the Corporation along the main road or across the stream so as not to interrupt the continuous flow of water.

(6) Notwithstanding anything in this Order contained if any difference shall arise between the Corporation and the County Council touching this section or anything to be done or not to be done thereunder such difference shall be referred to and determined by arbitration by an arbitrator to be agreed upon or failing agreement to be appointed on the application of either of the parties in difference (after notice in writing to the other of them) by the President of the Institution of Civil Engineers and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any such arbitration.

For protection of Goole Urban District Council.

11. In the event of the Goole Urban District Council hereafter seeking to erect within a radius of $1\frac{1}{4}$ miles from the existing works of the Goole Urban District Council in the Township of

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Pollington a waterworks pumping station not exceeding in capacity that hereafter erected at Eggborough by the Corporation under the powers of this Order the Corporation shall not oppose the same.

For protection of London and North Eastern Railway Company and Midland and North Eastern Railways Joint Committee.

12. The following provisions for the protection of the London and North Eastern Railway Company and the Midland and North Eastern Railway Companies Committee (each of which is in this section called "the company") shall unless with the previous consent of the company in writing apply and have effect :—

(1) All mains pipes or other works laid or constructed by or on behalf of the Corporation under the powers of this Order upon over along or under any railway of the Company shall if they are carried over the railway be so carried that the bottom of any such mains pipes or other works or the girder carrying the same is in no case nearer the top of the rails of the railway than 15 feet 6 inches and if they are carried under the railway shall be carried inside a culvert or culverts or other pipe or pipes of sufficient dimensions to admit of such mains pipes or other works being relaid or repaired without interference with the railway and so that no part of such work shall be nearer the bottom of the rails of the railway than 3 feet and in laying constructing and maintaining any such mains pipes culverts or other works (in this Article referred to as "the authorised works") upon over along or under any work or property of the company the Corporation shall with all despatch execute and maintain the authorised works under the direction and superintendence (if given) and to the reasonable satisfaction of the engineer of the company and in accordance with plans drawings and specifications previously submitted to and approved by him in writing or in the event of difference as may be determined by arbitration in manner hereinafter provided If the said engineer shall not signify his disapproval of any such plans drawings and specifications within 28 days after the submission thereof to him he shall be deemed to have approved them The Corporation shall pay and make good to the company all loss damages and expenses which the company shall sustain or incur in consequence of the laying construction maintenance or user of or the failure of or any accident to the authorised works :

(2) The Corporation shall bear and on demand pay to the company the reasonable expense incurred by the company of and in connection with the superintendence by the said engineer of the authorised works and of and in connection with the employment by the company during

the carrying out of any works of construction maintenance repair or renewal of the authorised works under or across the railway of the company of a sufficient number of inspectors watchmen and signalmen to be appointed by the company for watching and protecting the railway of the company and the conduct of the traffic thereon with reference to and during the carrying out of any such works and for preventing as far as may be all interference obstruction danger and accident from any of the operations or from the acts or defaults of the Corporation or their contractors or any person or persons in the employ of the Corporation or their contractors.

(3) If by reason of the authorised works it shall become necessary to alter any of the telegraph telephone or signal posts or wires or other works or apparatus belonging to or on the railway of the company the company may effect such alterations and the Corporation shall repay to them the reasonable expenses incurred by them in connection with such alterations.

(4) If at any time it is necessary in order to enable the company to carry out any alterations or extensions of their railway or works that the position of the authorised works should be altered the Corporation shall on receiving notice in writing from the company so to do at the Corporation's own cost with all despatch alter the position of the same so far as may be necessary to enable the company to carry out such alterations or extensions and the provisions of this Article shall apply to the authorised works in their altered position.

(5) If the company within 28 days from the approval by the said engineer or the determination by an arbitrator of any plans drawings or specifications as aforesaid give to the Corporation notice in writing that the company desire themselves to lay or construct so much of the authorised works as is shown on such plans drawings or specifications or to carry out any renewals thereof or repairs or alterations thereto the company may execute the works and recover the reasonable cost thereof from the Corporation.

(6) The Corporation shall to the reasonable satisfaction of the said engineer with all convenient speed restore and make good any work and the road and pavement over any bridge level crossing and approach which the company are liable to maintain and which are disturbed or interfered with by or in consequence of any exercise by the Corporation of their powers under this Order and shall keep the part of such road or pavement

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broken up in repair for three months after such restoration or making good and when any soil broken up continues to subside for a further period not exceeding twelve months.

