



CHAPTER xiv.

An Act for conferring further powers upon the Dartford Gas Company and for other purposes. A.D. 1908.

[18th June 1908.]

WHEREAS by the Dartford Gas Act 1880 (in this Act called "the Act of 1880") the Dartford Gas Company (in this Act called "the Company") were incorporated and were (amongst other things) authorised to supply gas in the parishes of Dartford Wilmington Stone Darenth Horton Kirby Sutton-at-Hone Farningham Eynsford Lullingstone and Southfleet all in the county of Kent and to maintain and continue works for the manufacture and storage of gas and the conversion of residual products on certain lands in the said parish of Dartford described in the schedule to the Act of 1880:

And whereas the authorised share capital of the Company is seventy-four thousand four hundred pounds divided into four hundred and forty Class A and two thousand Class B shares of ten pounds each and fifty thousand pounds (inclusive of premiums) in new ordinary shares of the nominal value of ten pounds each of which the following shares have been created and issued and are fully paid up and are entitled to dividends as follows:—

Classified Shares.	Number of Shares issued.	Entitled to a maximum Dividend of
Class A - - - -	440	£10 per centum.
Class B - - - -	2,000	£7 per centum.
New Ordinary - - -	3,789	£7 per centum.

[Price 1s. 3d.]

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And whereas by the Act of 1880 the Company were authorised to borrow on mortgage in respect of their paid-up capital the total sum of eighteen thousand five hundred pounds and have borrowed the sum of twelve thousand and eighty-three pounds :

And whereas it is expedient that the share capital of the Company should be converted and consolidated as provided by this Act :

And whereas it is expedient that the Company should be authorised to raise additional capital for the purposes of this Act and for the general purposes of their undertaking :

And whereas it is expedient that for the purpose of the supply of their district the works of the Company should be extended and that they should be authorised to construct additional gasworks on the land now belonging to them and described in the First Part of the schedule to this Act and that they should be empowered to purchase compulsorily and to erect gasworks on the lands described in the Second Part of the said schedule :

And whereas a plan showing the lands which may be acquired by the Company compulsorily for the purposes of this Act and a book of reference containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act have been deposited with the clerk of the peace for the county of Kent and are hereinafter respectively referred to as the deposited plan and book of reference :

And whereas it is expedient that the other powers hereinafter mentioned should be conferred on the Company :

And whereas the objects aforesaid cannot be attained without the authority of Parliament :

May it therefore please Your Majesty that it may be enacted and be it enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows (that is to say):—

Short titles

1. This Act may be cited as the *Dartford Gas Act 1908* and the Act of 1880 and this Act may be cited together as the *Dartford Gas Acts 1880 and 1908.*

2. The following Acts and parts of Acts are (subject to the provisions of and so far as applicable to the purposes of this Act) hereby incorporated with and form part of this Act (namely):—

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Incorporation of
general Acts.

The Gasworks Clauses Acts 1847 and 1871 Provided that section 13 of the former Act shall be read as if the words “or any premises” were inserted after the words “private building” and as if the words “Provided that every such contract entered into by the Company shall be alike in terms and amount under like circumstances to all consumers” were added at the end of that section:

The provisions of the Companies Clauses Consolidation Act 1845 with respect to the following matters (that is to say):—

The distribution of the capital of the Company into shares;

The transfer or transmission of shares;

The payment of subscriptions and the means of enforcing the payment of calls;

The forfeiture of shares for non-payment of calls;

The remedies of creditors of the Company against the shareholders;

The borrowing of money by the Company on mortgage or bond;

The consolidation of the shares into stock;

The general meetings of the Company (excepting section 66);

The making of dividends;

The giving of notices; and

The provision to be made for affording access to the special Act by all parties interested:

Part I. (relating to cancellation and surrender of shares)

Part II. (relating to additional capital) and Part III. (relating to debenture stock) of the Companies Clauses Act 1863 as amended by subsequent Acts:

And the Lands Clauses Acts.

