



# Commissioners Clauses Act 1847

1847 CHAPTER 16 10 and 11 Vict

## *Notices*

And with respect to giving notices and orders, be it enacted as follows:

### **99 Service of notices upon commissioners.**

Any summons or notice, or any writ or other proceeding at law or in equity, requiring to be served upon the commissioners, may be served by the same being left at or sent through [<sup>F1</sup>a post office of a postal operator <sup>F2</sup>...], directed to the commissioners, at their principal office, or one of their principal offices where there shall be more than one, or by being given personally to the clerk, or in case there be no clerk, then by being given to any one commissioner.

[<sup>F3</sup>In this section “post office” has the meaning given by section 125(1) of the Postal Services Act 2000 and “postal operator” has the meaning given by section 27 of the Postal Services Act 2011.]

#### **Textual Amendments**

- F1** Words in s. 99 substituted (26.3.01) by S.I. 2001/1149, art. 3(1), **Sch. 1 para. 1** (with art. 4(11))
- F2** Words in s. 99 omitted (1.10.2011) by virtue of Postal Services Act 2011 (c. 5), s. 93(2)(3), **Sch. 12 para. 71(a)**; S.I. 2011/2329, art. 3
- F3** Words in s. 99 inserted (1.10.2011) by Postal Services Act 2011 (c. 5), s. 93(2)(3), **Sch. 12 para. 71(b)**; S.I. 2011/2329, art. 3

#### **Modifications etc. (not altering text)**

- C1** S. 99 incorporated (E.W.S) (18.6.2001) by S.I. 2001/2184, **art. 2**  
S. 99 incorporated (E.W.S) (18.6.2001) by S.I. 2001/2185, **art. 2**  
S. 99 incorporated (E.W.S) (with modifications) (25.8.2001) by S.I. 2001/2820, **art. 3**
- C2** Ss. 99-102 incorporated (with modifications) (E.W.S.) (29.12.2007) by Maryport Harbour Revision Order 2007 (S.I. 2007/3463), arts. 1(1), **3(3)**, 3(4) (with arts. 78, 80, 81)
- C3** Ss. 99-102 incorporated (1.6.2009) by Berwick Upon Tweed Harbour Revision (Constitution) Order 2009 (S.I. 2009/1231), arts. 1(1), **2**

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*Changes to legislation: There are currently no known outstanding effects for the Commissioners Clauses Act 1847, Cross Heading: Notices. (See end of Document for details)*

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- C4 Ss. 99-102 incorporated (E.W.S.) (21.5.2010) by [The Newlyn Pier and Harbour Revision \(Constitution\) Order 2010 \(S.I. 2010/1462\)](#), arts. 1(1), **3**
- C5 Ss. 99-101 incorporated with modifications by S.I. 2001/2820 art. 3(1) (as substituted (E.W.S.) (23.7.2012) by [The Poole Harbour Revision Order 2012 \(S.I. 2012/1777\)](#), art. 1(2), **Sch. 3 para. 1** (with arts. 58, 59))
- C6 Ss. 99-101 incorporated (with modifications) (E.W.S.) (1.11.2015) by [The Great Yarmouth Port Authority \(Constitution\) Harbour Revision Order 2015 \(S.I. 2015/1395\)](#), arts. 1(3), 2, **3** (with Sch. 3)

## 100 Notices by advertisement.

All notices required by this or the special Act, or any Act incorporated therewith, to be given by advertisement, shall be advertised in the prescribed newspaper, or if no newspaper be prescribed, or if the prescribed newspaper cease to be published, in a newspaper circulating in the district within which the undertaking shall be situated.

### Modifications etc. (not altering text)

- C2 Ss. 99-102 incorporated (with modifications) (E.W.S.) (29.12.2007) by [Maryport Harbour Revision Order 2007 \(S.I. 2007/3463\)](#), arts. 1(1), **3(3)**, 3(4) (with arts. 78, 80, 81)
- C3 Ss. 99-102 incorporated (1.6.2009) by [Berwick Upon Tweed Harbour Revision \(Constitution\) Order 2009 \(S.I. 2009/1231\)](#), arts. 1(1), **2**
- C4 Ss. 99-102 incorporated (E.W.S.) (21.5.2010) by [The Newlyn Pier and Harbour Revision \(Constitution\) Order 2010 \(S.I. 2010/1462\)](#), arts. 1(1), **3**
- C5 Ss. 99-101 incorporated with modifications by S.I. 2001/2820 art. 3(1) (as substituted (E.W.S.) (23.7.2012) by [The Poole Harbour Revision Order 2012 \(S.I. 2012/1777\)](#), art. 1(2), **Sch. 3 para. 1** (with arts. 58, 59))
- C6 Ss. 99-101 incorporated (with modifications) (E.W.S.) (1.11.2015) by [The Great Yarmouth Port Authority \(Constitution\) Harbour Revision Order 2015 \(S.I. 2015/1395\)](#), arts. 1(3), 2, **3** (with Sch. 3)
- C7 S. 100 incorporated (E.W.S) (with modifications) (25.8.2001) by S.I. 2001/2820, **art. 3**  
S. 100 incorporated (E.W.S) (18.6.2001) by S.I. 2001/2184, **art. 2**  
S. 100 incorporated (E.W.S) (18.6.2001) by S.I. 2001/2185, **art. 2**

