



CHAPTER cxxxviii.

An Act to confirm certain Provisional Orders of the Local Government Board relating to Barnsley and Leeds. A.D. 1912.

[7th August 1912.]

WHEREAS the Local Government Board have made the Provisional Orders set forth in the First Schedule hereto under the provisions of the Local Government Act 1888:

51 & 52 Vict.
c. 41.

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:—

1. The Orders as altered and set out in the First Schedule hereto (herein-after referred to as "the Orders") shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force. Orders in First Schedule confirmed.

2. On any adjustment made otherwise than by agreement for the purposes of either of the Orders or of this Act under section thirty-two or section sixty-two of the Local Government Act 1888 or under either of those sections as modified or adapted by such Order— Provisions as to adjustments made otherwise than by agreement.

(a) Provision shall be made for the payment to any council or other authority affected by the Order of such sum as seems equitable in accordance with the rules contained in Part I. of the Second Schedule hereto in respect of any increase of burden which will properly be thrown on the ratepayers of the area of that council or other authority in meeting the cost incurred by that council or other authority in the

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execution of any of their powers and duties as a consequence of any alteration of boundaries effected by the Order or other change in relation to which the adjustment takes place:

- (b) Any adjustment of the local taxation licences the estate duty grant and the residue under section one of the Local Taxation (Customs and Excise) Act 1890 for the purposes of the Order relating to Barnsley shall be carried out in accordance with the rules contained in Part II. of the Second Schedule hereto and for the purposes of the Order relating to Leeds shall be carried out in accordance with the rules contained in Part III. of the Second Schedule hereto.

In this section and in Part I. of the said Second Schedule the expression "Council or other authority affected by the Order" includes any council authority or persons entitled to make an adjustment under section sixty-two of the Local Government Act 1888 or that section as modified or adapted by the order in question.

Audit of accounts of Borough of Barnsley.

3.—(1) From and after the first day of April one thousand nine hundred and thirteen sections twenty-five twenty-six and twenty-seven of the Municipal Corporations Act 1882 and section two hundred and forty-six of the Public Health Act 1875 shall cease to apply to any accounts of the mayor aldermen and burgesses of the borough of Barnsley acting by the council (in this and the next following section referred to as "the Corporation") or of the treasurer of the borough of Barnsley (in this section referred to as "the borough") or of the officers of the Corporation and all accounts of the Corporation and of the treasurer and the officers of the Corporation under any public or private Act of Parliament or otherwise relating to matters dealt with by the Corporation in any capacity and including the accounts of any joint committee and of the officers of any joint committee appointed by the Corporation with the council of any county borough or district or any parish council shall be audited by a district auditor appointed by the Local Government Board in like manner as accounts of an urban authority and their officers are audited under sections two hundred and forty-seven and two hundred and fifty of the Public Health Act 1875 and those sections and all enactments amending them or applying to audit by district auditors including the enactments imposing penalties and providing for the recovery of sums as

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well as all enactments relating to matters incidental to or consequential upon any such accounts or audit shall apply in like manner as if so far as they relate to an audit of the accounts of an urban authority and the officers of that authority they were herein re-enacted with the necessary modifications and accordingly all burgesses of the borough and all ratepayers and owners of property in the borough shall have the like rights and there shall be the same appeal as in the case of that audit Provided that for the purposes of this section the First Schedule to the District Auditors Act 1879 shall be modified in the manner described in the Second Schedule to the Local Government Act 1888. A.D. 1912.

(2) Nothing in subsection (1) of this section shall apply to the audit of the accounts of the Corporation for the financial year ending the thirty-first day of March one thousand nine hundred and thirteen.

(3) The Corporation may out of the borough fund—

(a) pay reasonable subscriptions whether annually or otherwise to the funds of any association of municipal corporations or other local authorities or their officers formed for the purpose of consultation as to their common interests and the discussion of matters relating to local government and any reasonable expenses of the attendance of any members or officers of the Corporation not exceeding in any case four at conferences or meetings of the said associations or any of them and of purchasing reports of the proceedings of any such conferences or meetings; and

(b) pay the reasonable expenses of the Corporation in providing public entertainments on the occasion of public ceremony or rejoicing and in the reception and entertainment of distinguished persons residing in or visiting the borough.

4.—(1) For the purpose of providing temporarily during any financial year for their current expenses as a municipal or sanitary authority (whether under the provisions of public general or local Acts) or for the current expenses of their water electricity or other undertakings respectively and after

Provision for enabling Barnsley Corporation to borrow for purpose of providing

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temporarily
for current
expenses.

the commencement of such year it shall be lawful for the Corporation to borrow by way of temporary loan or overdraft from any bank such sums as they may from time to time resolve not exceeding in each case an amount equal to one-fourth of the amount of the before-mentioned expenses for the immediately preceding financial year for any such purpose as aforesaid and any amount so borrowed together with interest shall form a charge upon the rates or revenue of the undertaking in respect of which it is borrowed as the same may be specified in the resolution of the Corporation authorising such borrowing and it shall further be lawful for the Corporation to utilise for providing temporarily for any such expenses any sinking funds which they may have on hand crediting the said sinking funds with such fair rate of interest not being less than three per centum per annum as they may resolve Provided that—

- (a) Any sum so borrowed together with the interest thereon shall in the case of any sum borrowed on the credit of a rate be repaid out of such rate within the financial year during which the same was borrowed and in any other case the same shall be repaid out of the income on the credit of which the sum was borrowed within two months after the expiration of such financial year:
- (b) The treasurer shall within two months after the end of each financial year furnish to the Local Government Board a special report showing precisely the operation of the powers of this section during such year and such report shall be in such form and shall contain such information as that Board shall approve or require:
- (c) The Local Government Board may make such investigation as may be necessary to satisfy themselves that the requirements of this section as to repayment have been complied with and if it appear to the Local Government Board by the said report or by such investigation that the Corporation have failed to comply with the requirements of this section as to repayment that Board may by order suspend the operation of the powers of this section for such period as they may think fit.

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(2) The provisions of this section shall cease to be in force at the expiration of five years from the thirty-first day of March one thousand nine hundred and thirteen unless they shall have been continued by Act of Parliament or 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 and in the event of that Board making any such Order they are hereby empowered to make such modifications or amendments in the provisions of this section as may appear to them to be necessary. A.D. 1912.

5. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 12) Act 1912. Short title.

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SCHEDULES.

FIRST SCHEDULE.

BOROUGH OF BARNSELEY.

*Barnsley
Order.*

*Provisional Order made in pursuance of Sections 54 and 59
of the Local Government Act 1888 and for altering
certain Confirming Acts.*

To the Mayor Aldermen and Burgesses of the Borough of
Barnsley ; —

To the Justices of the Peace for the said Borough ; —

To the County Council of the West Riding of Yorkshire ; —

To the Justices of the Peace for the County of the West Riding
of Yorkshire in Quarter Sessions assembled ; —

To the West Riding of Yorkshire Rivers Board ; —

To the Lord Mayor Aldermen and Citizens of each of the Cities
of Bradford Leeds and Sheffield ; —

To the Mayor Aldermen and Burgesses of each of the Boroughs
of Halifax Huddersfield and Rotherham ; —

And to all others whom it may concern.

51 & 52 Vict.
c. 41.

WHEREAS by Section 54 of the Local Government Act 1888 (which
Act is herein-after referred to as "the Act") the Local Government
Board are empowered to make a Provisional Order for constituting
any Borough having a population of not less than fifty thousand into
a County Borough ;

And whereas the Borough of Barnsley (herein-after referred to as
"the Borough") in the County of the West Riding of Yorkshire is a
Borough within the meaning of the Act and has a population exceeding
fifty thousand and is subject to the jurisdiction of the Mayor Aldermen
and Burgesses of the Borough of Barnsley acting by the Council
(herein-after referred to as "the Corporation") ;

And whereas by virtue of an Order of the Local Government Board
dated the Fourteenth day of August One thousand eight hundred and
eighty-eight as altered by the Borough of Rotherham Order (No. 2)
1902 (herein-after referred to as "the Rotherham Order of 1902")

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which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 12) Act 1902 (herein-after referred to as "the Confirming Act of 1902") and by an Order of the Local Government Board dated the Thirtieth day of December One thousand nine hundred and three the number of County Councillors for the Administrative County of the West Riding of Yorkshire (herein-after referred to as "the Administrative County") is ninety and the Borough comprises two electoral divisions of the Administrative County and accordingly two County Councillors are apportioned to the Borough;

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 —
Barnsley
Order.
 2 Edw. 7.
 c. cex.

And whereas by virtue of a Provisional Order of the Local Government Board dated the Seventeenth day of May One thousand eight hundred and ninety-three (herein-after referred to as "the Order of 1893") which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 16) Act 1893 (herein-after referred to as "the Confirming Act of 1893") of the West Riding of Yorkshire Rivers Act 1894 (herein-after referred to as "the Act of 1894") and of the Rotherham Order of 1902 a Joint Committee (herein-after referred to as "the Joint Committee") consisting of representatives of the Administrative County and of the County Boroughs of Bradford Halifax Huddersfield Leeds Rotherham and Sheffield has been constituted and incorporated by the name of the West Riding of Yorkshire Rivers Board with jurisdiction in relation to so much of every river or tributary thereof as passes through or by the Administrative County or through or by any of the said County Boroughs:

56 & 57 Vict.
 c. cxxxii.
 57 & 58 Vict.
 c. clxvi.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Act and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect:—

51 & 52 Vict.
 c. 41.

Art. I. This Order shall except so far as is otherwise herein expressly provided and so far as there may be anything in the subject-matter or context inconsistent therewith come into operation on the First day of April One thousand nine hundred and thirteen (which date is herein-after referred to as "the commencement of this Order"):

Commence-
 ment of
 Order.

Provided that for the purposes of all proceedings preliminary or relating to the next triennial election of County Councillors or County Aldermen for the Administrative County this Order shall operate from such earlier date as may be necessary.

Art. II. The Borough shall be constituted a County Borough and all the provisions of the Act respecting County Boroughs shall apply to the Borough as if the Borough had been named in the Third Schedule to the Act and as if York West Riding had been specified

Constitution
 of County
 Borough.

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A.D. 1912. in that schedule as the County in which the Borough should be deemed
for the purposes of the Act to be situate:

*Barnsley
Order.*

Provided that for the purposes of the said provisions "the appointed day" shall be deemed to mean the First day of April One thousand nine hundred and thirteen.

Adjustment
between new
County
Borough and
County or
County and
other County
Boroughs.