3. In this Act unless there be something in the subject or context repugnant to such construction the several words and expressions to which meanings are assigned by the Acts wholly

Interpretation.

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or partially incorporated herewith shall have the same respective meanings and the expressions "the works" "the gasworks" and "the undertaking" shall respectively mean and include the gasworks and works connected therewith by this Act authorised to be made or maintained by the Company and any improvement thereof which they may construct under the powers of this Act and the lands buildings estate right title property privileges and effects and the undertaking of the Company and every part thereof respectively.

Power to
take lands.

4. Subject to the provisions of this Act the Company may enter upon take and use such of the lands described in the Second Part of the schedule to this Act and delineated on the deposited plan and described in the deposited book of reference as may be required for the purposes of their undertaking.

Period for
compulsory
purchase of
lands.

5. The powers of the Company for the compulsory purchase of lands for the purposes of this Act shall cease after the expiration of three years from the passing of this Act.

Powers as to
construction
and mainten-
ance of gas-
works &c.

6. Subject to the provisions of this Act the Company may upon the lands described in the First and Second Parts of the schedule to this Act erect maintain alter improve enlarge extend and renew or discontinue gasworks retorts gasometers receivers drains sewers mains pipes meters lamps lamp-posts burners stop-cocks machinery and other works and apparatus and conveniences and may do all such acts as they may think proper for making and storing gas and for supplying gas within the limits of this Act and may make store and supply gas accordingly and may manufacture sell provide supply and deal in coke tar and all other products or residuum of any materials employed in or resulting from the manufacture of gas.

Power to
purchase
lands by
agreement.

7. The Company may for the purposes of their undertaking purchase take and hold (by agreement but not otherwise) in addition to the lands described in the Second Part of the schedule to this Act and the lands now belonging to or authorised to be acquired by them any lands and hereditaments not exceeding in the whole five acres which the Company may require for the purposes of their works and undertaking but the Company shall not create or permit a nuisance on any such lands and no lands shall be used by the Company for the purpose of manufacturing gas or residual products except the lands described in the schedule to this Act.

8. The Company may sell and dispose of or may let on lease for such period as they think fit any lands for the time being belonging to them which are not required for the purposes of their undertaking and any such disposal or lease may be for such consideration and subject to such reservations stipulations and conditions as the Company think fit.

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Power to sell
and lease
lands.

9. The Company may purchase erect or take on lease houses cottages and buildings for persons in their employ and offices show-rooms and other buildings for the purposes of their undertaking and may erect maintain and let any of such buildings upon any lands for the time being belonging or leased to the Company.

Dwelling-
houses for
persons in
Company's
employ.

10.—(1) As from the first day of January one thousand nine hundred and nine all the existing Class A Class B and new ordinary shares of the Company shall be converted and consolidated into one class of stock to be called consolidated stock according to the following scales (that is to say):—

Conversion
of existing
shares of
Company.

For every existing Class A share entitled to a maximum dividend of ten per centum per annum twenty pounds of consolidated stock ;

For every existing Class B share and new ordinary share entitled to a maximum dividend of seven per centum per annum fourteen pounds of consolidated stock.

(2) As on the said first day of January one thousand nine hundred and nine there shall be by virtue of this Act created the sum of eighty-nine thousand eight hundred and forty-six pounds of five per centum consolidated stock and such sum shall be divided among and vested in the several persons who on the said first day of January one thousand nine hundred and nine are registered in the books of the Company as holders of the said Class A Class B and new ordinary shares respectively in proportion to the amount of such shares held by them respectively Provided that notwithstanding anything in this Act contained no person shall become entitled under this Act to any fractional part of a pound of consolidated stock but in every case in which any such person would but for this enactment have become entitled to a fractional part of a pound of such stock the Company may at their option receive from such person such a further sum in cash as will make up an even pound or pay to such person in cash such a sum as will equal the market value of such fractional part :

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Provided that neither such conversion nor anything in this Act contained shall have the effect (except as provided by the section of this Act of which the marginal note is "Application of premium arising on issue of stock") of increasing the maximum reserve fund prescribed by section 31 of the Gasworks Clauses Act 1847.

