

[25 & 26 GEO. 5.] *Ministry of Health* [Ch. lxii.]  
*Provisional Order Confirmation (Leigh Joint Hospital  
District) Act, 1935.*



## CHAPTER lxii.

An Act to confirm a Provisional Order of the Minister of Health relating to the Leigh Joint Hospital District. A.D. 1935.  
[2nd August 1935.]

**W**HEREAS under the provisions of the Public Health Act 1875 the Minister of Health has made a Provisional Order which needs confirmation by Parliament : 38 & 39 Vict. c. 55.

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 of the Minister of Health which as amended is set out in the schedule to this Act is hereby confirmed and shall have full validity and force. Order in schedule confirmed.

2. This Act may be cited as the Ministry of Health Provisional Order Confirmation (Leigh Joint Hospital District) Act 1935. Short title.

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**SCHEDULE.**

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**LEIGH JOINT HOSPITAL DISTRICT.**

*Provisional order altering the Leigh Joint Hospital  
Order 1894.*

WHEREAS by virtue of the Leigh Joint Hospital Order 1894 which was confirmed by the Local Government Board's Provisional Orders Confirmation (No. 9) Act 1894 as amended by an order of the Local Government Board dated the eighth day of August eighteen hundred and ninety-five the Lancashire (Southern Areas) Review Order 1933 and the Leigh Joint Hospital Amendment Order 1935 (in this order called "the amending order") the borough of Leigh and the urban districts of Atherton Golborne and Tyldesley respectively constitute a united district called the Leigh joint hospital district for the provision of hospitals for infectious diseases and the governing body of the united district is the Leigh joint hospital board;

And whereas application has been made to the Minister of Health to include in the united district the borough of Swinton and Pendlebury and the urban districts of Abram Kearsley and Worsley :

Now therefore the Minister of Health in pursuance of the powers given to him by section 297 of the Public Health Act 1875 and of all other powers enabling him in that behalf hereby orders as follows :—

Short titles  
and com-  
mencement.

1.—(1) This order may be cited as the Leigh Joint Hospital Order 1935 and the Leigh Joint Hospital Order 1894 the amending order and this order may be cited together as the Leigh Joint Hospital Orders 1894 to 1935.

(2) This order shall come into operation on the first day of October nineteen hundred and thirty-five.

Interpreta-  
tion.

2. In this order unless the context otherwise requires—

"population" means the population as ascertained from the last published census;

"the appointed day" means the first day of October nineteen hundred and thirty-five;

"the joint board" means the Leigh joint hospital board;

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“ the Minister ” means the Minister of Health;

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“ the new constituent authorities ” means the borough council of Swinton and Pendlebury and the urban district councils of Abram Kearsley and Worsley;

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“ the order of 1894 ” means the Leigh Joint Hospital Order 1894 amended as aforesaid; and

“ the united district ” means the Leigh joint hospital district.

3. The united district shall be extended so as to include the borough of Swinton and Pendlebury and the urban districts of Abram Kearsley and Worsley and subject to the provisions of this order references in the order of 1894 to constituent districts and constituent authorities shall be deemed to include the said borough and urban districts and the councils thereof respectively.

Extension of  
united dis-  
trict.

4. The schedule to this order shall be substituted for the schedules to the order of 1894.

Substitution of  
schedule for  
schedules to  
order of 1894.

5.—(1) The number of members ex officio of the joint board shall be increased from four to eight and subject to the provisions of this order the ex officio members shall be the persons described in column 3 of the schedule to this order.

Members ex  
officio of  
joint board.

(2) If the mayor of any borough or the chairman of any urban district council mentioned in the schedule to this order—

(a) is unwilling to act ex officio as a member of the joint board; or

(b) is disqualified or becomes disqualified as a member of the joint board;

he shall send the clerk to the joint board an intimation in writing of his unwillingness to act or disqualification as the case may be and thereupon the deputy-mayor of the borough or the vice-chairman of the urban district council unless he is disqualified for being a member of the joint board shall become the member of the joint board who ex officio represents that borough or urban district.

6.—(1) The number of elective members of the joint board shall be increased from thirteen to sixteen and the number of members to be elected by each of the constituent authorities shall be that set opposite the name of that authority in column 4 of the schedule to this order.

