

to be incurred during the current year or retrospectively in order to raise money to pay charges and expenses already incurred.

Taxes may
be amended.

15. Any tax made in pursuance of this Act may be amended by inserting therein the name of any person claiming and entitled to have his name inserted or by inserting the name of any person who ought to have been assessed or by striking out the name of any person who ought not to have been assessed or by raising or reducing the sum at which any person has been assessed if it appears to the Glen Bank Trustees that he has been under-taxed or over-taxed or by making any other alteration which will make the tax conformable to the provisions of this Act and no such amendment shall be held to avoid the tax Provided that an amended tax shall not be payable by any person the amount of whose tax is increased by the amendment or whose name is thereby newly inserted until seven days after notice of the amendment has been given to him.

Evidence of
taxes.

16. The production of the books purporting to contain any tax or assessment made under this Act shall without any other evidence whatever be received as prima facie evidence of the making and validity of the taxes mentioned therein.

Description
of owner or
occupier.

17. Where the name of any owner or occupier of any house or land liable to pay any tax under this Act is not known to the Glen Bank Trustees it shall be sufficient to assess and designate him in notices and other documents as "the owner" or "the occupier" of the house or land in respect of which he is assessed without further description.

Tenants and
occupiers to
pay rates and
to deduct
them from
rents.

18. Every tenant or occupier of any lands assessed or taxed or liable to any tax levied by the Glen Bank Trustees is hereby required to pay all and every such sum or sums of money as shall be from time to time assessed taxed or charged on or for or in respect of such lands in his tenancy or occupation in respect of any such tax and shall be entitled to deduct from any rent at any time payable by him to the owner of such lands the amounts so paid by him in respect of such

taxes Provided that no greater sum shall be recovered at any one time from any tenant or occupier (who is not at the same time the owner) than the amount of rent owing by him or which shall have accrued due from him subsequent to the service of a notice upon him to pay the tax but no tenant or occupier shall be entitled to the benefit of this proviso unless he shall on demand by the clerk or other person appointed by the Glen Bank Trustees produce to him the receipt for the last payment of rent made by such tenant or occupier or if he shall not have paid any rent give true and full information to such clerk or other person as to the rent at which he holds and the times at which the same becomes payable and the amount of rent (if any) owing by him and Provided further that nothing in this section contained shall extend to abrogate any existing lease or agreement or be deemed to alter the incidence of burdens as between landlord and tenant under any such existing lease or agreement.

19. Notice of every tax imposed by the Glen Bank Trustees shall be given as soon as may be to every occupier liable to the tax and every such notice shall state the period for which the tax is to be levied the total amount payable the time at which (not being less than twenty-one days from the date of the order imposing the tax) and the persons to whom payment is to be made.

Demand
note.

20. When any lands in respect of which the occupier if such lands were occupied would be liable to pay any tax made under the provisions of this Act shall be unoccupied at the time of making such tax the Glen Bank Trustees may recover the amount of such tax from the owner of such unoccupied premises and every such owner shall pay the amount of such tax.

Owners of
unoccupied
property to pay
tax.

21. The Glen Bank Trustees may borrow on mortgage of their general revenue any sums not exceeding the sum of five thousand pounds for any extraordinary purposes which may be rendered necessary in connection with the repair and upholding of the banks of the River Glen and any sums that may be necessary for paying the costs charges and expenses of this Act and every mortgage deed shall be

Power to
Trustees to
borrow on
mortgage

under the hands and seals of at least three of the Glen Bank Trustees and the Trustees may pay off any sums so borrowed and re-borrow the same or may re-borrow for the purpose of paying off any sums so borrowed.

Consent of
Treasury to
borrowing
during War.

22. Notwithstanding anything in this Act the Glen Bank Trustees shall not under the powers of this Act raise or borrow any money (other than moneys borrowed for payment of the costs charges and expenses of obtaining this Act) during the continuance of the present war and twelve months thereafter unless the consent of the Treasury has been previously obtained.

As to re-pay-
ment of
borrowed
money.

23. All moneys borrowed by the Glen Bank Trustees under the authority of this Act shall be paid off within sixty years from the date or dates of borrowing the same. Provided that any money borrowed for the costs charges and expenses of this Act shall be paid off within five years from the passing of this Act.

Mode of
payment off
of money
borrowed.

24. The Glen Bank Trustees shall pay off all moneys borrowed by them on mortgage under the powers of this Act by equal yearly or half-yearly instalments of principal or of principal and interest combined and the payment of the first instalment shall be made within twelve months if by yearly repayments or within six months if by half-yearly repayments from the time of borrowing the sum in respect of which the payment is made.

Appointment
of receiver.

25.--(1) Any mortgagee of the Glen Bank Trustees by virtue of this Act may enforce the payment of arrears of interest or of principal or of principal and interest by the appointment of a receiver provided that such payment is six months in arrear.

The amount of arrears of principal due to such mortgagee or in the case of a joint application by two or more mortgagees to such mortgagees collectively to authorise the appointment of a receiver shall not be less than one thousand pounds in the whole.

(2) The application for the appointment of a receiver shall be made to the High Court.

26. A person lending money to the Glen Bank Trustees shall not be bound to inquire as to the observance by them of any provisions of this Act or be bound to see to the application or be answerable for any loss mis-application or non-application of the money lent or of any part thereof.