Art. III.—(1) An equitable adjustment shall be made respecting the distribution of the proceeds of the local taxation licences of the estate duty grant and of the Local Taxation (Customs and Excise) duties and respecting all other financial relations or questions between the Administrative County and the Borough and in any case where the constitution of the County Borough by this Order affects the distribution of the said proceeds between the Administrative County on the one hand and any other County Borough on the other hand or any financial relations or questions between those areas or any adjustment which has been made in regard to the said distribution and financial relations or questions equitable adjustments may be made between the areas interested.

For the purposes of this subdivision or of anything done or to be done in pursuance of this subdivision any reference in the said subdivision to the proceeds of licences or duties shall include a reference to the sums which in pursuance of subsection (4) of Section 17 of the Finance Act 1907 as amended by Section 6 of the Finance Act 1908 Section 88 of the Finance (1909-10) Act 1910 the Revenue Act 1911 and any subsequent Act have been paid or will be payable in lieu of those proceeds.

7 Edw. 7.

c. 13.

8 Edw. 7.

c. 16.

10 Edw. 7.

c. 8.

1 Geo. 5. c. 2.

(2) Any such adjustment as is authorised by subdivision (1) of this Article may be made by agreement between the Councils of the Administrative County the Borough and the County Boroughs affected and if such adjustment has not been made before the Thirtieth day of September One thousand nine hundred and thirteen then on the application of any Council interested the Local Government Board may if they think fit either make the adjustment themselves or appoint an arbitrator to make it.

(3) In any case in which an agreement for equitable adjustment as aforesaid has not been made the provisions of the Act relating to adjustments between Administrative Counties and County Boroughs shall apply with the necessary modifications and the Local Government Board or an arbitrator appointed by them as the case may be shall be substituted in those provisions for the Commissioners appointed under the Act and notwithstanding anything in the provisions of this Order or of the Act any such adjustment and the determination of any matter incidental or in relation thereto or consequent thereon shall when made by the Local Government Board be deemed

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to be made by them otherwise than as arbitrators and any arbitrator appointed by them shall be deemed to be an arbitrator within the meaning of Section 62 of the Act and the provisions of the Act shall apply accordingly:

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*Barnsley
Order.*

Provided—

(a) that in lieu of subsection (6) of Section 61 of the Act subsections (1) and (5) of Section 87 of the Act shall apply to any inquiries which may be directed by the Local Government Board under this Article and to the costs of those inquiries; and

(b) that subsection (6) of Section 32 of the Act shall apply to any agreement or any award made under this Article.

Art. IV.—(1) An equitable adjustment shall be made between the Administrative County and the Borough respecting the interest of the Borough in any compensation fund constituted under Section 21 of the Licensing (Consolidation) Act 1910 or under any enactment repealed by that Act.

Adjustment
for purposes
of Licensing
(Consolidation)
Act
1910.

10 Edw. 7.
and 1 Geo. 5.
c. 24.

(2) Such adjustment shall be made by agreement between the Compensation Authorities (as defined by the Licensing (Consolidation) Act 1910) for the Administrative County and for the Borough within twelve months from the commencement of this Order or in default of agreement by an arbitrator appointed by the Secretary of State.

(3) For the purpose of such adjustment an arbitrator appointed by the Secretary of State shall be deemed to be an arbitrator within the meaning of Section 62 of the Act and the provisions of the Act shall apply accordingly.

Art. V.—(1) Subject to the provisions of Section 54 of the Act—

(a) the number of County Councillors for the Administrative County shall be reduced from ninety to eighty-eight and the said Order dated the Fourteenth day of August One thousand eight hundred and eighty-eight as altered as aforesaid shall be further altered and shall have effect accordingly and any casual vacancy occurring in the office of County Councillor for either of the electoral divisions of the Borough between the date of the Act of Parliament confirming this Order and the commencement of this Order shall not be filled up; and

Alteration
in County
Councillors
and County
Aldermen.

(b) the number of Aldermen for the Administrative County shall be reduced from thirty to twenty-nine and at the ordinary election of Aldermen in the year one thousand nine hundred and thirteen fourteen Aldermen only shall be elected in place of those who then go out of office.

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*Barnsley
Order.*

Compensa-
tion to exist-
ing officers.

(2) Save as aforesaid no other County Councillor or County Alderman shall be deemed to lose his qualification or to vacate his office by reason of the constitution of the County Borough.

Art. VI.—(1) Every officer or servant of or paid by the Council of the Administrative County or of or paid by the Standing Joint Committee of the Administrative County and every other officer or servant who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary and for whose compensation no other provision is made by any enactment for the time being in force and applicable to his case shall be entitled to have compensation paid to him by the Corporation for that pecuniary loss and in determining the said compensation regard shall be had to the conditions and other circumstances required by subsection (1) of Section 120 of the Act to be had in regard in cases of compensation under that section and the compensation shall not exceed the limit therein mentioned and shall be paid out of the borough fund and borough rate of the Borough and the provisions of subsections (2) to (7) of that section shall apply with the necessary modifications Provided that the non-acceptance of any office shall not be a bar to the right of any officer to compensation.

(2) For the purposes of subdivision (1) of this Article any officer or servant to whom that subdivision applies and whose services are dispensed with or whose salary is reduced by the Council of the Administrative County or the Standing Joint Committee of the Administrative County or any other authority including the Corporation within five years from the commencement of this Order because his services are not required or his duties are diminished in consequence of this Order and not on the ground of misconduct shall be deemed to have suffered a direct pecuniary loss in consequence of this Order.

(3) No person shall be entitled to claim or receive both compensation for any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary and a superannuation or retiring allowance in respect of the same period of service and the same pecuniary loss.

Alteration of
Confirming
Act of 1893
and Con-
firming Act
of 1902.

Art. VII.—(1) The Confirming Act of 1893 so far as it relates to the Order of 1893 and the Confirming Act of 1902 so far as it relates to the Rotherham Order of 1902 shall be altered as is hereinafter provided that is to say:—

(a) Article II. of the Order of 1893 (which relates to the constitution of the Joint Committee) as altered by the Rotherham Order of 1902 shall have effect as if the County Borough of Barnsley were one of the County Boroughs named in subdivision (1) of the said Article;

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(b) Article XIII. of the Order of 1893 (which relates to the contributions of Constituent Authorities) as altered by the Rotherham Order of 1902 shall have effect as if for the words—

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*Barnsley
Order.*

“ By the Council of the County
“ of the West Riding of Yorkshire Seventeen-thirtieths ”
there were substituted the words—

“ By the Council of the County
“ of the West Riding of Yorkshire
“ and the Council of the County
“ Borough of Barnsley - - - Seventeen-thirtieths ”
and as if the following paragraphs were added to that Article :—

“ The proportion to be contributed by the County
“ Council and the Council of the County Borough of
“ Barnsley as aforesaid shall be apportioned between
“ those Councils upon a basis to be determined by
“ agreement between those Councils or in default of
“ agreement within the period of six months from the
“ date of the Act of Parliament confirming the County
“ Borough of Barnsley Order 1912 by the Local Govern-
“ ment Board and the basis so determined shall be
“ adopted by the Joint Committee for the purposes of
“ any precept issued by them under Article XIV. of this
“ Order and that Article shall apply as if the Council of
“ the County Borough of Barnsley were a Constituent
“ Authority :

“ Provided that if at the expiration of any period of
“ three years from the date of any previous determination
“ of the said basis either the Council of the County of
“ the West Riding of Yorkshire or the Council of the
“ County Borough of Barnsley shall by resolution declare
“ that in their opinion the basis of contribution settled
“ as aforesaid has become inequitable the two Councils
“ shall then proceed to make a fresh agreement for
“ settling the basis on which their respective contribu-
“ tions to the expenses of the Joint Committee shall be
“ apportioned and in default of agreement within six
“ months from the date of such resolution the basis shall
“ be determined by the Local Government Board.”

(2) So much of subsection (1) of Section 3 of the Act of 1894 as relates to the interpretation of the expression “ Rivers ” or “ River ” shall have effect as if the County Borough of Barnsley were named therein.

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*Barnsley
Order.*

(3) Nothing in this Article shall prejudicially affect the operation purposes powers or provisions of the Confirming Act of 1893 so far as it relates to the Order of 1893 as altered by the Rotherham Order of 1902 or of the Act of 1894 or the jurisdiction powers or duties of the West Riding of Yorkshire Rivers Board and the change of name enacted by the Act of 1894 with respect to the Joint Committee and all provisions connected with incidental to or consequential upon the said change shall have full effect notwithstanding the alteration of the constitution of the Joint Committee in pursuance of this Article.

Short title.

Art. VIII. This Order may be cited as the County Borough of Barnsley Order 1912.

Given under the Seal of Office of the Local Government Board
this Twentieth day of May One thousand nine hundred and
twelve.

(L.S.)

JOHN BURNS President.

H. C. MONRO Secretary.

CITY OF LEEDS.

*Leeds Order. Provisional Order made in pursuance of Sections 54 and 59 of
the Local Government Act 1888.*

To the Lord Mayor Aldermen and Citizens of the City of
Leeds;—

To the Court of Quarter Sessions for the said City;—

To the Justices of the Peace for the said City;—

To the Justices of the Peace for the County of the West Riding
of Yorkshire in Quarter Sessions assembled;—

To the County Council of the West Riding of Yorkshire;—

To the Rural District Council of Leeds (Roundhay and Seacroft);—

To the Rural District Council of Wetherby;—

To the Rural District Council of Tadcaster;—

To the Guardians of the Poor of the Leeds Union;—

To the Guardians of the Poor of the Wetherby Union;—

To the Guardians of the Poor of the Tadcaster Union;—

To the Parish Councils of Barwick-in-Elmet Roundhay Seacroft
and Shadwell;—

To the Overseers of the Poor of the Townships of Barwick-in-
Elmet Leeds Roundhay Seacroft and Shadwell;—

And to all others whom it may concern.

51 & 52 Vict. c. 41. WHEREAS by Section 54 of the Local Government Act 1888 the
Local Government Board are empowered to make a Provisional Order
for altering the boundary of any Borough;

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. cxxxviii.]
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And whereas the City of Leeds is a County Borough within the meaning of the Local Government Act 1888 and is for the purposes of that Act situate in the County of the West Riding of Yorkshire and the inhabitants are a body corporate by the name of the Lord Mayor Aldermen and Citizens of the City of Leeds and act by the Council of the said City which now consists of the Lord Mayor (who is also a Councillor) sixteen Aldermen and forty-seven other Councillors and the said City is for the purposes of the election of Councillors divided into sixteen wards one of which is termed the North Ward;

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Leeds Order.

