



CHAPTER clxxxiii.

An Act to confirm a Provisional Order of the Local Government Board relating to Devonport Plymouth and East Stonehouse. A.D. 1914.
[10th August 1914.]

WHEREAS the Local Government Board have made the Provisional Order set forth in the schedule hereto under the provisions of the Local Government Act 1888 :

51 & 52 Vict.
c. 41.

And whereas it is requisite that the said Order 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 Order as amended and set out in the schedule hereto shall be and the same is hereby confirmed and all the provisions thereof shall have full validity and force.

Order in
schedule
confirmed.

2.—(1) The Insurance Commissioners may at any time after the passing of this Act by order make such provision as appears to them to be necessary for enabling an insurance committee for the borough to be duly constituted under the National Insurance Act 1911.

Provision as
to Insurance
Committee
for borough
of Plymouth.

(2) An order under this section may authorise the insurance committees for the existing boroughs and for the county to continue to act as insurance committees for the Plymouth Borough the Devonport Borough and the urban district respectively until such date not being later than the thirty-first day of December one thousand nine hundred and fourteen as may be specified in the order and may provide for the transfer to the committee constituted by the order of all or any of the property rights and liabilities of any of the said insurance committees.

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(3) An order under this section may provide for such financial adjustments and may contain such other consequential and supplemental provisions as may appear to the Insurance Commissioners necessary or expedient.

(4) An order under this section shall have effect as if enacted in the National Insurance Act 1911 and may be revoked varied or amended by an order made in like manner as the original order.

Short title.

3. This Act may be cited as the Local Government Board's Provisional Order Confirmation (No. 18) Act 1914.

SCHEDULE.

A.D. 1914.

BOROUGHS OF DEVONPORT AND PLYMOUTH AND
URBAN DISTRICT OF EAST STONEHOUSE.

*Provisional Order made in pursuance of the Local Government
Act 1888 for uniting and extending County Boroughs.*

*Plymouth
Order.*

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

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

To the Court of Quarter Sessions for the Borough of Devonport;—

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

To the Court of Quarter Sessions for the Borough of Plymouth;—

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

To the Justices of the Peace for the County of Devon in Quarter
Sessions assembled;—

To the County Council of Devon;—

To the Urban District Council of East Stonehouse;—

To the Guardians of the Poor of the Parish of Devonport;—

To the Guardians of the Poor of the Parish of East Stonehouse;—

To the Guardians of the Poor of the Town of Plymouth;—

To the Overseers of the Poor of the Parishes of Devonport East
Stonehouse and Plymouth;—

To the Plymouth Port Sanitary Authority;—

To the Plymouth Devonport and Stonehouse Carriage and Boat
Commissioners;—

And to all others whom it may concern.

WHEREAS by Section 54 of the Local Government Act 1888 the 51 & 52 Vict.
Local Government Board are empowered to make a Provisional Order c. 41.
for the union for all or any purposes of the said Act of any Boroughs
or for altering the boundary of any Borough and by such Order to
divide or alter any electoral division;

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And whereas by Section 55 of the said Act it is enacted that where the Local Government Board make a Provisional Order under that Act for uniting two county boroughs such Order may make them one borough and one county for the purposes of that Act and that such Order may also contain such provisions as may seem necessary or proper for regulating the division of the combined borough into wards the number of councillors to be elected for each ward and the first election of the council of the combined borough and for providing for the clerks of the peace coroners town clerks and officers of the boroughs and the application to them of the provisions of the said Act as to existing officers and for providing for all matters incidental to or consequential on the union of the boroughs;

And whereas each of the Boroughs of Devonport and Plymouth 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 Devon and the inhabitants of the said Boroughs are respectively bodies corporate by the names respectively of the Mayor Aldermen and Burgesses of the Borough of Devonport and the Mayor Aldermen and Burgesses of the Borough of Plymouth and act in each case by the Council of the Borough;

And whereas the Borough of Devonport is co-extensive with the Parish of Devonport and the Borough of Plymouth is co-extensive with the Parish of Plymouth and each of the said Boroughs is an Urban Sanitary District of which the Mayor Aldermen and Burgesses acting by the Council are the Urban Sanitary Authority;

And whereas each of the said Boroughs has a separate court of quarter sessions commission of the peace police force recorder and coroner;

2 Edw 7.
 c. 42.

And whereas in pursuance of the Education Act 1902 the Council of each of the said Boroughs are the local education authority for their Borough;

And whereas the provisions of—

53 & 54 Vict.
 c. 34.

(A) The Infectious Disease (Prevention) Act 1890;

53 & 54 Vict.
 c. 59.

(B) The Public Health Acts Amendment Act 1890;

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.

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

55 & 56 Vict. c. 53.
 56 Vict. c. 11.
 1 Edw. 7. c. 19.
 7 Edw. 7. c. 40.
 54 & 55 Vict. c. 22.

(D) The Public Libraries Acts 1892 to 1901; and

(E) The Notification of Births Act 1907;

are in force in each of the said Boroughs and the provisions of the Museums and Gymnasiums Act 1891 are in force in the Borough of Plymouth;

15 & 16 Vict. c. 85.
 6 Edw. 7. c. 44.

And whereas the Council of each of the said Boroughs are the authority for the execution of the Burial Acts 1852 to 1906 within their Borough;

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And whereas the Borough of Devonport immediately adjoins the Borough of Plymouth and the Urban District of East Stonehouse in the Administrative County of Devon immediately adjoins the said Boroughs ;

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And whereas the said Urban District is co-extensive with the Parish of East Stonehouse and is subject to the jurisdiction of the Urban District Council of East Stonehouse ;

And whereas the provisions of the Infectious Disease (Prevention) Act 1890 and of the Public Health Acts Amendment Act 1890 are in force in the said Urban District ;

And whereas in pursuance of the Education Act 1902 the Parish of East Stonehouse forms part of the area of the County Council of the Administrative County of Devon as the local education authority ;

And whereas the unrepealed provisions of the Local Acts specified in Part I. of the First Schedule to this Order and of the Confirmation Acts specified in Part I. of the Second Schedule to this Order so far as the last-mentioned Acts relate to the Orders specified in that part of that schedule are in force in the Borough of Devonport the unrepealed provisions of the Local Acts specified in Part II. of the First Schedule to this Order and of the Confirmation Acts specified in Part II. of the Second Schedule to this Order so far as the last-mentioned Acts relate to the Orders specified in that part of that schedule are in force in the Borough of Plymouth and the unrepealed provisions of the Local Acts specified in Part III. of the First Schedule to this Order and of the Confirmation Acts specified in Part III. of the Second Schedule to this Order so far as the last-mentioned Acts relate to the Orders specified in that part of that schedule are in force in the said Urban District ;

And whereas the Council of the Borough of Devonport have established industrial undertakings for the supply of gas water and electricity and for the provision of tramways and the Council of the Borough of Plymouth have established industrial undertakings for the supply of water and electricity and for the provision of markets and tramways and the said Urban District Council have established an industrial undertaking for the supply of water ;

And whereas by virtue of an Order of the Local Government Board dated the Twenty-third day of February One thousand nine hundred as altered by a further Order of the Local Government Board dated the Fourth day of November One thousand nine hundred and two the Plymouth Port Sanitary Authority are the port sanitary authority for the Port of Plymouth and by the said Order as altered as aforesaid provision is made for the representation on the said port sanitary authority of certain of the Riparian Authorities of the said port ;

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40 & 41 Vict.
c. xcvi.

And whereas by the Plymouth Devonport and Stonehouse Carriages and Boats Act 1877 the Plymouth Devonport and Stonehouse Carriage and Boat Commissioners were constituted for the purpose of carrying that Act into execution and by Sections 10 to 21 of that Act provision was made with respect to the constitution and proceedings of the said Commissioners and their officers and accounts ;

63 & 64 Vict.
c. ccxxxii.

3 & 4 Geo. 5.
c. cxxxv.

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 virtue of the Exeter Corporation Act 1900 by an Order of the Local Government Board dated the Sixteenth day of February One thousand nine hundred and ten and by the Exeter (Extension) Order 1913 which was confirmed by the Local Government Board's Provisional Order Confirmation (No. 11) Act 1913 the number of County Councillors for the County of Devon is seventy-seven and the Parish of East Stonehouse comprises the St. Matthew and St. George Electoral Divisions of that County :

51 & 52 Vict.
c. 41.

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 55 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:—

Definitions.

