



CHAPTER lxxxii.

An Act for incorporating and conferring powers on the A.D. 1914.
Hightown Gas and Electricity Company.

[31st July 1914.]

WHEREAS there is no adequate supply of gas and electricity to the parish and urban district of Little Crosby in the county palatine of Lancaster and it is expedient that a supply of gas and electricity should be afforded to the inhabitants of that parish and urban district:

And whereas the persons in that behalf in this Act named with others are willing on being incorporated into a company with the necessary powers for such purposes to undertake the supply of gas and electricity to such parish and urban district and it is expedient that they should be incorporated accordingly and authorised to acquire land and to construct gasworks and electrical works as by this Act provided and that such other powers as are in this Act contained should be conferred on them for the better and more effectually carrying the purposes of this Act into effect:

And whereas a plan showing the lands which may be taken for the purposes of this Act and a book of reference to such plan containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of such lands which may be taken for the purposes or under the powers of this Act have been duly deposited with the clerk of the peace for the county palatine of Lancaster and are hereinafter respectively referred to as "the deposited plan and book of reference":

And whereas the Hightown Land Development Company Limited (in liquidation) are possessed of a petrol air gas

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Act, 1914.

A.D. 1914. — undertaking and have been and are now supplying petrol air gas for lighting purposes within part of the said parish and urban district of Little Crosby:

And whereas it is expedient that the Company to be incorporated by this Act should be empowered to purchase the said petrol air gas undertaking of the said Hightown Land Development Company Limited:

And whereas the objects of this Act 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:—

PRELIMINARY.

Short title.

1. This Act may be cited for all purposes as the Hightown Gas and Electricity Act 1914.

Application of Electric Lighting Acts.

2. This Act shall be deemed to be a special Act within the meaning of the Electric Lighting Acts 1882 to 1909 and the Electric Lighting (Clauses) Act 1899 so far as the provisions of those Acts and the schedules thereto are applicable to or incorporated with this Act (which Acts and the schedules thereto are hereinafter referred to as "the principal Acts").

Incorporation of general Acts.

3. The following Acts and parts of Acts (so far as they are applicable for the purposes and are not inconsistent with the provisions of this Act) are hereby incorporated with this Act namely the Companies Clauses Consolidation Act 1845 (except the provisions relating to the conversion of borrowed money into capital) Part I. (relating to cancellation and surrender of shares) and Part III. (relating to debenture stock) of the Companies Clauses Act 1863 as amended by subsequent Acts the Lands Clauses Acts the Gasworks Clauses Acts 1847 and 1871 and the provisions of the schedule to the Electric Lighting (Clauses) Act 1899 except sections 5 23 83 and 84 thereof Provided that section 13 of the Gasworks Clauses Act 1847 shall be read as if the words "or any premises" were inserted after the words "private building" and as if the words "Provided also 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 And provided that the Gasworks Clauses Act 1871 shall be read and construed as if all references to illuminating power and the testing thereof were omitted from that Act. A.D. 1914.

4. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction And in this Act— Interpretation.

The expression “ the Company ” means the Company incorporated by this Act;

The expressions “ the gasworks ” and “ the gas undertaking ” respectively mean and include the gasworks and works connected therewith by this Act authorised to be constructed and maintained;

The expression “ the electricity undertaking ” means the undertaking of the Company for the supply of electricity as authorised by this Act;

The expression “ the undertaking ” includes the gas undertaking and the electricity undertaking by this Act authorised;

The expression “ the Hightown Company ” means the Hightown Land Development Company Limited; and

The expression “ the liquidator ” means Harold Lingham Marsh the duly appointed liquidator of the said Hightown Land Development Company Limited.

INCORPORATION OF COMPANY.

5. Harold Lingham Marsh William Moncrieff Carr Isaac Carr Ellis Edward Linaker Robert Carr and all other persons who have already subscribed to or shall hereafter become proprietors in the undertaking and their executors administrators successors and assigns respectively shall be and are hereby united into a Company for the purposes of this Act and for those purposes shall be and are hereby incorporated by the name of “ The Hightown Gas and Electricity Company ” and by that name shall be a body corporate with perpetual succession and a common seal and with power to purchase take hold and dispose of lands and other property for the purposes of this Act. Company incorporated.

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General
purposes of
Company.

6. The Company shall be established for the purpose of manufacturing and supplying gas for lighting heating motive power and other purposes within the limits of supply as defined by this Act and for the purpose of establishing a station or stations for generating and supplying electricity within the area of supply as defined by this Act and may recover and sell all residual products resulting from the manufacture of gas and may convert ammoniacal liquor into sulphate of ammonia and may generate and supply electricity and generally may carry on any business usually carried on by gas companies or companies for the supply of electricity or which is or may become incidental thereto and may carry the powers of this Act into execution.

CAPITAL BORROWING POWERS &C.

Capital.

7. The capital of the Company shall be forty thousand pounds in four thousand shares of ten pounds each.

Issue of
shares.

8. The Company shall not issue any share created under the authority of this Act nor shall any such share vest in the person accepting the same unless and until a sum not being less than one-fifth of the amount of such share is paid in respect thereof.