(7) If the Corporation make unnecessary delay in restoring or making good any such work road or pavement as aforesaid or neglect to keep such road or pavement in repair as aforesaid the company may after giving seven days notice in writing to the Corporation themselves restore and make good the work road or pavement and any expense reasonably incurred by the company in that behalf shall be repaid to them by the Corporation.

(8) The Corporation shall not either temporarily or permanently enter upon use or interfere with any railway works or property of the company save only as far as may be necessary for the purpose of laying constructing maintaining and using the authorised works in accordance with the provisions of this Order.

(9) If it shall be proved that the pumping by the Corporation at the well and pumping station by this Order authorised has caused any appreciable diminution of the supply of the water obtainable before the date of the confirmation of this Order at the wells belonging to the company before that date and situate within a distance of two miles from the said well and pumping station the Corporation shall upon the written request of the company accord to them a supply of water equal to the amount of such diminution as so proved at such cost or rate (if any) as that the total cost to the company of obtaining their full supply shall be the same after as before the occurrence of such diminution and upon such other terms as may be agreed or failing agreement may be settled by arbitration under the provisions of this Article.

(10) If the Corporation do not afford a supply equal to the diminution as aforesaid they shall make compensation in money to the company for such diminution the amount of such compensation to be settled in case of difference by arbitration as hereinafter provided.

(11) The Corporation shall not be liable in respect of any claim made by the company under sub-divisions (9) and (10) of this Article if the company shall have failed to afford to the officers servants or other representatives of the Corporation at all reasonable times after the confirmation of this Order access to the well in respect of which the claim is made for the purpose of ascertaining particulars thereof and the level of the water therein.

(12) In case of any difference between the Corporation and the company or their respective engineers touching the meaning or effect of this Article or in relation to anything done or to be done under its provisions the same shall be referred to and determined by a single arbitrator to be appointed failing agreement by the President of the Institution of Civil Engineers on the application of either party and the Arbitration Act 1889 shall apply to such reference.

Additional borrowing power.

13.—(1) The Corporation may with the sanction of the Minister of Health borrow on the security of the revenue of their water undertaking and of the district fund and general district rate or upon any of such securities such further sums as may from time to time be necessary for the purposes of their water undertaking.

(2) Any moneys so borrowed shall be repaid within such period not exceeding sixty years from the date of borrowing as the Corporation with the sanction of the Minister may determine and such period shall with reference to the repayment of those moneys be the prescribed period for the purposes of the Local Loans Act 1875 and the other provisions applied by the following sub-division of this Article.

(3) Subject to the provisions of this Article the provisions of Part XIII. of the Act of 1906 shall so far as they are applicable apply to any sums so borrowed in the same way as they apply to any sums borrowed in pursuance of that Act.

(4) The rate of accumulation of the annual contributions to any sinking fund of the Corporation in connection with their water undertaking shall be such rate as the Minister may from time to time approve and Section 161 (1) (B) of the Act of 1906 shall be modified accordingly.

For protection of London Midland and Scottish Railway Company.

14. The provisions of sub-divisions (1) to (8) and (12) of the Article of this Order of which the marginal note is "For protection of London and North Eastern Railway Company and Midland and North Eastern Railways Joint Committee" shall also extend and apply for the protection of the London Midland and Scottish Railway Company as if the word "company" where used in the said sub-divisions included the London Midland and Scottish Railway Company.

Reserve fund.

15. The Corporation may if they think fit maintain a reserve fund in respect of their water undertaking by setting aside such an amount as they may from time to time think reasonable and investing the same and the resulting income thereof in statutory securities as defined in the Act of 1906 and accumulating the same at compound interest until the fund so formed amounts to the maximum reserve fund for the time being prescribed by the Corporation not exceeding a sum equal to one-tenth of the

A.D. 1926.

Pontefract Order.

aggregate capital for the time being expended by the Corporation upon the undertaking and such fund shall be applicable for the payment to the district fund in any year in which as shown by the accounts kept in pursuance of Article 14 of this Order the payments and expenses made and incurred in respect of the undertaking shall exceed the money received in respect of the undertaking of a sum not exceeding the amount of such excess or for meeting any extraordinary claim or demand at any time arising against the Corporation in respect of the undertaking or for payment of the cost of renewing any part of the works forming part thereof or otherwise for the benefit of the undertaking and so that if that fund be at any time reduced it may thereafter be again restored to the prescribed maximum and so from time to time as often as such reduction happens.

