



CHAPTER clxi.

An Act to confirm a Provisional Order of the Local Government Board relating to the Eastern Valleys (Monmouthshire) Joint Sewerage District. A.D. 1912.

[13th December 1912.]

WHEREAS the Local Government Board have made the Provisional Order set forth in the schedule hereto under the provisions of the Public Health Act 1875 :

38 & 39 Vict.
c. 55.

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. Whereas the Urban District Council of Abersychan and the Urban District Councils of Panteg Pontypool and Llantarnam have respectively incurred expenses in connexion with the promotion in Parliament of Bills for forming the urban districts named in column 1 of the schedule to the Order relating to the Eastern Valleys (Monmouthshire) Joint Sewerage District into a united district but the said Bills have not received the authority of Parliament Be it therefore enacted that for the purpose of defraying the costs charges and expenses incurred by any of the said urban district councils preliminary to and of and incidental to the preparation and promotion of either of the said Bills as taxed by the taxing officer of the House

Power to Urban District Councils of Abersychan Panteg Pontypool and Llantarnam to borrow money.

[Ch. clxi.] *Local Government Board's* [2 & 3 GEO. 5.]
Provisional Order Confirmation (No. 13) Act, 1912.

A.D. 1912. of Lords or of the House of Commons the urban district council by whom the said costs charges and expenses were incurred may borrow according and subject to the provisions and restrictions of the Public Health Act 1875 such sum as may be requisite and may mortgage the district fund and general district rate of their district for the purpose of securing the repayment of any moneys so borrowed and the interest thereon Provided that no sanction of the Local Government Board to the borrowing shall be required and that all moneys so borrowed shall be repaid within five years from the date of the borrowing the same.

Short title. **3.** This Act may be cited as the Local Government Board's Provisional Order Confirmation (No. 13) Act 1912.

SCHEDULE.

A.D. 1912.

EASTERN VALLEYS (MONMOUTHSHIRE) JOINT
SEWERAGE DISTRICT.

*Eastern
Valleys (Mon-
mouthshire)
Order.*

*Provisional Order for forming a United District under
Section 279 of the Public Health Act 1875.*

To the Urban District Council of Abersychan ; --
To the Urban District Council of Blaenavon ; --
To the Urban District Council of Llantarnam ; --
To the Urban District Council of Llanvrechva Upper ; --
To the Urban District Council of Panteg ; --
To the Urban District Council of Pontypool ; --
And to all others whom it may concern.

WHEREAS the district councils named in column 2 of the Schedule to this Order are the local authorities within the meaning of the Public Health Act 1875 for the districts named in column 1 of that Schedule ;

38 & 39 Vict.
c. 55.

And whereas application has been made to the Local Government Board to form the Urban Districts named in column 1 of the said Schedule into a United District for the purposes of the construction and maintenance of a main sewer or sewers and the disposal of the sewage of the United District :

Now therefore We the Local Government Board in pursuance of the powers given to Us by Section 279 of the said Act and by any other Statutes in that behalf do hereby order as follows viz.,--

Art. I. In this Order--

Definitions.

- (1) The expression "the appointed day" means the date of the Act of Parliament confirming this Order ;
- (2) The expression "the Act" means the Public Health Act 1875 ;
- (3) The expression "the Schedule" means the Schedule to this Order ;

[Ch. clxi.] *Local Government Board's* [2 & 3 GEO. 5.]
Provisional Order Confirmation (No. 13) Act, 1912.

A.D. 1912.

*Eastern
Valleys (Mon-
mouthshire)
Order.*

(4) The expression "Constituent District" means one of the Urban Districts named in column 1 of the Schedule and the expression "Constituent Districts" means all the Constituent Districts;

(5) The expression "Constituent Authority" means a district council named in column 2 of the Schedule and the expression "Constituent Authorities" means all the district councils so named;

(6) The expression "the Joint Board" means the governing body of the United District to be formed in pursuance of this Order.

