

when constituted by Charter—with the Police Force of the County of Warwick:

And whereas this Scheme has been referred for consideration to the Secretary of State, Ministers and Government Departments to whom it is required to be referred by the enactment in that behalf:

Now, therefore, pursuant to the Municipal Corporations Act, 1882, and every other power enabling them in that behalf, the Committee of Council have settled a Scheme containing the provisions herein, and do hereby direct, order, and declare as follows:—

SHORT TITLE AND INTERPRETATION.

1.—(1) This Scheme may be cited as the Borough of Rugby Scheme, 1932.

(2) In this Scheme unless the context otherwise requires:—

“The appointed day” means the day appointed for the first meeting of the Council of the Municipal Borough of Rugby;

“The Borough” means the Municipal Borough of Rugby;

“The Corporation” means the Mayor, Aldermen and Burgesses of the Borough acting by the Council of the Borough;

“The District” means the existing Urban District of Rugby;

“The District Council” means the existing Urban District Council of Rugby;

“The Municipal Corporations Acts” means the Municipal Corporations Act, 1882, and the Acts amending and extending that Act;

“Duties” includes responsibilities and obligations and any proceeding to which the District Council may be liable for the enforcement of any duty or for punishing the breach of any duty;

“Liabilities” includes all debts and liabilities to which the District Council are or would but for this Scheme be liable whether accruing before, on, or after the appointed day;

“Local Authority” means a local authority as defined in Section 3 of the Local Government and other Officers Superannuation Act, 1922;

“Powers” includes rights, jurisdiction, capacities, privileges, franchises and immunities;

“Property” includes all property, real and personal and all estates, interests, easements and rights (whether equitable or legal) in to and out of property real and personal, including things in action and all franchises, rights of common and commonable rights and all charters, records, deeds, books and documents.

COMMENCEMENT.

2. This Scheme shall come into operation on the day of its confirmation whether by Order in Council or by Act of Parliament.

POWERS, ETC., OF CORPORATION UNDER PUBLIC GENERAL ACTS.

3.—(1) On the appointed day the Borough shall be placed under the jurisdiction of the Corporation as the local authority for the purposes of the Public Health Acts, 1875 to 1925, and save as provided in this article the Corporation shall have all the powers and duties conferred or imposed by any public general Act of Parliament on the council of a borough containing according to the census

of 1881 or any later census a population of 10,000 or upwards.

(2) Nothing in this Scheme shall affect the provisions of the Rating and Valuation Act, 1925.

(3) Notwithstanding the provisions of paragraph (1) of this article the Corporation shall not exercise any of the powers or duties or be subject to the liabilities in relation to (a) the appointment of Analysts under the Acts relating to the Sale of Food and Drugs or (b) the execution of the Diseases of Animals Acts, 1894 to 1914, and of the Destructive Insects and Pests Acts, 1877 and 1907, or (c) Weights and Measures, but all the powers, duties and liabilities in respect of such matters shall be exercised by and be attached to the County Council of the Administrative County of Warwick and the area of the Borough shall for all purposes of the Acts relating to the matters mentioned above form part of the County in like manner as if it were not a Borough.

DISSOLUTION, TRANSFER OF POWERS, ETC., OF DISTRICT COUNCIL.

4.—(1) On the appointed day the District Council shall cease to exist and subject to the provisions of this Scheme their powers and duties including those under any local Act, provisional order or order shall be transferred to and attach to the Corporation, and the Corporation shall be the successors of the District Council.

(2) All powers and duties which immediately before the appointed day are exercisable by or attach to the District Council for the benefit of the District shall be exercisable by or attach to the Corporation for the benefit of the Borough.

PROPERTY AND LIABILITIES OF DISTRICT COUNCIL.

5. Subject to the provisions of this Scheme:—

(1) All property (not being property held on a charitable trust) or liabilities which immediately before the appointed day are vested in or attach to the District Council shall on the appointed day by virtue of this Scheme be transferred to, vest in and attach to the Corporation, subject to all trusts affecting the same, and where the property was acquired or the liabilities were incurred in the execution of an Act of Parliament the property and liabilities shall be held by and be discharged by the Corporation in accordance with such of the provisions of that Act as apply to the council of a borough.

(2) All property which immediately before the appointed day is vested in the District Council for the benefit of the District shall by virtue of this Scheme be held by the Corporation for the benefit of the Borough, and all liabilities which immediately before the appointed day attach to the District Council in respect of the District shall on the appointed day attach to them in respect of the Borough.

(3) Any balance immediately before the appointed day to the credit or debit of any fund of the Urban District shall on the appointed day become a balance to the credit or debit of a corresponding fund to be opened for the Borough.