## 101 Authentication of notices and orders.

Every order, summons, notice, or other such document requiring authentication by the commissioners shall be sufficiently authenticated if signed by two commissioners, or by the clerk of the commissioners, and it need not be under the common seal of the commissioners, although they be incorporated, and the same may be in writing or in print, or partly in writing and partly in print.

### Modifications etc. (not altering text)

- C2 Ss. 99-102 incorporated (with modifications) (E.W.S.) (29.12.2007) by [Maryport Harbour Revision Order 2007 \(S.I. 2007/3463\)](#), arts. 1(1), **3(3)**, 3(4) (with arts. 78, 80, 81)
- C3 Ss. 99-102 incorporated (1.6.2009) by [Berwick Upon Tweed Harbour Revision \(Constitution\) Order 2009 \(S.I. 2009/1231\)](#), arts. 1(1), **2**
- C4 Ss. 99-102 incorporated (E.W.S.) (21.5.2010) by [The Newlyn Pier and Harbour Revision \(Constitution\) Order 2010 \(S.I. 2010/1462\)](#), arts. 1(1), **3**
- C5 Ss. 99-101 incorporated with modifications by S.I. 2001/2820 art. 3(1) (as substituted (E.W.S.) (23.7.2012) by [The Poole Harbour Revision Order 2012 \(S.I. 2012/1777\)](#), art. 1(2), **Sch. 3 para. 1** (with arts. 58, 59))

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- C6** Ss. 99-101 incorporated (with modifications) (E.W.S.) (1.11.2015) by [The Great Yarmouth Port Authority \(Constitution\) Harbour Revision Order 2015 \(S.I. 2015/1395\)](#), arts. 1(3), 2, **3** (with Sch. 3)
- C8** S. 101 incorporated (E.W.S) (18.6.2001) by [S.I. 2001/2184](#), **art. 2**  
S. 101 incorporated (with modifications) (E.W.S) (25.8.2001) by [S.I. 2001/2820](#), **art. 3**  
S. 101 incorporated (E.W.S) (18.6.2001) by [S.I. 2001/2185](#), **art. 2**

## 102 Proof of debts in bankruptcy.

And with respect to the proof of debts in bankruptcy . . . <sup>F4</sup>, be it enacted, that if any person against whom the commissioners have any claim or demand become bankrupt, . . . <sup>F4</sup>, the clerk or treasurer of the commissioners, in all proceedings against the estate of such bankrupt . . . <sup>F4</sup>, or under any fiat, sequestration, . . . <sup>F4</sup> against such bankrupt . . . <sup>F4</sup>, may represent the commissioners, and act in their behalf, in all respects as if such claim or demand had been the claim or demand of such secretary or treasurer, and not of the commissioners.

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### Textual Amendments

- F4** Words repealed by [Statute Law Revision Act 1875 \(c. 66\)](#)

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### Modifications etc. (not altering text)

- C2** Ss. 99-102 incorporated (with modifications) (E.W.S.) (29.12.2007) by [Maryport Harbour Revision Order 2007 \(S.I. 2007/3463\)](#), arts. 1(1), **3(3)**, 3(4) (with arts. 78, 80, 81)
- C3** Ss. 99-102 incorporated (1.6.2009) by [Berwick Upon Tweed Harbour Revision \(Constitution\) Order 2009 \(S.I. 2009/1231\)](#), arts. 1(1), **2**
- C4** Ss. 99-102 incorporated (E.W.S.) (21.5.2010) by [The Newlyn Pier and Harbour Revision \(Constitution\) Order 2010 \(S.I. 2010/1462\)](#), arts. 1(1), **3**
- C9** S. 102 incorporated (E.W.S) (18.6.2001) by [S.I. 2001/2184](#), **art. 2**  
S. 102 incorporated (E.W.S) (18.6.2001) by [S.I. 2001/2185](#), **art. 2**

## 103 . . . . . <sup>F5</sup>

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### Textual Amendments

- F5** S. 103 repealed by [Public Authorities Protection Act 1893 \(c. 61\)](#), **Sch.**

**Changes to legislation:**

There are currently no known outstanding effects for the Commissioners Clauses Act 1847,  
Cross Heading: Notices.