Commence-
ment of
Order.

Art. II. This Order shall come into operation from and after the appointed day.

Formation
of district.

Art. III. The Constituent Districts shall be formed into a United District to be called the Eastern Valleys (Monmouthshire) Joint Sewerage District for the purposes herein-after mentioned.

Constitution
of governing
body.

Art. IV. The Joint Board shall consist of three ex-officio members and eighteen elective members and shall be called the Eastern Valleys (Monmouthshire) Joint Sewerage Board.

Ex-officio
and elective
members.

Art. V. The ex-officio members shall be the persons described in column 3 of the Schedule and the elective members shall be elected by the Constituent Authorities.

Number and
qualification
of elective
members.

Art. VI. The number of members of the Joint Board to be elected by each Constituent Authority shall be that set opposite to the name of the Constituent Authority in column 4 of the Schedule and the said members shall be chosen by each Constituent Authority from among their own members.

Disqualifica-
tions for
members.
56 & 57 Vict.
c. 73.

Art. VII. Such of the provisions of Section 46 of the Local Government Act 1894 as relate to members of councils of districts other than boroughs shall with the necessary modifications apply to members of the Joint Board.

Date of first
election.

Art. VIII. The first election of members of the Joint Board shall take place at a meeting of each Constituent Authority to be held within six weeks from the appointed day or within such further time as the Local Government Board may allow and seven days' previous notice in writing of the meeting shall be given or sent to each member of the Constituent Authority by the clerk to that authority.

Notification
to Local
Government

Art. IX. The Clerk to each Constituent Authority shall notify in writing to the Local Government Board within seven days after the

first election has taken place the names address and occupation of each of the persons elected by the Constituent Authority as a member of the Joint Board and the names address and occupation of each person who will be an ex-officio member of the Joint Board.

*Eastern
Valleys (Mon-
mouthshire)
Order.*

Board of
members
first elected.

Art. X. An elective member of the Joint Board shall continue in office until the expiration of the period for which he was elected a member of the Joint Board or until he dies or resigns or ceases to be a member of the Constituent Authority as a member of which he was qualified to be elected or otherwise becomes disqualified or until he becomes an ex-officio member of the Joint Board whichever shall first happen :

Tenure of
office of
members.

Provided always that an elective member shall not continue in office for a longer period than three years without re-election and a member who ceases to hold office by reason of the expiration of his period of office or by reason of his resignation or disqualification or ceasing to be a member of the said Constituent Authority shall subject to the provisions of Article VII. of this Order be re-eligible as a member of the Joint Board if at the time of re-election he is qualified to be so re-elected.

Art. XI. Any vacancy occurring amongst the elective members of the Joint Board by death resignation disqualification or otherwise shall be filled up by the Constituent Authority in whose representation the vacancy happens at a meeting to be held within six weeks of the occurrence of the vacancy or within such further period as the Local Government Board determine and seven days' previous notice in writing of the said meeting shall be given or sent to each member of the Constituent Authority by the clerk to that authority and the clerk shall forthwith notify in writing to the clerk to the Joint Board the names address and occupation of the person elected to fill the said vacancy.

Supply of
vacancies.

Art. XII. If any Constituent Authority fail to elect members of the Joint Board or to fill up any vacancy occurring in their representation on the Joint Board the proceedings of the Joint Board shall not be invalidated thereby but subject to the provisions of this Order the members of the Joint Board who have been duly elected or appointed under this Order shall act as and shall be the Joint Board for all purposes of this Order.

Failure to
elect mem-
bers not to
invalidate
proceedings.

Art. XIII.—(1) The time and place of holding the first meeting of the Joint Board shall be fixed by the Local Government Board and the subsequent ordinary meetings of the Joint Board shall be held at such times and places as the Joint Board may appoint and at all meetings of the Joint Board seven members shall constitute a quorum.

Meetings.