Protection
of lenders
from inquiry.

27. The Glen Bank Trustees shall not be bound to see to the execution of any trust whether express or implied or constructive to which any loan or security for loan given by them under the authority of this Act may be subject but the receipt of the person in whose name any loan or security for loan stands in the register of mortgages shall from time to time be sufficient discharge to the Glen Bank Trustees in respect thereof notwithstanding any trusts to which such loan or security may be subject and whether or not the Glen Bank Trustees have had express or implied notice of any such trust or of any charge or incumbrance upon or transfer of such loan or security or any part thereof or interest thereon not entered in their register and the Glen Bank Trustees shall not be bound to see to the application of the money paid on any such receipt or be answerable or accountable for any loss misapplication or non-application of any such money.

Trustees not to
regard trusts.

28. The Award dated the 25th March 1819 made under the Act of 1801 shall be read and construed so that the number of the Glen Bank Trustees to be appointed thereunder shall be five of whom one only shall represent the several parishes of Baston Thurlby and Bourn and that on the death resignation or disqualification of the present member the owners or proprietors for the time being of ten acres of land charged or chargeable to the reparation and support of the banks of the River Glen in the said several parishes of Baston Thurlby and Bourn or a majority of such owners or proprietors present at any meeting to be held within the Parish of Baston aforesaid and to be convened for this purpose by notice in writing under the hands of any three of such owners or proprietors as aforesaid to be affixed on the principal door of the churches of Baston Thurlby and Bourn aforesaid during divine service on the two Sundays immediately preceding such meeting shall elect or appoint one trustee only as a member of the Glen Bank Trustees representing those parishes.

Amendment of
the Award of
1819.

Recovery of penalties.

29. All penalties forfeitures costs and expenses imposed or recoverable under this Act may be prosecuted and recovered in a summary manner Provided that costs or expenses except such as are recoverable along with a penalty shall not be recovered as penalties but may be recovered summarily as civil debts.

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Application of penalties.

30. All penalties and forfeitures which under the provisions of this Act shall become payable by any person on the prosecution of the Glen Bank Trustees shall be awarded and paid over to the Glen Bank Trustees and shall be by them applied for the purposes of this Act.

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Audit of accounts.

31. The accounts of the Glen Bank Trustees shall be audited by an accountant to be appointed by the Board of Agriculture and Fisheries at such salary and upon such terms and conditions as the Glen Bank Trustees may think fit.

Authentication of notices.

32. Where any notice or demand under this Act requires authentication by the Glen Bank Trustees the signature of the clerk or clerks or other duly authorised officer of the Glen Bank Trustees shall be sufficient authentication.

Service of notices.

33. Notices orders summonses and any other documents required or authorised to be served under this Act may be served by post or by delivering the same to or at the residence of the person to whom they are respectively addressed or where addressed to the owner or occupier of premises by delivering the same or a true copy thereof to some person on the premises or if there is no person on the premises who can be so served by fixing the same on some conspicuous part of the premises.

Recovery of demands.

34. Proceedings for recovery of any demand made under the authority of this Act whether provision is or is not made for the recovery in any specified court or manner may be taken in the county court having otherwise jurisdiction in the matter provided that the demand does not exceed the amount recoverable in that court in a personal action.

35. Nothing in this Act contained shall repeal invalidate lessen alter prejudice or take away any of the rights powers privileges or authorities of the Black Sluice Commissioners which shall continue as fully and effectually to all intents and purposes as if this Act had not been passed.

36. The provisions of the sections of this Act the marginal notes whereof are hereunder mentioned shall not apply to the Great Northern Railway Company or the Great Eastern Railway Company or the Joint Committee of those Companies or the Midland and Great Northern Railways Joint Committee or to the properties of any of the said Companies or Committees :—

“Penalty on persons committing offences named.”

“As to encroachments”.

“Certain offences in relation to banks”.

37. Nothing in this Act affects prejudicially any estate right power privilege or exemption of the Crown.

38. The costs charges and expenses of and incidental to the applying for obtaining and passing of this Act or otherwise in relation thereto (including the costs of and in connection with the promotion of the River Glen Improvement Bill 1915) as taxed by the Taxing Officer of the House of Lords or of the House of Commons shall be paid by the Glen Bank Trustees out of any of their funds or revenues or out of money borrowed for that purpose.

[SCHEDULE

Schedule referred to in the foregoing Act.

FORM OF ASSESSMENT.

The Glen Bank Trustees acting under the River Glen Act 1916 do hereby assess tax and charge the lands mentioned in the annexed book and in such book distinguished by the numbers by which the same lands are distinguished on the 25-inch Ordnance Map of the County of Lincoln and being within the Parish of _____ and the respective owners and occupiers of the said lands whose names are mentioned in each page of the said book with the sum of _____ for every acre of the said lands set down in each page of the said book against the names of such owners and occupiers and so in proportion for any greater or less quantity than an acre; and the Glen Bank Trustees order and direct that the tax hereby imposed shall be deemed a general drainage tax and shall be paid to Mr. _____ the collector appointed by the Trustees to receive the same at the following places viz. :—

on the _____ day of _____ next between the hours of twelve noon and three in the afternoon of such days respectively.

FORM OF TAXATION.

Occupier.	Owner.	Parish.	No. on Map.	Description.	Quantity.	Amount of Tax.