Resort may be had to the reserve fund under the foregoing provisions although such fund may not at the time have reached or may have been reduced below the prescribed maximum.

Form of accounts.

16. As from the 31st day of March 1927 the Corporation shall keep the accounts of their water undertaking so as to distinguish capital from revenue and as regards the revenue account to show on the one side all receipts and on the other side all payments and expenses in respect of the undertaking such payments and expenses being divided so as to show the amounts expended in respect of each of the following purposes (that is to say) :—

(*a*) The working and establishment expenses and costs of maintenance of the undertaking;

(*b*) The interest on moneys borrowed by the Corporation for the purposes of or connected with the undertaking;

(*c*) The requisite appropriations instalments or sinking fund payments in respect of moneys borrowed for the purposes of the undertaking;

(*d*) The amount (if any) paid to a reserve fund created by the Corporation in accordance with the provisions of Article 13 of this Order;

(*e*) All other expenses (if any) of the undertaking properly chargeable to revenue.

Inquiries and expenses.

17.—(1) The Minister of Health may direct any inquiries to be held by his inspectors which he may deem necessary with reference to the purposes of this Order and such inspectors shall for the purposes of any inquiry have all such powers as they have for the purposes of inquiries directed by the Minister under the Public Health Act 1875.

(2) Where the Minister causes any such inquiry as aforesaid to be held the costs incurred by the Minister in relation to that inquiry (including such sum not exceeding five guineas a day as the Minister may determine for the services of any inspector or

officer of the Minister engaged in the inquiry) shall be paid by the Corporation and the Minister may certify the amount of the costs so incurred and any sum so certified and directed by the Minister to be paid by the Corporation shall be a debt due to the Crown from the Corporation. A.D. 1926. — *Pontefract Order.*

18. This Order may be cited as the Pontefract Order 1926. Short title.

SCHEDULE.

SCALE OF MAXIMUM CHARGES.

Charges under Section 12 of the Act of 1869 for Domestic Purposes.

Where the rateable value as assessed to poor rate of a dwelling-house or part of a dwelling-house :—

Exceeds £	*But does not exceed* £	*Rate per annum not exceeding* £ s. d.
— - -	6 -	- 0 10 6
6 - -	8 -	- 0 13 2
8 - -	10 -	- 0 15 8
10 - -	12 -	- 0 19 4
12 - -	15 -	- 1 4 4
15 - -	18 -	- 1 8 2
18 - -	20 -	- 1 10 8
20 - -	25 -	- 1 17 6
25 - -	30 -	- 2 3 9
30 - -	35	- 2 10 0
35 - -	40 -	- 2 16 3
40 - -	50 -	- 3 8 9
50 - -	60 -	- 4 1 3
60 - -	70 -	- 4 13 9
70 - -	80 -	- 5 3 9
80 - -	90 -	- 5 12 6
90 - -	100 -	- 6 5 0
100 and upwards	— -	- £6¼ per centum.

Given under the Official Seal of the Minister of Health this Ninth day of April One thousand nine hundred and twenty-six.

(L.S.) F. L. TURNER
Assistant Secretary Ministry of Health.

A.D. 1926.

CITY OF STOKE-ON-TRENT.

Stoke-on-Trent Order.

Provisional Order to enable the Stoke-on-Trent Corporation to put in force the Compulsory Clauses of the Lands Clauses Acts.

WHEREAS the Mayor Aldermen and Citizens of the City of Stoke-on-Trent (hereinafter referred to as "the Corporation") acting by the Council as the local authority for that City for the purposes of the Public Health Act 1875 require to purchase and take the lands described in the Schedule hereto for the purposes of (*a*) the provision of a public convenience in Hill Street and (*b*) widening opening enlarging or otherwise improving certain streets in the said City:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect that is to say:—

Compulsory powers of purchase.

1. The Corporation shall be empowered for the purposes aforesaid to put in force with reference to the lands described in the Schedule hereto (subject to the continuance of existing public rights of highway if any) the powers of the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Short title.

2. This Order may be cited as the Stoke-on-Trent Order 1926.

The SCHEDULE above referred to.