Art. I. In this Order—

- (1) The expression "the commencement of this Order" means the Ninth day of November One thousand nine hundred and fourteen ;
- (2) The expression "the Devonport Borough" means the Borough of Devonport as it existed immediately prior to the commencement of this Order the expression "the Devonport Corporation" means the Mayor Aldermen and Burgesses of the Devonport Borough and the expression "the Devonport Council" means the Devonport Corporation acting by the Council ;
- (3) The expression "the Plymouth Borough" means the Borough of Plymouth as it existed immediately prior to the commencement of this Order the expression "the Plymouth Corporation" means the Mayor Aldermen and Burgesses of the Plymouth Borough and the expression "the Plymouth Council" means the Plymouth Corporation acting by the Council ;
- (4) The expression "the Urban District" means the Urban District of East Stonehouse as it existed immediately prior to the commencement of this Order and the expression "the Urban Council" means the Urban District Council of that District ;

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- (5) The expression "the existing Boroughs" means the Devonport Borough and the Plymouth Borough;
- (6) The expression "the two Corporations" means the Devonport Corporation and the Plymouth Corporation;
- (7) The expression "the three Councils" means the Devonport Council the Plymouth Council and the Urban Council;
- (8) The expression "the three existing districts" means the districts of the three Councils for the purposes of the Public Health Acts;
- (9) The expression "the Borough" means the Borough of Plymouth as constituted by this Order the expression "the Corporation of the Borough" means the Mayor Aldermen and Burgesses of the Borough and the expression "the Council of the Borough" means the Corporation of the Borough acting by the Council;
- (10) The expressions "the County" and "the County Council" mean respectively the Administrative County of Devon and the County Council of that County;
- (11) The expression "the Borough maps" means the two maps each marked "Map of the Borough of Plymouth as constituted 1914" and sealed with the official seal of the Local Government Board;
- (12) The expression "the Ward maps" means the two maps each marked "Map of the Wards of the Borough of Plymouth as constituted 1914" and sealed with the official seal of the Local Government Board;
- (13) The expression "the Devonport area" means that part of the Borough which comprises the area of the Devonport Borough the expression "the Plymouth area" means that part of the Borough which comprises the area of the Plymouth Borough and the expression "the East Stonehouse area" means that part of the Borough which comprises the area of the Urban District;
- (14) The expression "the Commissioners" means the Plymouth Devonport and Stonehouse Carriage and Boat Commissioners and the expression "the Act of 1877" means the Plymouth Devonport and Stonehouse Carriages and Boats Act 1877;
- (15) The expression "the Devonport Act of 1814" means the Local Act passed in the Fifty-fourth year of the reign of His late Majesty King George the Third (c. clxxii) intituled "An Act to repeal an Act passed in the twenty-

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“ first year of His present Majesty for better maintaining
“ and regulating the poor within the town of Plymouth
“ Dock and parish of Stoke Damarel in the county of
“ Devon and for other purposes and granting further
“ powers in lieu thereof for lighting watching and
“ otherwise improving the said town and parish and
“ regulating porters and watermen therein ” ;

(16) The expression “ the Devonport street rate ” means the rate required to be made in pursuance of the Devonport Act of 1814 as altered by the Devonport Corporation Act 1900 ;

(17) The expression “ the Local Acts ” means the unrepealed provisions of the Local Acts specified in the First Schedule to this Order and of the Confirmation Acts specified in the Second 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 either of the existing Boroughs or the Corporation thereof or the Urban District or the Urban Council ;

(18) The expression “ industrial undertaking ” means any one of the industrial undertakings established as aforesaid by one of the three Councils ;

(19) The expressions “ the Act of 1888 ” and “ the Act of 1894 ” mean respectively the Local Government Act 1888 and the Local Government Act 1894 ;

(20) 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.

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 fourteen :

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

Provided that for the purposes of Articles VII. and VIII. and in all other respects for the purposes of the parish burgess lists and burgess roll and other lists to be made for the Borough under the Municipal Corporations Acts of the lists of county electors and the

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51 Vict. c. 10.

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 ordinary day of election in the year One thousand nine hundred and fourteen 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 :

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 existing Boroughs shall be deemed not to have been united or altered and the East Stonehouse area shall be deemed to continue part of the County until after the Thirty-first day of March One thousand nine hundred and fifteen.

Date of operation for purposes of certain grants and Local Taxation Licences.
53 & 54 Vict. c. 60.
7 Edw. 7. c. 13.
8 Edw. 7. c. 16.
10 Edw. 7. c. 8.
1 Geo. 5. c. 2.

Art. III.—(1) The boundary of the Plymouth Borough the area whereof is coloured blue on the Borough maps shall be altered so as to include in addition to that area the Urban District the area whereof is coloured green on the Borough maps.

Union and extension of existing Boroughs.

(2) The Borough of Plymouth as so extended and the Devonport Borough the area whereof is coloured pink on the Borough maps shall be united and the boundary of the united area shall be that shown by the red line on the Borough maps.

(3) The whole area within the boundary shown by the red line on the Borough maps shall form one borough for all purposes of the Municipal Corporations Acts and for all other purposes and shall be called the Borough of Plymouth and shall also form one borough and one administrative county for the purposes of the Act of 1888 and the County Borough so formed shall be called the County Borough of Plymouth and shall for the purposes of the Act of 1888 and of the Third Schedule thereto be deemed to be substituted for the Boroughs of Devonport and Plymouth as therein mentioned and to be situate in the County of Devon and the said schedule shall apply and have effect accordingly.

(4) The two Corporations and the Urban Council shall be dissolved and shall cease to exist.

(5) The Charters heretofore granted and in force immediately before the commencement of this Order for the incorporation of the inhabitants of the Devonport Borough and for the extension of the provisions of the

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A.D. 1914. Municipal Corporations Acts to the Devonport Borough and to the inhabitants of that Borough as so incorporated or for the incorporation of the inhabitants of the Plymouth Borough shall apply and have effect as if the inhabitants of the Borough were thereby incorporated and as if the provisions of the Municipal Corporations Acts were thereby extended to the Borough and to the inhabitants of the Borough as incorporated by the name of the Mayor Aldermen and Burgesses of the Borough of Plymouth.

*Plymouth
Order.*

Deposit of
maps.

Art. IV.—(1) One of the Borough maps and one of the Ward maps shall be deposited in the office of the Local Government Board and the other shall be deposited by the town clerk of the Plymouth Borough at his office within fourteen days after the date of this Order. Copies of the Borough map deposited with the said 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 Registrar-General to the Board of Inland Revenue to the Commissioners of Customs and Excise to the Postmaster-General to the Board of Trade and to the Board of Agriculture and Fisheries and copies of the Ward map so deposited and certified in like manner shall be sent within the said period to the town clerk of the Devonport Borough to the clerk of the Urban Council to the Registrar-General and to the Board of Agriculture and Fisheries.

(2) The Borough map and Ward map so deposited with the town clerk of the Plymouth Borough shall within seven days after the appointment of a town clerk of the Borough be transferred to the last-mentioned town clerk and deposited by him at his office.

Copies of
map to be
evidence.

(3) Copies of or extracts from the Borough map deposited with the town clerk of the Plymouth Borough or of the Borough as the case may be 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 Borough and the map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough and any such person shall be entitled to a copy of or extract from the map certified by the town clerk to be true on payment of a reasonable fee to be determined by the Plymouth Council or the Council of the Borough as the case may be. All fees so received shall be carried to the credit of the borough fund of the Plymouth Borough or of the Borough as the case may be.

Powers and
duties of
justices &c.
extended.

Art. V.—(1) Subject as herein-after provided—

(A) The powers and duties of the quarter sessions of the Devonport Borough shall cease and the powers and duties

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of the quarter sessions of the Plymouth Borough shall extend to and apply throughout the Borough as if the grant of a separate court of quarter sessions to be holden in and for the Plymouth Borough had been a grant of a separate court of quarter sessions to be holden in and for the Borough ;

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Order.*

- (B) The powers and duties of the justices of the peace for the Devonport Borough and of the justices of the peace for the Plymouth Borough shall extend to and apply throughout the Borough as if the grants of a separate commission of the peace to the Devonport Borough and of a separate commission of the peace to the Plymouth Borough had been a grant of a separate commission of the peace for the Borough and the persons holding immediately before the commencement of this Order the office of justice of the peace for the Devonport Borough or for the Plymouth Borough shall hold the same office for the Borough in like manner and with the like rights privileges incidents and consequences as if those persons had originally been appointed to the office of justice of the peace for the Borough instead of for the Devonport Borough or for the Plymouth Borough as the case may be ;
- (c) The powers and duties of the recorder clerk of the peace and coroner of the Plymouth Borough of the clerk to the justices of the peace appointed for the Plymouth Borough and of the police constables and other peace officers of the Plymouth Borough shall extend to and apply throughout the Borough :

Provided that every person committing an offence in any part of the existing Boroughs or of the Urban District prior to the commencement of this Order who is not tried adjudicated on and dealt with before the commencement of this Order shall be tried adjudicated on and dealt with as if the offence had been committed in the Borough after the commencement of this Order :

Provided also that every proceeding which prior to the commencement of this Order has been begun by or before any justice or justices or coroner in relation to any matter arising in or concerning any part of the existing Boroughs or of the Urban District 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.

(2) The clerk to the Petty Sessional Court of the Devonport Borough in office at the date of the passing of the Act confirming this Order shall be continued in office until death resignation or removal from office as clerk to the said court at his present salary or at such other

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A.D. 1914. salary as the justices of the Borough shall from time to time with the consent of the Home Secretary determine.