Consolidated stock to be held on same trusts &c. as shares for which they are substituted.

11. All consolidated stock issued under this Act to holders of existing shares in the capital of the Company shall be held in the same rights on the same trusts and subject to the same powers provisions charges and liabilities as those in upon or to which the existing shares for which the consolidated stock is substituted were held or were subject to immediately before the said first day of January one thousand nine hundred and nine and shall be dealt with applied and disposed of accordingly and so as to give effect to and not to revoke any deed will or other instrument disposing of or affecting any such of the existing shares and trustees executors or administrators or other incapacitated parties may accept consolidated stock in substitution for existing shares held by them in the capital of the Company and may retain dispose of or otherwise deal with the same as they might have retained disposed of or otherwise dealt with such existing shares.

Certificates to be called in and others issued.

12. The Company shall call in the certificates of the shares for which consolidated stock shall be substituted by virtue of this Act and shall issue in exchange for those certificates to the respective proprietors thereof free of charge certificates of consolidated stock of the amounts and descriptions to which those proprietors are by this Act respectively entitled but no proprietor shall be entitled to a certificate of the consolidated stock so substituted for the existing shares held by him until he shall have delivered up to the Company to be cancelled the existing certificate for which such certificate is to be substituted or shall have proved to the reasonable satisfaction of the directors of the Company the loss or destruction thereof and shall have given such guarantee or indemnity as the Company may require Provided always that until the issue of the certificate of such consolidated stock the existing certificate for which such new certificate is to be substituted shall according to the amounts of consolidated stock to be substituted by virtue of this Act for the existing shares which they respectively represent have and confer the same rights and

advantages as if they were certificates for those respective amounts of consolidated stock which are to be so substituted for such existing shares but if any holder of any existing shares of the Company neglect or omit to send or deliver to the Company his existing certificate for the period of one year after notice in writing sent by post to the address appearing in the shareholders' address book the Company may suspend the payment of any dividend declared or made payable upon or in respect of the consolidated stock so held by him until such existing certificate is sent or delivered to the Company or is proved to the reasonable satisfaction of the directors of the Company to have been lost or destroyed.

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13. All transfers or other dispositions of any existing shares in the capital of the Company as existing up to the conversion thereof into consolidated stock by virtue of this Act shall after such conversion and notwithstanding this Act be valid and have due effect given to them respectively as transfers for the respective amounts of consolidated stock which the shares thereby expressed to be transferred or disposed of represent or which are or may be substituted for the same under the provisions of this Act although the instrument transferring or disposing thereof respectively shall describe the same by the name or denomination which the shares transferred or disposed of had before such conversion and the bequest of or any covenant or provision of any deed or agreement relating to any specific or nominal amount of any such existing shares converted by this Act into stock of larger nominal amount shall be held to apply to a nominal amount of consolidated stock which is substituted for such existing shares equal to the amount of such stock in which such existing shares shall have been converted under the provisions of this Act.

Transfers
of shares
although by
present name
to be valid.

14. Notwithstanding anything in the Act of 1880 contained from and after the passing of this Act the Company shall not exercise in respect of any money borrowed by them the powers of the Companies Clauses Consolidation Act 1845 "with respect to the conversion of the borrowed money into capital."

Company not
to convert
borrowed
money into
capital.

15. The Company may from time to time raise additional capital not exceeding in the whole seventy-five thousand pounds by the creation and issue of ordinary stock but no such stock shall vest in the person or corporation accepting the same unless and until the full price of such stock including any premium

Additional
capital.

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Repeal of sections 29, 30 and 31 of Act of 1880 and new stock to be sold by auction or tender.