Parish of STOKE-ON-TRENT City of STOKE-ON-TRENT in the County of STAFFORD.

Stoke-on-Trent Order.

Deposited Plan Sheet No.	No. and Colour on Plan.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
1	1.A red.	Part of cottage and land No. 495 High Lane Burslem.	Trustees of the late W. A. M. Tellwright.	- -	Mary Tomkinson.
1	1.B red.	Part of cottage and land No. 497 High Lane Burslem.	Ditto -	- -	Thomas Hayes.
1	1.C red.	Part of cottage and land No. 499 High Lane Burslem.	Ditto -	- -	Henry Colclough.
2	2.A red.	Part of garden of No. 382 High Lane Burslem.	Henry Leigh and Fred Leigh.	- -	Fred Leigh.
2	2.B red.	Vacant land to the south of and adjoining No. 382 High Lane Burslem.	Ditto -	- -	Ditto.
4	4 red.	Part of forecourt of Wesleyan Methodist Chapel Stanfield High Lane Burslem.	Trustees of the Stanfield Wesleyan Methodist Chapel.	- -	Trustees of the Stanfield Wesleyan Methodist Chapel.
5	5 red.	Part of house outbuildings garden and yard No. 196 High Lane Burslem (Blue Stone Cottage).	Henrietta Keats.	- -	Henrietta Keats.
6	6.A blue.	Part of cottage and garden No. 256 Hanley Road Sneyd Green.	William Mountford.	- -	Harry Howle.
6	6.B blue.	Part of cottage No. 258 Hanley Road Sneyd Green.	Ditto -	- -	Albert Sage.

A.D. 1926.

Stoke-on-Trent Order.

Deposited Plan Sheet No.	No. and Colour on Plan.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
6	6.C blue.	Part of cottage No. 260 Hanley Road Sneyd Green.	William Mountford.	- -	Thomas Henry Smith.
6	6.D blue.	Part of cottage No. 262 Hanley Road Sneyd Green.	Ditto -	- -	William Mountford.
6	7 red.	Part of dwelling-house and garden No. 264 Hanley Road Sneyd Green.	William Simpson.	- -	William Simpson.
6	8.A yellow.	Cottage No. 254 Hanley Road Sneyd Green.	Martha Ann Steele Harriett Beeteson Colonel Ralph Sneyd.	- -	Rose Hopkins
7	9.A red.	Part of cottage No. 32 Bow Street Hanley.	Annie Henshall Florence Henshall.		Bessy Viggars.
7	9.B red.	Part of cottage No. 34 Bow Street Hanley.	Ditto -	- -	John Viggars.
7	9.C red.	Part of cottage No. 36 Bow Street Hanley.	Ditto -	- -	Peter Mc Guinness.
7	9.D red.	Wheelwright's yard and workshop at junction of High Street and Bow Street Hanley.	Ditto -	- -	Oswald William Gurney.
7	9.E red.	Part of cottage No. 73 High Street Hanley.	Ditto -	- -	Annie Mansoll.
7	9.F red.	Part of cottage No. 75 High Street Hanley.	Ditto -	- -	Alice Whiston.
8	10 red.	House and yard No. 6 Hill Street Stoke.	Elizabeth Rushton.	Mintons Limited.	Hugh Hughes.
9	11.A red.	Part of lock-up shop No. 2 Church Street Stoke.	C. V. Booth	- -	John Thomas Davies.
9	11.B red.	Part of lock-up shop No. 4 Church Street Stoke.	Ditto	- -	William Lewis.

Deposited Plan Sheet No.	No. and Colour on Plan.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
9	11.C red.	Part of lock-up shop No. 6 Church Street Stoke.	C. V. Booth -	- -	Ernest Tipping.
9	11.D red.	Part of lock-up shop No. 8 Church Street Stoke.	Ditto -	- -	Ralph Cecil Eldon.
10	12.A red.	Part of lock-up shop No. 116 Stafford Street Longton.	Florence Ann Farmer and George Edward Lynch Greaves Trustees of the Will of Mary Ann Farmer deceased.	- -	Lawrence Asling.
10	12.B red.	Part of lock-up shop No. 116A Stafford Street Longton.	Ditto -	- -	Annie Pearson.
10	12.C red.	Part of shop and living accommodation No. 118 Stafford Street Longton.	Ditto -	- -	F. Shufflebotham.
10	13 brown.	Part of shop and living accommodation No. 120 Stafford Street Longton.	Ethel Dean -	- -	Ethel Dean.
10	14 yellow.	Part of shop and living accommodation No. 122 Stafford Street Longton.	The personal representatives of William Williamson deceased.	- -	Thomas Henry Williamson.
10	15.A blue.	Part of shop and living accommodation No. 124 Stafford Street Longton.	Georgiana Garnham.	- -	George Crump.
10	15.B blue.	Part of shop and living accommodation No. 126 Stafford Street Longton.	Ditto -	- -	Eliza Gallimore.

