



## CHAPTER lxxx.

An Act to authorise the Abersoch Water Company Limited to construct and maintain waterworks and to supply water in part of the County of Carnarvon.

A.D. 1927.

[29th July 1927.]

**W**HEREAS the Abersoch Water Company Limited (hereinafter referred to as "the Company") are a company limited by shares and were incorporated under the provisions of the Companies Acts 1908 to 1917 on the thirty-first day of October one thousand nine hundred and twenty-five for the purpose (amongst others) of supplying water to the town of Abersoch :

And whereas it is expedient to authorise the Company to construct waterworks and to supply water within the limits of supply set out in this Act and to charge for such supply the rates by this Act authorised and that other powers and provisions in this Act contained should be enacted :

And whereas plans and sections showing the lines and levels of the works by this Act authorised and also a book of reference to the plans showing 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 and under the powers of this Act were duly deposited with the clerk of the peace for the county of Carnarvon (and are hereinafter

A.D. 1927. referred to as the deposited plans sections and book  
— of reference) :

And whereas the purposes of this Act cannot be effected 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 :—

Short title.

1. This Act may be cited as the Abersoch Water Act 1927.

Incorporation of general Acts.

2. The following Acts and parts of Acts (so far as the same are applicable for the purposes of and are not inconsistent with the provisions of this Act) are hereby incorporated with this Act and for the purposes of such incorporated Acts this Act shall be deemed to be a special Act within the meaning of any such Acts (that is to say) :—

(1) The Lands Clauses Acts :

(2) The Waterworks Clauses Acts 1847 and 1863 except the words "with the consent in writing" of the owner or reputed owner of any such "house or of the agent of such owner" in clause 44 of the Waterworks Clauses Act 1847 :

(3) The provisions of the Railways Clauses Consolidation Act 1845 with respect to the temporary occupation of land near the railway during the construction thereof and in such provisions for the purposes of this Act the "railway" and "works" authorised by this Act and "centre of the railway" mean in the case of the pumping stations and reservoirs the boundaries of those works respectively and in the case of the other works the centre of such works respectively.

Interpretation.

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 or partially incorporated

herewith have (unless varied by this Act) the same A.D. 1927.  
respective meanings :

The expression "the Company" means the Abersoch Water Company Limited; and

The expression "the limits of supply" means the area defined in the schedule to this Act.

4. The share capital of the Company for the purposes of the water undertaking authorised by this Act shall not exceed fourteen thousand pounds. Capital.

5. In addition to the share capital of the Company the Company may borrow on the security of the water undertaking including the water rates authorised by this Act any sum or sums not exceeding at any one time one-half of the paid up capital of the Company and no higher rate of interest than seven pounds per centum per annum shall be paid by the Company without the consent of the Minister of Health in respect of any moneys borrowed by the Company under the powers of this Act and secured as aforesaid. Limit of borrowing powers.

6. Subject to the provisions of this Act the Company may wholly in the county of Carnarvon and in the lines and situation and upon the lands delineated on the deposited plans and described in the deposited book of reference make and maintain the following works shown on the deposited plans and sections (that is to say) :— Power to make works.

Work No. 1 A reservoir to be situated on the stream called Mill Stream and adjacent lands commencing at a point in the said stream near the north-east corner of enclosure numbered 1087 on the  $\frac{1}{2500}$  Ordnance map of Carnarvonshire sheet XLV 5 edition 1918 and terminating at a dam or embankment to be formed across the stream at a point 17 yards or thereabouts measured in a northerly direction from the most northern point of enclosure numbered 1045 on the said map which dam or embankment will commence at a point 30 yards or thereabouts westward and will terminate at a point 15 yards or thereabouts eastward from the said point at which the centre line of the dam or embankment will cross the stream

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which reservoir and dam or embankment will be wholly situated in the parish of Llangian in the county of Carnarvon;

Work No. 1A An intake chamber to be situated on the stream called Mill Stream and adjacent lands at or near a point 22 yards or thereabouts south-west of the northern extremity of enclosure numbered 1102 on the said map and diversion channel conduit line or lines of pipes commencing at that intake chamber and passing through enclosures numbered 1102 and 1044 and terminating at a point 32 yards or thereabouts south-east of the point at which the centre line of the intended embankment Work No. 1 crosses the stream;