And whereas the said City comprises the Townships of Armley and Bramley Holbeck Hunslet Leeds and the Parish of Osmondthorpe and is an Urban Sanitary District of which the Lord Mayor Aldermen and Citizens acting by the Council are the Urban Sanitary Authority;

And whereas the said City has a separate court of quarter sessions commission of the peace recorder coroner stipendiary magistrates and police force;

And whereas in pursuance of the Education Act 1902 the Council of the said City are the local education authority;

2 Edw. 7.
c. 42.

And whereas the unrepealed provisions of the Local Acts specified in Part I. of the schedule to this Order and of the Confirmation Acts specified in Part II. of the said schedule so far as the last-mentioned Acts relate to the Orders specified in that schedule are in force in the said City;

And whereas the provisions of—

(a) Section 4 of the Infectious Disease (Prevention) Act 1890;

53 & 54 Vict.
c. 34.

(b) Parts II. and III. of the Public Health Acts Amendment Act 1890;

53 & 54 Vict
c. 59.

(c) The Museums and Gymnasiums Act 1891 so far as the same relates to museums;

54 & 55 Vict.
c. 22.

(d) The Baths and Washhouses Acts 1846 to 1899; and

9 & 10 Vict. c. 74.
10 & 11 Vict. c. 61.
41 & 42 Vict. c. 14.
45 & 46 Vict. c. 30.
59 & 60 Vict. c. 59.
62 & 63 Vict. c. 29.
55 & 56 Vict. c. 53.
56 Vict. c. 11.

(e) The Public Libraries Acts 1892 to 1901.

1 Edw. 7. c. 19.

are in force in the said City;

And whereas the Township of Leeds is included in the Leeds Union and is represented on the Board of Guardians of that Union by twenty-eight guardians and for the purpose of the election of guardians is divided into twelve wards;

And whereas the Townships of Roundhay and Seacroft in the County of the West Riding of Yorkshire immediately adjoin the said City and are contributory places which together constitute the Rural

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Leeds Order. jurisdiction of the Rural District Council of Leeds (Roundhay and Seacroft) and two Rural District Councillors are elected for each of those townships;

And whereas the provisions of Part III. of the Public Health Acts Amendment Act 1890 which are applicable to Rural Districts are in force in the Rural District of Leeds (Roundhay and Seacroft);

And whereas the Township of Shadwell in the County of the West Riding of Yorkshire immediately adjoins the said City and is a contributory place in the Rural District of Wetherby and is subject to the jurisdiction of the Rural District Council of Wetherby and one Rural District Councillor is elected for that township;

And whereas the provisions of the Infectious Disease (Prevention) Act 1890 and the provisions of Part III. of the Public Health Acts Amendment Act 1890 which are applicable to Rural Districts are in force in the Rural District of Wetherby;

And whereas the Township of Barwick-in-Elmet in the County of the West Riding of Yorkshire immediately adjoins the said Township of Seacroft and is a contributory place in the Rural District of Tadcaster and is subject to the jurisdiction of the Rural District Council of Tadcaster and is for the purpose of the election of Rural District Councillors divided into three wards named respectively the Barwick Ward the Cross Gates Ward and the Scholes Ward and two Rural District Councillors are elected for the Cross Gates Ward and one Rural District Councillor is elected for each of the other wards;

And whereas the provisions of Part III. of the Public Health Acts Amendment Act 1890 which are applicable to Rural Districts are in force in the Rural District of Tadcaster;

And whereas the Townships of Roundhay and Seacroft are included in the Leeds Union and the four Rural District Councillors elected for the said Townships are the representatives of those Townships on the Board of Guardians of that Union the Township of Shadwell is included in the Wetherby Union and the Rural District Councillor elected for the said Township is the representative of that Township on the Board of Guardians of that Union and the Township of Barwick-in-Elmet is included in the Tadcaster Union and the four Rural District Councillors elected for the wards of the said Township are the representatives of that Township on the Board of Guardians of that Union;

3 & 4 Will. 4.
c. 90.

And whereas the Lighting and Watching Act 1833 has been adopted in the Township of Seacroft;

56 & 57 Vict.
c. 73.

And whereas the Townships of Roundhay Seacroft Shadwell and Barwick-in-Elmet are rural parishes within the meaning of the Local Government Act 1894 for which Parish Councils have been established

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and the Township of Barwick-in-Elmet is for the purpose of the election of Parish Councillors divided into three wards which bear the same names as and are coterminous in area with the wards into which the Township is divided for the election of Rural District Councillors ;

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Leeds Order.

And whereas in pursuance of the Education Act 1902 the Townships of Roundhay Seacroft Shadwell and Barwick-in-Elmet form part of the area of the County Council of the West Riding of Yorkshire as the local education authority ;

2 Edw. 7.
c. 42.

And whereas the Townships of Roundhay Seacroft and Barwick-in-Elmet are included in the Garforth Electoral Division of the County of the West Riding of Yorkshire and the Township of Shadwell is included in the Wetherby Electoral Division of that County :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Local Government Act 1888 and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect:—

51 & 52 Vict.
c. 41.

Art. I. In this Order—

Definitions.

- (1) The expression "the commencement of this Order" means the Ninth day of November One thousand nine hundred and twelve ;
- (2) The expression "the existing City" means the City of Leeds as it existed immediately prior to the commencement of this Order ;
- (3) The expression "the City" means the existing City as extended by this Order ;
- (4) The expression "the Corporation" means as the context requires the Lord Mayor Aldermen and Citizens of the existing City or of the City acting by the Council ;
- (5) The expressions "the County" and "the County Council" mean respectively the County of the West Riding of Yorkshire and the County Council of that County ;
- (6) The expression "the maps" means the two maps each marked "Map of the City of Leeds as extended 1912" and signed by the Right Honourable John Henry Whitley the Chairman of the Committee of the House of Commons to whom the Bill for the Act to confirm this Order was referred ;
- (7) The expressions "the Leeds Rural District" and "the Leeds Rural Council" mean respectively the Rural District of Leeds (Roundhay and Seacroft) the area whereof is coloured blue on the maps and the Rural District Council of that District the expressions "the Tadcaster

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Rural District" and "the Tadcaster Rural Council" mean respectively the Rural District of Tadcaster and the Rural District Council of that District the expressions "the Wetherby Rural District" and "the Wetherby Rural Council" mean respectively the Rural District of Wetherby and the Rural District Council of that District and the expression "the Rural Councils" means all those Rural District Councils;

- (8) The expression "the added areas" means the Leeds Rural District and the parts of the Tadcaster Rural District and the Wetherby Rural District added to the existing City by this Order;
- (9) The expression "the added part of Barwick-in-Elmet" means the part of that Township which is coloured brown on the maps;
- (10) The expressions "the existing Township of Leeds" and "the existing Township of Barwick-in-Elmet" mean in each case the township as it existed immediately prior to the commencement of this Order and the expressions "the Township of Leeds" and "the Township of Barwick-in-Elmet" mean in each case the township as altered by this Order;
- (11) The expressions "the Act of 1888" and "the Act of 1894" mean respectively the Local Government Act 1888 and the Local Government Act 1894;
- (12) The expression "the Municipal Corporations Acts" means the Municipal Corporations Act 1882 and the Acts amending and extending the same and the expression "the Public Health Acts" means the Public Health Act 1875 and the Acts amending and extending the same;
- (13) The expression "the Local Act of 1905" means the Leeds Corporation (Consolidation) Act 1905.

Commence-
ment of
Order.

Art. II. This Order shall except so far as is otherwise herein expressly provided and so far as there may be anything in the subject-matter or context inconsistent therewith come into operation on the Ninth day of November One thousand nine hundred and twelve:

Date of
operation of
Order for
parish bur-
gess lists &c.
51 Vict. c. 10.

Provided that for the purposes of the parish burgess lists and burgess roll and other lists to be made for the City under the Municipal Corporations Acts of the lists of county electors and the county register to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act of the lists and registers of parochial electors and any other lists or registers to be made in pursuance of the Act of 1894 of all proceedings preliminary or relating to any municipal election to be held on the

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ordinary day of election in the year one thousand nine hundred and twelve and of the revision of the basis or standard of the county rate of the County this Order shall operate from the date of the Act of Parliament confirming this Order: A.D. 1912.
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Provided also that for the purposes of Sections 20 22 23 24 and 26 of the Act of 1888 and for the purposes of the Local Taxation (Customs and Excise) Act 1890 as amended by Section 17 of the Finance Act 1907 Section 6 of the Finance Act 1908 Section 88 of the Finance (1909-10) Act 1910 the Revenue Act 1911 and any subsequent Act and as affected by any Order in Council made under Section 6 of the Finance Act 1908 the City shall be deemed not to have been altered and the added areas shall be deemed to continue part of the County until after the Thirty-first day of March One thousand nine hundred and thirteen. Date of operation for purposes of certain grants and Local Taxation Licences.
53 & 54 Vict. c. 60.
7Edw.7. c. 13.
8Edw.7 c. 16.
10Edw.7. c. 8.
1 Geo. 5 c. 2.

Art. III.—(1) The boundary of the existing City the area whereof is coloured pink on the maps shall be altered so as to include in addition to that area the Leeds Rural District so much of the Wetherby Rural District as comprises the Township of Shadwell the area whereof is coloured green on the maps and so much of the Tadcaster Rural District as comprises the added part of Barwick-in-Elmet. Extension of City.

(2) The boundary of the City shall be that shown by the red line on the maps and the whole of the area within that boundary with the exception of the area of the detached part of the Borough of Pudsey which is coloured purple on the maps shall for the purposes of the Municipal Corporations Acts and for all other purposes be the City and shall be the County Borough for the purposes of the Act of 1888.

Art. IV.—(1) One of the maps shall be deposited in the office of the Local Government Board and the other shall be deposited by the town clerk of the existing City at his office within fourteen days after the date of this Order Copies of the map deposited with the town clerk certified by him to be true shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council to the clerks to the Rural Councils to the Board of Inland Revenue to the Commissioners of Customs and Excise to the Registrar-General to the Postmaster-General to the Board of Trade and to the Board of Agriculture and Fisheries. Deposit of maps.

(2) Copies of or extracts from the map deposited with the town clerk certified by him to be true shall be received in all courts of justice and elsewhere as primâ facie evidence of the contents of the map so far as it relates to the boundaries of the City and the map shall at all reasonable times be open to inspection by any person liable to any rate leviabale within the City and any such person shall be entitled to a copy of or extract from the map certified by the town Copies of map to be evidence

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clerk to be true on payment of a reasonable fee to be determined by the Corporation. All fees so received shall be carried to the credit of the City fund.