A.D. 1926.

Stoke-on-Trent Order.

Deposited Plan Sheet No.	No. and Colour on Plan.	Description of Property.	Owners or Reputed Owners.	Lessees or Reputed Lessees.	Occupiers.
10	15.C blue.	Part of shop and living accommodation No. 128 Stafford Street Longton.	Georgiana Garnham.	- -	Elizabeth Garnham.
10	15.D blue.	Part of shop and living accommodation No. 130 Stafford Street Longton.	Ditto -	- -	Thomas W. Davies.
10	16 green.	Part of shop and living accommodation No. 132 Stafford Street Longton.	Joseph Aynsley.	- -	Ditto.
11	17 red.	Vacant land Clayton Street Longton.	John Herbert Walton.	- -	Stephen Triner.
12	18 red.	Part of garden Woodlands Cottage Blurton junction of Blurton Road and Drubbery Lane.	Robert Hawley.	- -	Robert Hawley.

The above-mentioned lands are more particularly delineated on a plan (being a copy of the deposited plan) in duplicate sealed with the Official Seal of the Minister of Health and marked "Plan referred to in the Stoke-on-Trent Order 1926" of which duplicate plan one part is deposited in the Office of the Minister of Health and the other shall be deposited by the Town Clerk of Stoke-on-Trent in his office within fourteen days from the date of this Order.

Given under the Official Seal of the Minister of Health this Fourteenth day of April One thousand nine hundred and twenty-six.

(L.S.) F. L. TURNER
Assistant Secretary Ministry of Health.

URBAN DISTRICT OF SWANAGE.

A.D. 1926.

Swanage Order.

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

WHEREAS the Urban District Council of Swanage (hereinafter referred to as "the Council") require to purchase and take the lands described in the Schedule hereto for the purposes of widening opening enlarging or otherwise improving High Street and Institute Road in the said Urban District (including the improvement and development of frontages to the said streets):

Now therefore the Minister of Health in pursuance of the powers given to him by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect that is to say:—

Compulsory powers of purchase.

1. The Council shall be empowered for the purposes aforesaid to put in force with reference to the lands described in the Schedule hereto (subject to the continuance of existing public rights of highway if any) the powers of the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Short title.

2. This Order may be cited as the Swanage Order 1926.

The SCHEDULE above referred to.

Parish of SWANAGE Urban District of SWANAGE
County of DORSET.

No. on Deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
1	Stable and yard of the Anchor Hotel High Street Swanage (but not including any interest therein vested in John George King).	Strong and Company of Romsey Limited Registered Office The Brewery Romsey R. C. Chambers Secretary.	Charles Bending.	Charles Bending and John George King.

A.D. 1926.

Swanage Order.

No. on Deposited Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
2	Round House and yard High Street Swanage.	Mary Harriett Randell and Emily Ann Randell Executors of Emily Ann Randell deceased both of Ashlar House High Street Swanage.	—	Bessie Haysome.
3	Round House Cottage and yard Institute Road Swanage.	Ditto	Thomas Bennett.	Catherine Jackman.
4	Covered yard and passage at the rear of Round House and Round House Cottage Institute Road Swanage.	Ditto	—	—
5	Land and buildings Institute Road Swanage.	Joseph Parsons Charles Hayter Reginald Parsons Hayter and Horace Charles Hayter trading as Parsons Hayter and Sons Institute Road Swanage.	—	Joseph Parsons Charles Hayter Reginald Parsons Hayter and Horace Charles Hayter trading as Parsons Hayter and Sons Institute Road Swanage.

The above-mentioned lands are more particularly delineated and coloured pink on a plan in duplicate (being a copy of the deposited plan) sealed with the Official Seal of the Minister of Health and marked "Plan referred to in the Swanage Order 1926" of which duplicate plan one part is deposited in the Offices of the Minister of Health and the other shall be deposited in the Offices of the Council within fourteen days from the date of this Order.