Work No. 1B An intake chamber to be situated at or near a point 11 yards or thereabouts east of the southern extremity of enclosure numbered 1088 on the said map and diversion channel conduit line or lines of pipes commencing at that intake chamber and passing through enclosure numbered 1088 and terminating at a point 32 yards or thereabouts south-west of the northern extremity of enclosure numbered 1088;

Work No. 1c A conduit line or lines of pipes commencing in Work No. 1B at or near a point 32 yards or thereabouts south-west of the northern extremity of enclosure numbered 1088 and passing through enclosures numbered 1088 and 1102 and terminating in Work No. 1A at a point 36 yards or thereabouts north-east of the northern extremity of enclosure numbered 1088 on the said map;

Work No. 2 A line or lines of pipes commencing at a point in the intended reservoir Work No. 1 10 yards or thereabouts north of the point at which the centre line of the intended embankment crosses the stream and passing through enclosures numbered 1044 1036 986 984 979 and 946 and terminating at a point near the north-west corner of enclosure numbered 946 all on the said Ordnance map;

Work No. 3 A pumping station with filters intake pipes and subsidiary works to be situated in the existing Mill known as Melin Soch and on the adjoining land near the termination of Work No. 2; A.D. 1927.

Work No. 4 A line or lines of pipes commencing at the intended pumping station Work No. 3 and passing through enclosures numbered 946 and 948 and terminating at a point in Work No. 6 to be hereinafter described on the Llangian to Abersoch Road near the southern corner of enclosure numbered 948;

Work No. 5 A service reservoir to be situated at a point in the enclosure numbered 1061 on the aforementioned Ordnance map 30 yards or thereabouts measured in a southerly direction from the most northerly point of the enclosure;

Work No. 6 A line or lines of pipes commencing at the service reservoir Work No. 5 and following the Llangian to Abersoch Road in a south-easterly direction to the Pwllheli to Abersoch Road thence following this road in a southerly direction crossing the Afon Soch by means of the embankment and bridges and passing through Abersoch on the road to Sarn Bach and terminating near the house known as Bryntirion on this road;

Work No. 7 A line or lines of pipes commencing in Work No. 6 at the point of junction between the Llangian Road and the Abersoch to Pwllheli main road following the latter road in a northerly direction and terminating at a point near the southern extremity of the plot numbered 715c on the  $\frac{1}{2500}$  Ordnance map of Carnarvonshire sheet XLV 6 edition 1918 being the house and grounds known as Trevaes;

Work No. 8 A line or lines of pipes commencing in Work No. 6 at a point near the Independent Chapel in Abersoch Square and following the road in a northerly direction past the Post Office and in an easterly direction to the footpath leading to Pen-Benar Headland thence following on or near this footpath across the enclosure numbered 246 on the  $\frac{1}{2500}$  Ordnance

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map of Carnarvonshire sheet XLV 10 edition 1918 and across the sandhills of Pen-Benar and terminating at a point near the north-eastern extremity of the headland;

Work No. 9 A line or lines of pipes commencing in Work No. 8 at a point near the Vaynol Hotel following the road known as Rosslyn Drive in an easterly direction to the enclosure numbered 258 on the said Ordnance map sheet XLV 10 crossing this enclosure and the enclosure numbered 259 and the grounds of the house known as Benarfryn to a point near the south west corner of enclosure numbered 275c thence following near the southern boundary of the enclosure and turning northwards over the sandhills of Pen-Benar and terminating at a junction with Work No. 8 at the termination of that work;

Work No. 10 A line or lines of pipes commencing in Work No. 6 near the southern extremity of the embankment and bridges over the Afon Soch and following the Llanengan road in a westerly direction and terminating at a point near the entrance to the house known as Pen-y-Bryn enclosure numbered 1605 on the  $\frac{1}{2500}$  Ordnance map of Carnarvonshire sheet XLV 9 edition 1918;

Work No. 11 A line or lines of pipes commencing in Work No. 10 at the branch road near the house known as Derlwyn and following such road in a north-westerly direction and terminating at a point opposite the northern extremity of the enclosure numbered 1609 on the said Ordnance map sheet XLV 9;

Work No. 12 A line or lines of pipes commencing in Work No. 6 near the south end of Gwydryn road in Abersoch and following this road in a north-westerly direction and terminating in Work No. 10 near the north end of the said road;