16. As and from the passing of this Act section 29 (New shares to be offered by auction or tender) section 30 (Purchase-money of capital sold by auction to be paid within one week) and section 31 (Notice to be given as to sale &c. of shares) of the Act of 1880 are hereby respectively repealed and the following provisions shall apply and have effect (that is to say):—

- (1) All stock created under the powers of this Act or of the Act of 1880 shall be issued in accordance with the provisions of this section:
- (2) All stock so to be issued shall be offered for sale by public auction or tender in such manner at such times and subject to such conditions of sale as the Company shall from time to time determine. Provided as follows:—

(A) Notice of the intended sale shall be given in writing to the respective clerks of the urban and rural district councils of Dartford and to the secretary of the London Stock Exchange at least twenty-eight days before the day of auction or the last day for the reception of tenders as the case may be and shall also be duly advertised once in each of two consecutive weeks in one or more local newspapers circulating within the said urban and rural districts respectively;

(B) A reserve price shall be fixed and notice thereof shall be sent by the Company in a sealed letter to be received by the Board of Trade not less than twenty-four hours before but not to be opened till after the day of auction or last day for the receipt of tenders as the case may be;

(C) No lot offered for sale shall comprise stock of greater nominal value than one hundred pounds;

(D) In the case of a sale by tender no preference shall be given to one of two or more persons.

tendering the same sum In the case of a sale by auction a bid shall not be recognised unless it is in advance of the last preceding bid ;

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(E) It shall be one of the conditions of sale that the total sum payable by the purchaser shall be paid to the Company within one month after the date of the auction or of the acceptance of the tender as the case may be :

- (3) Any stock which has been so offered for sale and is not sold may be offered at the reserve price to the holders of ordinary stock of the Company in accordance with the provisions of sections 18 19 and 20 of the Companies Clauses Act 1863 and to the employees of the Company and to the consumers of gas supplied by the Company in such proportions as the Company may think fit or to one or more of these classes of persons only Provided in the case of an offer to holders of stock that if the aggregate amount of stock applied for shall exceed the aggregate amount so offered as aforesaid the same shall be allotted to and distributed amongst the applicants as nearly as may be in proportion to the amounts applied for by them respectively :
- (4) Any stock which has been offered in accordance with subsection (2) or with subsections (2) and (3) and is not sold shall be again offered for sale by public auction or by tender in accordance with the provisions of this section and any such stock then remaining unsold may be otherwise disposed of at such price and in such manner as the directors may determine for the purpose of realising the best price obtainable :
- (5) As soon as possible after the conclusion of sale or sales the Company shall send a report thereof to the Board of Trade stating the total amount of the stock sold the total amount obtained as premium (if any) and the highest and lowest prices obtained for the stock as the case may be.

17. Any sum of money which shall arise from the issue of any stock under this Act by way of premium after deducting therefrom the expenses of and incident to such issue shall not

Application of premium arising on issue of stock.

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be considered as profits of the Company but shall be expended in extending or improving the works and undertaking of the Company or in paying off money borrowed or owing on mortgage by the Company and shall not be considered as part of the capital of the Company entitled to dividend Provided that all such sums shall be deemed to be part of the nominal and paid-up capital of the Company for the purpose of determining the amount they may place to the reserve fund.

Privileges
&c. of
holders of
additional
capital.

18. Subject to the provisions of this Act the additional capital raised by the Company under this Act shall be part of the capital of the Company and save as otherwise provided in respect of such capital the holders of stock in such additional capital shall be entitled to the like rights of voting and any other rights qualifications and privileges in proportion to the amount of their stock from time to time paid up and be subject to the like provisions and liabilities as the holders of the consolidated stock by this Act created.

Power to
borrow in
respect of
consolidated
capital.

19. The Company may at any time and from time to time after the thirty-first day of December one thousand nine hundred and eight borrow on mortgage of the undertaking any sum or sums not exceeding (inclusive of the sum of eighteen thousand five hundred pounds authorised to be borrowed in pursuance of the Act of 1880) one third of the nominal amount of the consolidated stock into which the share capital of the Company is by this Act consolidated.