Power to
borrow.

9. The Company may from time to time borrow on mortgage of the undertaking any sums not exceeding in the whole thirteen thousand pounds in respect of the capital by this Act authorised or they may (subject to the conditions hereinafter contained) borrow from time to time not exceeding one thousand pounds in respect of each portion of capital not exceeding three thousand pounds issued by the Company but no part of any such sum shall be borrowed until the whole capital or respective portion of capital in respect of which it is borrowed is issued and accepted and one half thereof is paid up and the Company have proved to the justice who is to certify under the 40th section of the Companies Clauses Consolidation Act 1845 before he so certifies that the whole of such capital or portion of capital has been issued and accepted and that one half thereof has been paid up and that not less than one-fifth part of the amount of each separate share in such capital or portion of capital has been paid on account thereof before or at the time of the issue or acceptance thereof and that such

capital or portion of capital was issued bonâ fide and is held by the persons or corporations to whom the same was issued or their executors administrators successors or assigns and that such persons or corporations their executors administrators successors or assigns are legally liable for the same 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 shall be sufficient evidence thereof. A.D. 1914

10. The mortgagees of the undertaking may enforce payment of arrears of interest or principal or principal and interest due on their mortgages 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 by whom the application for a receiver is made shall not be less than five hundred pounds in the whole. For appointment of a receiver.

11. If any money is payable to a shareholder or mortgagee or debenture stockholder being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge of the Company. Receipt in case of persons not sui juris.

12. The Company may 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 created and issued or granted by the Company under 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. Debenture stock.

13. All moneys raised under this Act whether by shares debenture stock or borrowing shall be applied only for the purposes of this Act to which capital is properly applicable. Application of moneys.

MEETINGS &c.

14. The first ordinary meeting of the Company shall be held within six months after the passing of this Act and the subsequent ordinary meetings of the Company shall be held First and subsequent ordinary meetings.

A.D. 1914. — once in every year in the month of September or at such other time as shall be appointed for that purpose by an order of the directors.

Quorum of general meetings.

15. The quorum of all general meetings of the Company shall be five shareholders present in person or by proxy holding in the aggregate not less than one-twentieth of the issued capital of the Company.

Scale of voting.

16. The prescribed scale of voting shall be one vote for every ordinary share.

Interim dividend.

17. The directors may in any year without calling a meeting of shareholders for the purpose declare interim half-yearly dividends out of the then ascertained profits of the Company Provided that the amount of any interim half-yearly dividend so declared shall not exceed in any half-year one half of the amount of the maximum rate of dividend.

Closing of transfer books previous to declaring interim dividend.

18. The directors may close the register of transfers for a period not exceeding fourteen days previous to the declaration of any interim dividend and they may fix a day for closing the same of which seven days' notice shall be given by advertisement in some newspaper published or circulating in the district within which the Company's principal place of business is situate and any transfer made during the time when the transfer books are so closed shall as between the Company and the person claiming under the same but not otherwise be considered as made subsequently to the declaration of any such dividend.

DIRECTORS AND AUDITORS.

Number of directors.

19. The number of directors shall be seven but the Company may vary the number provided that the number be not at any time more than seven nor less than three.

Qualification of directors.

20.—(1) The qualification of a director shall be the possession in his own right of not less than ten shares.

(2) If any director shall be made bankrupt or shall become lunatic or of unsound mind or shall neglect to attend the meetings of directors for six months (unless such neglect to attend be occasioned by illness or any other reasonable cause allowed by the directors) then in any of the cases aforesaid the

office of such director shall become vacant and thenceforth he shall cease from voting or acting as a director. A.D. 1914.

(3) The continuing directors may act notwithstanding any vacancy in the number of directors.

(4) No person shall be disqualified from becoming or continuing a director of the Company by reason of his or any partner of his being or becoming interested in any contract with the Company either in his own behalf or as a member of any other company corporation local authority or partnership or by reason of his holding any office or place of trust or profit under the Company but no such person shall as a director vote in respect of any question as to any such contract or the remuneration attached to any such office or place of trust or profit.

21. Except in the case of a director retiring by rotation and offering himself or being proposed for re-election no person shall be capable of being elected a director of the Company in place either of a director retiring by rotation or of a director dying refusing to act or ceasing to be qualified or being disqualified to act unless notice in writing that such person intends to offer himself or will be proposed for the office of director shall have been given to the secretary of the Company or left at the office of the Company fourteen days at least before the day of election. Notice of candidature for office of director.

22. The quorum of a meeting of directors shall be three. Quorum of directors.

23. Isaac Carr Ellis Edward Linaker William Moncrieff Carr and any four other persons to be nominated by them or the majority of them and consenting to such nomination shall be the first directors of the Company and shall continue in office until the first ordinary meeting held after the passing of this Act At that meeting the shareholders present in person or by proxy may either continue in office the directors appointed by this Act or nominated as aforesaid or any of them or may elect a new body of directors or directors to supply the place of those not continued in office the directors appointed by this Act or nominated as aforesaid being if they continue qualified eligible for re-election and at the first ordinary meeting to be held in every year after the above-mentioned first ordinary meeting the shareholders present in person or by proxy shall Directors.

