CHAPTER cxliv.

An Act to confirm a Provisional Order of the Minister of Health relating to South Molton Rural District. [1st August 1930.]

A.D. 1930.

WHEREAS under the provisions of the Public Health Act 1875 the Minister of Health has made a provisional order which needs confirmation by Parliament: 38 & 39 Vict. c. 55.

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:—

1. The Order of the Minister of Health which is set out in the schedule to this Act is hereby confirmed and shall have full validity and force. Order in schedule confirmed.

2. This Act may be cited as the Ministry of Health Provisional Order Confirmation (South Molton Rural) Act 1930. Short title.

[*Price 2d. Net.*]

A.D. 1930.

SCHEDULE.

RURAL DISTRICT OF SOUTH MOLTON.

South Molton Order.

Provisional Order dissolving the Chulmleigh Special Drainage District.

WHEREAS the Chulmleigh special drainage district in the parish of Chulmleigh in the county of Devon is comprised within the rural district of South Molton and by virtue of section 229 of the Public Health Act 1875 the special drainage district and that portion of the parish of Chulmleigh which is not comprised within the special drainage district are separate contributory places for the purposes of that Act;

And whereas the rural district council of South Molton have borrowed money for the execution of works for the benefit of the special drainage district and the money so borrowed is a separate charge on the special drainage district by virtue of the enactment above-mentioned;

And whereas the rural district council of South Molton have applied to the Minister of Health for the issue of a provisional order to dissolve the special drainage district and to merge it in the parish of Chulmleigh:

Now therefore the Minister of Health in pursuance of the powers given to him by section 270 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders as follows:—

Short title and commencement.

1. This order may be cited as the South Molton Order 1930 and shall come into operation on the first day of October nineteen hundred and thirty.

Interpretation.

2. In this order unless the context otherwise requires—

"the appointed day" means the first day of October nineteen hundred and thirty;

"the special drainage district" means the special drainage district of Chulmleigh;

"the contributory places" means the contributory places consisting of the special drainage district and that portion of the parish of Chulmleigh which is not comprised within the special drainage district;

"the parish" means the parish of Chulmleigh;

"the rural council" means the rural district council of South Molton.

Dissolution of special drainage district.

3. The special drainage district shall be dissolved and shall be merged in the parish.

Chargeability of outstanding debt and expenses.

4.—(1) So much of any sums borrowed by the rural council as immediately before the appointed day are owing and charged on the special rate of the special drainage district shall on the appointed day by virtue of this order be charged on the special rate of the parish.

(2) Any expenses which immediately before the appointed day are payable by the rural council as special expenses incurred in respect of either of the contributory places shall on the appointed day be payable by that council as special expenses incurred in respect of the contributory place consisting of the parish:

Provided that nothing in this article shall affect the power of the Minister of Health under section 29 of the Local Government Act 1894 by order to direct special expenses to be raised in like manner as general expenses or the application to special expenses of the rural council of any provision of the Local Government Act 1929 enabling that council to contribute to special expenses from their fund available for general purposes.

Property of rural council.

5. All property held by the rural council on behalf of either of the contributory places shall on the appointed day by virtue of this order be held by the rural council on behalf of the contributory place consisting of the parish.

Saving for local rates.

6. Nothing in this order shall affect the collection or recovery of any local rate which may be outstanding immediately before the appointed day.

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