Power to
borrow in
respect of
additional
capital.

20. The Company may subject to the provisions of this Act borrow on mortgage of the undertaking any sum or sums not exceeding in the whole one-third part of the amount of the additional capital by this Act authorised to be raised and at the time actually issued in accordance with the provisions of this Act but no part thereof shall be borrowed until the whole of the stock at the time issued together with the premium (if any) realised on the sale thereof shall have been fully paid up and the Company have proved to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act 1845 before he so certifies that such stock (and premium if any) has been issued and fully paid up and upon production to such justice of the books of the Company and of such other evidence as he shall think sufficient he shall grant a certificate that the proof aforesaid has been given which certificate shall be sufficient evidence thereof.

21. The Company may in respect of the powers of raising money on mortgage or bond conferred upon them by this Act create and issue debenture stock subject to the provisions of Part III. of the Companies Clauses Act 1863 but notwithstanding anything therein contained the interest of all debenture stock and of all mortgages at any time after the passing of this Act created and issued or granted by the Company under any previous Act or this or any subsequent Act shall subject to the provisions of any subsequent Act rank *pari passu* (without respect to the dates of the securities or of the Acts of Parliament or resolutions by which the stock and mortgages were authorised) and shall have priority over all principal moneys secured by such mortgages. Notice of the effect of this enactment shall be endorsed on all mortgages and certificates of debenture stock issued after the passing of this Act.

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Debenture
stock.

22. All money raised or to be raised by the Company on mortgage or debenture stock under the provisions of any former Act relating to the Company or under this Act shall have priority against the Company and the property from time to time of the Company over all other claims on account of any debts incurred or engagements entered into by them after the passing of this Act. Provided always that this priority shall not affect any claim against the Company or their property in respect of any rentcharge granted or to be granted by them in pursuance of the Lands Clauses Acts or in respect of any rent or sum reserved by or payable under any lease granted or made to the Company which is entitled to rank in priority to or *pari passu* with the interest or dividend on their mortgages or debenture stock.

Priority of
mortgages
and debenture
stock
over other
debts.

23. All mortgages granted by the Company in pursuance of the Act of 1880 and subsisting at the passing of this Act shall during the continuance of such mortgages and subject to the provisions of the Act of 1880 have priority over any mortgages or debenture stock granted or created by virtue of this Act but nothing in this section contained shall affect any priority of the interest of any debenture stock at any time created and issued by the Company.

Existing
mortgages
to have
priority.

24.—(1) Section 38 (Arrears may be enforced by appointment of a receiver) of the Act of 1880 is hereby repealed but without prejudice to any appointment heretofore made or to any proceedings pending or to any rights under existing mortgages of the Company at the passing of this Act.

Arrears may
be enforced
by appoint-
ment of a
receiver.

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(2) The mortgagees and debenture stock holders of the undertaking may enforce payment of arrears of interest or principal or principal and interest due in respect of their mortgages or debenture stock by the appointment of a receiver. In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees or debenture stock holders by whom the application for a receiver is made shall not be less than one-tenth part of the whole amount for the time being owing upon the mortgages or debenture stock created by the Company.

Application
of moneys.

25. All moneys raised under this Act whether by stock debenture stock or borrowing shall be applied for the purposes of this Act and for the general purposes of the Company being in all cases purposes to which capital is properly applicable.

Receipt in
case of per-
sons not sui
juris.

26. If any money is payable to a stock holder or mortgagee or debenture stock holder being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge to the Company.

Qualification
of directors.

27.--(1) Subject as hereinafter provided as from the first day of January one thousand nine hundred and nine section 42 (Qualification of directors) of the Act of 1880 shall be and the same is hereby repealed and as from that date the qualification of a director of the Company shall be the possession in his own right of not less than five hundred pounds of consolidated stock. Provided nevertheless that the qualification of the directors of the Company who shall be in office on the said first day of January one thousand nine hundred and nine shall so long as they continue to be directors be the qualification prescribed by section 42 of the Act of 1880.