A.D. 1914. (subject to the power hereinbefore contained for varying the number of directors) elect. persons to supply the places of the directors then retiring from office agreeably to the provisions of the Companies Clauses Consolidation Act 1845 and the several persons elected at any such meeting being neither removed nor disqualified nor having died or resigned shall continue to be directors until others are elected in their stead.

Auditors.

24.—(1) The prescribed number of auditors shall be one unless the number be increased to two by an order of a general meeting and any such auditor shall be a member of the Institute of Chartered Accountants or the Society of Incorporated Accountants and Auditors or an accountant or accountants approved by the Board of Trade.

(2) It shall not be necessary for any auditor to hold shares in the Company.

SUPPLY OF GAS LANDS WORKS &C.

Limits of supply of gas.

25. The limits of this Act for the supply of gas (in this Act called “the limits of supply”) shall be the parish and urban district of Little Crosby in the county palatine of Lancaster.

Power to acquire lands.

26. Subject to the provisions of this Act the Company may enter upon take hold and use the lands and hereditaments shown on the deposited plan and described in the deposited book of reference Provided that notwithstanding anything in this Act contained or shown on the deposited plan the Company shall not enter upon take or use any lands or property of the Lancashire and Yorkshire Railway Company except with the consent in writing of that company.

Company may acquire easements only in certain cases.

27.—(1) The Company may in lieu of acquiring any lands for the purposes of any works which it may be intended to construct 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.

(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. A.D. 1914.

(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 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.

28. 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 others than the grantors have an interest) required for the purposes of this Act in or 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. Persons under disability may grant easements &c.

29. 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. Period for compulsory purchase of lands.

30. Subject to the provisions of this Act the Company may on the lands described in the First Schedule to this Act erect maintain alter improve extend and renew gasworks with all necessary machinery and apparatus and do all such acts as may be proper for making and storing gas and for supplying gas within the limits of supply and may on the said lands recover residual products resulting from the manufacture of gas and may convert ammoniacal liquors so obtained into sulphate of ammonia. Powers as to construction and maintenance of gasworks.

31. The Company may lay down place repair alter remove and renew mains pipes culverts and other apparatus within the limits of supply for the purpose of procuring conducting or Power to lay pipes &c. for ancillary purposes.

A.D. 1914. — disposing of any oil or other material used by them in or resulting from the manufacture of gas or recovery of any residual products thereof or for any other purpose connected with their business and the provisions of the Gasworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes and for the protection of pipes when so laid shall so far as applicable for the purposes of this section extend and apply mutatis mutandis to and for the purposes thereof.

Maximum price for gas. **32.** The maximum price to be charged by the Company for gas supplied by them to persons who shall burn the same by meter shall not at any time exceed four shillings per thousand cubic feet.

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 the limits of supply through any other kind of meter or by any other method of supply.

(2) The charge for the hire of any prepayment meter and fittings to be used therewith shall be a sum of money calculated according to the quantity of gas supplied through the prepayment meter and the maximum charge shall be at the rate of tenpence 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.

(3) The charge for the hire of any prepayment meter without fittings shall be a sum of money calculated according to the quantity of gas supplied through the prepayment meter and the maximum charge shall be at the rate of sixpence per one thousand cubic feet supplied in manner aforesaid or at the rate of ten per centum per annum on the cost of the meter whichever shall be the higher.

(4) The said charges shall include the providing letting fixing repairing and maintenance of the meters and fittings or of the meters (as the case may be) and the cost of collection and other costs incurred by the Company in connection therewith.

(5) 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. A.D. 1914.

34. For such of the purposes of the Gasworks Clauses Act 1871 as are applicable for the purposes of this Act and for the purposes of this Act the prescribed testing place shall be a testing place which shall be provided by the Company on the lands described in the First Schedule to this Act before supplying or within three months after beginning to supply gas under the authority of this Act. Testing place.

35. The Company shall provide and maintain at the prescribed testing place for testing the calorific power of the gas supplied by them a calorimeter similar to that for the time being prescribed by the section of the Liverpool Gas Act 1914 the marginal note of which is "Apparatus for testing calorific power." Company to provide apparatus for testing calorific power.

36.—(1) Notwithstanding anything contained in the Gasworks Clauses Act 1871 or in any Act or Acts amending the same the Company shall not be under any liability or obligation to supply gas of any prescribed illuminating power nor to provide or maintain at the testing place at the gasworks of the Company any apparatus for testing the illuminating power of such gas. Quality of gas.

(2) The calorific power of the gas supplied by the Company shall when tested and corrected in accordance with the provisions of the section of this Act of which the marginal note is "Provisions as to testing for calorific power" be five hundred and fifty British thermal units per cubic foot of gas and that power is hereinafter referred to as "the standard calorific power."

37. The following provisions shall apply with respect to the testing for calorific power of the gas supplied by the Company:— Provisions as to testing for calorific power.

(1) For the purposes of this section "the gas examiner" shall be a competent and impartial person to be appointed by the Little Crosby Urban District Council (in this section called "the council") or failing such appointment to be appointed by two justices on the application of any consumers (not being less than five) of the gas supplied by the Company:

A.D. 1914.