*Plymouth
Order.*

(3) Until the death resignation or removal from office of James Alfred Pearce the present holder of the office of coroner for the Devonport Borough nothing in this Order contained shall extend restrict or affect the powers duties jurisdiction or emoluments now vested in or enjoyed by him.

(4) Until the death resignation or removal from office of Richard Robinson Rodd the present holder of the office of coroner of the Stoke Damerel District in the County of Devon nothing in this Order contained shall extend restrict or affect the powers duties jurisdiction or emoluments now vested in or enjoyed by him.

(5) Subject to the provisions of this Order nothing in this Article shall prevent the continued use as a place for holding petty sessions of the peace for the Borough of any fit and proper place which immediately before the commencement of this Order was in use for the holding of petty sessions of the peace in and for either of the existing Boroughs.

*Acting mayor
and town
clerk.*

Art. VI. For the purposes of Articles VII. VIII. XI. and XIII. of this Order the Mayor of the Plymouth Borough or if he is unable or unwilling to act then the Mayor of the Devonport Borough or such other person as the Local Government Board shall appoint shall be and is therein referred to as the acting mayor and the town clerk of the Plymouth Borough or if he is unable or unwilling to act then the town clerk of the Devonport Borough or such other person as the Local Government Board shall appoint shall be and is therein referred to as the acting town clerk.

*Parish bur-
gess lists &c.*

Art. VII.—(1) For the purposes of this Article the Urban District shall be deemed to be and to have always been a parish within the Plymouth Borough.

(2) For the purposes of any qualification to which the parish burgess lists for the several parishes within the Borough the burgess roll of the Borough and the other lists to be made under the Municipal Corporations Acts have reference and of all matters connected with incidental to or consequent upon those purposes the area comprised within the Borough shall be deemed to have always constituted the Borough.

(3) Subject to the provisions of subdivisions (1) and (2) of this Article the parish burgess lists for each of the Parishes of Devonport East Stonehouse and Plymouth and the separate non-resident lists of persons entitled to be elected aldermen or councillors of the Devonport Borough in respect of the occupation of property in the parish of Devonport or of the Plymouth Borough in respect of the occupation of property in the Parish of East Stonehouse or the Parish of Plymouth shall be made out revised and otherwise dealt with as if this Order

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had not been made except that the said non-resident lists shall be made out revised and otherwise dealt with subject to the condition that any distance for the purposes of so much of the qualification as comprises residence shall be measured from the Borough.

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Order.*

(4) The parish burgess lists for the Parish of Devonport for the Parish of East Stonehouse and for the Parish of Plymouth respectively when revised and signed and the separate non-resident lists of persons entitled to be elected aldermen or councillors of the Borough in respect of the occupation of property in the Devonport Borough and in the Plymouth Borough respectively shall be delivered to the acting town clerk and the acting town clerk shall perform all the duties devolving upon the town clerk under Sections 45 and 49 of the Municipal Corporations Act 1882 as to the printing examination and signature of the Ward Rolls and the Burgess Roll of the Borough and the separate non-resident list.

Art. VIII.—(1) The Local Government Board may by order give any direction which the council of a borough can give under Section 46 of the Municipal Corporations Act 1882 as to the arrangement of any of the documents referred to in that section.

Adaptation
of procedure
for election
purposes.

(2) The Local Government Board may by order divide any Ward constituted by this Order into polling districts and the order shall have effect as if the Ward had been divided by the council of a borough under Section 64 of the Municipal Corporations Act 1882.

(3) In making out revising or otherwise dealing with the several lists and rolls referred to in Article VII. 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.

(4) Where any difficulty arising in the year One thousand nine hundred and fourteen 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 rolls 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 Devonport Borough the town clerk of the Plymouth Borough the acting town clerk or the clerk of the County Council as the case may require and the Overseers of the 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 rolls and registers.

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(5) 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 where any difficulty arises with respect to the application of the Municipal Corporations Acts to the first election of Councillors of the Borough or otherwise with respect to the holding of that election the Local Government Board may by order do anything which appears to them to be necessary or expedient for the proper holding of the election.

Any order made in pursuance of this subdivision may modify any of the provisions of this Order and any enactments applied by this Order or in force with regard to the said lists rolls and registers so far as appears to the Local Government Board to be necessary or expedient for carrying the order into effect and the order shall have effect as if it were enacted in this Order.

Number of
Councillors
and Aldermen.

Art. IX. The number of Councillors of the Borough shall be sixty and the number of Aldermen of the Borough shall be twenty.

Art. X. 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 Borough shall be divided into twenty wards which shall be named respectively Charles Ward Compton Ward Drake's Ward Ford Ward Friary Ward Keyham Ward Laira Ward Molesworth Ward Mount Edgumbe Ward Mutley Ward Nelson Ward Pennycross Ward Saint Andrew's Ward Saint Aubyn Ward Saint Budeaux Ward Saint Peter's Ward Stoke Ward Sutton Ward Valletort Ward and Vintry Ward:

Boundaries
of wards.

(2) Each of the said wards shall comprise that portion of the Borough which is indicated by a separate colour and distinguished by the name of the ward on the Ward maps:

(3) Three Councillors shall be assigned to each of the said wards.

Provisions
for election
of Council-
lors and
Aldermen in
1914.

Art. XI. For the purposes of the election of a town council for the Borough in pursuance of the Municipal Corporations Acts in the month of November One thousand nine hundred and fourteen the following provisions shall apply:—

(A) The acting town clerk and the acting mayor shall perform the duties devolving upon the town clerk and Mayor respectively under the Municipal Corporations Acts and the acting mayor shall be the returning officer at the election for all the wards Provided that the acting mayor may appoint some other person to act as returning officer at the election for any of the wards:

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- (B) Sixty Councillors of the Borough shall be elected on the Second day of November One thousand nine hundred and fourteen and twenty Aldermen of the Borough shall be elected on the Ninth day of November One thousand nine hundred and fourteen : A.D. 1914.
Plymouth
Order.
- (C) Notwithstanding anything in the Municipal Corporations Acts to the contrary all the Councillors of the Devonport Borough and all the Councillors of the Plymouth Borough who shall be in office on the Second day of November One thousand nine hundred and fourteen shall go out of office on that date and all the Aldermen of the Devonport Borough and all the Aldermen of the Plymouth Borough who shall be in office on the eighth day of November One thousand nine hundred and fourteen shall go out of office on that date and all the said Councillors and Aldermen shall if otherwise qualified be eligible for election as Councillors of the Borough on the Second day of November One thousand nine hundred and fourteen :
- (D) The first Aldermen of the Borough shall be elected in the manner following (that is to say) :—
Eleven by the Councillors for the wards comprised in the Plymouth area ;
Seven by the Councillors for the wards comprised in the Devonport area ;
Two by the Councillors for the wards wholly or partly comprised in the East Stonehouse area :
- (E) Notwithstanding anything in the Municipal Corporations Acts or in the Act of 1894 to the contrary any casual vacancy which shall occur after the date of the Act of Parliament confirming this Order among the members of any of the three Councils shall not be filled up.

Art. XII.—(1) The Councillors elected for the Borough in the year One thousand nine hundred and fourteen in pursuance of this Order shall retire as follows :— Retirement
of Coun-
cillors and
Aldermen
elected in
1914.

- (A) The Councillor for each ward who is elected by the smallest number of votes on the First day of November One thousand nine hundred and fifteen :
- (B) The Councillor for each ward who is elected by the largest number of votes on the First day of November One thousand nine hundred and seventeen :
- (C) The other Councillor for each ward on the First day of November One thousand nine hundred and sixteen.

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

A.D. 1914.

Plymouth
Order.

(2) The Aldermen elected for the Borough in the year One thousand nine hundred and fourteen in pursuance of this Order shall retire as follows :

- (A) The five Aldermen elected by the Councillors for the wards comprised in the Plymouth area by the smallest number of votes on the Ninth day of November One thousand nine hundred and seventeen :
- (B) The other six Aldermen elected by the Councillors for the wards comprised in the Plymouth area on the Ninth day of November One thousand nine hundred and twenty :
- (C) The three Aldermen elected by the Councillors for the wards comprised in the Devonport area by the smallest number of votes on the Ninth day of November One thousand nine hundred and seventeen :
- (D) The other four Aldermen elected by the Councillors for the wards comprised in the Devonport area on the Ninth day of November One thousand nine hundred and twenty :
- (E) The Alderman elected by the Councillors for the wards wholly or partly comprised in the East Stonehouse area by the smaller number of votes on the Ninth day of November One thousand nine hundred and seventeen :
- (F) The other Alderman elected by the Councillors for the wards wholly or partly comprised in the East Stonehouse area on the Ninth day of November One thousand nine hundred and twenty.

Provided that if for any reason it is doubtful which of the Councillors or Aldermen as the case may be ought to retire on the dates above specified the Council of the Borough shall on the Ninth day of November one thousand nine hundred and fourteen 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 or Aldermen as the case may be shall go out of office on the dates above specified respectively.