Powers and duties of justices &c. extended.

Art. V.—(1) The powers and duties of the quarter sessions recorder and clerk of the peace of the existing City of the justices of the peace and stipendiary magistrates appointed for the existing City and of the clerk to those justices and of the police constables and other peace officers of the existing City shall extend to and apply throughout the City:

Provided that every person committing an offence in any part of the added areas prior to the commencement of this Order shall be tried adjudicated on and dealt with as if this Order had not been made:

Provided also that every proceeding which prior to the commencement of this Order has been begun by or before any justice or justices in relation to any matter arising in or concerning any part of the added areas may be carried on continued or completed in like manner and with the like incidents and consequences as nearly as may be as if this Order had not been made.

Saving for Coroner of Honour of Pontefract.

(2) Until the death resignation or removal from office of Pelham Page Maitland the present holder of the office of coroner for the Wakefield District of the Honour of Pontefract the added area shall for all purposes of inquests continue to be within the County and the Honour of Pontefract.

Parish bur-gess lists &c.

Art. VI.—(1) For the purposes of the parish bur-gess lists and bur-gess roll and the other lists to be made under the Municipal Corporations Acts and of all matters connected with incidental to or consequent upon those purposes the added areas shall be deemed to have always been part of the City.

(2) In making out revising or otherwise dealing with the said lists and roll or the lists of county electors and the county register to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act or the lists and registers of parochial electors effect shall be given so far as the circumstances require or allow to the provisions of this Order.

(3) Where any difficulty arising in the year One thousand nine hundred and twelve in giving effect to the provisions of this Order can be obviated or removed by any alteration in or re-arrangement of or any other action affecting the said lists roll and registers that alteration re-arrangement or action so far as the same may be necessary for giving effect to the said provisions shall be made or taken by the town clerk of the existing City or the clerk of the County Council as the case may require and the Overseers of the

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Poor shall render such assistance as may be requisite for the purpose of the said alteration re-arrangement or action by the town clerk or clerk of the County Council as the case may be and that alteration re-arrangement or action shall be deemed to be authorised by the provisions in force with respect to the said lists roll and registers.

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(4) Where in the opinion of the Local Government Board the circumstances so require the Local Government Board may make such order as appears to them to be necessary to give effect to the provisions of this Order and may vary so far as is requisite the provisions in force with regard to the said lists roll and registers.

Art. VII. The number of Councillors of the City shall be increased from forty-eight to fifty-one and the number of Aldermen of the City shall be increased from sixteen to seventeen.

Number of Councillors and Aldermen.

Art. VIII. Subject to the provisions of the Municipal Corporations Acts with respect to the alteration of wards the following provisions shall have effect:—

Division into wards.

- (1) For the purposes of the election of Councillors the City shall be divided into seventeen wards:
- (2) The sixteen existing wards and the number of Councillors respectively apportioned thereto shall remain unaltered:
- (3) The added areas shall form a new ward to be termed the Roundhay Seacroft Shadwell and Cross Gates Ward:
- (4) Three Councillors shall be assigned to the new ward constituted by this Article.

Art. IX.—(1) The first election of Councillors for the new ward constituted by this Order shall be held on the First day of November One thousand nine hundred and twelve and the Lord Mayor of the existing City shall be the returning officer at the election for that ward Provided that the Lord Mayor of the existing City may appoint some other person to act as returning officer at the election for the said ward.

First election of Councillors and Aldermen.

(2) The first election of the additional Alderman shall take place on the Ninth day of November One thousand nine hundred and twelve and the Alderman then to be elected shall be chosen from among the Councillors elected for the said Roundhay Seacroft Shadwell and Cross Gates Ward or from among the persons qualified to be Councillors whose qualifying property is situate in that ward.

Art. X.—(1) The Councillors elected for the City in the year One thousand nine hundred and twelve for the new ward constituted by this Order shall retire as follows:—

Retirement of Councillors and Aldermen elected in 1912.

- (a) The Councillor who is elected by the smallest number of votes on the First day of November One thousand nine hundred and thirteen;

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(b) The Councillor who is elected by the largest number of votes on the First day of November One thousand nine hundred and fifteen;

(c) The other Councillor on the First day of November One thousand nine hundred and fourteen:

Provided that if for any reason it is doubtful which of the Councillors ought to retire on the dates above specified the Council of the City shall on the Ninth day of November One thousand nine hundred and twelve or at the next following quarterly meeting and not later by a majority of votes or in case of an equality of votes by the casting vote of the chairman determine which of the Councillors shall go out of office on the dates above specified respectively.

(2) The additional Alderman elected for the City in the year One thousand nine hundred and twelve shall retire on the Ninth day of November One thousand nine hundred and sixteen.

*Local Acts
and Orders.*

Art. XI.—(1) (a) Section 158 of the Local Act of 1905 shall be altered by the insertion immediately after the words “a new dwelling-
“ house with two separate entrances thereto the one from the front
“ and the other from the back” and immediately after the words
“ Provided also that every new dwelling-house not otherwise provided
“ for” of the words “and not being a dwelling-house constructed or
“ adapted to be occupied by different occupiers in separate tenements.”

(b) Section 167 of the Local Act of 1905 shall be altered by the omission therefrom of the words “or the occupier.”

(c) Section 195 of the Local Act of 1905 shall not be in force within or apply to any part of the added areas.

(2) Subject to the provisions of this Order the unrepealed provisions of the Local Acts and of the Confirmation Acts specified in the Schedule to this Order so far as the last-mentioned Acts respectively relate to the Provisional Orders specified in that Schedule and of any other Local Act (including any Local Act passed or to be passed during the present Session of Parliament) or of any other Provisional Order duly confirmed by Parliament and affecting the existing City or the Corporation as the same respectively are in force within the existing City at the commencement of this Order shall extend and apply to the City and any reference therein to the existing City and the Corporation shall be deemed to refer to the City and the Corporation thereof.

(3) Nothing in this Order shall prejudice or affect the rights and powers of the Cross Gates Halton and Seacroft Gas Company Limited under the Cross Gates Halton and Seacroft Gas Order 1898 as confirmed by the Gas Orders Confirmation (No. 2) Act 1898 or shall be

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deemed to empower the Corporation to supply gas within the limits of supply of that company except that the Corporation may continue to supply gas to their hospitals at Seacroft and for the purpose of lighting so much of York Road as is situated between the said hospitals and the boundary of the existing City and Article 22 of the said Gas Order shall apply and have effect in relation to so much of the added areas as is within the limits of supply of the company as if the Corporation and the roads and bridges belonging to or repairable by them were referred to in that Article in lieu of the County Council and the main roads and county bridges of the County.

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(4) Nothing in this Order shall prejudice or affect the rights and powers of the Roundhay and District Electric Lighting Company Limited under the Roundhay Electric Lighting Order 1901 as confirmed by the Electric Lighting Orders Confirmation (No. 7) Act 1901 or shall be deemed to empower the Corporation either directly or indirectly to supply electrical energy within the limits of supply of that company until such date as the Corporation become the undertakers under the said Electric Lighting Order.

Art. XII. Subject to the provisions of this Order—

Byelaws &c.

- (1) All byelaws and regulations and every list of tolls and table of fees and payments and scale of charges made by the Corporation which at the commencement of this Order are in force in the existing City shall thenceforth apply to the City until or except in so far as any such byelaws regulations list of tolls table of fees and payments or scale of charges may be altered or repealed:
- (2) All byelaws and regulations made by the County Council or any of the Rural Councils or their predecessors and in force immediately before the commencement of this Order in any part of the added areas shall on that date cease to be in force except as regards any work which has been begun before that date or as regards any work which has not been so begun but for which plans have been approved by the Council of the District in which the part is situated before that date or have been sent to the surveyor or clerk to that Council one month at least before that date and have not been disapproved by that Council. As regards any such work as aforesaid the byelaws in force immediately before the commencement of this Order shall continue to apply until the completion of the work in like manner and with the like effect as if those byelaws had been made by the Corporation and as if the Corporation and the City were referred to therein instead of the Council

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of the District in which the part is situated and that District. Provided that any proceedings which if this Order had not been made might have been taken by the County Council or any of the Rural Councils for any offence committed before the commencement of this Order against any byelaws and regulations made by that Council or their predecessors and in force immediately before the commencement of this Order in any part of the added areas may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for that Council.

Town clerk
and other
officers con-
tinued.

Art. XIII.—(1) The town clerk and all other officers and servants of the Corporation of the existing City who hold office at the commencement of this Order shall continue to be the town clerk and officers and servants of the Corporation of the City and shall hold their offices by the same tenure as at that date.

City auditors.

(2) The auditors of the existing City who are in office at the commencement of this Order shall continue in office and shall for the purposes of the Municipal Corporations Acts be the city auditors until the next ordinary day of election of city auditors.

Compensa-
tion to exist-
ing officers.

Art. XIV.—(1) The provisions of subsection (13) of Section 118 and of Section 119 of the Act of 1888 shall apply to all persons who at the commencement of this Order hold office as officers or servants of the Leeds Rural Council with such modifications as are necessary to make those provisions applicable to the said officers and servants and to the Corporation.

(2) Every clerk to justices and every officer or servant of or paid by the County Council or of or paid by the Standing Joint Committee of the County and every other officer or servant who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary and for whose compensation no other provision is made by any enactment for the time being in force and applicable to his case shall be entitled to have compensation paid to him by the Corporation for that pecuniary loss and in determining the said compensation and the compensation payable to any person who becomes entitled to compensation in pursuance of subdivision (1) of this Article regard shall be had to the conditions and other circumstances required by subsection (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section and the compensation shall not exceed the limit therein mentioned and shall be paid in the case of any such

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officer or servant whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act 1875 out of the consolidated fund and consolidated rate of the City and in every other case out of the City fund and City rate of the City and the provisions of subsections (2) to (7) of Section 120 of the Act of 1888 shall apply with the necessary modifications Provided that the non-acceptance of any office shall not be a bar to the right of any officer to compensation.

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(3) For the purposes of subdivision (2) of this Article any clerk to justices officer or servant to whom that subdivision applies and whose services are dispensed with or whose salary is reduced by the Secretary of State or the County Council or the Standing Joint Committee of the County or any other authority including the Corporation within five years from the commencement of this Order because his services are not required or his duties are diminished in consequence of this Order and not on the ground of misconduct shall be deemed to have suffered a direct pecuniary loss in consequence of this Order.