- (2) The gas examiner may by means of the calorimeter provided by the Company under the provisions of this Act test at the prescribed testing place at any reasonable hour the calorific power of the gas supplied by the Company but not more than one testing for calorific power shall be made on any day except in the event mentioned in subsection (8) of this section :
- (3) The Company may if they think fit on each occasion of the testing of gas under the provisions of this section be represented by some officer who shall not interfere in the testing :
- (4) The calorimeter shall be so used as to yield the total heat value of the gas which shall be developed by the complete combustion in moist (saturated) air of moist (saturated) gas and the products of combustion shall be cooled down to the temperature of the air :
- (5) Subject to the provisions of the immediately preceding subsection the testing shall be made in the mode and under the conditions for the time being prescribed by the metropolitan gas referees for testing the total heat value of gas so far as such mode and conditions are applicable :
- (6) The result obtained by means of such testing shall be expressed in terms of one cubic foot of gas and shall be corrected for a temperature of sixty degrees Fahrenheit and a pressure balanced by a column of thirty inches of mercury at the same temperature The corrected result shall be deemed to be the calorific power of the gas ascertained by the testing :
- (7) The gas examiner shall forthwith give notice to the Company at their office of any defect of calorific power ascertained by him on any testing made under this section :
- (8) In the event of the calorific power being on any testing ascertained to be below the standard calorific power by more than five per centum a second testing shall be made on the same day but at an interval of not less than one hour from the time of making the first testing and the average of the two testings shall be deemed to be the calorific power of the gas on that day :

(9) The gas examiner shall on the day immediately following that on which any testing has been made under this section make and deliver a report of the results of his testing to the council or the justices by whom he was appointed and to the Company and such report shall be receivable in evidence. A.D. 1914.

38. If on any day the calorific power of the gas supplied by the Company at the prescribed testing place is below the standard calorific power by more than five per centum they shall be liable to the following penalties (that is to say):—

Penalties for deficient calorific power.

If the calorific power of the gas so supplied is more than five per centum but not more than seven and a half per centum below the standard calorific power two pounds:

If the calorific power of the gas so supplied is more than seven and a half per centum but not more than ten per centum below the standard calorific power a sum not exceeding five pounds:

If the calorific power of the gas so supplied is more than ten per centum below the standard calorific power a sum not exceeding ten pounds for every ten per centum by which such calorific power is below the standard calorific power:

Provided that the Company shall not be liable for more than one penalty in respect of a deficiency of calorific power of the gas supplied on any one day.

39.—(1) All gas supplied by the Company to any consumer of gas shall be supplied at such pressure as to balance a column of water not less than eight-tenths of one inch in height at the main or as near as may be to the junction therewith of the service pipe supplying the consumer. Pressure of gas.

(2) Any gas examiner appointed under the Gasworks Clauses Act 1871 may for the purposes of this Act subject to the terms of his appointment at the testing place or at any public lamp as and when he thinks fit test the pressure at which the gas is supplied. The Company shall afford to the examiner all reasonable facilities for making the test.

40. No penalty shall be incurred by the Company for insufficiency of pressure defect of calorific power or excess of impurity in the gas supplied by them in any case in respect of Saving as to penalties.

A.D. 1914. which the gas examiner reports or 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.

As to construction and placing of pipes &c. between mains and meters.

41. In order to enable the Company to ensure a satisfactory supply of gas to their consumers the following provisions shall have effect:—

- (1) The Company may specify the size and material of the pipes with the fittings thereof which are to be laid by the consumer on his own premises either in the first instance or on the occasion of any renewal between the Company's mains and the meter so far as such pipes and fittings are intended to be covered over:
- (2) The Company may if they think fit make different specifications for different classes of premises having regard to the probable maximum consumption of gas thereon at any one time:
- (3) The specification shall be published twice in some newspaper or once in each of two newspapers circulating within the limits of supply and a copy of such specification shall be kept exhibited in the office of the Company:
- (4) Every meter to be used in a new building or a building not previously supplied with gas or in connection with a new or substituted pipe laid by the consumer between the main and the consumer's meter shall be placed as near as reasonably practicable to the Company's main but within the outside wall of the building:
- (5) When any such pipe or meter as aforesaid has been laid or placed notice thereof shall be given to the Company and the pipe shall not be covered over until after the expiration of twenty-four hours from the service of such notice on the Company Any officer of the Company duly appointed may between nine o'clock in the morning and five o'clock in the afternoon attend and inspect such pipes (with their fittings) and meter and if the officer is not permitted

to make the inspection or if the pipes or fittings are not according to the Company's specification or if the meter is not placed as required by this section the Company may refuse to supply gas to the premises until the provisions of this section have been complied with : A.D. 1914.

- (6) Any person to whom the Company refuses a supply of gas under the provisions of this section may appeal to a petty sessional court against such refusal and the court may after hearing the parties and considering any questions as to the reasonableness of the Company's specification make such order as seems to them proper in the circumstances and may order by which of the parties the costs of and incident to the appeal shall be paid.