Work No. 13 A line or lines of pipes commencing in Work No. 6 at a point near the house known as Wylfa and following the branch road near this point in an easterly direction

and terminating at a point near the south-east corner of enclosure numbered 1618 on the said Ordnance map sheet XLV 9;

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Work No. 14 A line or lines of pipes commencing in Work No. 13 near the north end of the branch road leading to St. Tudwal's Terrace and terminating at the south end of the said branch road;

Work No. 15 An approach road commencing at a junction with the main road from Llangian to Abersoch at or near a point 7 yards or thereabouts from the south-east corner of enclosure numbered 1031 on the said Ordnance map sheet XLV 5 and terminating at or near a point 43 yards or thereabouts measured in south-easterly direction from the most northerly point of enclosure numbered 1046 on the said Ordnance map.

In addition to the foregoing works the Company may upon the said lands make and maintain all such buildings machinery works and apparatus of whatever character as may be necessary or convenient in connection with or subsidiary to the before-mentioned works or any or either of them but nothing in this section shall exonerate the Company from any action indictment or other proceeding for nuisance in the event of any nuisance being caused or permitted by them.

7.—(1) The Company shall contemporaneously with the construction of the reservoir Work No. 1 construct the intake chambers and diversion channels Works No. 1A and No. 1B and shall not commence to supply water under the powers of this Act until Works No. 1A and No. 1B have been constructed Such diversion channels shall be of a total capacity sufficient to drain two million five hundred thousand gallons of water per hour per one thousand acres of gathering ground.

As to construction of works.

(2) The Company shall take the necessary steps to efficiently filter all water supplied by them under the powers of this Act.

(3) In the construction of the works by this Act authorised the Company shall adopt such measures (if any) as may in the opinion of the Minister of Agriculture and Fisheries be necessary to prevent the

A.D. 1927. — ingress of fish into the waters affected by the works by this Act authorised and in which such fish or their spawn would be liable to be destroyed.

Limits of deviation.

8. In the construction of the works authorised by this Act the Company may deviate laterally to any extent not exceeding the limits of lateral deviation shown on the deposited plans and where on any road no such limits are shown the boundaries of such road shall be deemed to be such limits and they may also deviate vertically from the levels shown on the deposited sections to any extent not exceeding in the case of the reservoir (Work No. 1) five feet upwards and five feet downwards and in the case of other works three feet upwards and ten feet downwards Provided as follows (that is to say):—

The Company shall not construct any embankment or wall of such reservoir of a greater height above the general surface of the ground than that shown on the deposited sections in respect of the corresponding embankment or wall and five feet in addition :

Except for the purposes of crossing over a stream no part of the pipes shall be raised above the surface of the ground unless and except so far as is shown on the deposited sections.

Power to take water.

9. Subject to the provisions of this Act the Company may collect impound take use divert and appropriate for the purposes of their waterworks the waters of the stream known as the Mill Stream and all such springs streams and waters as may be intercepted by the works by this Act authorised and the Company may by means of such works supply water within the limits of supply.

Period for completion of works.

10. If the works by this Act authorised are not completed within ten years from the passing of this Act then on the expiration of that period the powers by this Act granted for the making thereof or otherwise in relation thereto shall cease except as to such of those works or so much thereof respectively as shall then be completed Provided that subject to the restrictions and provisions of this Act the Company may at any time lay down additional lines of pipes and alter enlarge extend and renew the works which they are by this



Act authorised to make and their mains pipes and other works as they may think expedient to provide for the requirements of their water supply.

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11. Subject to the provisions and for the purposes of this Act the Company may enter on take and use all or any of the lands delineated on the deposited plans and described in the deposited book of reference.

Power to  
acquire  
lands.

12. The powers of the Company for the compulsory purchase of lands for the purposes of this Act shall cease after the thirty-first day of October one thousand nine hundred and thirty.

Period for  
compulsory  
purchase  
of land.

13. Subject to the provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets the Company may for the purpose of effecting telegraphic or telephonic communication between to or from the Company's works or offices lay down maintain alter repair and renew mains tubes electric and other wires and apparatus in the soil of any street road highway or footpath within the limits of supply.

Telephonic  
wires and  
apparatus  
in streets.