(2) No person other than a retiring director an ex-director or an ex-officer of the Company shall be proposed for election as a director at a general meeting of the Company unless his full name address and description together with the full name address and description of his proposer shall have been sent to the secretary of the Company in writing at least fourteen days before the day fixed for the general meeting at which such election is to be held.

Limitation
of profits.

28. Notwithstanding anything contained in the Act of 1880 as from the first day of January one thousand nine hundred and nine the profits of the Company to be divided

amongst the holders of the capital of the Company in any year shall not exceed the rate of five pounds per centum per annum. A.D. 1908.

29. So much of section 50 of the Act of 1880 as prescribes the burner to be used for the testing of gas is hereby repealed and from and after the passing of this Act the following provisions as regards the quality of the gas supplied by the Company and the means of testing the illuminating power of such gas shall be as follows (that is to say):— Quality of gas.

- (1) The quality of the gas supplied by the Company shall with respect to its illuminating power be such as to produce at the prescribed testing place when burned at the rate of five cubic feet per hour a light equal in intensity to the light produced by fourteen sperm candles of six to the pound each consuming one hundred and twenty grains of sperm per hour and shall be in all respects in accordance with the provisions of the Gasworks Clauses Act 1871 :
- (2) For testing the illuminating power of the gas the burner to be used shall be that known as the Metropolitan argand No. 2 the photometer shall be the table photometer the standard light shall be that supplied by Harcourt's ten-candle pentane lamp and in making the test the burner shall be so used as to obtain from the gas when burned at the rate aforesaid the greatest amount of light Provided that the Board of Trade may on the application of the Company or the local authority of any district within the limits of supply approve the use of any other burner photometer or standard light which may appear to the Board to be equally suitable for the testing :
- (3) The Company shall within twelve months after the passing of this Act provide all the apparatus required by this Act for the testing of gas and shall at all times keep the same in proper order and repair.

30. The general meetings of the holders of the consolidated stock of the Company shall be held in the month of February in each year and the directors may declare and pay a half-yearly dividend payable out of the profits of the Company Declaration by directors of half-yearly dividends.

A.D. 1908. for any half year ending on the thirtieth day of June without the sanction or direction of a general meeting but no such half-yearly dividend shall exceed one half of the authorised rate of dividend.

Power to require use of anti-fluctuators for gas engines.

31. Every consumer of gas supplied by the Company who uses a gas engine shall if required to do so by the Company use an effective anti-fluctuator and shall at all times at his own expense keep such anti-fluctuator in proper repair and in default of his so using or keeping such anti-fluctuator in proper repair the Company may cease to supply gas to such consumer. The Company shall have access to and be at liberty to take off remove test inspect and replace any such anti-fluctuator at all reasonable times such taking off removing testing inspecting and replacing to be done at the expense of the Company if the anti-fluctuator be found in proper order but otherwise at the expense of such consumer.

Period of error in defective meters.

32. In the event of any meter used by a consumer of gas being tested in manner provided by the Sale of Gas Act 1859 and being proved to register erroneously within the meaning of the said Act such erroneous registration shall be deemed to have first arisen during the then last preceding quarter of the year unless it be proved to have first arisen during the then current quarter. The amount of the allowance to be made to or of the surcharge to be made upon the consumer by the Company shall be paid by or to the Company to or by the consumer as the case may be and shall be recoverable in the like manner as gas rents are recoverable by the Company.

Charge for gas supplied by means of prepayment meters.

33.—(1) The Company may demand for any gas supplied through a prepayment meter a not greater charge than for gas supplied to private consumers within their limits of supply through any other kind of meter or by any other method of supply.