42. If any person is required by the Company to give to them security for any supply of gas or for the payment of the price or rent of a meter and such security is made by way of deposit the Company shall pay interest at the rate of four pounds per centum per annum on every sum of ten shillings deposited by way of such security for every six months during which the same remains in their hands as security. Company to pay interest on money deposited as security for gas meter &c.

43.—(1) The Company may purchase sell let for hire fix repair and remove but shall not manufacture engines stoves ranges pipes and other fittings for lighting motive heating ventilating cooking or any other purposes and may provide all materials and 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.

(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 process of any court or proceedings in bankruptcy against the person in whose possession the same may be.

(3) All such fittings let for hire as aforesaid shall notwithstanding that they be fixed or fastened to any part of any premises in which they may be situate or to the soil under any such premises at all times continue to be the property of and removable by the Company Provided that nothing in this

A.D. 1914. subsection shall affect the amount of the assessment for rating of any premises upon which any such fittings are or shall be fixed.

(4) The Company shall only be entitled to the privileges and exemptions conferred by this section in respect of such fittings as shall be marked or impressed with a sufficient mark or brand indicating the Company as the actual owners thereof.

Power to enter premises and remove fittings.

44. The power to enter premises and to remove pipes meters fittings or apparatus conferred upon the Company by section 22 of the Gasworks Clauses Act 1871 shall extend to all cases in which any person entering into occupation of any premises previously supplied with gas by the Company shall not require to take a supply of gas from the Company or to hire from the Company all or any of the pipes meters fittings or apparatus belonging to the Company and let by them on hire to any former occupier of such premises.

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

45. 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 together with an effective non-return valve and shall at all times at his own expense keep such anti-fluctuator and valve in proper repair and in default of his so using or keeping such anti-fluctuator and valve 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 and valve 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 and valve be found in proper order but otherwise at the expense of the consumer.

Period of error in defective meters.

46. 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 charges are recoverable by the Company.

47. At least twenty-four hours' notice shall be given to the Company by every gas consumer either personally at the office of the Company or in writing 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.

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Gas consumers to give notice to Company before removing.

48.—(1) In any case in which the Company are by virtue of any enactment relating to their gas undertaking authorised to cut off and discontinue the supply of gas to any premises in consequence of any default on the part of the occupier of the premises it shall be lawful for the Company without prejudice to any other remedy which may be lawfully available to them to disconnect at the meter the service pipe (whether belonging to the consumer or to the Company) and any person who shall reconnect such service pipe with the meter without the consent of the Company shall be deemed to commit an offence within the meaning of section 18 of the Gasworks Clauses Act 1847 :

As to mode of cutting off supplies.

Provided that if and so soon as the matter complained of shall have been remedied nothing in this section shall prejudice or interfere with any rights vested in any person by virtue of section 11 of the Gasworks Clauses Act 1871.

(2) For the purposes of this section the Company shall (subject to the conditions specified in section 22 of the Gasworks Clauses Act 1871) have and may exercise the like powers of entry as are exerciseable under the said section 22 for the purposes of that section.

49. In any case in which in consequence of any default on the part of the occupier of any premises the Company shall have cut off the supply of gas to such premises (whether under the existing powers of the Company or under the powers conferred by this Act) and the occupier so in default shall desire to resume such supply he shall pay to the Company the expenses

Occupier to pay expenses of re-connecting disconnected supply.

A.D. 1914. — of reconnecting the supply and the Company shall not be under any obligation to supply gas to such occupier until he shall have paid such expenses.

Power to refuse a supply to persons in debt for other premises.

50. If a person requiring a supply of gas for any premises occupies or has occupied other premises at which gas is being or has been supplied to him by the Company and has not paid all money due from him to the Company for the supply of gas or for the rent of a meter they may refuse to furnish to him a supply of gas until he pays the same.

Purchase of gas in bulk.

51. The Company may enter into and carry into effect agreements made with any company or person for the purchase of gas 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 gas so purchased may be used by the Company for distribution within the limits of supply and otherwise for the purposes of the gas undertaking.

Company may contract with local authority &c. for supply in bulk.

52. The Company may contract with any local authority company or persons authorised to supply gas under Parliamentary powers in any district adjacent to the limits of supply of the Company for the supply to them respectively of gas in bulk upon such terms and conditions and for such periods not exceeding in any case seven years from the making of the contract as may be agreed upon but nothing in this section shall authorise the Company to lay any mains or pipes or to interfere with any street beyond their limits of supply.

Power to purchase undertaking of Hightown Company.

53.—(1) The Company may purchase by agreement from the liquidator the gasworks mains pipes and other works of the Hightown Company used for the purpose of supplying petrol air gas within the said parish and urban district of Little Crosby and the site of such gasworks upon such terms and conditions pecuniary or otherwise as may be agreed upon between the Company and the liquidator.

(2) On the completion of such purchase the Company may maintain hold and use for the purposes of their undertaking or may discontinue sell lease exchange remove or dispose of the gasworks mains pipes and other works so purchased and the site of such gasworks and the provisions of this Act and the Acts incorporated therewith shall apply to the said mains pipes and works in all respects as if the same had been laid down

or constructed under the authority of such Acts or any of them but nothing in this section shall authorise the Company to use any such works or site for the purpose of making converting or storing gas or the residual products of gas. A.D. 1914.