(4) Subject to the provisions of this Order no person shall be entitled to claim or receive both compensation for any direct pecuniary loss by abolition of office or diminution or loss of fees or salary and a superannuation or retiring allowance in respect of the same period of service and the same pecuniary loss.

Art. XV.—(1) Any action or proceeding or any cause of action or proceeding which at the commencement of this Order is pending or existing by or against any of the Rural Councils in relation exclusively to any part of the added areas shall not be in anywise prejudicially affected by reason of the making of this Order but may be continued prosecuted and enforced by or against the Corporation of the City.

Actions &c.
not to abate.

(2) Anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by any of the Rural Councils or their predecessors in relation exclusively to any part of the added areas shall be of as full force and effect against or in favour of the Corporation of the City and may be continued and enforced as fully and effectually as if instead of the Rural Council or their predecessors the Corporation had done or suffered the same or been a party thereto.

Saving for
contracts &c.

Art. XVI. Subject to the provisions of this Order all property vested in the Corporation at the commencement of this Order for the benefit of the existing City shall by virtue of this Order be held by the Corporation for the benefit of the City and the Corporation shall hold enjoy and exercise for the benefit of the City all the powers which at the date aforesaid are exerciseable by or vested in the Corporation for the

Corporation
property &c.

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after that date attach to them in respect of the City.

Liquidation of
current debts
and liabilities by
Leeds Rural
Council.

Art. XVII. The Leeds Rural Council shall liquidate as far as prac-
ticable before the commencement of this Order all current debts and
liabilities incurred by them.

Art. XVIII. Subject to the provisions of this Order—

Property &c.
of Rural
Councils.

(1) All property and liabilities which immediately before the
commencement of this Order are vested in or attach to
the Leeds Rural Council and all property and liabilities
which immediately before the commencement of this Order
are vested in or attach to the Wetherby Rural Council
or the Tadcaster Rural Council in relation exclusively to
any part of the added areas shall by virtue of this Order be
transferred to and vest in and attach to the Corporation
as Urban Sanitary Authority and any property and liabilities
vested in or attaching to the Wetherby Rural Council or
the Tadcaster Rural Council in relation to any part of the
added areas conjointly with any other area shall be a
matter for adjustment under Section 62 of the Act of
1888 :

Abolition or
cessor of
jurisdiction
of Rural
Councils.

(2) The Leeds Rural Council shall at the commencement of this
Order be abolished and cease to exist and the Wetherby
Rural Council and the Tadcaster Rural Council shall cease
to exercise any powers or have any duties within any part
of the added areas :

Arrears of
rates &c.

(3) (a) All arrears of rates made by the Overseers of the Poor
of the Townships of Roundhay and Seacroft for the pur-
poses of the Public Health Acts or for highway expenses
or for the purposes of the Lighting and Watching Act
1833 which at the commencement of this Order are due
or owing in respect of hereditaments in those Townships
may be collected and recovered as if this Order had not
been made and when collected and recovered shall be
paid to the Corporation and all other payments which at
that date are due or owing to the Leeds Rural Council
may be collected and recovered by the Corporation ;

(b) All arrears of rates made by the Overseers of the
Poor of the Townships of Shadwell and Barwick-in-
Elmet for the purposes of the Public Health Acts or for
highway expenses which at the commencement of this
Order are due or owing in respect of hereditaments in
the Township of Shadwell and the added part of Barwick-

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in-Elmet may be collected and recovered as if this Order had not been made and when collected and recovered shall be applied towards the discharge of any precept of the Wetherby Rural Council or the Tadcaster Rural Council as the case may be which at that date shall be in force and not satisfied and the balances (if any) shall be paid to the Corporation :

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(4) Any balances in the hands of the Overseers of the Poor of the Township of Barwick-in-Elmet at the commencement of this Order and any sum collected after that date by the said Overseers in respect of any rate made before that date and levied upon any rateable hereditament in the added part of Barwick-in-Elmet shall be a matter for adjustment under Section 62 of the Act of 1888 :

Adjustment
of balances.

(5) For the purposes of the application of Section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Order that section shall have effect as if in subsections (5) (6) and (7) thereof the expression "Council" included any authority affected by this Order or by anything done in pursuance of this Order and as if in the case of any such authority not otherwise empowered to borrow under any Act or on any security or in any manner mentioned in the said subsection (6) that subsection empowered the authority to borrow under any Act relating to and conferring on the authority a power to borrow on the security of all or any of the funds rates and revenues of the authority and in the manner provided by the said Act but without the consent of any other authority and subject to the requirement that all money so borrowed shall be repaid within such period as the Local Government Board may sanction :

Adaptation
of provisions
as to adjust-
ment.

Provided that where the authority affected by this Order or by anything done in pursuance of this Order are the Board of Guardians of a Poor Law Union Section 62 of the Act of 1888 shall apply with respect to any necessary adjustment with the modifications specified in the First Schedule to the Poor Law (Dissolution of School Districts and Adjustments) Act 1903 :

3 Edw. 7.
c. 19.

Provided also that for the purposes of the application of Section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Order so far

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as it relates to the amalgamation of the added areas with the existing Township of Leeds that section shall have effect—

(a) As if the Overseers of the Townships of Leeds and Barwick-in-Elmet and the persons who immediately before the commencement of this Order were the Overseers of the Townships of Roundhay Seacroft and Shadwell or where the circumstances of the case so require any persons who may be substituted for those persons by an Order of the Local Government Board were within the meaning of the said section as applied by this Article authorities affected by this Order;

(b) As if the poor rate or any other rate leviable in pursuance of the said section as applied by this Article were substituted for any fund mentioned in the section; and

(c) As if for subsections (6) and (7) of the said section there were substituted the subsections hereunto appended that is to say:—

“ (6) If it is necessary for the purpose of giving
“ effect to any agreement or award for an adjust-
“ ment that a separate rate shall be levied in
“ part of a parish only the agreement or award
“ may authorise the making of such a separate
“ rate as if it were a poor rate and as if the part
“ of the parish on which it is to be levied were
“ a whole parish.”

“ (7) Any capital sum paid for the purposes of
“ any adjustment or in pursuance of any order or
“ award of an arbitrator shall be applied by such
“ person in such manner and for such purpose as
“ the Local Government Board may authorise or
“ direct.”

Mortgage
debts of
Leeds Rural
Council and
Corporation.

Art. XIX.—(1) The liability for repayment of any sums borrowed by the Leeds Rural Council or of so much of any of those sums as will be owing at the commencement of this Order and for the payment of the interest thereon shall by virtue of this Order be transferred to and attach to the Corporation and so much as will at the commencement of this Order be outstanding in respect of any sums borrowed as aforesaid and so much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the consolidated rate of the existing City shall by virtue of this Order be charged upon the consolidated rate of the City and so much of any sums

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borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the city fund and city rate of the existing City or upon the highway rate of the existing City shall by virtue of this Order be charged upon the city fund and city rate of the City or upon the highway rate of the City respectively and all those sums shall together with the interest to accrue due thereon be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned or within which the same are otherwise required to be repaid or are made repayable.

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(2) Nothing in this Order shall prejudice or affect any mortgage or other security which has been granted in respect of any sum borrowed as aforesaid by the Leeds Rural Council or the powers of any person entitled under any such mortgage or other security to enforce the same as if this Order had not been made and where for any such purpose it is necessary to continue the exercise of a power which would have existed but for this Order the power may continue to be exercised as if this Order had not been made and the consolidated rate of the City shall for any such purpose be levied and have effect in substitution for the rate which would have been leviable if this Order had not been made.

Art. XX. The provisions of the Baths and Washhouses Acts 1846 to 1899 the Infectious Disease (Prevention) Act 1890 Parts II. and III. of the Public Health Acts Amendment Act 1890 the Museums and Gymnasiums Act 1891 so far as the same relates to museums and the Public Libraries Acts 1892 to 1901 shall be in force in and apply to the City as if the same had been adopted therein.

Adoptive Acts.

Art. XXI. Subject to the provisions of any Order which the Local Government Board or a Secretary of State may hereafter make—

(1) The provisions of any Order heretofore made by the Local Government Board and conferring upon the Council of the existing City any of the matters mentioned in Section 33 of the Act of 1894 and in that Order shall be deemed to have effect as if any reference in those provisions to the existing City the Council of the existing City and the existing Township of Leeds extended and applied to the City the Council of the City and the Township of Leeds :

Powers under Section 33 of Act of 1894.

(2) The provisions of any Order made by the Secretary of State and declaring to be in force in the existing City any Parts or Sections of the Public Health Acts Amendment Act 1907 shall have and shall be deemed always to have had effect as if any reference in those provisions to the

Powers under Public Health Acts Amendment Act 1907. 7 Edw. 7. c. 53.

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existing City extended and applied to the City and as if the said Parts and Sections were accordingly declared to be in force in the City.

Art. XXII. For the purposes and subject to the provisions of the Education Acts 1870 to 1910 and the Education (Administrative Provisions) Act 1911—

Education contracts.

(1) All contracts (subsisting at the commencement of this Order) entered into by the County Council in respect exclusively of any public elementary school situate in any part of the added areas or with respect to the officers teachers and servants of the school shall be deemed to have been made by and shall be carried into effect by the Corporation as the local education authority:

Education byelaws.

(2) Any byelaws in force in the existing City immediately before the commencement of this Order shall from and after that date apply to the City until revoked or altered and from and after that date any byelaws then in force in any part of the added areas shall cease to be in force:

Managers.

(3) Any managers of public elementary schools in the added areas who were appointed by the County Council or by the Parish Council of the township in which the school is situated shall vacate office at the commencement of this Order.

Differential rating.

Art. XXIII. The total amount in the pound of all rates including the city rate to be levied by the Corporation in any one year during a period of fifteen years from the commencement of this Order in respect of any hereditament in the added areas shall not exceed such an amount in the pound as when added to the poor rate will in respect of the assessment of any hereditament included in those rates make up—

- (a) in the case of the area of the existing Township of Roundhay a total of six shillings and sixpence; and
- (b) in the case of the area of the existing Township of Seacroft a total of five shillings and eightpence; and
- (c) in the case of the area of the existing Township of Shadwell a total of five shillings and fourpence; and
- (d) in the case of the added part of Barwick-in-Elmet a total of four shillings and fourpence

in each pound of the rateable value of the hereditament:

Provided that if any deduction from the rates levied by the Corporation becomes necessary in any one year to give effect to the provisions of this Article the deduction shall be made from the

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. cxxxviii.]
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consolidated rate and if in any case the amount to be deducted exceeds the amount of that rate the excess amount shall be deducted from the highway rate: A.D. 1912.
Leeds Order.

