

[62 & 63 VICT.] *South Staffordshire Stipendiary Justice* [Ch. xc.]
Act, 1899.



CHAPTER xc.

An Act to make provision for the more effectual execution of the office of Justice of the Peace in South Staffordshire. A.D. 1899.
[13th July 1899.]

WHEREAS an Act was passed in the ninth and tenth years of the reign of Her present Majesty intituled "An Act to provide for the more effectual execution of the office of a justice of the peace and the better administration of the police within the borough of Wolverhampton and certain parishes and places in the neighbourhood thereof all in the county of Stafford" (in this Act called "the Act of 1846") : 9 & 10 Vict.
c. lxxv.

And whereas it is expedient to repeal the Act of 1846 and to re-enact certain of the provisions thereof with amendments and in other respects to make further provision for the execution of the office of a justice of the peace within the limits of this Act :

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

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows :—

1. This Act may be cited as the South Staffordshire Stipendiary Justice Act 1899. Citation of Act.

2. This Act shall come into operation on the twenty-ninth day of September one thousand eight hundred and ninety-nine which date is in this Act referred to as "the commencement of this Act" Provided that for the following purposes the same shall come into operation upon its passing (namely) For the purpose of appointing commissioners under this Act for the purpose of meetings of commissioners and for the purpose of appointment of officers. Commence-
ment of Act.

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Repeal of
Act of 1846.
Partial in-
corporation
of Commis-
sioners
Clauses Act
1847.

3. The Act of 1846 is hereby repealed on and from the twenty-ninth day of September one thousand eight hundred and ninety-nine.

4. The provisions of the Commissioners Clauses Act 1847 with respect to the several matters following (that is to say) :—

The meetings and other proceedings of the Commissioners and their liabilities except sections 40 42 43 45 46 47 51 and 54 ;

The contracts to be entered into and the deeds to be executed by the Commissioners ;

The liabilities of the Commissioners and legal proceedings by or against the Commissioners ;

The appointment and accountability of the officers of the Commissioners ; and

The making of byelaws ;

except where inconsistent with or varied by this Act are incorporated with and form part of this Act.

Interpreta-
tion.

5. In this Act the following words and expressions have the several meanings hereby assigned to them unless there be something in the subject or context repugnant to such construction :—

“ The Commissioners ” means the Commissioners appointed by or in pursuance of this Act ;

“ The magistrate ” means the stipendiary justice acting under this Act ;

“ Local authority ” means the council of any borough urban district and rural district wholly or partly within the limits of this Act.

Limits of
Act.

6. The area within which the powers authorities and jurisdiction of the Commissioners and the magistrate may be exercised (in this Act called “ the limits of this Act ”) is the geographical area at the date of the commencement of this Act comprised within the limits of the following places into whatsoever boroughs districts parishes or other local government divisions the same may hereafter be divided (that is to say) :—

(A) The municipal boroughs of Wolverhampton West Bromwich and Wednesbury ;

(B) The urban districts of Bilston Brierley Hill Coseley Darlaston Heath Town Quarry Bank Sedgley Short Heath Tipton Wednesfield and Willenhall ; and

(C) The parish of Kingswinford.

Future ex-
tension or
diminution
of limits by
Order in
Council.

7.—(1) Upon the petition of the local authority of any borough district or parish comprised within the limits of this Act Her Majesty by and with the advice of Her Privy Council may order that such borough district or parish shall cease to be within the limits of

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this Act and thereupon from the day mentioned in such order the provisions of this Act shall cease to apply to the place mentioned therein. A.D. 1899.

(2) Upon the petition of the local authority of any borough district or parish herein-after mentioned Her Majesty by and with the advice of Her Privy Council may order that any borough district or parish in the county of Stafford adjoining or near to the limits of this Act shall be included in such limits and thereupon from the day mentioned in such order the provisions of this Act shall extend and apply to the borough district or parish mentioned in such order as fully and effectually in all respects as if such borough district or parish had been included by this Act within the limits thereof.

(3) Two months before presenting any petition under this section notice shall be given by such local authority of their intention to present such petition and of the objects thereof by advertisement to be inserted once in each of two consecutive weeks in one or more newspapers circulating within the limits of this Act and (in the case of a petition under sub-section (2) of this section) in the borough district or parish proposed to be included therein.