(2) The Company shall not charge for the hire of any prepayment meter and fittings to be used therewith any sum other than a sum of money calculated according to the quantity of gas supplied through such prepayment meter and the maximum sum to be so charged shall be at the rate of ten-pence per one thousand cubic feet supplied in manner aforesaid

such sum to include the hire of meter and the fittings used therewith or at the rate of one shilling per one thousand cubic feet if such fittings include a cooking stove:

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The said charge shall include the providing letting fixing repairing and maintenance of the meters and fittings and the cost of collection and other costs incurred by the Company in connection with the meter and fittings.

(3) The maximum charge for the hire of a prepayment meter without fittings shall be at the rate of ten per centum per annum on the cost of the meter.

(4) For the purpose of this section the expression "prepayment meter" means any meter or appliance by which the quantity of gas supplied is regulated according to the amount of money prepaid therefor.

34. No penalty shall be incurred by the Company for insufficiency of pressure defect of illuminating power or excess of impurity in the gas supplied by them in any case in respect of which it is proved that such insufficiency defect or excess was produced by any circumstance beyond the control of the Company Provided that the want of sufficient funds shall not be held to be a circumstance beyond the control of the Company.

Saving as to penalties.

35.—(1) The Company may sell let for hire or otherwise deal in fix repair and remove but shall not manufacture engines stoves ranges pipes and other fittings for lighting for motive power for the warming and ventilating of houses and buildings for the cooking of food and for all other purposes for which gas can or may be used and may provide all materials and do all work necessary or proper in that behalf and with respect thereto may demand and take such remuneration or rents and charges and make such terms and conditions as may be agreed upon.

Power to supply gas fittings &c. for heating and other purposes and fittings not to be subject to distress.

(2) Any fittings let for hire under the provisions of this section shall not be subject to distress or to the landlord's remedy for rent or be liable to be taken in execution under any process of any court or any proceedings in bankruptcy against the persons in whose possession the same may be Provided that such fittings have upon them respectively a distinguishing metal plate affixed to a conspicuous part thereof

A.D. 1908. — or a distinguishing brand or other mark conspicuously impressed or made thereon sufficiently indicating the Company as the actual owners thereof.

Gas consumers to give notice to Company before removing.

36. At least twenty-four hours' notice in writing shall be given to the Company by every gas consumer before he shall quit any premises supplied with gas by meter by the Company and in default of such notice the consumer so quitting shall be liable to pay to the Company the money accruing due in respect of such supply up to the next usual period for ascertaining the register of the meter on such premises or the date from which any subsequent occupier of such premises shall require the Company to supply gas to such premises whichever shall first occur. Notice of the effect of this enactment shall be endorsed upon every demand note for gas charges payable to the Company.

Costs of Act.

37. All costs charges and expenses of and incidental to the preparing for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company.

The SCHEDULE referred to in the foregoing Act.

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FIRST PART.

LANDS FORMING THE EXISTING PROPERTY OF THE COMPANY.

(A) A plot or parcel of land situate in Hythe Street Dartford bounded on the north in part by Bridge Lane and in other part by the plot of land next hereinafter contained marked (B) on the south in part by property belonging to Betsy Thomson known as Nos. 121 to 133 Hythe Street Dartford aforesaid and in other part by property belonging to Henry Manners and George Manners known as No. 119 Hythe Street aforesaid on the east by land the property of the Company and upon which the works belonging to them have been erected and on the west in part by the said Hythe Street in part by property belonging to Charles Newman Kidd known as Nos. 143 to 149 Hythe Street aforesaid and in other part by property belonging to the trustee of the late Emma Porter known as Nos. 135 to 141 Hythe Street aforesaid.

(B) A plot or parcel of land situate in Hythe Street Dartford aforesaid bounded on the north by property of the trustee of the late Emma Porter known as No. 135 Hythe Street aforesaid on the south and east by lands belonging to the Company and on the west by the said Hythe Street.