First meeting
of Council of
Borough.

Art. XIII.—(1) The first meeting of the Council of the Borough shall be held at noon in the Guildhall belonging to the Plymouth Borough.

(2) The acting mayor shall summon the first meeting of the Council of the Borough and for that purpose shall at least three clear days before the time fixed for the meeting send by post to or deliver at the address of each of the persons elected to be councillors of the Borough a notice specifying the day hour and place at which the first meeting of the Council of the Borough will be held.

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

(3) The acting mayor shall preside during the proceedings for the election of mayor and if the person elected as mayor is not present for the election of aldermen and while presiding shall have a second or casting vote in any case in which there is an equality of votes on any question.

A.D. 1914.

*Plymouth
Order.*

(4) The first business to be transacted at the meeting shall be the election of mayor. As soon as a mayor is elected the mayor and councillors or if the mayor is not present the councillors shall proceed to the election of aldermen.

(5) The acting mayor shall vacate the chair on the election of a mayor if the person elected as mayor is present and shall otherwise vacate the chair when the mayor and aldermen have been elected.

(6) For all purposes connected with the first meeting of the Council of the Borough and with the business to be transacted at that meeting the acting town clerk shall discharge all such duties as attach to the office of town clerk and until a town clerk is appointed the acting town clerk shall continue to discharge the duties of the office and to transact all such other business as the Council of the Borough at their first meeting assign to the acting town clerk.

(7) Subject to the provisions of subdivision (1) of this Article the Municipal Corporations Acts shall have effect with respect to the first meeting of the Council of the Borough as if that meeting were the quarterly meeting of the council.

(8) If any difficulty arises with respect to the first meeting of the Council of the Borough the Local Government Board may by order do anything which appears to them to be necessary or expedient for the proper holding of the first meeting.

Any such order may modify any provisions of this Order and any enactments applied by this Order so far as appears to the Local Government Board to be necessary or expedient for carrying the order into effect. An order made in pursuance of this subdivision shall have effect as if it were enacted in this Order.

Art. XIV. Subject to the provisions of any order which the Local Government Board may hereafter make the said Order dated the Twenty-third day of February One thousand nine hundred as altered by the said Order dated the Fourth day of November One thousand nine hundred and two shall be further altered so that in relation to the said Orders the following provisions shall have effect (that is to say):—

*Plymouth
Port Sanitary
Authority.*

(A) Every reference to the Devonport Borough the Devonport Corporation and the Devonport Council and to the Urban District and the Urban Council shall be omitted:

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

A.D. 1914.
—
*Plymouth
Order.*

(B) References to the Borough the Corporation of the Borough and the Council of the Borough shall be substituted for references to the Plymouth Borough the Plymouth Corporation and the Plymouth Council:

(c) The Corporation of the Borough shall be represented upon the Plymouth Port Sanitary Authority by seven members and the Council of the Borough shall at their first meeting or as soon thereafter as is practicable elect from among the members of their own body seven persons to be their representatives on the said Port Sanitary Authority but until such election has taken place the seven persons who immediately before the commencement of this Order are the members of the said Port Sanitary Authority representing the Devonport Corporation the Plymouth Corporation and the Urban Council shall represent the Corporation of the Borough upon the said Port Sanitary Authority.

Abolition of
Commis-
sioners.

Art. XV. From and after the commencement of this Order—

(1) Sections 10 to 21 of the Act of 1877 shall be repealed and the Commissioners shall be abolished:

(2) The Act of 1877 as amended by this Order shall have effect and shall be deemed always to have had effect in all respects as if the Corporation of the Borough were referred to therein instead of the Commissioners.

Audit of
accounts of
Borough.
4 Edw. 7.
c. xviii.

Art. XVI.—(1) Section 6 and subsection (1) of Section 7 of the Plymouth Corporation Act 1904 shall extend and apply to the Borough and for any reference therein to the Plymouth Borough and to the Plymouth Corporation shall be substituted a reference to the Borough and to the Corporation of the Borough Provided that for the purposes of the application of the said Section 6 to the Borough the First Schedule to the District Auditors Act 1879 shall be modified in the manner described in the Second Schedule to the Act of 1888.

42 & 43 Vict.
c. 6.

Devonport
Borough
auditors.

(2) The auditors of the Devonport Borough who are in office on the Thirtieth day of September One thousand nine hundred and fourteen shall continue in office until the completion of the audit of the accounts which they are required to audit for the purposes of the Municipal Corporations Acts and of the Public Health Acts and while so continuing in office may exercise such powers and shall discharge such duties in relation to the said audit as they might or should have exercised or discharged if this Order had not been made.

Local Acts
and Orders.

Art. XVII. Subject to the provisions of this Order each of the Local Acts shall from and after the commencement of this Order apply

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

to the area or to the industrial undertaking to which it applied immediately before that date and shall be in force in so much only of the Borough as comprises the said area and in no other part of the Borough :

A.D. 1914.
Plymouth
Order.

Provided as follows—

(1) For every reference in any of the Local Acts to the Devonport Borough or to the Plymouth Borough or to the Urban District shall be substituted a reference to the Devonport area or the Plymouth area or the East Stonehouse area and for every reference therein to the Devonport Corporation or the Devonport Council the Plymouth Corporation or the Plymouth Council or the Urban Council shall be substituted a reference to the Corporation of the Borough or the Council of the Borough :

(2) From and after the thirty-first day of March One thousand nine hundred and fifteen—

(i) Sections 72 and 74 of the Devonport Act of 1814 and Sections 80 and 85 of the Devonport Corporation Act 1900 shall be repealed and the Devonport street rate shall be abolished :

Abolition of
Devonport
street rate.

(ii) All expenses (including any sum required to make good a deficiency on the revenue account of an industrial undertaking) which if this Order had not been made would in pursuance of any of the Local Acts have been payable out of—

Receipts and
expenditure
under Local
Acts.

(A) the district fund or general district rate of one of the three existing districts or out of the Devonport street rate ; or

(B) the borough fund or borough rate of one of the existing boroughs

shall be charged on and defrayed out of—

(A) the district fund or general district rate of the Borough ; or

(B) the borough fund or borough rate of the Borough

as the case may be and any moneys (including any balance transferred from the revenue account of an industrial undertaking) which if this Order had not been made would in pursuance of any of the Local Acts have been carried to the credit of—

(A) the district fund of one of the three existing districts or the Devonport street rate account ; or

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

A.D. 1914.

*Plymouth
Order.*

Assimilation
of water
rates.

(B) the borough fund of one of the existing boroughs shall be carried to the credit of—

(A) the district fund of the Borough ; or

(B) the borough fund of the Borough
as the case may be :

(iii) Nothing in any of the Local Acts shall have effect so as to authorise the Corporation of the Borough to charge a higher price rent or rate for the supply of water for domestic trade or any other purpose in the Devonport area than is charged by them in similar circumstances in the remaining parts of the Borough :

(iv) The amount of the reserve funds (if any) at the date of the commencement of this Order of the Plymouth Borough Water Undertaking the Plymouth Borough Markets Undertaking the Plymouth Borough Tramways Undertaking the Plymouth Borough Electricity Undertaking the Devonport Borough Water Undertaking the Devonport Borough Gas Undertaking and the Devonport Borough Electricity Undertaking respectively shall be applied by the Council for the benefit of those undertakings respectively or at the option of the Council to the reduction of the sinking fund of such undertakings respectively :

(v) The prices to be charged by the Council for electrical energy supplied by them to any consumer within the areas of the Devonport Borough and the Urban District shall not exceed the prices charged by the Council in the area of the Plymouth Borough in the like circumstances for a corresponding supply :

(vi) All moneys received by way of revenue from the gas undertaking of the Devonport Corporation shall be applied in the manner set forth in Section 45 of the Devonport Corporation (Gas) Act 1901 as amended by Section 87 of the Devonport Corporation Act 1907 under the headings firstly secondly thirdly fourthly fifthly and lastly in the said section mentioned and so much of any balance remaining in any year instead of being carried to the district fund as in the said section mentioned shall after making reasonable provision for working capital be carried forward to the revenue account of such undertaking for the next succeeding year and shall be applicable to the reduction of the price of gas supplied within the Devonport Borough

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

area Any deficiency on such undertaking as aforesaid in any year shall be made good in the first instance out of the reserve fund (if any) set apart in connection with such undertaking and if there be no such reserve fund or if such reserve fund shall be insufficient for the purpose then out of the district fund of the borough and in such case any deficiency shall be a debt due from and shall be repaid to the district fund out of any future revenue of the said undertaking :

A.D. 1914.
*Plymouth
 Order.*

- (3) Subject to the provisions of the Borough Funds Acts 1872 and 1903 the Corporation of the Borough shall promote a bill in Parliament within the period of three years from the commencement of this Order for the consolidation and amendment of the Local Acts.