(4) The local authority presenting a petition under this section shall upon or prior to such presentation deliver a copy of the petition to the county council for the administrative county of Stafford who shall be at liberty to make representations with reference thereto to the Privy Council.

8.—(1) The following are respectively appointed Commissioners for the purposes of this Act :— Commis-
sioners.

(A) The mayor of the borough of Wolverhampton and his last living predecessor in the office of mayor and three other members of the council of the borough of Wolverhampton to be appointed by the said council ;

(B) The mayor of the borough of West Bromwich and his last living predecessor in the office of mayor and two other members of the council of the borough of West Bromwich to be appointed by the said council ;

(C) The mayor of the borough of Wednesbury and his last living predecessor in the office of mayor and one other member of the council of the borough of Wednesbury to be appointed by the said council ;

(D) The respective mayors of any other boroughs for the time being wholly or partly within the limits of this Act and their respective last living predecessors (if any) in the office of mayor ;

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(E) The respective chairmen of the councils of urban districts wholly or partly within the limits of this Act; and

(F) The respective chairmen of the councils of rural districts wholly or partly within the limits of this Act.

(2) As soon as conveniently may be after the passing of this Act the respective clerks to the local authorities having jurisdiction within the limits of this Act shall transmit to the town clerk of Wolverhampton and thenceforward to the clerk to the Commissioners the names and addresses of the members of those authorities respectively who are or shall be appointed Commissioners by or under this Act.

(3) Each of the persons who are or shall be mayors of the boroughs herein-before referred to and the last living predecessors in office of such mayors and the respective chairmen of the urban and rural district councils herein-before mentioned shall remain a commissioner so long as he occupies such office or position as aforesaid and no longer.

(4) Each of the Commissioners appointed by the councils of Wolverhampton West Bromwich and Wednesbury respectively under sub-section (1) of this section shall hold office for a period of three years from his appointment unless prior to the expiration of that period he shall die resign or cease to be a member of the council appointing him and in that case such council shall appoint another member of their body to be Commissioner for the remainder of the period for which the Commissioner dying resigning or ceasing to be a member of the council was appointed Any Commissioner appointed under this section whose period of office has expired shall be eligible for re-appointment.

(5) Any local authority may at any time remove any Commissioner appointed by them under this section and appoint another member of their body to be a Commissioner in his place.

(6) No act or proceeding of the Commissioners or of any committee thereof shall be questioned or rendered invalid on account of any vacancy in their number.

Incorporation of Commissioners.

9. The Commissioners shall be a body corporate by the name of the "South Staffordshire Stipendiary Justice Commissioners" and shall have perpetual succession and a common seal and power to hold land for the purposes of this Act without any licence in mortmain and to dispose of land.

Meetings of Commissioners.

10.—(1) The Commissioners shall hold their first meeting within three months after the passing of this Act at the Town Hall Wolverhampton at twelve o'clock noon and such meeting shall be

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convened by the town clerk of the borough of Wolverhampton by summons specifying the business proposed to be transacted thereat and signed by such town clerk and such summons shall be served in the manner prescribed in this section. The Commissioners at such first meeting shall elect from their number a chairman who shall continue in office until a successor be appointed by such Commissioners at a meeting duly convened for that purpose. Such chairman and other the chairman for the time being at every meeting of the Commissioners shall have a second or casting vote.

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(2) The annual and other meetings of the Commissioners shall be held on such days and at such times and places as the Commissioners shall determine.

(3) At any meeting of the Commissioners five Commissioners shall form a quorum.

(4) The chairman of the Commissioners may at any time call a meeting. If the chairman refuses or neglects for two days to call a meeting after a requisition for that purpose signed by four Commissioners has been presented to him any four Commissioners may forthwith on that refusal or neglect call a meeting.

(5) Three clear days at least before any meeting of the Commissioners a summons to attend the meeting specifying the business proposed to be transacted thereat and signed by the chairman or clerk of the Commissioners to be appointed as herein-after enacted shall be left or served by post at the usual place of abode of every Commissioner or at his place of business if within the limits of this Act and no business shall be transacted at any meeting save that specified in the summons. Provided that the want of service of the summons on any Commissioner shall not affect the validity of a meeting or of any resolution passed thereat.

11.—(1) All property and rights which at the commencement of this Act are vested in the clerk of the peace for the county of Stafford or in any other person for the purposes or in pursuance of the Act of 1846 or to which such clerk of the peace or other person is in anywise entitled for the purposes or in pursuance of that Act are hereby vested in the Commissioners to the same extent and on and subject to the same terms and conditions as the same are at the commencement of this Act vested in the said clerk of the peace or other person.

