

the Hendon Urban District Council and the Urban District of Hendon and reference to the quarterly meeting of the Council of the Borough on the 9th day of November, were substituted for the reference to the annual meeting of the District Council.

(2) The members of the Education Committee of the District Council who shall be in office immediately before the commencement of this Scheme shall be deemed to have been appointed by the Borough Council under the said Scheme for the constitution of the Education Committee and shall hold office until the quarterly meeting of the Council of the Borough on the 9th day of November, 1932.

13. The said recited School Attendance by-laws and bye-laws with respect to the Employment of Children and Street Trading by young persons made under the Education Acts in force in the Urban District at the commencement of this Scheme shall apply to the Borough until revoked or altered by the Corporation.

COMPENSATION CLAUSE.

14.—(1) In case any officer of the District Council who was employed by such Council immediately before the date of the confirmation of this Scheme and who shall have been employed by such Council for a period of not less than five years shall not be employed by the Council of the Borough nor offered by that Council a position in their employ of a similar character and of an equal value to that formerly held by him he shall be entitled to be paid compensation for the loss of his position, and the amount to be paid in each case shall be determined having regard to the conditions and circumstances mentioned in the Eighth Schedule to the Local Government Act, 1929, and the compensation shall not exceed the limit therein mentioned.

Provided nevertheless that if any such officer shall be so employed by the Corporation, he shall, if his services are dispensed with or if his salary is reduced by the Corporation within four years after the commencement of this Scheme, because his services are not required or his duties are diminished, and not on the ground of misconduct, be deemed, unless the contrary is shown, to have suffered a direct pecuniary loss in consequence of this Scheme.

(2) Any compensation payable to any officer shall be paid out of the General Rate Fund of the Borough and the provisions of the said Schedule (except paragraph 11 thereof) shall apply subject to the following and any other necessary modifications:—

(a) any reference in that Schedule to "the Council" shall be construed as a reference to the Corporation; and

(b) any reference in that Schedule to "the appointed day" shall be construed as a reference to the appointed day as defined in this Scheme.

(3) All fees or remuneration received and retained by an officer in connection with the preparation of the jurors book or the register of electors under the Representation of the People Acts shall, subject to a reasonable deduction for any expenses incurred by the officer, be regarded as part of the emoluments of the officer for the purposes of compensation.

(4) No officer shall be entitled to receive both compensation under this Scheme for pecuniary loss and a superannuation or retiring allowance in respect of the same period of service and the same pecuniary loss.

(5) For the purposes of this article and of the provisions of the Eighth Schedule to the said Act of 1929, as applied by this article:—

(i) The expression "officer" includes a servant, and

(ii) A teacher employed in a public elementary school maintained but not provided by the District Council or the Corporation shall be deemed to be an officer employed by the District Council or the Corporation, and if his services are dispensed with by the direction or with the consent of the Corporation, he shall be deemed to be an officer whose services are dispensed with by the Corporation.

ACCOUNTS OF DISTRICT COUNCIL.

15.—(1) The accounts of the District Council and of their Committees and officers shall be made up to the appointed day and shall be audited by the district auditor in like manner and subject to the like incidents and consequences as if this Scheme had not been confirmed.

(2) Any sum certified at the audit by the district auditor to be due from any person shall be paid to the Treasurer of the Borough.

SUPPLEMENTARY PROVISIONS.

16.—(1) The District Council shall by the levy of a rate liquidate as far as practicable before the appointed day all their current debts and liabilities.

(2) All rates made by the District Council which are not collected immediately before the appointed day and all other sums then due to the District Council may be recovered by the Corporation.

17.—(1) Nothing in this Scheme shall cause to abate or shall prejudicially affect or prevent the continuance of any action, cause of action or proceeding which immediately before the appointed day is pending or existing by or against the District Council or any contract, deed, bond, agreement or other instrument (subsisting immediately before the appointed day) entered into or made by the District Council or their predecessors:

Provided that:—

(a) Any action, cause of action or proceeding which immediately before the appointed day is pending or existing by or against the District Council may be continued, prosecuted and enforced by or against the Corporation; and

(b) All contracts, deeds, bonds, agreements and other instruments (subsisting immediately before the appointed day) entered into or made by the District Council (or their predecessors) may be continued and enforced as fully and effectually as if instead of that Council (or their predecessors) the Corporation had been a party thereto.

(2) All legal proceedings pending immediately before the appointed day may be amended in such a manner as may be necessary or proper in consequence of this Scheme.