Elective  
members of  
joint board.

(2) In October nineteen hundred and thirty-five or in such later month as the Minister may direct each of the new constituent authorities shall elect the number of elective members of the joint board mentioned in column 4 of the schedule to this order.

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(3) At least seven days' notice in writing of the meeting at which members of the joint board will be elected under this article shall be given or sent to each member of the constituent authority by their clerk.

(4) The clerk to the constituent authority shall forthwith inform the clerk to the joint board in writing of the names addresses and occupations of the members of the joint board elected by that constituent authority and the persons so elected shall come into office upon their election.

(5) On the appointed day one of the elective members of the joint board representing the council of the borough of Leigh and the council of each of the urban districts of Atherton Golborne and Tyldesley shall retire from office.

Financial  
adjustments.

7.—(1) By way of a financial adjustment between the new constituent authorities and the joint board the new constituent authorities shall pay to the joint board the sum of five hundred and seventy-five pounds per annum for a period of twenty years and each of the new constituent authorities shall contribute to the said sum of five hundred and seventy-five pounds in the proportion which the population of their constituent district bears to the aggregate population of the constituent districts of the new constituent authorities.

(2) The sums received by the joint board under this section shall be apportioned between the councils of the borough of Leigh and the urban districts of Atherton Golborne and Tyldesley in proportion to the populations of the said borough and urban districts and any sums received by a council under this subsection shall be applied by them in the repayment of debt or with the sanction of the Minister to any other purpose for which capital money may be applied.

(3) Any payment not made by a new constituent authority within a period of two months after the first day of April in each year shall carry interest payable to the joint board at the rate of three and one-half per centum per annum from the latest day on which the sum should have been paid by the new constituent authority.

(4) The provisions of this section shall operate in satisfaction of any claim by the joint board on the one hand or by any of the new constituent authorities on the other hand to any financial adjustment of the property and liabilities of the joint board in consequence of the provisions of this order.

Property and  
liabilities of  
joint board.

8. All property immediately before the appointed day vested in the joint board for the benefit of the united district shall by virtue of this order be held by the joint board for the benefit of the united district as extended by this order and all liabilities

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which immediately before the appointed day attach to the joint board shall attach to them in respect of the united district as extended by this order. A.D. 1935.  
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9. Articles XXIII and XXIV of the order of 1894 which relate to the adaptation of that order on an alteration being made in the area of a constituent district and to the settlement by arbitration of differences arising out of that order shall have effect as if any reference in those articles to the order of 1894 included a reference to this order. Application of certain provisions of order of 1894.

10. Paragraph (b) of subdivision (1) of article XX of the order of 1894 shall be amended by the substitution for the words "and shall also include the remuneration and rations of nurses" of the words "but shall exclude the salaries and rations of officers and servants other than temporary nurses." Cost of maintenance of patients.

11. Subdivision (1) of article XI of the order of 1894 shall be amended by the substitution for the words "five members" of the words "eight members." Quorum.

**SCHEDULE.**

1.	2.	3.		4.
Name of district.	Name of district council.	Ex officio members.		Election members.
		Number.	Description.	
The borough of Leigh.	The council of the borough of Leigh.	1	The mayor of the borough.	4
The borough of Swinton and Pendlebury.	The council of the borough of Swinton and Pendlebury.	1	The mayor of the borough.	3
The urban district of Abram.	The urban district council of Abram.	1	The chairman of the urban district council.	1
The urban district of Atherton.	The urban district council of Atherton.	1	The chairman of the urban district council.	2
The urban district of Golborne.	The urban district council of Golborne.	1	The chairman of the urban district council.	1
The urban district of Kearsley.	The urban district council of Kearsley.	1	The chairman of the urban district council.	1

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1. Name of district.	2. Name of district council.	3. Ex officio members.		4. Elec- tive mem- bers.
		Num- ber.	Description.	
The urban district of Tyldesley.	The urban district council of Tyldesley.	1	The chairmen of the urban district council.	2
The urban district of Worsley.	The urban district council of Worsley.	1	The chairman of the urban district council.	2
	Total ...	8	Total ...	16

Printed by EYRE AND SPOTTISWOODE LIMITED

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Acts of Parliament

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