Vesting of
property in
Commis-
sioners.

(2) The treasurer of the fee fund appointed under the Act of 1846 and the treasurer of the county of Stafford shall as soon as conveniently may be after the commencement of this Act pay or transfer to the Commissioners or to their treasurer appointed under

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Saving for
contracts
deeds &c.

12. All agreements awards bonds conveyances contracts covenants deeds leases and other acts and things made executed or done in relation to the property and rights vested by this Act in the Commissioners and in force at the commencement of this Act shall continue valid and effectual for all purposes in favour of against or with reference to the Commissioners as may be required in each case.

Acquisition
of lands and
buildings.

13. The Commissioners may purchase take by exchange or on lease or on annual or other tenancy acquire and hold lands buildings and conveniences and may erect construct provide fit up alter repair and maintain buildings rooms and conveniences for the offices of the Commissioners for the attendance and business of the magistrate and his clerk for lock-up houses or temporary places of confinement for persons charged with felonies misdemeanours and other offences within the limits of this Act and for any purposes incidental to the execution of this Act and the Commissioners may sell exchange lease and dispose of any lands and buildings belonging to or held by them and not for the time being required for the purposes of this Act.

Restriction
on taking
houses of
labouring
class.

14.—(1) The Commissioners shall not under the powers of this Act purchase or acquire ten or more houses which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or except with the consent of the Local Government Board ten or more houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied.

(2) If the Commissioners acquire or appropriate any house or houses under the powers by this Act granted in contravention of the provisions of this section they shall be liable to a penalty of five hundred pounds in respect of every such house which penalty shall be recoverable by the Local Government Board by action in the High Court and shall be carried to and form part of the Consolidated Fund of the United Kingdom Provided that the Court may if it think fit reduce such penalty.

(3) For the purposes of this section the expression "labouring class" means mechanics artisans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of

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thirty shillings a week and the families of any of such persons who may be residing with them. A.D. 1899.

15.—(1) It shall be lawful for the Queen to appoint a barrister of not less than six years standing to be stipendiary magistrate within the limits of this Act to hold office during Her Majesty's pleasure and the person so appointed shall by virtue of his office be justice of the peace for the county of Stafford and of the boroughs wholly or partly within the limits of this Act having for the time being a separate commission of the peace. Appointment qualification and salary of magistrate.

(2) The magistrate shall reside within twenty miles of the collegiate church in the borough of Wolverhampton.

(3) It shall not be necessary for the magistrate to have such qualification or to take such oath of qualification as are required by law for qualifying any person to act as justice of the peace.

(4) The magistrate shall not during his continuance in office be capable of being elected or of sitting as a member of the House of Commons.

(5) The Commissioners shall pay to the magistrate a yearly salary of one thousand pounds or such other salary not exceeding one thousand two hundred and fifty pounds as the Commissioners may with the consent of the Secretary of State determine and such salary shall be paid by four equal quarterly payments and in the same proportion up to the time of the death of the magistrate or of his ceasing to act (as the case may be).

16. The magistrate shall fix subject to the approval of the Commissioners the places days and times at and on which he will attend for the hearing and dispatch of business and if any difference arise between the Commissioners and the magistrate as to such places days or times the same shall be referred to the Secretary of State whose decision thereon shall be final and the magistrate shall attend at the places on the days and at the times so fixed Provided that the magistrate shall attend for the purposes aforesaid on at least two days in every week at Wolverhampton And provided that the attendance of the magistrate under this section may when requisite be supplied by two justices of the peace for the county of Stafford Provided also that no attendance under this section shall be given on Sunday Christmas Day Good Friday any bank holiday or any day appointed for a public fast or thanksgiving unless in cases of urgent necessity or when it shall be directed by the Secretary of State. As to magistrate's attendances and sittings.

17.—(1) The magistrate shall appoint a fit person being a solicitor of the Supreme Court to be his clerk and to hold office during his pleasure. Appointment qualification and salary of clerk to magistrate.

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(2) The magistrate's clerk shall not during his continuance in office either by himself or his partner or otherwise be directly or indirectly employed or interested in any matter before the magistrate or arising out of or consequent upon any such matter in any other court except in the discharge of his duties as magistrate's clerk and any magistrate's clerk appointed under this Act who shall offend against this enactment shall for every such offence be liable to a penalty not exceeding fifty pounds.