Provided also that when the Corporation shall have completed works for the sewerage of the area of the existing Township of Shadwell the total amount in the pound of the rates which may be levied by the Corporation under the foregoing provisions of this Article in any one year in respect of any hereditament in that area may be increased by a sum not exceeding one shilling in each pound of the rateable value of the hereditament.

Art. XXIV.--(1) At the commencement of this Order such members if any of the police force of the County as shall be determined by agreement to be made as soon as practicable after the date of the Act of Parliament confirming this Order between the Standing Joint Committee of the County and the Watch Committee of the existing City or in default of any such agreement as shall be determined by a Secretary of State shall be transferred to and become part of the police force of the City and any member of the county police force so transferred shall hold office upon the same tenure and upon the same terms and conditions as if this Order had not been made and while he performs the same or similar duties his remuneration emoluments and allowances and the pension (if any) to which he is entitled shall not be less than they would have been if this Order had not been made. County
police.

(2) The provisions of Section 15 (2) of the Police Act 1890 as amended by the Police (Superannuation) Act 1906 shall extend and apply to and in relation to any member of the police force transferred under the powers of this Article as if that member had removed with the written sanction of the Chief Constable of the County. 53 & 54 Vict.
c. 45.
6 Edw. 7.
c. 7.

(3) All the county police stations situate in any part of the added areas with the residences for constables and cells connected therewith and the fittings and furniture thereof respectively shall by virtue of this Order vest in and be transferred to the Corporation as from the commencement of this Order for all the estate and interest therein of the County Council and there shall be paid by the Corporation to the County Council out of the city fund in consideration of such transfer such sums as shall be agreed upon or as in default of agreement shall be settled by arbitration in manner provided by the Act of 1888. County police
stations.

Art. XXV.--(1) In any case where the extension of the existing City by this Order affects the distribution of the proceeds of the local taxation licences or of the estate duty grant or of the Local Taxation (Customs and Excise) duties between the County and the City or between the County and the City on the one hand and any other County Borough on the other hand or any financial relations or Adjustment
of financial
relations
between
County and
County
Boroughs.

[Ch. cxxxviii.] *Local Government Board's* [2 & 3 GEO. 5.]
Provisional Orders Confirmation (No. 12) Act, 1912.

A.D. 1912. questions between those areas or any adjustment which has been made
Leeds Order. in regard to the said distribution or financial relations or questions
equitable adjustments may be made between the areas interested.

For the purposes of this subdivision or of anything done or to be done in pursuance of this subdivision any reference in the said subdivision to the proceeds of licences or duties shall include a reference to the sums which in pursuance of subsection (4) of Section 17 of the Finance Act 1907 as amended by Section 6 of the Finance Act 1908 and Section 88 of the Finance (1909-10) Act 1910 and the Revenue Act 1911 or of any subsequent Act have been paid or will be payable in lieu of those proceeds.

(2) Any such adjustment as is authorised by subdivision (1) of this Article may be made by agreement between the Councils of the City the County and the County Boroughs affected and if such adjustment shall not have been made before the Thirtieth day of September One thousand nine hundred and thirteen then on the application of any of the Councils interested the Local Government Board may if they think fit either make the adjustment themselves or appoint an arbitrator to make it.

(3) In any case in which an agreement for equitable adjustments as aforesaid shall not have been made the provisions of the Act of 1888 relating to adjustments between Administrative Counties and County Boroughs shall apply with the necessary modifications and the Local Government Board or an arbitrator appointed by them as the case may be shall be substituted in those provisions for the Commissioners appointed under the Act of 1888 and notwithstanding anything in the provisions of this Order or of the Act of 1888 any such adjustment and the determination of any matter incidental or in relation thereto or consequent thereon shall when made by the Local Government Board be deemed to be made by them otherwise than as arbitrators and any arbitrator appointed by them shall be deemed to be an arbitrator within the meaning of Section 62 of the Act of 1888 and the provisions of the Act of 1888 shall apply accordingly:

Provided—

(a) that in lieu of subsection (6) of Section 61 of the Act of 1888 subsections (1) and (5) of Section 87 of the Act of 1888 shall apply to any inquiries which may be directed by the Local Government Board under this Article and to the costs of those inquiries; and

(b) that subsection (6) of Section 32 of the Act of 1888 shall apply to any agreement or award made under this Article.

Adjustment
for purposes
of Licensing

(4)—(a) An equitable adjustment shall be made between the County and the City respecting the interest of the added areas in

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. cxxxviii.]
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any compensation fund constituted under Section 21 of the Licensing (Consolidation) Act 1910 or under any enactment repealed by that Act.

A.D. 1912.
Leeds Order
 (Consolidation) Act
 1910.

(b) Such adjustment shall be made by agreement between the Compensation Authority (as defined by the Licensing (Consolidation) Act 1910) for the County and for the City within twelve months from the commencement of this Order or in default of agreement by an arbitrator appointed by the Secretary of State.

(c) For the purpose of such adjustment an arbitrator appointed by the Secretary of State shall be deemed to be an arbitrator within the meaning of Section 62 of the Act of 1888 and the provisions of that Act shall apply accordingly.

Art. XXVI. Subject to the provisions of Section 54 of the Act of 1888—

County
 Councillors
 and Electoral
 Divisions.

(1) The Garforth and Wetherby Electoral Divisions of the County as diminished by the inclusion of the added areas in the City shall respectively continue to be Electoral Divisions of the County and the persons who immediately before the commencement of this Order are the County Councillors representing the said electoral divisions respectively shall continue to represent those electoral divisions as if they had been originally elected to represent those electoral divisions as altered by this Order:

(2) No County Alderman or County Councillor in office immediately before the commencement of this Order shall be deemed to lose his qualification by reason of the inclusion of the added areas in the City by this Order.

Art. XXVII.—(1) The added part of Barwick-in-Elmet shall be separated from the existing Township of Barwick-in-Elmet.

Parochial
 alterations.

(2) The Townships of Roundhay Seacroft and Shadwell and the added part of Barwick-in-Elmet shall be amalgamated with the existing Township of Leeds.

(3) The name of the Guardians of the Poor of the Leeds Union shall be altered to "The Guardians of the Poor of the Township of Leeds" but the Guardians as a corporate body shall not otherwise be affected by this Order.

Change of
 name of
 Guardians.

(4) Subject to the provisions of Section 60 of the Act of 1894 the following provisions with respect to the Guardians of the Township of Leeds shall have effect:—

Guardians
 of Township
 of Leeds.

(a) The number of Guardians shall be increased from twenty-eight to thirty-five:

[Ch. cxxxviii.] *Local Government Board's* [2 & 3 GEO. 5.]
Provisional Orders Confirmation (No. 12) Act, 1912.

A.D. 1912.
Leeds Order.

- (b) The Township shall for the purposes of the election of Guardians be divided into sixteen wards :
- (c) The existing wards and the number of Guardians respectively assigned thereto shall remain unaltered :
- (d) The added areas shall be formed into four new wards as follows namely the Roundhay Ward to consist of the area of the existing Township of Roundhay the Seacroft Ward to consist of the area of the existing Township of Seacroft the Shadwell Ward to consist of the area of the existing Township of Shadwell and the Cross Gates Ward to consist of the added part of Barwick-in-Elmet and two Guardians shall be assigned to each of the said Roundhay Seacroft and Cross Gates Wards and one Guardian shall be assigned to the said Shadwell Ward :
- (e) The two Guardians of the Leeds Union representing the existing Township of Roundhay shall be deemed to have been elected for and to represent the Roundhay Ward and the two Guardians of the Leeds Union representing the existing Township of Seacroft shall be deemed to have been elected for and to represent the Seacroft Ward :
- (f) The person holding the offices of Rural District Councillor and Guardian for the existing Township of Shadwell shall cease to be a member of the Wetherby Rural Council and of the Board of Guardians of the Wetherby Union and shall become a member of the Board of Guardians of the Township of Leeds and shall be deemed to have been elected for and to represent the Shadwell Ward until the Fifteenth day of April One thousand nine hundred and thirteen :
- (g) The two persons holding the offices of Rural District Councillor and Guardian for the Cross Gates Ward of the Township of Barwick-in-Elmet shall cease to be members of the Tadcaster Rural Council and of the Board of Guardians of the Tadcaster Union and shall become members of the Board of Guardians of the Township of Leeds and shall be deemed to have been elected for and to represent the Cross Gates Ward until the Fifteenth day of April One thousand nine hundred and thirteen.

Rural Dis-
trict Coun-
cillors &c.

(5) The number of Rural District Councillors and Guardians for the Township of Barwick-in-Elmet shall be reduced to two the wards into which the Township is divided for the purpose of the election of Rural District Councillors shall be altered so as to correspond with the wards for the election of Parish Councillors as herein-after provided

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. cxxxviii.]
Provisional Orders Confirmation (No. 12) Act, 1912.

and the person who at the commencement of this Order holds the offices of Rural District Councillor and Guardian of the Poor for the Scholes Ward of the existing Township of Barwick-in-Elmet shall be deemed to have been elected and shall represent until the date on which he would have retired if this Order had not been made the Scholes Ward of the Township of Barwick-in-Elmet as if he had been originally elected to represent that ward as altered by this Order.

A.D. 1912.
Leeds Order.

(6) The Union Assessment Acts 1862 to 1880 shall be in force in the Township of Leeds in like manner and with the like effect as if that township had been included in the Union Assessment Committee Act 1862 with the consent of the Local Government Board in pursuance of Section 45 of that Act as amended by Section 2 of the Union Assessment Act 1880 and the Union Assessment Acts 1862 to 1880 as so applied to the Township of Leeds shall be construed and have effect with the substitution therein of the word "Township" for the word "Union" except where the context otherwise requires and with such other modifications and adaptations as are needed to render the said Acts applicable to the circumstances of the case.

Union
Assessment
Acts.

Art. XXVIII.—(1) Subject to the provisions of this Order the Parish Councils of the existing Townships of Roundhay Seacroft and Shadwell shall cease to exist and any powers and duties transferred by the Act of 1894 to those Parish Councils or to the Parish Meetings of those townships shall be vested in exerciseable by and imposed on the persons and authorities in whom they would be vested or by whom they would be exerciseable or on whom they would be imposed if those townships had been parts of a parish included in the existing City on the appointed day within the meaning of the Act of 1894 and all property and liabilities held or incurred for the purpose or by virtue of the said powers and duties shall by virtue of this Order be transferred to and vest in and attach to the persons and authorities aforesaid. Any property or liabilities of the said Parish Councils held or incurred otherwise than by virtue or for the purposes of the powers or duties aforesaid shall by virtue of this Order be transferred to and vest in and attach to the Corporation.