Local Acts to be consolidated within three years.
 35 & 36 Vict. c. 91.
 3Edw. 7. c. 14.

The following sections of the following Acts shall extend and apply to the Borough (that is to say):—

Section 81 (Council to collect the borough rate) of the Devonport Corporation Act 1900;

Section 35 (Powers to use one form of mortgage for all purposes) of the Devonport Corporation (General Powers) Act 1902;

Section 88 (Provision as to raising money by bills) of the Devonport Corporation Act 1907.

Art. XVIII.—(1) All byelaws and regulations made by the County Council or their predecessors and in force in the Urban District immediately before the commencement of this Order shall on that date except so far as this Article otherwise provides cease to be in force.

(2) The byelaws relating to the several matters described in column 4 of Part I. of the Third Schedule to this Order which were made by the Councils of the existing Boroughs named in column 1 of that Schedule on the dates specified in column 2 of that Schedule and were allowed or approved by the Local Government Board on the dates specified in column 3 of that Schedule and the regulations relating to the matters specified in column 4 of Part II. of that Schedule which were made by the Council of the existing Borough named in column 1 of that Schedule and came into operation on the First day of April One thousand nine hundred shall on and after the commencement of this Order until or except so far as any of those byelaws or regulations are altered or repealed be in force within and apply to the Borough as if the byelaws or regulations had been made by the Council of the Borough and as if the Council of the Borough and the Borough were in each case referred to in the byelaws or regulations instead of the Council of the existing Borough named in column 1 of the said Schedule and that Borough.

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

A.D. 1914.
Plymouth
Order.

(3) All other byelaws or regulations which have been made by any of the three Councils or by the predecessors of any of the three Councils with respect to any of the matters described in column 4 of the Third Schedule to this Order and which are in force immediately before the commencement of this Order shall on that date be repealed.

(4) All byelaws rules and regulations which have been made by any of the three Councils or by the predecessors of any of the three Councils with respect to the cleansing of footways and pavements or with respect to nuisances new streets and buildings public bathing offensive trades omnibuses and tramways and which are in force immediately before the commencement of this Order and all byelaws made by the Plymouth Council or the Devonport Council under Section 23 of the Municipal Corporations Act 1882 or by the County Council under Section 16 of the Act of 1888 and in force immediately before the commencement of this Order in any part of the area of the Borough shall for the period of two years from that date or until repealed at any time during that period by other byelaws rules or regulations duly made and where necessary confirmed remain in force and apply to the areas to which those byelaws rules or regulations then applied.

(5) All byelaws for preventing the waste undue consumption misuse or contamination of water all byelaws relating to the landing stages (North Corner and Pottery Quay) and the landing stages (Mutton Cove) and all byelaws with respect to markets and public libraries and every list of tolls duties rents stallages or sums to be demanded and taken in respect of markets which have been made by any of the three Councils or their predecessors and are in force immediately before the commencement of this Order shall remain in force and continue to apply in the area to which they then applied until or except in so far as the same may be altered or repealed.

(6) All byelaws and tables of rates and fares which have been made by the Commissioners and are in force immediately before the commencement of this Order shall remain in force in and apply to the area to which they then applied until or except so far as they may be altered or repealed.

(7) All byelaws rules regulations lists of tolls duties rents stallages and sums and tables of rates and fares to which subdivisions (4) (5) and (6) of this Article apply shall have effect as if they had been made by the Council of the Borough and as if the Council of the Borough were referred to therein instead of the authority by whom the byelaws rules or regulations or lists of tolls duties rents stallages or sums or tables of rates and fares were made.

(8) All proceedings which might have been taken by the County Council or by any of the three Councils against any person for any offence committed before the commencement of this Order against

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

any byelaws and regulations which by virtue of this Article will at the commencement of this Order cease to be in force in any part of the Borough or be repealed may be taken by the Council of the Borough as if those byelaws and regulations had remained in force and the Council of the Borough had been substituted therein for the council by whom the byelaws were made.

A.D. 1914.

Plymouth
Order.

Art. XIX. Every closing order which has been made by the Council of either of the existing Boroughs or by the County Council and confirmed by a Secretary of State under the Shop Hours Act 1904 or under the Shops Act 1912 and is in force immediately before the commencement of this Order shall unless or until the closing order is annulled or revoked remain in force and apply to the area to which the closing order immediately before the commencement of this Order applies as if the closing order had been made by the Council of the Borough as the Local Authority as if the Council of the Borough were referred to therein instead of the Local Authority making the order and as if the area to which the order applies were in relation to the Borough a specified part of the area of the Council of the Borough as a Local Authority within the meaning of the said Acts.

Orders under
Shop Hours
Act 1904 and
Shops Act
1912.
4 Edw. 7.
c. 31.
2 Geo. 5.
c. 3.

Art. XX.—(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 either of the two Corporations or of any of the three Councils or of the Commissioners with such modifications as are necessary to make those provisions applicable to the said officers and servants and to the Corporation of the Borough and in particular with such modifications as are necessary to provide that as from the commencement of this Order the officers and servants shall for the purposes of this Article and of the enactments applied by this Article be deemed to be existing officers or servants of the Corporation of the Borough.

Existing
officers.

(2) Every recorder clerk of the peace clerk to justices and coroner 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 of the Borough 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

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

A.D. 1914. limit therein mentioned and the expression in subsection (1) of that
Plymouth section "the Acts and rules relating to Her Majesty's Civil Service"
Order. shall mean the Acts and rules relating to His Majesty's Civil Service
which were in operation at the date of the passing of the Act of 1888
and the practice of His Majesty's Treasury thereunder at that date
Such compensation shall be paid in the case of any such 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 district
fund and general district rate of the Borough and in every other case
out of the borough fund and borough rate of the Borough 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.

(3) For the purposes of subdivision (2) of this Article any recorder
clerk of the peace clerk to justices coroner or 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 of the Borough 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) No person shall be entitled to claim or receive both compen-
sation 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.

Actions &c.
not to abate.

Art. XXI.—(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 the Devonport Corporation or the Plymouth
Corporation or the Urban Council or by or against the Commissioners
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 Borough.

Saving for
contracts &c.

(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 the Devonport Corporation or the
Plymouth Corporation or the Urban Council or their predecessors or
by the Commissioners shall be of as full force and effect against or in
favour of the Corporation of the Borough and may be continued and
enforced as fully and effectually as if instead of the Devonport Corpo-
ration or the Plymouth Corporation or the Urban Council or their
predecessors or the Commissioners the Corporation of the Borough had
done or suffered the same or been a party thereto.

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

Art. XXII. Subject to the provisions of this Order the Corporation of the Borough shall hold enjoy exercise and discharge for the benefit of the Borough all the powers and duties which immediately before the commencement of this Order are exerciseable by or vested in or attached to the Devonport Corporation in respect of the Devonport Borough or the Plymouth Corporation in respect of the Plymouth Borough or the Urban Council in respect of the Urban District and all other powers or duties which are connected with incidental to or consequent upon the transfer by virtue of this Order of any property or liabilities to the Corporation of the Borough or are otherwise connected with incidental to or consequent upon the express provisions of this Order shall from and after the commencement of this Order attach to and be exerciseable and discharged by the Corporation of the Borough in respect of the Borough.

A.D. 1914.

*Plymouth
Order.*

Corporation
powers &c.

Art. XXIII.—(1) Each of the three Councils shall liquidate as far as practicable before the commencement of this Order all current debts and liabilities incurred by them.

Liquidation
of current
debts and
liabilities.

(2) Each of the three Councils shall prior to the commencement of this Order make provision for raising such funds to defray all current debts and liabilities and the current expenditure to be incurred for sanitary purposes as defined by the Public Health Act 1875 (including any expenditure to be incurred for the like purposes under any of the Local Acts) up to the Thirty-first day of March One thousand nine hundred and fifteen in respect of their several districts as they ought to have raised to defray such debts liabilities and expenditure to that date in respect of their districts if this Order had not been made In default of such provision being made the Council of the Borough may make and levy in that part of the Borough which comprises the area of the Borough or Urban District so in default such a rate in the nature of a general district rate as will be sufficient to defray such current debts liabilities and expenditure and such of the provisions of Section 210 of the Public Health Act 1875 as limits the period in which a rate may be made to defray charges and expenses already incurred shall not apply to any such rate.

(3) The Devonport Council and the Plymouth Council shall prior to the commencement of this Order respectively make provision for raising such funds to defray all current debts and liabilities and the current expenditure to be incurred by them for purposes other than the purposes mentioned in subdivision (2) of this Article up to the Thirty-first day of March One thousand nine hundred and fifteen in respect of their Borough as they ought to have raised to defray such debts liabilities and expenditure to that date in respect of their Borough if this Order had not been made In default of such provision being made by the Plymouth Council the Council of the Borough may make

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

A.D. 1914.
—
Plymouth
Order.

precepts for such amounts on the overseers of the Parish of Plymouth as will be sufficient to defray such current debts liabilities and expenditure and the said overseers shall raise the amount so required by the levy of a rate in the nature of a poor rate and in default of such provision being made by the Devonport Council the Council of the Borough may themselves make and levy in the Devonport area such a separate rate in the nature of a poor rate as will be sufficient to defray such current debts liabilities and expenditure.