(3) The Commissioners shall pay to the magistrate's clerk a yearly salary of four hundred pounds or of such larger amount not exceeding five hundred pounds as the magistrate may with the approval of the Commissioners determine and such salary shall be paid by four equal quarterly payments and in the same proportion up to the time of the death of the magistrate's clerk or of his ceasing to act (as the case may be).

(4) The magistrate's clerk may with the approval of the magistrate and upon and subject to such terms and conditions as he may approve appoint a deputy being a solicitor of the Supreme Court who may act during the illness or absence of the magistrate's clerk and who when so acting shall be subject to the provisions of this Act and (subject thereto) to the provisions of all general Acts as if he were the magistrate's clerk.

(5) The office of the magistrate's clerk shall be within the borough of Wolverhampton.

Appoint-
ment of
treasurer.

18. The Commissioners may appoint a treasurer (being a banking company having a place of business within the borough of Wolverhampton or being a fit person residing in that borough) with such yearly or other salary or allowance as they shall think fit and the treasurer so appointed shall hold office during the pleasure of the Commissioners.

Appoint-
ment of clerk
of accounts.

19.—(1) The Commissioners may appoint a clerk of accounts with such yearly or other salary or allowance as they shall think fit and the person so appointed shall hold office during the pleasure of the Commissioners.

(2) The clerk of accounts shall attend at all official sittings of the magistrate and also at the office of the magistrate's clerk and shall daily keep a true and accurate account in such form as the Commissioners shall direct of all penalties fees and moneys whatsoever received by or payable to the magistrate's clerk or his deputy or by or to the said clerk of accounts under or by virtue of this Act and of all penalties fees and moneys whatsoever received by or payable to or passing through the hands of any officer of police or constabulary for and on behalf of the magistrate's clerk or his

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deputy or the clerk of accounts in pursuance of this Act and of all fees and allowances and sums due or payable or to be accounted for by the clerk of the peace having jurisdiction within the limits of this Act or the county treasurer or by any overseer collector or other parish officer and also an account of all process issued at or from the magistrate's court or in at or from the office of the magistrate's clerk and also an account of all payments and disbursements to police constables claimants prosecutors witnesses and any other persons.

(3) During the continuance of the appointment of a clerk of accounts the magistrate's clerk shall daily pay to him all penalties and fees coming to his hands by virtue of this Act and payable to the Commissioners or their treasurer.

(4) The clerk of accounts shall weekly or oftener if required by the Commissioners so to do collect and pay to their treasurer on their behalf all penalties and fees received by him by virtue of this Act as such clerk of accounts and shall perform such further duties in aid of the magistrate's courts as shall be directed by the Commissioners.

(5) During any vacancy in the appointment of a clerk of accounts the magistrate's clerk shall perform the duties imposed by this Act upon the clerk of accounts and the provisions of this Act shall with the necessary modifications apply to the magistrate's clerk as if he were the clerk of accounts. The Commissioners shall determine whether any and (if any) what remuneration shall be given to the magistrate's clerk for the performance of such duties during such vacancy.

20. All penalties fees and other moneys whatsoever received by the magistrate's clerk or by the clerk of accounts and which are payable to the Commissioners or their treasurer under this Act shall be deemed to be the moneys of the Commissioners and the magistrate's clerk and clerk of accounts respectively shall be deemed to be their servants in respect thereof.

Penalties and fees to be property of commissioners.

21. The Commissioners may appoint and employ and may remove a clerk and such other officers and assistants as they may deem necessary for more effectually carrying out the purposes of this Act and may pay such clerk officers or assistants such reasonable remuneration as the Commissioners may think fit.

Appointment of other clerks.

22. No person shall under this Act save as in this Act is specially provided hold two or more of the offices of clerk to the Commissioners magistrate's clerk treasurer and clerk of accounts and no person shall be appointed to any of such offices who shall be

Same person not to hold two offices &c.

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A.D. 1899. a member or clerk of any local authority having jurisdiction within the limits of this Act or who or whose partner shall be clerk of the peace for the county of Stafford or for any borough within the limits of this Act having a separate court of quarter sessions and any person holding any of such offices who shall be elected or appointed a member or clerk of any such local authority or who or whose partner shall become clerk of the peace as aforesaid shall thereupon cease to hold office under this Act.