Parish Coun-
cils.

(2) Any powers and duties transferred by the Act of 1894 to the Parish Council of the existing Township of Barwick-in-Elmet shall so far as regards the added part of Barwick-in-Elmet be vested in exerciseable by and imposed on the persons and authorities in whom they would be vested or by whom they would be exerciseable or on whom they would be imposed if the added part of Barwick-in-Elmet had been included in a parish in the existing City on the appointed day within the meaning of the Act of 1894 and all property and liabilities held or incurred so far as regards the added part of Barwick-

[Ch. cxxxviii.] *Local Government Board's* [2 & 3 GEO. 5.]
Provisiqual Orders Confirmation (No. 12) Act, 1912.

A.D. 1912. in-Elmet for the purpose or by virtue of the said powers and duties shall by virtue of this Order be transferred to and vest in and attach to the persons and authorities aforesaid Any property or liabilities of the said Parish Council held or incurred otherwise than by virtue or for the purposes of the powers or duties aforesaid shall so far as regards the added part of Barwick-in-Elmet by virtue of this Order be transferred to and vest in and attach to the Corporation.
Leeds Order.

(3) For the purpose of the election of Parish Councillors so much of the Cross Gates Ward of the existing Township of Barwick-in-Elmet as is not comprised in the added part of Barwick-in-Elmet shall be included in the Scholes Ward of the Township of Barwick-in-Elmet The number of Parish Councillors for that Township shall be reduced to seven and the persons who at the commencement of this Order are the Parish Councillors representing the Cross Gates Ward of the existing Township of Barwick-in-Elmet shall go out of office on that date The persons who at the said date are the Parish Councillors representing the Scholes Ward of the existing Township of Barwick-in-Elmet shall be deemed to have been elected for and shall represent that ward as altered by this Order and those persons together with the persons who at the said date are the Parish Councillors representing the Barwick Ward of the existing Township of Barwick-in-Elmet shall be the Parish Council for the Township of Barwick-in-Elmet.

Audit of accounts of Leeds Rural Council and Parish Councils.

Art. XXIX. The accounts of the Leeds Rural Council and of the Parish Councils of the existing Townships of Roundhay Seacroft and Shadwell and of their committees and officers shall be made up to the commencement of this Order and shall be audited by the District Auditor in like manner and subject to the like incidents and consequences as if this Order had not been made :

Provided that the audit may in each case be held as soon as practicable after that date any statutory provision or regulation as to the time of holding the audit to the contrary notwithstanding and that any sum certified by the District Auditor to be due from any person shall be paid to the treasurer of the City.

Ecclesiastical divisions and charities.

Art. XXX. Nothing in this Order shall affect the ecclesiastical divisions of any township or shall prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment which now is applicable for the benefit of any existing township affected by this Order.

Valuation lists.

Art. XXXI.—(1) Until new valuation lists are in force the valuation lists of the existing Townships of Roundhay Seacroft and Shadwell and the portion of the valuation list of the existing Township of

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. cxxxviii.]
Provisional Orders Confirmation (No. 12) Act, 1912.

Barwick-in-Elmet which relates to hereditaments in the added part of Barwick-in-Elmet shall be deemed to form part of the valuation list of the Township of Leeds. A.D. 1912.
Leeds Order.

(2) The remaining portion of the valuation list of the existing Township of Barwick-in-Elmet shall be deemed to be the valuation list of the Township of Barwick-in-Elmet.

Art. XXXII.—(1) Subject to any future revision the basis or standard of the county rate for the County shall be altered by the omission therefrom of the amounts appearing therein as the total annual value of the property in each of the existing Townships of Roundhay Seacroft and Shadwell and by the deduction from the amount appearing therein as the total annual value of the property in the existing Township of Barwick-in-Elmet of such a sum as will represent the annual value of the property in the added part of Barwick-in-Elmet. County rate
basis.

(2) For the purposes of this Article the annual value of the property in the added part of Barwick-in-Elmet shall be the amount which bears the same relation to the total annual value of the existing Township of Barwick-in-Elmet as the assessable value of the property in the added part of Barwick-in-Elmet bears to the total assessable value of property in the existing township and the total annual value of the existing Township of Barwick-in-Elmet shall be the amount appearing as such in the basis or standard of the county rate.

(3) For the purposes of this Article assessable value means one-half of the rateable value according to the valuation list for the time being in force of the agricultural land together with the rateable value according to that list of the buildings and other hereditaments not being agricultural land in the existing Township of Barwick-in-Elmet or in the added part of Barwick-in-Elmet as the case may require.

Art. XXXIII. For the purposes of the registers of persons entitled to vote at an election of Members of Parliament of the registers of parochial electors and of jury lists the townships affected by this Order shall be deemed to continue unaltered until the new registers and lists come into operation: Saving for
existing lists
of parliamen-
tary voters
&c.

Provided that for the purposes of any election under the Act of 1894 to be held for any area affected by this Order and of the holding of any parish meeting in the Township of Barwick-in-Elmet the town clerk or the clerk of the County Council as the case may require shall if and when necessary cause the register of parochial electors to be altered in such manner as may be requisite to give effect to the provisions of this Order.

[Ch. cxxxviii.] *Local Government Board's* [2 & 3 GEO. 5.]
Provisional Orders Confirmation (No. 12) Act, 1912.

A.D. 1912.

Leeds Order.
Settlement
and removal
of the poor.

Art. XXXIV. For any purposes connected with the settlement and removal of the poor in relation to cases affected by this Order the following provisions shall have effect that is to say:—

(1) Every person who at the commencement of this Order has acquired or is in the course of acquiring a settlement in the existing Townships of Leeds Roundhay Seacroft Shadwell or Barwick-in-Elmet by reason of any residence completed or in the course of completion or of any act or thing done or in the course of being done or of any status condition right or privilege acquired or created or in the course of acquisition or creation—

(i) in the existing Township of Leeds; or

(ii) in the existing Township of Roundhay; or

(iii) in the existing Township of Seacroft; or

(iv) in the existing Township of Shadwell; or

(v) in the added part of Barwick-in-Elmet; or

(vi) in that part of the existing Township of Barwick-in-Elmet which by virtue of this Order will form the Township of Barwick-in-Elmet

shall be deemed to have acquired or to be in the course of acquiring in the first second third fourth and fifth cases a settlement in the Township of Leeds and in the sixth case a settlement in the Township of Barwick-in-Elmet and in each case as if the existing township or the added part or the specified part were and had always been the Township or a part of the Township in which by virtue of this Order the person shall be deemed to have acquired or to be in the course of acquiring a settlement:

(2) Every person who at the commencement of this Order has acquired or is in the course of acquiring a status of irremovability from the Leeds Union or the Wetherby Union or the Tadcaster Union by reason of residence—

(i) in the existing Township of Leeds; or

(ii) in the existing Township of Roundhay; or

(iii) in the existing Township of Seacroft; or

(iv) in the existing Township of Shadwell; or

(v) in the added part of Barwick-in-Elmet; or

(vi) in that part of the existing Township of Barwick-in-Elmet which by virtue of this Order will form the Township of Barwick-in-Elmet

shall be deemed to have acquired or to be in the course of acquiring a status of irremovability in the first second

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. cxxxviii.]
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third fourth and fifth cases from the Township of Leeds by reason of residence in that township and in the sixth case from the Tadcaster Union by reason of residence in the Township of Barwick-in-Elmet.

A.D. 1912.
Leeds Order.

Art. XXXV.—(1) Any balances standing in the books of the Guardians of the Poor of the Leeds Union to the credit of the Townships of Roundhay and Seacroft and in the books of the Guardians of the Wetherby Union to the credit of the Township of Shadwell shall be carried to the credit of the Township of Leeds and any balance owing by the Township of Roundhay or the Township of Seacroft or the Township of Shadwell shall be deemed to be owing by the Township of Leeds.

Balances.

(2) Any balances standing in the books of the Guardians of the Tadcaster Union to the credit of the Township of Barwick-in-Elmet and any balance owing by that township at that date shall be a matter for adjustment under Section 62 of the Act of 1888.

Art. XXXVI. Notwithstanding the alterations effected by this Order all contribution orders made by the Guardians of the Poor of the Leeds Union or the Wetherby Union or the Tadcaster Union and all precepts made by any of the Rural Councils before the commencement of this Order shall be as valid in law as if this Order had not been made.

Saving for
contribution
orders and
precepts.

Art. XXXVII. All sums in respect of rates made by the Overseers of the Poor of the existing Township of Roundhay the existing Township of Seacroft and the existing Township of Shadwell and due or owing at the commencement of this Order shall be collected and recovered by the Overseers of the Poor of the Township of Leeds and all arrears of rates made by the Overseers of the Poor of the existing Township of Barwick-in-Elmet and due or owing at the commencement of this Order shall be collected and recovered as if this Order had not been made.

Arrears of
rates.

Art. XXXVIII. For the purpose of defraying any expenses under this Order which in the opinion of the Local Government Board are properly chargeable to capital the Corporation may borrow according and subject to the provisions and restrictions of the Public Health Act 1875 as if the expenses were incurred for purposes of that Act and may mortgage the city fund and city rate or the consolidated fund and consolidated rate of the City for the purpose of securing the repayment of any moneys so borrowed and the interest thereon Provided that all such moneys shall be repaid within such period not exceeding thirty years from the date of borrowing the same as the Corporation with the sanction of the Local Government Board determine.

Borrowing
powers for
purposes of
Order.

[Ch. cxxxviii.] *Local Government Board's* [2 & 3 GEO. 5.]
Provisional Orders Confirmation (No. 12) Act, 1912.

A.D. 1912.

Leeds Order.

Short title.

Art. XXXIX. This Order may be cited as the Leeds (Extension) Order 1912.

The SCHEDULE above referred to.

PART I.—LOCAL ACTS.