54. This Act shall not by reason only of the enactment of the provisions thereof confer any exemption from any general legislation relating to the supply of gas which may be passed in this or any future Session of Parliament but the provisions of this section shall not be construed as preventing the conferring of any such exemption or the enactment in any such general legislation of any special provisions relating to the undertaking of the Company. Saving
general legis-
lation.

SUPPLY OF ELECTRICITY &C.

55. The area within which the Company may supply electricity under this Act (in this Act called "the area of supply") shall be the area described in the section of this Act the marginal note of which is "Limits of supply of gas" and such area shall be deemed to be the area of supply within the meaning of section 4 of the schedule to the Electric Lighting (Clauses) Act 1899 and the Company may supply electricity within the area of supply for all public and private purposes. Area for
supply of
electricity

56.—(1) The Company may appropriate and use for the purposes of the electricity undertaking so much of the land vested in the Company by virtue of this Act and described in the First Schedule to this Act as they may deem necessary and may thereon erect maintain work and use a station or stations for producing and generating transforming storing and distributing electricity with all such buildings engines batteries dynamos accumulators and other plant machinery apparatus works and conveniences as may be necessary or suitable for those purposes and may produce generate transform store use and supply such electricity accordingly. Power to
appropriate
lands and
erect gene-
rating
stations.

(2) The Company may appropriate and use for the said purposes any other lands to be acquired by them under this Act but they shall not use any such lands for the purpose of constructing a generating station except with the consent of the Board of Trade and the Board of Trade shall not in any case give such consent except subject to and in accordance

[Ch. lxxxii.] *Hightown Gas and Electricity* [4 & 5 GEO. 5.]
Act, 1914.

A.D. 1914. — with the provisions of section 2 of the Electric Lighting Act 1909.

Power to supply engines motors fittings &c.

57. The Company may purchase provide supply sell and let on hire and may fix set up alter repair and remove but shall not manufacture engines machines motors dynamos accumulators cables conductors service wires tubes pipes insulators distributing cut-out and other boxes switches transformers lamps meters fittings and other apparatus and appliances used for or in connection with the production transmission storage transformation measuring regulating distributing and use of electricity for lighting and other purposes whether public or private or for converting the same into motive power heat or otherwise and may provide all materials and do all work necessary or proper in that behalf and may demand take and recover such remuneration in money or such rents and charges for and may make such terms and conditions with respect to the supply sale letting fixing setting up altering repairing and removing of such articles and things as aforesaid and for securing (both as regards the consumer and third parties) their safety and return to the Company as may be agreed on between the Company and the person to or for whom the same are sold supplied let on hire fixed or set up as aforesaid Provided that in the event of the electricity undertaking being purchased by the local authority the powers of this section shall not be transferred to such authority.

Power to break up streets not repairable by local authority.

58. Subject to the provisions of the principal Acts the Company may break up for the purposes of the electricity undertaking the following streets not repairable by the inhabitants at large (that is to say) Lower Alt Road (portion unadopted) Blundell Road and Blundell Avenue.

Power to break up railways.

59. Subject to the provisions of the principal Acts the Company may break up for the purposes of this Act the level crossing over the Liverpool Crosby and Southport Branch of the Lancashire and Yorkshire Railway at Alt Road and the road proposed to be carried over the said railway by means of a new bridge at and adjoining the northerly end of Hightown Station on the said railway.

Mains &c. to be laid down.

60. Section 21 (subsection 1) of the schedule to the Electric Lighting (Clauses) Act 1899 in so far as it specifies a period within which the Company shall lay down distributing

mains shall not apply to the Company but the Company shall before the expiration of three years after the passing of this Act without being required to do so lay down reasonably suitable and sufficient distributing mains for the purposes of general supply throughout the streets or roads mentioned in the Second Schedule to this Act Provided that the Board of Trade may from time to time extend such period for such further periods as they may think fit Provided further that the Board of Trade may on the expiration of such period or of any such extended period as aforesaid if such mains mentioned in the Second Schedule to this Act are not then laid or if evidence is not forthcoming of the bonâ fide intention of the Company to lay such mains on the representation of the local authority of the district affected revoke the powers of this Act in regard to the supply of electricity as to the whole or part of the area of supply and make such order as to payment by the Company of the costs of such representation as they think fit.

A.D. 1914.

61.—(1) In the event of a meter of a construction and pattern approved by the Board of Trade used by any consumer of electricity being proved to register erroneously 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.

Period of error in defective meters.

(2) The amount of the allowance to be paid to or 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 charges for electricity are recoverable by the Company.

62. The maximum prices to be charged by the Company for electricity supplied by them except to public lamps shall subject to alteration as in the schedule to the Electric Lighting (Clauses) Act 1899 provided be those stated in that behalf in the Third Schedule to this Act.

Maximum prices for electricity.

MISCELLANEOUS.

63. The Company may apply for Provisional Orders under the Electric Lighting Acts 1882 to 1909.

Company may apply for Provisional Orders.