(4) The Council of the Borough may make precepts on the overseers of the Parish of East Stonehouse for such amounts as will be sufficient to defray any expenditure which they may require to make in and for the East Stonehouse area between the date of the commencement of this Order and the Thirty-first day of March One thousand nine hundred and fifteen in respect of those matters of expenditure for which the County Council were liable before the commencement of this Order and the said overseers shall raise the amount so required by the levy of a rate in the nature of a poor rate.

(5) The Local Acts shall apply and have effect with any necessary modifications in relation to any rate made by the Council of the Borough under this Article as if such rate in the nature of a general district rate were the general district rate and as if such rate in the nature of a poor rate were the borough rate.

Transfer and
vesting of
property and
liabilities.

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

(1) All property and liabilities which immediately before the commencement of this Order are vested in or attach to—

(A) Either of the two Corporations or any of the three Councils whether acting as a municipal authority an urban sanitary authority an urban district council a local education authority a burial authority or otherwise; and

(B) The Commissioners

shall by virtue of this Order be transferred to vested in and attach to the Corporation of the Borough or the Council of the Borough as the case may require:

(2) The Corporation of the Borough or the Council of the Borough shall as the case requires hold for the purposes of any such powers and duties as in pursuance of this Order will from and after the commencement of this Order attach to and be exerciseable and discharged by the Corporation of the Borough or the Council of the Borough in respect of the Borough or otherwise for the

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

benefit of the Borough all property transferred to them by virtue of this Order and all liabilities transferred to the Corporation of the Borough or the Council of the Borough by virtue of this Order shall attach to them in respect of the Borough:

A.D. 1914.
Plymouth
Order.

- (3) All arrears of rates made by any of the three Councils and all other payments which at the commencement of this Order are due or owing to any of the three Councils or to the Commissioners may be collected and recovered by the Council of the Borough.

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

Mortgage
debts.

- (1) The liability for repayment of any borrowed moneys which either of the two Corporations or any of the three Councils are liable to repay or of so much of any of those moneys 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 and attach to the Corporation of the Borough or the Council of the Borough as the case may require:
- (2) So much as at the commencement of this Order is outstanding in respect of the said borrowed moneys and is charged upon the district fund and general district rate of any of the three existing districts or upon the Devonport street rate shall by virtue of this Order be charged upon the district fund and general district rate of the Borough:
- (3) So much as at the commencement of this Order is outstanding in respect of the said borrowed moneys and is charged upon the borough fund and borough rate of either of the existing Boroughs shall by virtue of this Order be charged upon the borough fund and borough rate of the Borough:
- (4) All borrowed moneys to which this Article applies shall together with the interest to accrue due thereon be repaid by the Corporation of the Borough or the Council of the Borough as the case may require 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:
- (5) 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 or the powers of any person entitled under any such mortgage or other security to

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

A.D. 1914.

*Plymouth
Order.*

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 general district rate of the Borough or the borough rate of the Borough as the case may be 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.

*Devonport
Corporation
Stock.*

Art. XXVI.—(1) From and after the commencement of this Order the “Devonport Corporation Three per centum Redeemable Stock” created and issued by the Devonport Corporation under the Stock Regulations 1891 1897 and 1901 or any of those regulations shall be designated by the name of “Plymouth (Devonport) Corporation Three per centum Redeemable Stock” and the said stock shall continue in all respects to be subject to the provisions of the Stock Regulations 1891 1897 and 1901 as fully as if the stock had been created and issued by the Corporation of the Borough and as if the Corporation of the Borough were the local authority within the meaning of those regulations.

(2) Every stock certificate issued before the commencement of this Order shall have effect as if in that stock certificate the name by which in pursuance of subdivision (1) of this Article the stock will be designated were substituted for the name by which the stock is designated in the stock certificate.

*Adoptive
Acts.*

Art. XXVII. The provisions of the Baths and Washhouses Acts 1846 to 1899 the Infectious Disease (Prevention) Act 1890 the Public Health Acts Amendment Act 1890 the Museums and Gymnasiums Act 1891 the Public Libraries Acts 1892 to 1901 and the Notification of Births Act 1907 shall be in force in and apply to the Borough as if the same had been adopted therein.

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

*Powers under
Section 33 of
Act of 1894.*

(1) The powers of a parish council under paragraphs (A) (B) (F) (G) (H) (I) and (K) of subsection (1) of Section 8 of the Act of 1894 which were conferred on the Devonport Council in respect of the Devonport Borough by the Order of the Local Government Board dated the Eighth day of March One thousand eight hundred and ninety-eight shall by virtue of this Order vest in and attach to the Council of the Borough in respect of the Borough in like manner and with the like effect in all respects as if the Corporation

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

of the Borough and the several Parishes comprised in the Borough had been referred to in the Order instead of the Devonport Council and the Parish comprised in the Devonport Borough :

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 Order.*

(2) All other powers duties and liabilities vested in or attaching to the Devonport Council in pursuance of the said Order shall by virtue of this Order vest in and attach to the Council of the Borough in respect of the Parish of Devonport in like manner and with the like effect in all respects as if the Council of the Borough had been referred to in the Order instead of the Devonport Council :

(3) Any powers duties or liabilities vested in or attaching to the Urban Council in pursuance of any Order made by the Local Government Board under Section 33 of the Act of 1894 shall by virtue of this Order vest in and attach to the Council of the Borough in respect of the Parish of East Stonehouse in like manner and with the like effect in all respects as if the Council of the Borough had been referred to in the Order instead of the Urban Council :

(4) The provisions of any Order made by the Local Government Board or by the Secretary of State and declaring to be in force in the Devonport Borough the Plymouth Borough or the Urban District any Parts or Sections of the Public Health Acts Amendment Act 1907 shall from and after the commencement of this Order apply to the area to which those provisions applied immediately before that date and shall be in force in so much only of the Borough as comprises the said area.

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

Art. XXIX.—(1) The Council of the Borough shall be the Burial Board for the Borough and shall have within the Borough to the exclusion of any other burial authority all the powers duties and liabilities of a burial board under the Burial Acts 1852 to 1906 Provided that no approval sanction or authorisation of the vestry of any parish in the Borough shall be required in respect of any act of the Council of the Borough as the Burial Board as aforesaid.

Council to
 be Burial
 Board for
 Borough.

(2) The cemetery by subdivision (1) of Article XXIV. of this Order transferred to the Council of the Borough from the Devonport Council shall be held maintained and managed by the Council of the Borough as a cemetery acquired and constructed under the powers of the Public Health (Interments) Act 1879 and the provisions of that Act and of all enactments applicable to a cemetery so acquired and constructed shall continue to extend and apply to such cemetery.

Devonport
 Cemetery to
 be held by
 Council
 under Public
 Health Acts.

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

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*Plymouth
Order.*

Saving exist-
ing rights in
relation to
burials.

(3) In relation to every burial ground or cemetery forming part of the property transferred to the Council of the Borough by virtue of this Order—

(i) Nothing in this Order shall prejudice or affect any such right of burial or of constructing a place of burial or of erecting and placing any monument gravestone tablet or monumental inscription as a parishioner an inhabitant or any other person has had or acquired before the commencement of this Order:

(ii) The condition subject to which after the commencement of this Order any such right may be acquired enjoyed or exercised by a person who is not an inhabitant of the area for which the burial ground or cemetery was provided shall be in all respects such as to safeguard and give full effect to the preferential enjoyment or exercise of the like right by a person who had or acquired the right before the commencement of this Order:

(iii) In the sale of any such right after the commencement of this Order the Council of the Borough as the Burial Board for the Borough shall so far as practicable entertain and give effect to an application to purchase the right by an inhabitant of the area for which the burial ground or cemetery was provided in preference to a like application by any other person:

(iv) Nothing in this Order shall prejudicially affect any right privilege authority or duty which immediately before the commencement of this Order will be exerciseable by or will attach to any incumbent or sexton under the Burial Acts 1852 to 1906.

Burial fees
&c.

(4) Subject to the provisions of the Burial Act 1900 all tables of fees payments and sums fixed and settled and receivable by the Devonport Council or the Plymouth Council as a burial authority immediately prior to the commencement of this Order shall continue in force and shall continue to apply in the area to which they then applied and the fees payments and sums shall thenceforth be receivable by the Council of the Borough until or except in so far as any such table of fees payments or sums may be altered or varied in pursuance of the statutory provisions in that behalf.

Transfer of
public ele-
mentary
schools &c. to
Council of
Borough.