Given under the Official Seal of the Minister of Health this Fourteenth day of April One thousand nine hundred and twenty-six.

(L.S.) F. L. TURNER
Assistant Secretary Ministry of Health.

BOROUGH OF WATFORD.

A.D. 1926.

Provisional Order to enable the Watford Corporation to put in force the Compulsory Clauses of the Lands Clauses Acts.

Watford Order.

WHEREAS the Mayor Aldermen and Burgesses of the Borough of Watford (hereinafter referred to as "the Corporation") acting by the Council as the local authority for that Borough for the purposes of the Public Health Act 1875 require to purchase and take the lands described in the Schedule hereto for the purposes of a market place and approaches thereto:

Now therefore the Minister of Health in pursuance of the powers given to him by Section 176 of the Public Health Act 1875 and by any other Statutes in that behalf hereby orders that from and after the date of the Act of Parliament confirming this Order the following provisions shall have effect that is to say:—

Compulsory powers of purchase.

1. The Corporation shall be empowered for the purposes aforesaid to put in force with reference to the lands described in the Schedule hereto (subject to the continuance of existing public rights of highway if any) the powers of the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

Short title.

2. This Order may be cited as the Watford Order 1926.

A.D. 1926.

Watford Order.

The SCHEDULE above referred to.

Parish of WATFORD Urban Borough of WATFORD
County of HERTFORD.

No. on Plan.	Description of Property.	Owners.	Lessees.	Occupiers.
1	Stables - -	Francis Edwin Fisher.	- - -	Horace Chance.
2	Brick structure and refuse stores.	Ditto -	- - -	
3	Cycle repair depôt.	Ditto -	- - -	James Wilks and Son.
4	Ditto -	Ditto -	- - -	Ditto.
5	Ditto -	Ditto -	- - -	Ditto.
6	Ditto -	Ditto -	- - -	Ditto.
7	Marine stores -	Ditto -	- - -	Ernest Dyson.
8	Dwelling-house	Ditto -	- - -	Frederick C. Bennett.
9	Building (disused dwelling-house).	Ditto.		
10	Ditto -	Ditto.		
11	Ditto -	Ditto.		
12	Saddlers shop	Ditto -	- - -	Henry Northcote.
13	Vacant land wall right of way water mains sewers electric light cables.	Francis Edwin Fisher Percy Fisher Trust Houses Limited Richard Sands Secretary George Longley J. W. Smith James Cawdell The Mayor Aldermen and Burgesses of the Borough of Watford W. Hudson Town Clerk.	The Midland Bank Limited Fred. W. Hale Manager.	The Midland Bank Limited Trust Houses Limited Richard Sands Secretary John Smith or Fay James Cawdell.
14	House - -	Francis Edwin Fisher.		
15	Sheds - -	Ditto -	- - -	George Bindon.

No. on Plan.	Description of Property.	Owners.	Lessees.	Occupiers.
16	Vacant land right of way.	Francis Edwin Fisher Percy Fisher George Longley Trust Houses Limited Richard Sands Secretary.	- - -	John Smith or Fay Trust Houses Limited Richard Sands Secretary.
17	Lane (Chequers Yard) right of way inspection chamber and drain water mains sewers electric light cables gas mains.	Francis Edwin Fisher Percy Fisher George Longley Trust Houses Limited Richard Sands Secretary James Cawdell The Mayor Aldermen and Burgesses of the Borough of Watford W. Hudson Town Clerk J. W. Smith Watford Gas and Coke Company George Wilks Secretary.	The Midland Bank Limited.	John Smith or Fay Trust Houses Limited Richard Sands Secretary James Cawdell The Midland Bank Limited.

The above-mentioned lands are more particularly delineated on a plan (being a copy of the deposited plan) in duplicate sealed with the Official Seal of the Minister of Health and marked "Plan referred to in the Watford Order 1926" of which duplicate plan one part is deposited in the Offices of the Minister of Health and the other shall be deposited by the Town Clerk of Watford in his office within fourteen days from the date of this Order.

Given under the Official Seal of the Minister of Health this Fourteenth day of April One thousand nine hundred and twenty-six.

(L.S.) F. L. TURNER
Assistant Secretary Ministry of Health.

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