[Ch. clxi.] *Local Government Board's* [2 & 3 GEO. 5.]
Provisional Order Confirmation (No. 13) Act, 1912.

A.D. 1912.

*Eastern
Valleys (Mon-
mouthshire)
Order.*

(2) An extraordinary meeting shall be summoned by the clerk to the Joint Board when a requisition for that purpose is addressed to him by the chairman or any three members of the Joint Board.

(3) The requisition shall be in writing and no business other than that specified in the requisition shall be transacted at the extraordinary meeting.

(4) Notices of all meetings of the Joint Board shall be delivered or sent by post so as to reach the last known place of abode or business of each member of the Joint Board three clear days before the day of meeting or at such earlier time as the Joint Board direct.

Committees.

(5) The Joint Board may appoint committees consisting of members of the Joint Board for the exercise of any powers which in the opinion of the Joint Board can be properly exercised by committees but the acts of every such committee shall unless otherwise directed by the Joint Board be submitted to the Joint Board for approval. Provided that a committee so appointed shall in no case be authorised to borrow money or to issue any precept for contributions or to enter into any contract and any such committee shall be subject to the provisions of Part IV. of the First Schedule to the Local Government Act 1894 so far as they are applicable.

Appoint-
ment and
remunera-
tion of
officers.

Art. XIV. The Joint Board shall at their first meeting or at an adjournment thereof and thereafter as occasion requires appoint a chairman (who shall subject to the provisions of Articles VII. and X. of this Order continue chairman for such period not exceeding three years as may be determined by the Joint Board at the time of his appointment) a treasurer and a clerk and they may appoint such other officers and servants as they think requisite. The Joint Board may pay their treasurer clerk and other officers and servants such reasonable remuneration as they deem expedient and every such treasurer clerk and other officer and servant shall be removable by the Joint Board at their pleasure.

Purposes for
which United
District is
formed.

Art. XV.—(1) The Joint Board are hereby empowered to and shall either apply to Parliament not later than the Session of 1915 or apply to the Local Government Board not later than the year 1914 for a Provisional Order for amongst other powers the following:—

(a) The construction and maintenance of a main sewer or main sewers and of any such works as may be required for the reception and disposal of the sewage of the United District;

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. clxi.]
Provisional Order Confirmation (No. 13) Act, 1912.

(b) The acquisition of such lands as may be necessary and the construction maintenance execution erection and working of such works machinery and plant as may be required for conveying sewage from the Constituent Districts to the place or places where the sewage may be disposed of.

A.D. 1912.
 —
Eastern Valleys (Monmouthshire) Order.

(2) The provisions of sections 293 to 298 of the Public Health Act 1875 shall extend and apply for the purposes of any Provisional Order which may be applied for under the provisions of this section.

Art. XVI. For the purposes of this Order the following sections of the Act the Public Health (Officers) Act 1884 and the Public Health (Members and Officers) Act 1885 shall apply and the Joint Board shall for the purposes of this Order have exercise perform and be subject to all the powers rights duties capacities liabilities and obligations of an Urban District Council under those sections so far as the same are applicable namely,—

Powers rights duties &c. of Joint Board.

Of the Act:—

38 & 39 Vict. c. 55.

Sections 173 and 174 relating to contracts.

Section 192 (except as regards the inspector of nuisances) Sections 193 to 197 and Sections 205 and 206 (except so much of Section 206 as requires the publication in a local newspaper of the annual report) relating to officers provision of offices and conduct of business of local authorities.

Sections 245 247 (as amended by the District Auditors Act 1879) 249 and 250 relating to audit.

Sections 251 253 and 254 and Sections 258 to 262 and 265 to 267 and Section 269 as amended by the Summary Jurisdiction Act 1884 relating to legal proceedings.

Section 298 as to costs of Provisional Orders.

Sections 305 to 309 including miscellaneous provisions.