14. Any electric wires telegraphs telephones or other apparatus or appliances laid down or maintained by the Company under the provisions of this Act shall not be used for the transmission of telegrams in contravention of the exclusive privilege conferred upon the Postmaster-General by the Telegraph Act 1869 and shall be so constructed maintained and used as to prevent interference with any telegraphic line (as defined by the Telegraph Act 1878) belonging to or used by the Postmaster-General or with telegraphic communication by means of any such telegraphic line.

For pro-  
tection of  
Postmaster-  
General.

15. The Company may undertake to pay to the Postmaster-General any loss which he may sustain by reason of the establishment or maintenance at their request of any telegraph office or of any additional facilities (postal or otherwise) in connection with their waterworks and any expenses incurred by the Company under such undertaking may be defrayed out of any revenue or funds of the Company.

As to pay-  
ments for  
postal and  
other  
facilities.

16. All private rights of way over any lands which may be acquired compulsorily under the powers of this Act shall as from the date of the acquisition of such lands be extinguished Provided that the Company shall make

Private  
rights of way  
over lands  
taken com-  
pulsorily.

A.D. 1927. — full compensation to all parties interested in respect of any such rights and such compensation shall be settled in manner provided by the Lands Clauses Acts with reference to the taking of lands otherwise than by agreement.

Acquisition  
of lands by  
agreement.

**17.** In addition to any lands which the Company are authorised to acquire the Company may by agreement purchase or take leases of and hold further lands for the purposes of the undertaking or any easement (not being an easement of water in which persons other than the grantors have an interest) in over or affecting any such lands but the quantity of lands held by the Company in pursuance of this section shall not at any time exceed ten acres Provided that the Company shall not create or permit any nuisance on any such lands nor erect any buildings thereon except such as are required for or are connected with or incident to the purposes of the undertaking.

Persons  
under dis-  
ability may  
grant ease-  
ments &c.

**18.** Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Act grant to the Company any easement right or privilege (not being an easement right or privilege of water in which persons other than the grantors have an interest) required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Limits of  
pressure.

**19.** The water supplied by the Company need not at any time be delivered at a greater height than can be reached by gravitation from a point fifty feet below the service tank or reservoir authorised by this Act.

Power to  
agree as to  
drainage of  
lands &c.

**20.** The Company may make and carry into effect agreements with the owners lessees or occupiers of any lands within the drainage area of the reservoirs and works by this Act authorised with reference to the execution by the Company or such owners lessees or occupiers of such works as may be necessary for the purpose of draining such lands or any of them or for more effectually collecting conveying and preserving the purity of the waters by this

Act authorised to be diverted collected and appropriated by the Company flowing to upon or from such lands directly or derivatively into such reservoirs and works.

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**21.** The Company may hold any lands acquired by them under the powers of this Act which they may deem necessary for the purpose of protecting their waterworks against pollution fouling and contamination and so long as such necessity shall continue such lands shall not be deemed to be superfluous lands within the meaning of this Act or the Lands Clauses Acts respectively but the Company shall not create or permit a nuisance on any such lands and shall not erect any buildings thereon other than offices and dwellings for persons in their employ and such buildings and works as may be incident to or connected with their water undertaking.

Power to hold lands for protection of waterworks.

**22.** The Company shall not construct any works for taking or intercepting water from any lands acquired by them unless the works are authorised by and the lands upon which the same are to be constructed are specified in this or some other Act of Parliament.

Limiting powers of Company to abstract water.

**23.**—(1) The Company may in lieu of acquiring any lands for the purposes of the works authorised by this Act where the same are intended to be constructed underground acquire such easements only in such lands as they may require for such purposes and may give notice to treat in respect of such easements describing the nature thereof and the provisions of the Lands Clauses Acts shall apply to and in respect of the acquisition of such easements as fully as if the same were lands within the meaning of those Acts.

Company may acquire easements only in certain cases.

(2) As regards any lands in respect of which the Company have acquired easements only under the provisions of this section the Company shall not be required or entitled to fence off or sever such lands from the adjoining lands but the owners or occupiers for the time being shall subject to such easements have the same rights to use and cultivate the said lands at all times as if this Act had not passed.