64. If the clear profits of the undertaking in any year amount to a larger sum than is sufficient to pay the maximum

Application of excess of profits.

A.D. 1914. rate of dividend on the ordinary capital of the Company the excess shall be carried to the credit of the divisible profits of the undertaking for the next following year. Provided that the sum so carried forward shall not in any case exceed the amount required to pay the maximum rate of dividend for one year on the paid-up capital of the Company for the time being.

Separate accounts of gas and electricity undertakings.

65. Separate capital and revenue accounts shall be kept of the gas undertaking and the electricity undertaking.

The gas undertaking and the electricity undertaking respectively shall be duly credited and debited with the receipts and payments exclusively attributable thereto.

The Company shall out of the capital moneys raised under this Act carry to the credit of the capital account of the gas undertaking the value of all land acquired for the purposes of that undertaking and used for the purposes of the electricity undertaking.

The expenses of direction and management and any expenses common to both the gas undertaking and the electricity undertaking shall be from time to time apportioned between them as nearly as conveniently practicable in proportion to the amount of capital for the time being expended on the gas undertaking and the electricity undertaking respectively.

Power of purchase by Little Crosby Urban District Council.

66.—(1) If at any time after the passing of this Act and after six months' previous notice in writing to the Company to expire on the 30th day of September in any year the Little Crosby Urban District Council (in this section called "the council") shall apply to Parliament for power to purchase the undertaking of the Company the Company shall not oppose such application except in so far as may be necessary in order to secure the insertion in any Bill introduced into Parliament to authorise such purchase of clauses to protect their interests with respect to such purchase and for that purpose the Company shall be at liberty to petition in either or both Houses of Parliament and to appear on such petition by counsel agents and witnesses if they think fit and if such powers of purchase be granted the Company shall sell and transfer and the council shall purchase and acquire the undertaking of the Company free from all debts mortgages debentures debenture stock or similar obligations of the Company or attaching to the undertaking.

(2) Any such sale or purchase shall be for such price being a sum equal to the amount of the capital expended by the Company upon the undertaking at the date of the said notice including all costs charges and expenses of the Company in promoting and obtaining this Act and of and incidental thereto and of and incidental to the purchase and acquisition of all lands required by the Company under the provisions of this Act together with a sum equal to ten per centum upon the sum so ascertained as aforesaid and together with the amount of any capital expended by the Company upon the undertaking between the date of such notice as aforesaid and the date upon which such purchase takes effect and nothing shall be deducted for depreciation. A.D. 1914.

(3) Nothing in this section shall affect the powers of the council as the local authority to purchase the electricity undertaking of the Company under section 2 of the Electric Lighting Act 1888.

67. For the protection of the lord mayor aldermen and citizens of the city of Liverpool (in this section called "the corporation") the following provisions shall unless otherwise agreed in writing between the Company and the corporation apply and have effect (that is to say):—
For protection of Liverpool Corporation.

(1) The Company shall not (except in cases of emergency when notice shall be given as soon as reasonably practicable or for the purpose of repairing service or communication pipes) commence the execution of any work by this Act authorised in or under any public street until they shall have given to the corporation seven days' notice in writing of their intention to commence the same together with a plan showing the mode and position in which such work is intended to be executed or until such plan has been reasonably approved by the corporation or in case of difference settled by arbitration and such works shall only be constructed in accordance with such plan as so approved or settled. Provided that if the corporation do not within the said period signify their disapproval of the said plan they shall be deemed to have approved thereof:

(2) The works of the Company shall be so executed as not to interfere with any water main of the corporation

A.D. 1914.

and the Company shall be liable for all damage that may be incurred by the corporation consequent upon the neglect or omission of the Company to comply with the provisions of this Act or upon any defects in any of the works of the Company and shall indemnify the corporation in respect of any actions claims or demands arising out of any interference by the Company with the mains and works of the corporation :

(3) Any difference which may arise between the Company and the corporation under this section shall be referred to and settled by an arbitrator to be appointed failing agreement on the application of either party by the President of the Institution of Civil Engineers and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any such arbitration :

(4) The provisions of this section shall be in addition to and not in substitution for or derogation from any other provisions of this Act or any Act incorporated therewith which may enure for the protection or benefit of the corporation.

For protec-
tion of Lan-
cashire and
Yorkshire
Railway
Company.

68. For the protection of the Lancashire and Yorkshire Railway Company (in this section called "the railway company") the following provisions shall unless otherwise agreed between the company and the railway company be observed and have effect (that is to say) :—

(1) Whenever under the powers of this Act the Company shall require to lay down place repair take up alter relay or renew any mains pipes conduits culverts cables wires apparatus or works in connection with their undertaking upon across or under any railway for the time being belonging to or worked by the railway company or the stations bridges approaches or other works thereof or to construct any works adjoining thereto other than works on the land described in the First Schedule to this Act they shall (except in cases of emergency) give to the engineer of the railway company fourteen days' notice in writing of their intention to carry out any such works accompanied by sufficient plans :

- (2) Such works including the making good and repairing of any roads over any such railway and over any bridges and approaches which the railway company is or may be liable to maintain and which may be disturbed or interfered with by or owing to any operations of the Company shall be laid constructed and executed at the expense of the Company under the superintendence if the same be given and to the reasonable satisfaction of the said engineer and (except in cases of emergency) according to plans to be previously reasonably approved by him and so as to avoid as far as possible injury to any such railway or any of the works thereof and so as not to cause any interruption to the passage or conduct of the traffic over or at any such railway or station:

A.D. 1914.