Session and Chapter.	Title or Short Title.
10 & 11 Vict. c. cclxii. - -	The Leeds Waterworks Act 1847.
11 & 12 Vict. c. cii. - -	The Leeds Improvement Amendment Act 1848.
17 Vict. c. iv. - - - -	The Leeds New Gas Company's Act 1854.
19 & 20 Vict. c. cxv. - -	The Leeds Improvement Amendment Act 1856.
29 & 30 Vict. c. cli. - -	The Leeds Improvement of Becks Act 1866.
30 & 31 Vict. c. cxli. - -	The Leeds Waterworks Act 1867.
32 & 33 Vict. c. xi. - - -	The Leeds Improvement Act 1869.
33 & 34 Vict. c. lvi. - - -	The Leeds Corporation Gas Act 1870.
33 & 34 Vict. c. xciii. - -	The Leeds Corporation Gas and Improvements &c. Act 1870.
35 & 36 Vict. c. xxvii. - -	The Leeds Improvement Act 1872.
40 & 41 Vict. c. clxxviii. -	The Leeds Improvement Act 1877.
42 Vict. c. xxiii. - - - -	The Leeds Corporation Act 1879.
56 & 57 Vict. c. cex. - - -	The Leeds Improvement Act 1893.
62 & 63 Vict. c. cclxiii. - -	The Leeds Corporation Act 1899.
1 Edw. 7. c. cclv. - - - -	The Leeds Corporation (General Powers) Act 1901.
1 Edw. 7. c. cclvi. - - - -	The Leeds Corporation Water Act 1901.
4 Edw. 7. c. cex. - - - -	The Leeds Corporation (Waterworks) Railway Act 1904.
5 Edw. 7. c. i. - - - - -	The Leeds Corporation (Consolidation) Act 1905.
7 Edw. 7. c. lxxxii. - - - -	The Leeds Corporation Act 1907.
8 Edw. 7. c. lxviii. - - - -	The Leeds Corporation Act 1908.
10 Edw. 7 and 1 Geo. 5. c. cxliv.	The Leeds Corporation Act 1910.

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. cxxxviii.]
Provisional Orders Confirmation (No. 12) Act, 1912.

PART II.—CONFIRMATION ACTS.

A.D. 1912.

Leeds Order.

Session and Chapter.	Short Title.	Order thereby confirmed.
59 & 60 Vict. c. ccxxxviii.	The Local Government Board's Provisional Orders Confirmation (Housing of Working Classes) Act 1896.	The Leeds (Housing of Working Classes) Order 1896.
1 Edw. 7. c. clxxi.	The Local Government Board's Provisional Orders Confirmation (Housing of Working Classes) (No. 2) Act 1901.	The Leeds (Housing of Working Classes) Order 1901.
5 Edw. 7. c. cxciii.	The Tramways Orders Confirmation (No. 1) Act 1905.	The Leeds Corporation Tramways Order 1905.
7 Edw. 7. c. cxvii.	The Tramways Orders Confirmation Act 1907.	The Leeds Corporation Tramways Order 1907.

Given under the Seal of Office of the Local Government Board
 this Twentieth day of May One thousand nine hundred and
 twelve.

(L.S.)

JOHN BURNS President.
 H. C. MONRO Secretary.

SECOND SCHEDULE.

PART I.

RULES FOR DETERMINING THE SUM TO BE PAID IN RESPECT OF
 INCREASE OF BURDEN ON RATEPAYERS.

(1) Regard shall be had to—

(a) The difference between the burden on the ratepayers which will properly be incurred by the Council or other authority affected by the Order in meeting the cost of executing any of their powers and duties and the burden on the ratepayers which would properly have been incurred by that Council or other authority in meeting such cost had no alteration of boundaries or other change taken place:

(b) The length of time during which the increase of burden may be expected to continue.

(2) The sum payable by or to any council or other authority affected by the Order in respect of the increase of burden shall not exceed or if payable by instalments or by way of annuity the capitalised value of the instalments or annuity shall not exceed the average annual increase of burden multiplied by fifteen.

(3) Any sum payable in respect of the cost of maintenance of main roads shall be payable by way of annuity.

[Ch. cxxxviii.] *Local Government Board's* [2 & 3 GEO. 5.]
Provisional Orders Confirmation (No. 12) Act, 1912.

A.D. 1912.

PART II.

RULES FOR DETERMINING ADJUSTMENTS OF THE LOCAL TAXATION
LICENCES THE ESTATE DUTY GRANT AND THE RESIDUE UNDER
SECTION 1 OF THE LOCAL TAXATION (CUSTOMS AND
EXCISE) ACT 1890 FOR THE PURPOSES OF THE
ORDER RELATING TO BARNSELY.

The portion of the local taxation licences and estate duty grant payable or estimated to be payable in respect of the area of the County as it existed immediately before the appointed day shall after the appointed day be divided between the County Council and the Corporation and the amount payable to each shall be apportioned on the following basis:—

- (a) There shall be apportioned to the County Council an amount equal to the average annual amounts of the compulsory payments and transfers made by or on behalf of that Council in accordance with Sections 24 and 26 of the Local Government Act 1888 for and in respect of the five years ending the Thirty-first day of March One thousand nine hundred and thirteen less the portion of such average annual amount paid and transferred in respect of the specified area and such last-mentioned amount shall be apportioned to the Corporation:

Provided that if any difficulty arises in ascertaining the sum to be apportioned in respect of any item the sum shall be divided according to the respective rateable values immediately before the appointed day of the County less the specified area and of that area:

- (b) Out of the balance of the said portion of the local taxation licences and estate duty grant there shall next be apportioned to the County Council a sum equal to one-half of the average annual cost during the five years preceding the appointed day of the maintenance of the main roads within the County (including any payments made in respect of the interest on or of the repayment of the capital of loans raised on account of such main roads) after deducting the amount of one-half of such cost incurred in respect of the main roads within the specified area and such last-mentioned amount shall be apportioned to the Corporation Provided that—

- (i) if such balance is insufficient to meet the whole of one-half of the cost of such roads the amounts apportioned to the County Council and the Corporation respectively shall be reduced proportionately; and

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. cxxxviii.]
Provisional Orders Confirmation (No. 12) Act, 1912.

(ii) if it appear that the County Council have failed to declare any roads in the County to be main roads which ought to have been so declared or have declared any roads to be main roads which ought not to have been so declared proper adjustments shall be made in the calculation of the cost of maintenance of main roads in the County under this rule by the inclusion of the cost of such roads as ought to have been declared to be main roads or the exclusion of the cost of such roads as ought not to have been declared to be main roads as the case may require : A.D. 1912.

- (c) If any balance of the local taxation licences and estate duty grant remains after apportioning between the County Council and the Corporation the sums ascertained in accordance with the foregoing rules such balance shall be divided between the County Council and the Corporation in proportion to the rateable values immediately before the appointed day of the County less the specified area and of that area respectively.

The residue under Section 1 of the Local Taxation (Customs and Excise) Act 1890 payable or estimated to be payable in respect of the area of the County as it existed immediately before the appointed day shall after the appointed day be divided between the County Council and the Corporation in proportion to the rateable values immediately before the appointed day of the County less the specified area and of that area respectively.

In this Part of this Schedule—

- (1) The expression "the appointed day" means the First day of April One thousand nine hundred and thirteen ;
- (2) The expressions "the County" and "the County Council" mean respectively the Administrative County of the West Riding of Yorkshire and the County Council of that County ;
- (3) The expression "the Corporation" means the Mayor Aldermen and Burgesses of the Borough of Barnsley acting by the Council ;
- (4) The expression "the specified area" means the area of the Borough of Barnsley constituted a County Borough by the Order relating to Barnsley ;
- (5) The expression "rateable value" means the rateable value stated in the last poor rate.

A.D. 1912.

PART III.

RULES FOR DETERMINING ADJUSTMENTS OF THE LOCAL TAXATION LICENCES THE ESTATE DUTY GRANT AND THE RESIDUE UNDER SECTION 1 OF THE LOCAL TAXATION (CUSTOMS AND EXCISE) ACT 1890 FOR THE PURPOSES OF THE ORDER RELATING TO LEEDS.

The portion of the local taxation licences and estate duty grant payable or estimated to be payable in respect of the area of the County as it existed immediately before the Ninth day of November One thousand nine hundred and twelve shall after the appointed day be divided between the County Council and the Corporation and the amount payable to each shall be apportioned on the following basis:—

- (a) There shall be apportioned to the County Council an amount equal to the average annual amounts of the compulsory payments and transfers made by or on behalf of that Council in accordance with Sections 24 and 26 of the Local Government Act 1888 for and in respect of the five years ending the Thirty-first day of March One thousand nine hundred and thirteen less the portion of such average annual amount paid and transferred in respect of the added area and such last-mentioned amount shall be apportioned to the Corporation:

Provided that if any difficulty arises in ascertaining the sum to be apportioned in respect of any item the sum shall be divided according to the respective rateable values on the appointed day of the County and of the added area:

- (b) Out of the balance of the said portion of the local taxation licences and estate duty grant there shall next be apportioned to the County Council a sum equal to one-half of the average annual cost during the five years preceding the First day of April One thousand nine hundred and twelve of the maintenance of the main roads within the County (including any payments made in respect of the interest on or of the repayment of the capital of loans raised on account of such main roads) after deducting the amount of one-half of such cost incurred in respect of the main roads within the added area and such last-mentioned amount shall be apportioned to the Corporation Provided that—

(i) if such balance is insufficient to meet the whole of one-half of the cost of such roads the amounts apportioned to the County Council and the Corporation respectively shall be reduced proportionately; and

(ii) if it appear that the County Council have failed to declare any roads in the County to be main roads

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. cxxxviii.]
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which ought to have been so declared or have declared any roads to be main roads which ought not to have been so declared proper adjustments shall be made in the calculation of the cost of maintenance of main roads in the County under this rule by the inclusion of the cost of such roads as ought to have been declared to be main roads or the exclusion of the cost of such roads as ought not to have been declared to be main roads as the case may require : A.D. 1912.

- (c) If any balance of the local taxation licences and estate duty grant remains after apportioning between the County Council and the Corporation the sums ascertained in accordance with the foregoing rules such balance shall be divided between the County Council and the Corporation in proportion to the rateable values on the appointed day of the County and the added area respectively.

The residue under Section 1 of the Local Taxation (Customs and Excise) Act 1890 payable or estimated to be payable in respect of the area of the County as it existed immediately before the Ninth day of November One thousand nine hundred and twelve shall after the appointed day be divided between the County Council and the Corporation in proportion to the rateable values on the appointed day of the County and of the added area respectively.

In this Part of this Schedule—

- (1) The expression "the appointed day" means the First day of April One thousand nine hundred and thirteen ;
- (2) The expressions "the County" and "the County Council" mean respectively the Administrative County of the West Riding of Yorkshire and the County Council of that County ;
- (3) The expression "the Corporation" means the Lord Mayor Aldermen and Citizens of the City of Leeds acting by the Council ;
- (4) The expression "the added area" means the area added to the City of Leeds by the Order relating to Leeds ;
- (5) The expression "rateable value" means the rateable value stated in the last poor rate.

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