(3) Provided always that nothing in this section contained shall authorise the Company to acquire by compulsion any such easement in any case in which the owner in his particulars of claim shall require the Company

A.D. 1927. — to acquire the lands in respect of which they have given notice to treat for the acquisition of an easement only and every notice to treat for the acquisition of an easement shall be endorsed with notice of this provision.

Rates for supply of water for domestic purposes.

24. The Company shall at the request of the owner or occupier of any dwelling-house or part of a dwelling-house entitled under the provisions of this Act to demand a supply of water for domestic purposes furnish to such owner or occupier a sufficient supply of water for such domestic purposes at a rate per annum not exceeding twenty-five per centum upon the gross value of the premises so supplied and so in proportion for any shorter period :

Provided that the Company shall not be compellable to furnish any such supply as aforesaid for any less sum than thirty-nine shillings in any one year nor for a less period than twelve months.

The gross value and gross estimated rental of any such premises as aforesaid shall be ascertained by the valuation list in force at the commencement of the quarter for which the rate accrues or if there is no such list in force by the last rate made for the relief of the poor. Provided that where the water rate is chargeable on the gross value or gross estimated rental of a part only of any hereditament entered in the valuation list such gross value or gross estimated rental shall be a fairly apportioned part of the gross value or gross estimated rental of the whole tenement ascertained as aforesaid the apportionment in case of dispute to be ascertained by a court of summary jurisdiction.

In addition to the foregoing charges the Company may charge in respect of every watercloset beyond the first (for which no additional charge shall be made) on any premises within the limits of this Act a sum not exceeding ten shillings per annum and for every fixed bath capable of containing not more than fifty gallons a sum not exceeding ten shillings per annum and for every fixed bath capable of containing more than fifty gallons such sum as the Company may think fit such additional sum to be paid quarterly in advance and to be recoverable in all respects with and as the water rate.

In this section the expression "gross value" has the meaning given to that expression by section 68 of the Rating and Valuation Act 1925 provided that until the

first new valuation lists under the Rating and Valuation Act 1925 have come into force within the limits of supply the expression "gross value" shall be deemed to mean the gross estimated rental of the premises so supplied with water.

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**25.** In the event of the Minister of Health being satisfied that the cost of labour and materials or other circumstances affecting the undertaking have substantially altered he may if he thinks fit on the application of the Company or of a local authority having jurisdiction within the limits of supply made at any time after the expiration of five years from the passing of this Act by order vary either by way of increase or decrease the rates for the supply of water by this Act authorised :

Revision of  
rates.

Provided that the rates prescribed in any such order shall be of such respective amounts as to provide (after paying all proper expenses of and in connection with the working management and maintenance of the undertaking and making good depreciation and paying all other costs charges and expenses (if any) properly chargeable to revenue) a reasonable return on the capital stock of the Company :

Provided also that the rates for the time being in force under any such order may in the like event be varied in like manner at any time after the expiration of any or every period of five years after they were last altered.

**26.** Where a house supplied with water is let to monthly or weekly tenants or tenants holding for any other period less than a quarter of a year the owner instead of the occupier shall if the Company so determine pay the rate for the supply but the rate may be recovered from the occupier and may be deducted by him from the rent from time to time due from him to the owner Provided that no greater sum shall be recovered at any one time from any occupier than the amount of rent owing by him or which shall have accrued due from him subsequent to the service upon him of a notice to pay the rate.

Rates  
payable by  
owners of  
smallhouses.

**27.** The Company shall not be bound to supply more than one house by means of the same communication pipe and they may if they think fit require that a separate pipe be laid from the main pipe into each house supplied by them with water.

Company  
not bound  
to supply  
several  
houses by  
one pipe.

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Notice of  
discon-  
tinuance.

28. A notice to the Company from a consumer for the discontinuance of a supply of water shall not be of any effect unless it be in writing signed by or on behalf of the consumer and be left at or sent by post to the office of the Company or be given by the consumer personally at the office of the Company.

Byelaws for  
preventing  
waste &c.  
of water.

29.—(1) The Company may make byelaws for the purpose of preventing the waste undue consumption misuse or contamination of water and may by such byelaws prescribe the size nature materials workmanship and strength and the mode of arrangement connection disconnection alteration and repair of pipes meters cocks ferrules valves soil-pans waterclosets baths cisterns and other apparatus (in this section referred to as "water fittings") to be used and forbid any arrangements and the use of any water fittings which may allow or tend to waste undue consumption misuse erroneous measurement or contamination.