(C) A plot or parcel of land situate in Gas Lane (now known as Victoria Road) Dartford in the county of Kent adjoining the works of the Company bounded on the north by property belonging to the Dartford Brewery Company Limited known as the Waterman's Arms public-house on the south in part by Victoria Road aforesaid in part by lands belonging to the Company and in other part by lands belonging to Charles Newman Kidd known as the Hufflers Arms public-house and No. 112 Hythe Street Dartford aforesaid on the east in part by lands belonging to the Company and in other part by the rear of premises in Hythe Street Dartford aforesaid belonging in part to the said Charles Newman Kidd known as the Hufflers Arms public-house and No. 112 Hythe Street aforesaid and also known as the Eagle beer-house Hythe Street aforesaid in part to the representatives of the late George Upton known as Nos. 114 and 116 Hythe Street aforesaid in part to George Day known as Nos. 118 120 122 124 and 128 Hythe Street aforesaid in part to James Sanham Wilson known as No. 126 Hythe Street aforesaid and in part to the Dartford Brewery Company Limited known as the Waterman's Arms public-house aforesaid and on the west by lands belonging to the Company.

A.D. 1908.

(D) A plot or parcel of land situate in Hythe Street Dartford aforesaid having a frontage to the said street of 32 feet or thereabouts bounded on the north in part by lands of Rickett Cockerel & Company Limited in part by lands of Charles Beadle and in other part by lands belonging to the Company on the south in part by lands belonging to the Company and in other part by lands of Charles Newman Kidd known as the Eagle beer-house Hythe Street aforesaid on the east in part by the said Hythe Street in part by lands belonging to the Company and in other part by lands belonging to George Day known as Plough Court Hythe Street aforesaid and on the west by lands belonging to the Company.

(E) A plot or parcel of land situate on the east side of Hythe Street Dartford aforesaid being bounded on the west in part by the said Hythe Street in part by hereditaments known as Nos. 121 123 125 127 129 131 and 133 Hythe Street aforesaid belonging to Betsy Thomson and in other part by hereditaments known as Nos. 103 and 105 Hythe Street aforesaid belonging to William John Alden on the north by other hereditaments of the Company lettered (A) in the schedule to the Act of 1880 on the east by the Dartford Creek and on the south by hereditaments known as the Daren Mills and premises belonging to Sidney Kilworth Keyes.

(F) A plot or parcel of land situate in Victoria Road Dartford aforesaid having a frontage to the said road of eighty-five feet or thereabouts bounded on the north and west by lands belonging to the Company on the south by the said Victoria Road and on the east by lands belonging to William John Alden.

SECOND PART.

LANDS TO BE ACQUIRED COMPULSORILY UNDER THE POWERS OF THE ACT.

(A) A plot or parcel of land with a beer-house and three houses erected thereon situate and being Nos. 143 145 147 and 149 Hythe Street Dartford aforesaid belonging or reputed to belong to Charles Newman Kidd and numbered 1 2 3 and 4 on the deposited plan.

(B) A plot or parcel of land with four houses erected thereon situate and being Nos. 135 137 139 and 141 Hythe Street Dartford aforesaid belonging or reputed to belong to the trustee of the late Emma Porter and numbered 5 6 7 and 8 on the deposited plan.

(C) A plot or parcel of land with seven houses erected thereon situate and being Nos. 121 123 125 127 129 131 and 133 Hythe Street Dartford aforesaid belonging or reputed to belong to Betsy Thomson and numbered 9 10 11 12 13 14 and 15 on the deposited plan.

(D) A plot or parcel of land with a house erected thereon situate and being No. 119 Hythe Street Dartford aforesaid belonging or reputed to belong to Henry Manners and George Manners and numbered 16 on the deposited plan. A.D. 1908.

(E) A plot or parcel of land with six houses erected thereon situate and being Nos. 107 109 111 113 115 and 117 Hythe Street Dartford aforesaid belonging or reputed to belong to the trustees of the late Principal Robertson and numbered 17 18 19 20 21 and 22 on the deposited plan.

(F) A plot or parcel of land with two houses erected thereon situate and being Nos. 103 and 105 Hythe Street Dartford aforesaid belonging or reputed to belong to William John Alden and numbered 23 and 24 on the deposited plan.

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