Commissioners empowered to effect guaranteed policies.

23. The Commissioners may effect guarantee policies upon such terms and with such persons as they shall think proper and pay the premiums in respect thereof for the purpose of insuring the due performance of his duties by the magistrate's clerk or the clerk of accounts appointed under this Act or by any other officer clerk assistant or servant who shall be appointed to receive moneys under this Act.

Payment of travelling expenses.

24. The Commissioners may at their discretion pay to the magistrate and magistrate's clerk treasurer clerk of accounts and other officers appointed under this Act such sum or sums as the Commissioners may deem reasonably necessary to cover the travelling and other expenses of the above-named officials in the discharge of their respective duties.

Magistrate clerk and treasurer appointed under repealed Act to be continued.

25. The magistrate and magistrate's clerk appointed under the Act of 1846 and holding office at the commencement of this Act shall be deemed to have been appointed to their respective offices under this Act and the treasurer of the fee fund of the justices for the northern division of the hundred of Seisdon shall be deemed to have been appointed to the office of treasurer under this Act.

Table of fees.

26.—(1) The table of fees which the magistrate's clerk is authorised to take at the commencement of this Act shall be the table of fees which shall be taken by the magistrate's clerk appointed under this Act until another table of fees is certified in pursuance of this section.

(2) The Commissioners may make a table of fees and may submit it to the Secretary of State who may allow it with or without alterations and certify that the fees in the table as allowed by him are proper to be taken within the limits of this Act and the magistrate's clerk shall demand and take the fees prescribed by the table for the time being in force.

Application of penalties.

27. All fines penalties and forfeitures imposed by the magistrate or by any justices sitting on his behalf except—

(A) Those made payable by law to the person who shall sue for the same or to the person aggrieved ;

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(B) Those directed by any Act to be paid to the Crown or to the Exchequer or recoverable under any Act relating to the Customs Excise or Post Office or to trade or navigation or any branch of Her Majesty's Revenue; A.D. 1899.

(c) Those made payable by law to any local authority or to any police authority as defined in the Police Act 1890 or to any fund established under the said Act;

shall be recovered for and be adjudged to be paid to the treasurer of the Commissioners. Provided that the Commissioners shall not be entitled to require the payment to them or to their treasurer of the sums referred to in subsection (2) of section 16 of the Police Act 1890.

28. All moneys whatsoever for the time being in the hands of the Commissioners or of their treasurer shall be placed in such bank in the borough of Wolverhampton as the Commissioners shall direct. Moneys to be banked in Wolverhampton.

29. All moneys received by the Commissioners by virtue of this Act or by their treasurer shall be applied to the payment of salaries under this Act the provision of lands buildings offices and conveniences for the purposes of this Act the repair and maintenance of such buildings offices and conveniences the payment of the expenses of providing books and of printing stationery and all charges and expenses authorised by this Act and the payment of the charges and expenses of carrying this Act and the purposes thereof into execution. Application of revenue.

30. The Commissioners may invest any surplus funds in their hands in any securities in which trustees are for the time being by or under any Act of Parliament authorised to invest trust money and may with the approval of the Secretary of State apply any part of such surplus funds or the income thereof as they deem advisable to any purpose connected with the conduct or administration of justice within the limits of this Act or to any charitable purposes connected with the aid or relief of prisoners within those limits. Investment and appropriation of surplus funds.

31. The accounts of the Commissioners and of their officers shall be audited in like manner and subject to the like incidents and consequences as the accounts of a county council and their officers under sub-section (3) of section 71 of the Local Government Act 1888. Audit of accounts.

32.--(1) The Commissioners shall make out an abstract of the accounts for every year as soon as may be after they shall have been audited and shall send a copy thereof to the clerk of each local authority within the limits of this Act. Abstract of accounts.

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(2) The Commissioners shall also send a copy of the abstract to the respective clerks of the peace for the county of Stafford and for the boroughs within the limits of this Act having a court of quarter sessions and such clerks shall be entitled to a fee of five shillings for receiving such copy and the same shall at all seasonable hours be open to the inspection of the public on payment of a fee of one shilling and a further fee of one shilling for every hour of every such inspection.

Levying of rates.