(2) Such byelaws shall apply only in the case of premises to which the Company are bound to afford and do in fact afford or are prepared on demand to afford a constant supply.

(3) All such byelaws shall be subject to the provisions contained in sections 182 183 184 and 186 of the Public Health Act 1875 and all penalties imposed for the breach of any such byelaws shall be recoverable in manner provided by that Act for the recovery of penalties and these sections shall for the purposes of this section be construed as if the Company were the local authority within the meaning of these sections and the secretary were the clerk of the local authority.

(4) Any such byelaws in force for the time being shall be published by a copy thereof being kept at the office of the Company within the limits of supply which copy shall be open to the inspection of all persons at all reasonable times without payment and the Company shall also furnish a printed copy of all such byelaws to every person applying for the same on payment of a sum not exceeding sixpence for each copy.

(5) In case of failure of any person to observe such byelaws as are for the time being in force the Company may if they think fit after twenty-four hours' notice in

writing enter and by and under the direction of their duly authorised officer repair replace or alter any water fittings belonging to or used by such person and not being in accordance with the requirements of such byelaws and the expense of every such repair replacement or alteration shall be recoverable by the Company as the water rates in respect of the premises are recoverable.

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**30.** The Company may supply water for other than domestic purposes on such terms and conditions as the Company think fit and may supply water by meter either for domestic or other purposes and the moneys payable for the supply of water under this section shall be recoverable in the same manner as water rates Provided always that no person shall be entitled to a supply of water for other than domestic purposes if such supply would interfere with the sufficiency of the supply of water for domestic purposes.

Supply by  
meter.

**31.** The Company shall not be bound to supply with water otherwise than by meter (a) any building used by an occupier as a dwelling-house whereof any part is used by the same occupier for any trade or manufacturing purpose for which water is required or (b) any workhouse hospital asylum sanatorium school hotel or boarding-house capable of accommodating at least twelve persons.

Supply to  
houses  
partly used  
for trade  
&c.

**32.** Where a supply of water to a farmhouse is used for farming purposes the Company may require that the supply for farming purposes shall be taken by meter but nothing in this section shall authorise the Company to refuse a supply of water for domestic purposes to a farmhouse at the ordinary rate calculated on the gross estimated rental thereof.

As to  
supply to  
farmhouses.

**33.** When water supplied for domestic purposes is used for washing horses carriages or motor cars or for other purposes in premises where horses carriages or motor cars are kept the Company may if a hose pipe or other similar apparatus is used charge any additional sum not exceeding twenty shillings per annum The additional sums chargeable under this section shall be paid quarterly in advance and be recoverable in all respects with and as the rate for the supply of water for domestic purposes to the premises.

Charge for  
water used  
in garages  
&c.

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Application  
of section 35  
of Water-  
works Clauses  
Act 1847.

**34.** Section 35 of the Waterworks Clauses Act 1847 in its application to the Company shall be read and construed as if the words "one-eighth part" were substituted therein for the words "one-tenth part."

Price of  
supply by  
meter.

**35.** The price to be charged for a supply of water by meter shall not exceed five shillings per thousand gallons.

Power to  
sell meters.

**36.** The Company may sell meters and any fittings connected therewith upon and subject to such terms (pecuniary or otherwise) and conditions as they think fit.

Notice to  
Company  
of con-  
necting or  
discon-  
necting  
meters.

**37.** Before any person connects or disconnects any meter by means of which any of the water of the Company is intended to be or has been registered he shall give not less than twenty-four hours' notice in writing to the Company of his intention to do so and all alterations or repairs and the connecting and disconnecting of meters shall be done at his cost and under due superintendence of any officer of or person authorised by the Company and any person offending against this enactment shall for every such offence be liable to a penalty not exceeding forty shillings.

As to com-  
munication  
pipes.

**38.—(1)** For the purpose of complying with any obligation under the Waterworks Clauses Act 1847 or under any other Act relating to the Company to maintain any pipe or apparatus used for the supply of water from the works of the Company the person liable to maintain the same shall subject to the conditions of sections 48 to 52 of the Waterworks Clauses Act 1847 in relation to the laying of communication pipes have the like power to open the ground as is conferred upon him by those sections in relation thereto.