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

(1) All public elementary schools (including the sites and school-houses) provided by the local education authority and

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

any other land acquired and held by the local education authority for purposes of elementary education and situate in the Urban District and the furniture fittings books and apparatus belonging to the County Council of any public elementary school in the Urban District shall by virtue of this Order be transferred to and vested in the Council of the Borough as the local education authority for all the estate and interest therein of the County Council as the local education authority and all contracts debts and liabilities which at the commencement of this Order are existing or are owing by or attach to the County Council in respect exclusively of any of the public elementary schools in the Urban District or of the said land furniture fittings books or apparatus or with respect to the officers teachers and servants of any of the said public elementary schools in the Urban District shall by virtue of this Order enure to and be carried into effect by and be discharged and satisfied by the Council of the Borough as the local education authority :

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Order

Provided that Section 68 of the Act of 1894 shall apply with respect to any adjustment required for the purposes of this subdivision :

- (2) Subject to any adjustment which may hereafter be made the liability for repayment of so much of any loan raised exclusively in respect of any public elementary school (including the site and schoolhouse) and of any other land furniture fittings or apparatus transferred to and vested in the Council of the Borough by virtue of this Article as will be owing at the commencement of this Order and the liability for the payment of interest on that part of the said loan shall by virtue of this Order be transferred and attach to the Council of the Borough as the local education authority and so much of any such loan as will be owing at the commencement of this Order shall be charged on the borough fund and the borough rate of the Borough and shall be repaid by the Council of the Borough within the period if any for which that part of the loan was originally sanctioned or within which the said part of the loan is otherwise required to be repaid or is made repayable :
- (3) The Council of the Borough shall as soon as possible after the commencement of this Order make a new scheme under Section 17 of the Education Act 1902 establishing an education committee or education committees and shall submit it to the Board of Education for their approval :

Mortgage
debts in
respect of
transferred
schools.

Education
scheme.

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

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Order.*

Existing
education
committees
and mana-
gers.

(4) Until the new scheme comes into force—

(A) The existing education committees respectively constituted under the existing schemes made by the Devonport Council and the Plymouth Council and approved by the Board of Education under the said Section 17 shall be separate education committees of the Council of the Borough for the Devonport area and the Plymouth area respectively and for this purpose the East Stonehouse area shall be deemed to be comprised in the Plymouth area ;

(B) The persons who are the members of the existing education committees at the commencement of this Order shall continue to hold office notwithstanding anything in the existing schemes contained and vacancies among the members of the committees shall not be filled in the manner provided by the schemes but if it appears to the Council of the Borough to be desirable that vacancies existing among the members of the education committees should be filled the Council of the Borough may with the approval in writing of the Board of Education fill those vacancies ; and

(C) The managers of public elementary schools in the Borough who were appointed by any of the three Councils shall continue to hold office but shall vacate office as soon as the new scheme comes into force :

(5) Any managers of public elementary schools in the Urban District who were appointed by the County Council shall vacate office at the commencement of this Order :

Education
byelaws.

(6) Any byelaws in force in the Borough of Plymouth immediately before the commencement of this Order shall from and after that date apply to the Borough until revoked or altered and from and after that date any other byelaws then in force in any part of the area of the Borough shall cease to be so in force.

Police force
of Borough.

Art. XXXI.—(1) A separate police force shall be established in the Borough.

(2) At the commencement of this Order the police forces of the existing Boroughs and 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 Committees of the existing Boroughs or in default of any such agreement as shall be determined by a Secretary of State shall be

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

transferred to and become part of the separate police force of the Borough and any member of any 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.

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Order.

(3) The pension funds of the police forces of the existing Boroughs shall be merged in and all liabilities attaching to those funds or either of them shall attach to the pension fund of the police force of the Borough and an equitable adjustment respecting the police superannuation fund of the County in so far as that fund is affected by this Order shall be made within twelve months after the commencement of this Order by agreement between the County Council and the Council of the Borough or in default of agreement by an arbitrator appointed by the Secretary of State and for the purposes of the adjustment any agreement made or any arbitrator appointed in pursuance of this subdivision shall be deemed to have been made or appointed in pursuance of Section 62 of the Act of 1888 and that section and any other provisions of the Act of 1888 with respect to any matter requiring adjustment shall apply accordingly.

(4) 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 of the County 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.

(5) Any county police station situate in the Urban District with the residences for constables and cells connected therewith and the fittings and furniture thereof shall by virtue of this Order be transferred to and vest in the Corporation of the Borough 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 Council of the Borough to the County Council out of the borough 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
station.

(6) In the event of the amount of the consideration for the transfer of the property which by virtue of subdivision (5) of this Article is transferred to and vested in the Corporation of the Borough not being ascertained before the commencement of this Order the date of the final ascertainment of the consideration shall for the purposes of Section 12 of the Finance Act 1895 be treated as the date of vesting.

58 Vict.
c. 16.

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

A.D. 1914.

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Order.*

Adjustment
of financial
relations
between
County and
County
Boroughs.

Art. XXXII. — (1) In any case where the constitution of the Borough 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 Borough or between the County and the Borough 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 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 of 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 Borough 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 fifteen 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 has not 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

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

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

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 Order.*

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

(4)—(a) An equitable adjustment shall be made between the County and the Borough respecting the interest of the Urban District 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
 (Consolida-
 tion) 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 Borough respectively 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. XXXIII. Subject to the provisions of Section 54 of the Act of 1888—

Electoral
 Divisions and
 County
 Councillors.

(1) The St. Matthew and St. George Electoral Divisions of the County shall be abolished and the persons who immediately before the commencement of this Order are the County Councillors respectively representing those Electoral Divisions shall go out of office on that date and their places shall not be filled up:

(2) The number of County Councillors for the County shall be reduced from seventy-seven to seventy-five 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 accordingly:

(3) Notwithstanding anything in this Order the number of Aldermen for the County may remain unaltered until the ordinary day of election of Aldermen in the year One thousand nine hundred and sixteen and at the ordinary day of election of Aldermen for the County in that year twelve Aldermen only shall be elected in place of those who then go out of office:

Provided that no election to fill a casual vacancy among the Aldermen for the County who will go out of office in

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

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—
*Plymouth
Order.*

the year One thousand nine hundred and sixteen shall be held until their number has been reduced to less than twelve :

- (4) Subject as provided in this Article 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 alterations effected by this Order.

County rate
basis.

Art. XXXIV. Subject to any future revision the basis or standard of the county rate for the County shall be deemed to be altered by the omission therefrom of the amount appearing in that basis or standard as the total annual value of the property in the Parish of East Stonehouse.

Saving for
audit of
accounts
of existing
authorities.

Art. XXXV.—(1) The accounts of the receipts and expenditure of the Devonport Corporation under the Public Health Acts and all accounts which in pursuance of the Municipal Corporations Acts are required to be audited by auditors of the Devonport Borough and the accounts of the Commissioners shall be made up to the commencement of this Order and shall be audited as soon as practicable after the commencement of this Order in like manner and subject to the like provisions incidents and consequences as if this Order had not been made.

(2) The separate accounts to be kept by the Devonport Council of their receipts and expenditure under the Education Act 1902 and the accounts of the Plymouth Corporation and of the Urban Council and of their committees and officers shall be made up to the commencement of this Order and shall be audited in like manner and subject to the like incidents and consequences as if this Order had not been made :

Provided that the audits may be held as soon as practicable after the said date any statutory provision or regulation as to the time of holding the audit to the contrary notwithstanding :

Provided also that any sum certified by the district auditor to be due from any person in connexion with the accounts referred to in this subdivision shall be paid to the Treasurer of the Borough.

Ecclesiastical
divisions and
charities.

Art. XXXVI. Nothing in this Order shall affect any ecclesiastical parish or district or shall prejudice vary or affect any right interest or jurisdiction in or over any charitable endowment.

Borrowing
powers for
purposes of
Order.

Art. XXXVII. For the purpose of defraying the cost of obtaining this Order and any expenses under this Order which in the opinion of the Local Government Board are properly chargeable to capital the Council of the Borough may borrow according and subject to the

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

provisions and restrictions of the Public Health Act 1875 and may mortgage the borough fund and borough rate or the district fund and general district rate of the Borough 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 Council of the Borough with the sanction of the Local Government Board determine.

A.D. 1914.
*Plymouth
 Order.*

Art. XXXVIII. This Order may be cited as the Borough of Plymouth Order 1914. Short title.

The SCHEDULES above referred to.

THE FIRST SCHEDULE.

PART I.—DEVONPORT LOCAL ACTS.

Session and Chapter.	Title or Short Title.
54 Geo. III. c. clxxii.	- An Act to repeal an Act passed in the twenty-first year of His present Majesty for better maintaining and regulating the poor within the town of Plymouth Dock and parish of Stoke Damarel in the county of Devon and for other purposes and granting further powers in lieu thereof for lighting watching and otherwise improving the said town and parish and regulating porters and watermen therein.
40 & 41 Vict. c. xcvi.	- The Plymouth Devonport and Stonehouse Carriages and Boats Act 1877.
63 & 64 Vict. c. cclxiii.	- The Devonport Corporation Act 1900.
1 Edw. 7. c. cclxxiii.	- The Devonport Corporation (Gas) Act 1901.
2 Edw. 7. c. ccxxiv.	- The Devonport Corporation (General Powers) Act 1902.
2 Edw. 7. c. ccxxv.	- The Devonport Corporation (Water) Act 1902.
7 Edw. 7. c. lxxix.	- The Devonport Corporation Act 1907.