33.—(1) The Commissioners shall at their annual meeting in each year estimate the amount of money which they shall consider to be necessary during the year for defraying the expenses of carrying this Act into execution and the amount of money then in their hands or to be received by them during the year apart from any rate and if upon such estimate it appear that there is any sum of money required to meet any deficiency in the moneys in their hands or to be received by them as aforesaid during the year such sum shall be raised in the manner herein-after provided.

(2) The Commissioners shall apportion the amount so required to be raised among the boroughs and parishes not comprised in boroughs within the limits of this Act in proportion to the rateable value of the said boroughs and parishes and shall serve their precept on the respective treasurers of such boroughs and on the respective overseers of such parishes and the precept shall specify the amount apportioned to the borough or parish on the treasurer or overseers of which it is served and the said precept shall require the treasurers of the said boroughs and the overseers of the said parishes to pay to the Commissioners within seven months of the date of the precept the amount therein specified in the case of boroughs out of the borough fund and in the case of such parishes out of the poor rate then next to be levied by the overseers in such parishes and the treasurers and overseers shall pay the same accordingly and the receipt of the treasurer of the Commissioners shall be a good discharge for the amount so paid.

(3) The respective overseers of the said parishes shall add the amount so specified in the precept of the Commissioners served on them respectively to the amount to be raised by them by the poor rate then next to be levied by them in their respective parishes and shall notwithstanding any limit under any Act of Parliament or otherwise have the same powers of levying the poor rate so increased in amount in their respective parishes as they have for levying the poor rate for the purposes to which it is ordinarily applicable.

(4) For the purpose of enabling the Commissioners to ascertain the rateable value of boroughs and parishes within the limits of

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this Act and to apportion the amount required to be raised accordingly the following provisions shall have effect :— A.D. 1899.

- (a) Any person appointed by the Commissioners in that behalf may inspect take copies of and make extracts from any valuation list or rate for the relief of the poor within the limits of this Act and any book relating thereto and any person having the custody of any such list rate or book who refuses to permit such inspection or the taking of such copies or extracts shall be liable to a penalty not exceeding five pounds :
- (b) The overseers of the parishes within the limits of this Act shall attend such meetings of the Commissioners as the Commissioners shall in writing require them to attend and shall produce all books papers documents accounts and assessments in relation to the said matters as are in their custody or possession and as shall be required by the Commissioners under a penalty not exceeding ten pounds in case of default :
- (c) The overseers of the parishes within the limits of this Act shall assist the Commissioners to arrive at a proper apportionment and the Commissioners may pay to them such reasonable remuneration for their services in that behalf as the Commissioners shall think proper.

(5) The local authority of any borough or the overseers of any parish within the limits of this Act who may be of opinion that such borough or parish is aggrieved by any apportionment made by the Commissioners in pursuance of this section may appeal against such apportionment to the next practicable court of quarter sessions for the county of Stafford or in the case of an appeal by the local authority for a borough having a separate court of quarter sessions to the next practicable court of quarter sessions for such borough under and according to the provisions of the Summary Jurisdiction Acts and upon any such appeal the Commissioners and the local authority of any borough and the overseers of any parish within the limits of this Act and affected by the appeal shall be entitled to be heard and the Court may if they think fit reject or amend the apportionment and may make such order in regard to the costs of the appeal as they shall deem just.

(6) The sum to be raised by a rate under this Act in any one year shall not exceed the sum of twopence in the pound upon the rateable value of property within the limits of this Act.

(7) The provisions of Article II of the order made by the Commissioners appointed under the Local Government Act 1888

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Recovery of penalties.

34. Offences against this Act and penalties imposed thereunder may be prosecuted and recovered before a court of summary jurisdiction.

Application of general Acts.

35. The provisions of all general Acts for the time being in force relating to stipendiary magistrates and their jurisdiction to magistrates clerks and generally to the administration of justice so far as the same apply or but for this Act would apply within the area comprised within the limits of this Act and so far as the same are not varied by or inconsistent with this Act shall apply to the magistrate and magistrate's clerk appointed under this Act and generally to the administration of justice within the limits of this Act.

Costs of Act.

36. All costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act shall in the first instance be paid by the mayor aldermen and burgesses of the borough of Wolverhampton but shall be repaid to the said mayor aldermen and burgesses by the Commissioners out of the funds and money vested in or received by them by or under the provisions of this Act.

Printed by EYRE and SPOTTISWOODE,

FOR

T. DIGBY PIGOTT, Esq., C.B., the Queen's Printer of Acts of Parliament.

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