(2) The Company may by agreement with any owner or occupier entitled or required to lay maintain repair or remove any pipe or apparatus and for that purpose to open or break up any street in the limits of supply execute such works on behalf of such owner or occupier but subject to any obligations of such owner or occupier in relation to the execution of such works and any expenses incurred by the Company in so doing shall be repaid to them by the owner or occupier with whom the agreement is made.



**39.** Notwithstanding anything contained in any Act relating to the Company the Company shall have the exclusive right of executing any works on any of the water mains of the Company for connecting any communication or service pipe therewith and the Company shall on the request of the owner or occupier of any premises who is entitled to be supplied with water by the Company execute on any such main any work which shall be necessary to connect the communication or service pipe of such owner or occupier therewith but subject to any obligations of such owner or occupier in relation to the execution of such work and any expenses incurred by the Company in so doing shall be paid to the Company by the owner or occupier so requesting and shall be recoverable as a civil debt.

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Company  
to connect  
communi-  
cation pipe  
with mains.

**40.** When several houses or parts of houses in the occupation of several persons are supplied by one common pipe belonging to the several owners or occupiers of such houses or parts of houses the said several owners or occupiers shall be liable to contribute the amount of any expenses from time to time incurred by the Company in the maintenance and repair of such pipe and their respective proportions of contributions shall be settled by the engineer of the Company.

Mainten-  
ance of  
common  
pipes.

**41.** The Company may with the consent of the Minister of Health enter into and carry into effect agreements made with any water authority company body or person for the purchase of water in bulk by the Company for such price and on such terms and conditions and for such period as may be agreed upon and any water so purchased may be used by the Company for the purpose of their undertaking.

Purchase of  
water in  
bulk.

**42.** Every person who wilfully fraudulently or by culpable negligence injures or suffers to be injured any pipe meter or other instrument for measuring water or any fittings belonging to the Company or who fraudulently alters the index to any meter or other instrument for measuring water or prevents any meter or other instrument for measuring water from duly registering the quantity of water supplied or fraudulently abstracts consumes or uses water of the Company shall (without prejudice to any other right or remedy for the

Injuring  
meters &c.

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—

protection of the Company) be liable to a fine not exceeding five pounds and the Company may in addition thereto recover the amount of any damage by them sustained.

And in any case in which any person has wilfully fraudulently or by culpable negligence injured or suffered to be injured any pipe meter instrument or fittings belonging to the Company or has fraudulently altered the index to any meter or other instrument for measuring water or prevented the same from duly registering the quantity of water supplied or has fraudulently abstracted consumed or used water of the Company the Company may also enter upon the premises occupied by the offender and repair such injury and do all such works matters and things as may be necessary for insuring the proper registering by such meter of the quantity of water supplied by means thereof and the expense of such repair and of all such works matters and things shall be repaid to the Company by the person so offending and may be recovered by them as water rates are recoverable. The existence of artificial means for causing such injury alteration or prevention or for abstracting consuming or using water of the Company when such pipe meter instrument or fittings is or are under the custody or control of the consumer shall be *primâ facie* evidence that such injury alteration prevention abstraction consumption or use as the case may be has been fraudulently knowingly and wilfully caused by the consumer using such pipe meter instrument or fittings.

Power to  
supply  
fittings.

**43.**—(1) The Company may if requested by any person supplied or about to be supplied by them with water furnish to him and repair or alter but shall not manufacture any such pipes valves cocks cisterns baths meters soil-pans waterclosets and other fittings as are required or permitted by their regulations and may provide all materials and work necessary or proper in that behalf and the reasonable charges of the Company in providing such materials and executing such work shall be paid by the person requiring the same.

(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 or a distinguishing brand or other mark conspicuously impressed or made thereon sufficiently indicating the Company as the actual owners thereof.

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44. The Company may on the application of the owner or occupier of any premises within the limits of supply abutting on or being erected in any street laid out but not dedicated to public use supply those premises with water and for that purpose the Waterworks Clauses Act 1847 shall apply as if section 29 of that Act were excepted from incorporation in this Act.

Power to  
lay pipes in  
private  
streets.

