

BURIAL ACTS, 1852 TO 1906.

11.—(1) All the powers and duties which immediately before the appointed day are exercisable by, or attach to, the District Council under or by virtue of the Burial Acts, 1852 to 1906, shall be exercisable by, or attach to, the Corporation.

(2) Such of the provisions of the Burial Acts, 1852 to 1906, as apply to a Town Council, acting as a Burial Board, shall extend to the Corporation acting as a Burial Board, and the expenses of the Corporation in the execution of those Acts shall accordingly be chargeable upon, and paid out of, the general fund and general rate of the Borough.

BYE-LAWS, REGULATIONS, ORDERS, ETC.

12.—(1) All Bye-laws made before the 1st January, 1921, which, under the Ministry of Health Act, 1919, are subject to confirmation by the Minister of Health, whether made before or after the passing of that Act, shall cease to be in force within the Borough on the expiry of one year from the appointed day.

(2) Any reference to the Barnes Local Board or the Barnes Urban District Council in:—

(a) Any Bye-law, Regulation, Scheme, list of tolls, table of fees and payments, or scale of charges; or

(b) Any Order in Council or Order of a Government Department or Local Authority, other than an Order relative to a charitable endowment, which immediately before the appointed day is in force shall be read as a reference to the Corporation.

(3) Any reference in any document to which paragraph (2) of this Article applies to the Local Government District of Barnes or the Urban District of Barnes shall be read as a reference to the Borough.

13. Any Bye-laws made by the County Council of Surrey under Section 16 of the Local Government Act, 1888, which immediately before the appointed day are in force within the District shall, until the 1st day of January, 1935, apply to the Borough and be enforced by the Corporation as if those Bye-laws had been made by the Corporation, but on that day shall cease to be in force within the Borough unless the Bye-laws shall previously have been repealed or altered as respects the Borough by Bye-laws made by the Corporation.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, the expression "Officer" includes a servant.

ACCOUNTS OF DISTRICT COUNCIL.

15.—(1) The accounts of the District Council and of their 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