Of the Public Health (Officers) Act 1884:—

47 & 48 Vict. c. 74.

Section 2.

Of the Public Health (Members and Officers) Act 1885:—

48 & 49 Vict. c. 53.

Section 2.

Provided that nothing herein contained shall affect the powers of the Constituent Authorities with reference to sewers other than main sewers or to any other works required for the sewerage of any of the Constituent Districts.

Art. XVII.—(1) All expenses incurred by the Joint Board shall be defrayed out of a common fund to which each Constituent Authority shall contribute in the proportion which the assessable value

Expenses of Joint Board.

[Ch. clxi.] *Local Government Board's* [2 & 3 GEO. 5.]
Provisional Order Confirmation (No. 13) Act, 1912.

A.D. 1912. of the Constituent District bears to the total assessable value of the
 Constituent Districts.

—
*Eastern
Valleys (Mon-
mouthshire)
Order.*

(2) For the purposes of this Article the assessable value of a
Constituent District means the assessable value of the District for the
purposes of a general district rate.

Inspection
of accounts.

Art. XVIII. The accounts of the Joint Board shall at all reason-
able times be open to inspection and transcription without payment
by any member of a Constituent Authority or by any officer of a
Constituent Authority authorised by them for that purpose.

Auditor's
report and
abstract of
accounts.

Art. XIX. A copy of the auditor's report and of the abstract
of the accounts of the Joint Board when duly audited shall be sent
by the Joint Board to each Constituent Authority.

Power of
Local
Government
Board to
adapt pro-
visions of
Order on
alterations of
Constituent
Districts.

Art. XX. If at any time any new district is formed including
the whole or any part of a Constituent District or the boundaries of a
Constituent District are otherwise altered or a Constituent District is
created or included in a municipal borough or any repeal or alteration
is made in the law affecting the United District or the Joint Board or
the Constituent District or Constituent Authority in matters touching
their relation to the United District or the Joint Board then and in
every such case the Local Government Board may by order to be
published as they direct make such provision as to them seems fit
for adapting the provisions of this Order to the alteration so made
and to the incidents and consequences thereof and every such order
shall have effect as if the terms thereof were inserted in this Order.

Settlement of
differences.

Art. XXI. In case of difference respecting any matter arising out
of the provisions of this Order the difference except in any case other-
wise herein provided for shall be referred to and be settled by arbitration
in the manner provided by the Act and the provisions of the Act shall
with the necessary modifications apply as if the Joint Board or a
Constituent Authority as the case may be were a party within the
meaning of those provisions.

Short title.

Art. XXII. This Order may be cited as the Eastern Valleys
(Monmouthshire) Joint Sewerage Order 1912.

[2 & 3 GEO. 5.] *Local Government Board's* [Ch. clxi.]
Provisional Order Confirmation (No. 13) Act, 1912.

The SCHEDULE above referred to.

A.D. 1912.

*Eastern
Valleys (Mon-
mouthshire)
Order.*

1. Name of District.	2. Name of District Council.	3. Ex-officio Members.		4. Elective Members.
		Description.	Number.	Number.
The Urban District of Abersychan.	The Urban District Council of Abersychan.	The Chairman of the District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the District Council.	1	7
The Urban District of Blaenavon.	The Urban District Council of Blaenavon.	—	—	3
The Urban District of Llantarnam.	The Urban District Council of Llantarnam.	—	—	2
The Urban District of Llanvrechva Upper.	The Urban District Council of Llanvrechva Upper.	—	—	1
The Urban District of Panteg.	The Urban District Council of Panteg.	The Chairman of the District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the District Council.	1	3
The Urban District of Pontypool.	The Urban District Council of Pontypool.	The Chairman of the District Council or in the event of his being unwilling to act or being an ex-officio member elsewhere described in this Schedule then the Vice-Chairman of the District Council.	1	2

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

(L.S.)

JOHN BURNS President.

H. C. MONRO Secretary.

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