45. The Company may enter into and carry into effect agreements with any local authority company or persons for the supply of water beyond the limits of this Act to any such authority company or persons respectively in bulk for any purpose and for such remuneration and on such terms and conditions and for such period as may be agreed upon. Provided that such supply shall not be given except with the consent of any company or person supplying water under parliamentary authority within the area to be supplied and of the local authority of the district comprising that area nor if and so long as such supply would interfere with the supply of water for domestic purposes within the limits of this Act. Provided also that nothing in this section shall authorise the Company to lay any mains or other pipes or to interfere with any street beyond the limits of this Act.

Contracts  
for supply-  
ing water  
in bulk  
outside  
limits.

46. If after the expiration of five years from the passing of this Act the Company are not furnishing or prepared on demand to furnish a sufficient supply of water in accordance with the provisions of this Act throughout the district of any local authority within the limits of supply the local authority of that district may provide a supply in accordance with the provisions of the Public Health Act 1875 or the local authority or any company body or person may apply for an Act of Parliament or Provisional Order for the purpose of supplying water in any part of such district not sufficiently supplied by the Company and for the repeal of the powers of the Company in that behalf.

Power to  
local  
authority  
&c. to  
supply  
water in  
case Com-  
pany fails  
to supply.

If any difference shall arise between the Company and any such local authority company body or person

A.D. 1927. — as to the sufficiency of the supply of water in any part of such district such difference shall be settled by an arbitrator to be appointed on the application of either party by the Minister of Health.

Copy of Act  
to be  
registered.

47. The Company shall deliver to the Registrar of Joint Stock Companies a printed copy of this Act and he shall retain and register the same and if such copy is not so delivered within three months from the passing of this Act the Company shall incur a penalty not exceeding two pounds for every day after the expiration of those three months during which the default continues and any director or manager of the Company who knowingly and wilfully authorises such default shall incur the like penalty. Every penalty under this section shall be recoverable summarily. There shall be paid to the said registrar by the Company on such copy being registered the like fee as is for the time being payable under the Companies (Consolidation) Act 1908 on registration of any document other than a memorandum of association or the abstract required to be filed with the registrar by a receiver or manager or the statement required to be sent to the registrar by the liquidator in a winding-up in England.

Costs of  
Act.

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

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The SCHEDULE referred to in the  
foregoing Act.

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The limits within which the provisions of the foregoing Act shall be in force and have effect shall be those parts of the parishes of Llangian and Llanengan in the county of Carnarvon which are enclosed within the following boundary :—

Commencing at a point on the high-water mark of ordinary tides due east of the milestone marked Pwllheli six miles Abersoch one mile on the Abersoch to Pwllheli

main road thence following the said high-water mark in a southerly direction to the point where the main road crosses the River Soch at Abersoch thence crossing the bridge carrying that main road over the river thence following the said high-water mark in a northerly easterly and southerly direction to a point due east of the southern boundary of the enclosure numbered 276 on the  $\frac{1}{2500}$  Ordnance map of Carnarvonshire sheet XLV/10 edition 1918 thence following the southern boundary of that enclosure to the western extremity of the same thence in an imaginary straight line in a westerly direction across the main road to the southern extremity of the roadway numbered 1545 on the said Ordnance map sheet XLV/9 thence in an imaginary straight line in a north-westerly direction to the south-west corner of the house known as Creigyrwen in enclosure numbered 1563 thereon thence in an imaginary straight line in a northerly direction to the most westerly point of enclosure numbered 1605 thereon thence in an imaginary straight line to the western boundary of enclosure numbered 1638 thereon (Glasfryn) thence following the western and northern boundaries of this enclosure and the western boundaries of enclosures numbered 1637 and 1635 thereon to the River Soch thence following the southern bank of that river and crossing to the western boundary of the enclosure numbered 971 on the said Ordnance map sheet XLV/5 thence in an imaginary straight line in a northerly direction crossing the main road to the western extremity of the enclosure numbered 1061 thereon and in a north-easterly direction to the north-west corner of enclosure numbered 1081 thereon thence following the northern boundaries of enclosures numbered 1081 1082 1104 and 1103 thereon to the Mill Stream thence in an imaginary straight line in an easterly direction to the said milestone and thence due east to the high-water mark.

A.D. 1927.  
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Printed by EYRE and SPOTTISWOODE, LTD.,

FOR

WILLIAM RICHARD CODLING, Esq., C.B., C.V.O., C.B.E., the King's Printer of  
Acts of Parliament.

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