

Sched. V.,
Part III.Highway and
Turnpike Acts
to Local
Government
Board.Law relating
to highways.Transfer of
officers to
Local Govern-
ment Board.Officers of
Local
Government
Board.Salary of
medical
officer.Medical
officer of
Local
Government
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Local Govern-
ment Board,
how to be
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Government
Board.

and to turnpike roads and trusts and bridges in England and Wales, shall be imposed on and be done by or to the Local Government Board, subject to the conditions, liabilities, and incidents to which such powers, duties, and acts were respectively subject immediately before the passing of the Public Health Act, 1872, or as near thereto as circumstances admit.

Note.

With regard to the Acts relating to highways and bridges, see Part I. of this work.¹

35 & 36 Vict. c. 79, s. 37.

All inspectors, clerks, and other officers who are by virtue of section thirty-seven of the Public Health Act, 1872, attached to and under the control of the Local Government Board, shall hold their offices and places upon the same terms and conditions, and shall have the same powers, privileges, and immunities with respect to the performance of their duties, as if this Act had not passed.

The Local Government Board may by order distribute the business to be performed under the Local Government Board amongst such officers and persons in such manner as the Local Government Board may think expedient.

Note.

The section, which is here re-enacted with amendments, originally enacted that, "all inspectors, clerks, and other officers employed in or about the execution of the powers and duties transferred by virtue of the provisions of this Act to the Local Government Board (*i.e.* by virtue of sects. 34, 35, and 36 of the Public Health Act, 1872, re-enacted above), shall, from and after such transfer, be attached to and under the control of the Local Government Board."² These are not local officers, but officers connected with the public departments in London, which were transferred to the Local Government Board; see the provisions of the Local Government Board Act of 1871.³

35 & 36 Vict. c. 79, s. 38.

Notwithstanding anything contained in any Act of Parliament now in force, there shall be paid out of moneys to be provided by Parliament to the medical officer of the Local Government Board such salary as the Treasury may from time to time determine.

Note.

The section here partly re-enacted recited that the medical officer of the Privy Council had under and by virtue of the sixth section of the Local Government Board Act, 1871,⁴ been attached to the Local Government Board.

35 & 36 Vict. c. 79, s. 48.

Every general order of the Local Government Board, made in pursuance of the Poor Law Amendment Act, 1834, and the several Acts amending the same, shall be published in the *London Gazette*, and when so published shall take effect in like manner, and shall be of as much force and validity as any general order of the Poor Law Board made and sent in the manner prescribed by the last-mentioned Acts, and no further proceeding shall be necessary in such behalf; and as regards any single order of the said Board, made in pursuance of the said last-mentioned Acts, it shall not be necessary henceforth to send a copy thereof to the clerk to the justices of the petty sessions.

Note.

The orders of the Poor Law Commissioners were required to be sent to overseers, guardians, and clerks to justices.⁵ They may be removed into the King's Bench Division by *certiorari*.⁶ Disobedience to such orders is punishable summarily, or on a third offence, by indictment.⁷

(1) Chap. I, § 22, *ante*, p. 54, and

Chap. V., § 7, *ante*, p. 112.

(2) 35 & 36 Vict. c. 79, s. 37.

(3) 34 & 35 Vict. c. 70, s. 6, *post*, Vol. II.,

p. 1173.

(4) *Ibid.*

(5) 4 & 5 Will. IV. c. 76, s. 18.

(6) *Ibid.*, s. 105.

(7) *Ibid.*, s. 98.

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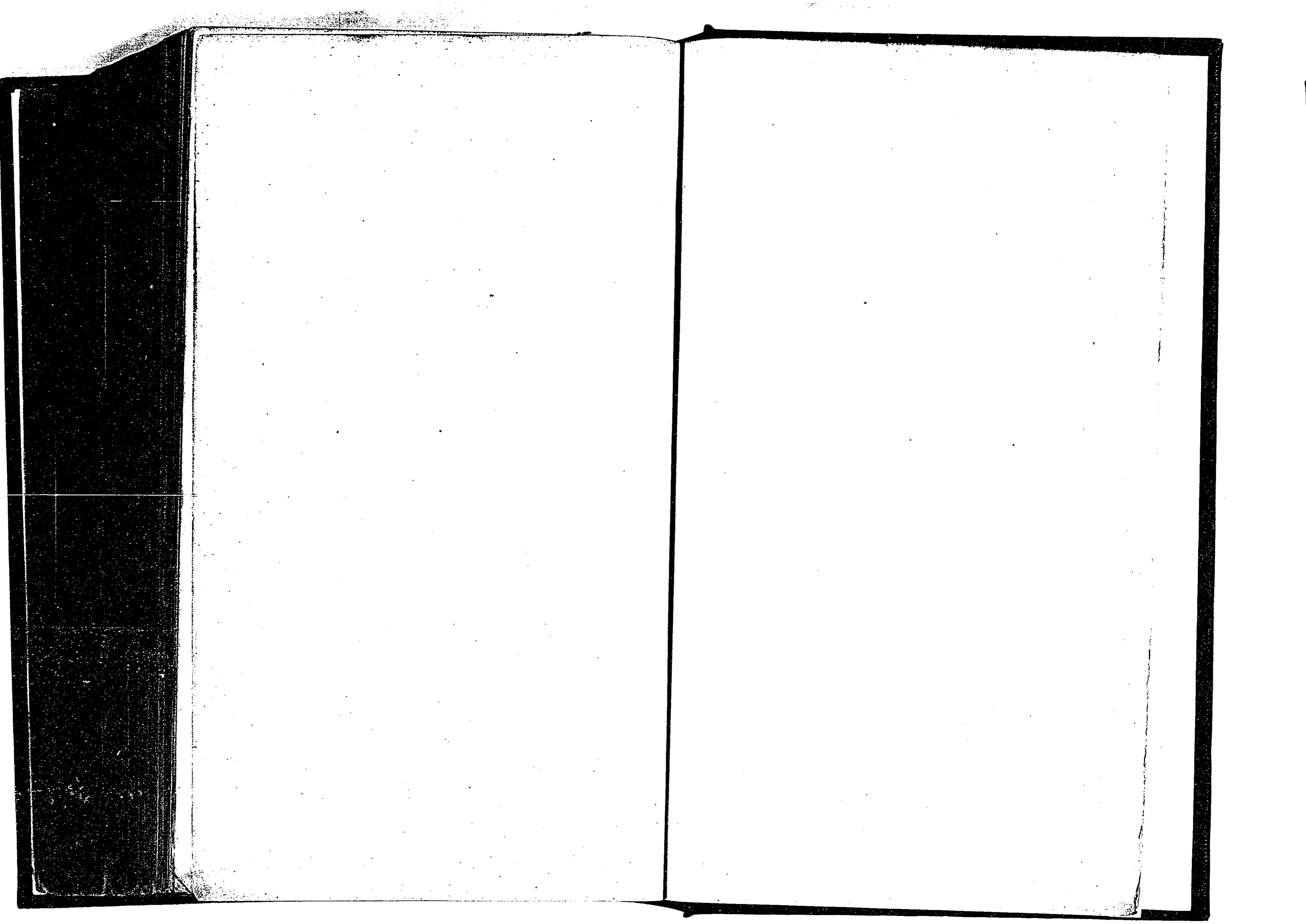
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