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

A.D. 1914.

PART II.—PLYMOUTH LOCAL ACTS.

*Plymouth
Order.*

Session and Chapter.	Title or Short Title.
27 Eliz. c. 20. - - -	An Acte for presvacon of the Haven of Plymowth.
5 Geo. IV. c. xxii. - -	An Act for better paving lighting cleansing watching and improving the Town and Borough of Plymouth in the County of Devon and for regulating the police thereof and for removing and preventing Nuisances and Annoyances therein.
5 Geo. IV. c. xlix. - -	An Act for enabling the Commissioners for Victualling His Majesty's Navy to purchase certain premises for completing a Victualling Establishment at Cremill Point near Plymouth in the County of Devon and for supplying the said Establishment with water.
30 & 31 Vict. c. cxxviii. -	Plymouth Corporation Water and Markets Act 1867.
40 & 41 Vict. c. xcvi. -	The Plymouth Devonport and Stonehouse Carriages and Boats Act 1877.
50 & 51 Vict. c. clv. -	The Plymouth Corporation Act 1887.
52 & 53 Vict. c. excii. -	The Sutton Harbour Act 1889.
52 & 53 Vict. c. ccvii. -	The Plymouth Tramways Act 1889.
53 & 54 Vict. c. ccxi. -	The Plymouth Corporation Act 1890.
55 & 56 Vict. c. clxii. -	The Plymouth Tramways Act 1892.
56 Vict. c. lix. - - -	The Plymouth Corporation Water Act 1893.
58 & 59 Vict. c. cxvii. -	The Sutton Harbour Act 1895.
60 Vict. c. l. - - -	The Plymouth Corporation Act 1897.
61 & 62 Vict. c. cxxxix. -	The Plymouth Corporation Act 1898.
4 Edw. 7. c. xcvi. - -	The Plymouth Corporation Act 1904.

PART III.—EAST STONEHOUSE LOCAL ACTS.

Session and Chapter.	Title or Short Title.
35 Eliz. c. x. - - -	An Act for bringing fresh Water to the Town of Stonehouse in the County of Devon.
14 & 15 Vict. c. cxi. -	The East Stonehouse Waterworks Act 1851.
40 & 41 Vict. c. xcvi. -	The Plymouth Devonport and Stonehouse Carriages and Boats Act 1877.
56 Vict. c. lxii. - - -	The East Stonehouse Water Act 1893.

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

THE SECOND SCHEDULE.

A.D. 1914.

*Plymouth
Order.*

PART I.—DEVONPORT CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order thereby confirmed.
30 & 31 Vict. c. cxxiii.	The Local Government Supplemental Act 1867 (No. 6).	Order dated 28th June 1867.
44 & 45 Vict. c. civ.	Pier and Harbour Orders Confirmation Act 1881.	The Devonport Landing Stages Order 1881.
52 & 53 Vict. c. xlvi.	Pier and Harbour Orders Confirmation (No. 2) Act 1889.	The Devonport Landing Pier and Breakwater Order 1889.
59 & 60 Vict. c. lxxxiii.	The Electric Lighting Orders Confirmation (No. 2) Act 1896.	The Devonport Corporation Electric Lighting Order 1896.
59 & 60 Vict. c. cv.	The Local Government Board's Provisional Orders Confirmation (No. 10) Act 1896.	The Devonport Order 1896.
61 & 62 Vict. c. xcix.	The Local Government Board's Provisional Orders Confirmation (Housing of Working Classes) Act 1898.	The Devonport (Housing of Working Classes) Order 1898.
61 & 62 Vict. c. ccxi.	The Local Government Board's Provisional Order Confirmation (No. 10) Act 1898.	The Devonport (Extension) Order 1898.
62 & 63 Vict. c. cli.	The Tramways Orders Confirmation (No. 1) Act 1899.	The Devonport Corporation Tramway Order 1899.
1 Edw. 7. c. cclxxvii.	The Tramways Orders Confirmation (No. 1) Act 1901.	The Devonport Corporation Tramway Order 1901.

PART II.—PLYMOUTH CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order thereby confirmed.
17 & 18 Vict. c. liii.	The Public Health Supplemental Act 1854.	Order dated 3rd November 1853.
46 & 47 Vict. c. cxxxvii.	The Local Government Board's Provisional Orders Confirmation (No. 7) Act 1883.	The Plymouth (Markets) Order 1883.
55 Vict. c. xxxiii.	The Pier and Harbour Orders Confirmation (No. 1) Act 1892.	The Plymouth (Phoenix Wharf) Pier Order 1892.
56 & 57 Vict. c. cxi.	The Local Government Board's Provisional Order Confirmation (Housing of Working Classes) Act 1893.	Order dated 21st April 1893.
56 & 57 Vict. c. cxliii.	The Tramways Orders Confirmation Act 1893.	The Plymouth Corporation Tramways Order 1893.
57 & 58 Vict. c. cxiv.	The Electric Lighting Orders Confirmation (No. 3) Act 1894.	The Plymouth Corporation Electric Lighting Order 1894.
59 Vict. c. xxix.	The Local Government Board's Provisional Orders Confirmation (No. 4) Act 1896.	The Plymouth (Markets) Order 1896.

[Ch. clxxxiii.] *Local Government Board's* [4 & 5 GEO. 5.]
Provisional Order Confirmation (No. 18) Act, 1914.

A.D. 1914.

PART II.—PLYMOUTH CONFIRMATION ACTS—*continued.*

*Plymouth
Order.*

Session and Chapter.	Short Title.	Order thereby confirmed.
59 & 60 Vict. c. cxx.	The Tramways Orders Confirmation (No. 1) Act 1896.	The Plymouth Corporation Tramways Order 1896.
59 & 60 Vict. c. ccxxxvii.	The Local Government Board's Provisional Order Confirmation (No. 15) Act 1896.	The Plymouth (Extension) Order 1896.
60 & 61 Vict. c. lxxviii.	The Local Government Board's Provisional Orders Confirmation (No. 2) Act 1897.	The Plymouth Order (No. 2) 1897.
63 & 64 Vict. c. cci.	The Tramways Orders Confirmation (No. 4) Act 1900.	The Plymouth Corporation Tramways Order 1900.
4 Edw. 7. c. clxxx.	The Tramways Orders Confirmation (No. 1) Act 1904.	The Plymouth Corporation Tramways Order 1904.
5 Edw. 7. c. lxxi.	The Local Government Board's Provisional Orders Confirmation (No. 4) Act 1905.	The Plymouth Order 1905.
6 Edw. 7. c. ci.	The Local Government Board's Provisional Orders Confirmation (No. 2) Act 1906.	The Plymouth Order 1906.
1 & 2 Geo. 5. c. cxlii.	The Local Government Board's Provisional Orders Confirmation (No. 3) Act 1911.	The Plymouth Order 1911.

PART III.—EAST STONEHOUSE CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order thereby confirmed.
37 & 38 Vict. c. cliii.	The Local Government Board's Provisional Orders Confirmation Act 1874 (No. 4).	Order dated 4th June 1874.
60 & 61 Vict. c. cxli.	The Local Government Board's Provisional Orders Confirmation (No. 14) Act 1897.	The East Stonehouse Order 1897.
61 & 62 Vict. c. xcii.	The Electric Lighting Orders Confirmation (No. 6) Act 1898.	The East Stonehouse Electric Lighting Order 1898.

[4 & 5 GEO. 5.] *Local Government Board's* [Ch. clxxxiii.]
Provisional Order Confirmation (No. 18) Act, 1914.

THE THIRD SCHEDULE.

A.D. 1914.

*Plymouth
Order.*

BYELAWS AND REGULATIONS TO BE PUT IN FORCE THROUGHOUT
 THE BOROUGH.

1.	2.	3.	4.
Name of existing Borough.	Date on which Byelaws were made.	Date when Byelaws were allowed or approved.	Subject-matter of Byelaws or Regulations.
PART I.—BYELAWS.			
Devonport	- 10th October 1907	- 22nd November 1907	Pleasure grounds.
Devonport	- 8th July 1909	- 7th September 1909	Common lodging-houses.
Devonport	- 10th February 1910	- 9th April 1910	Slaughter-houses.
Plymouth	- 2nd August 1888	- 19th October 1888	Pleasure grounds.
Plymouth	- 16th December 1903	- 5th February 1904	Victoria Park.
Plymouth	- 27th March 1906	- 12th May 1906	Houses let in lodgings.
PART II.—REGULATIONS.			
Plymouth	- - - - -	- - - - -	Dairies cowsheds and milkshops.

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

(L.S.)

HERBERT SAMUEL President.
 H. C. MONRO Secretary.

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