Provided that if the said engineer shall not express his disapproval of such plans within fourteen days from the submission thereof he shall be deemed to have approved thereof:

- (3) When the Company open or break up any road or pavement of any street or other works belonging to or repairable by the railway company they shall with all convenient speed complete the work for which the same shall be broken up and reinstate and make good the road or works so opened or broken up and shall keep any road or pavement so broken up in good repair for three months after reinstatement and making good and for such further time if any not exceeding in the whole twelve months as the soil so broken up shall continue to subside:
- (4) If the Company make any unnecessary delay in completing such work or reinstating and making good such road or works so opened or broken up or neglect to keep the road or pavement in repair as aforesaid the railway company may cause such work to be executed or effect such repair and the reasonable expense of executing the same shall be repaid to them by the Company:
- (5) The Company shall repay to the railway company the reasonable expense of any temporary works or

A.D. 1914.

watching which may be necessary to provide for the protection of any such railway or the traffic thereon or thereto during the carrying out of the works aforesaid :

(6) If in the execution or maintenance of the works any injury shall arise to any such railway or station or any works connected therewith or any interruption of traffic be caused the Company shall make full satisfaction in respect thereof to the railway company and in the event of any dispute as to the amount of such satisfaction the same shall be determined by arbitration in manner hereinafter provided :

(7) Any difference which may arise between the Company and the railway company under the provisions of this section shall unless otherwise agreed be settled by arbitration under the provisions of the Arbitration Act 1889 by an engineer to be appointed by the President of the Institution of Civil Engineers at the request of either party.

Power to purchase lands by agreement.

69. The Company may for the purposes of the undertaking purchase and take (by agreement but not otherwise) and may hold in addition to the other lands which they are by this Act authorised to hold any lands and hereditaments not exceeding in the whole five acres which they 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 and generating electricity except the lands authorised to be so used by this or any other Act or Order affecting the undertaking.

Dwelling-houses for persons in Company's employ.

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

Power to sell and lease lands.

71. Subject to the provisions of the Lands Clauses Consolidation Act 1845 the Company may sell or let on lease for such periods as they think fit any lands or property for the time being belonging to them and which may not at the time

be required for the purposes of the undertaking and may retain and hold sell and dispose of any interest in or reversion to any lands or property so let and any such sale disposal or lease may be for such consideration and subject to such reservations restrictions and provisions and generally upon such terms and conditions as the Company think fit. A.D. 1914.

72. Notwithstanding anything contained in the Gasworks Clauses Act 1871 or any other Act a person shall not be entitled to demand or continue to receive from the Company a stand-by supply of gas or electricity to any premises for purposes for which he has at the same time a supply of gas or electricity from an installation other than that of the Company unless he shall have agreed to pay to the Company such minimum annual sum as will give to them a reasonable return on the capital expenditure and will cover other standing charges incurred by them in order to meet the possible maximum demand for those premises and the sum to be so paid shall be determined in default of agreement by arbitration in the manner prescribed by the Arbitration Act 1889. Supply of gas or electricity where consumer has separate supply.

73.—(1) 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 gas and for that purpose the Gasworks Clauses Act 1847 shall apply as if section 7 of that Act were excepted from incorporation in this Act. Power to lay pipes and wires in streets not dedicated to public use.

(2) The Company may upon the application of the owner or occupier of any premises within the area of supply abutting on or being erected in any street or road laid out but not dedicated to public use supply such premises with electrical energy and may lay down take up alter relay repair or renew in or across or along or out of such street or road such electric lines and apparatus as may be requisite or proper for furnishing such supply and the provisions of the Electric Lighting Acts 1882 to 1909 and of the schedule to the Electric Lighting (Clauses) Act 1899 so far as they are applicable for the purposes of this section shall extend and apply to and for the purposes hereof and to any works constructed or executed by the Company under the powers of this subsection.

74. The Company may acquire take and use any leave licence or authority to work use exercise and put in practice Power to take licences

A.D. 1914. any invention under letters patent made or to be made granting
for use of patents. any right or privilege of working using exercising or vending
any invention in relation to the production manufacture
utilisation or distribution of gas or materials used in or resulting
from the manufacture of gas or otherwise in relation thereto
but not so as to acquire any exclusive right to the working
using exercising or putting in practice of any such invention.

Notice to
discontinue
supply of
gas or elec-
tricity. **75.** A notice to the Company from a consumer for the
discontinuance of a supply of gas or electricity 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 personally by the consumer at such office.

Authentica-
tion and
service of
notices by
Company. **76.** Any notice to be served by the Company on a person
supplied with gas or electricity shall be sufficiently authenticated
by the signature of the secretary of the Company or other
officer of the Company for the time being authorised in writing
by the directors being affixed thereto in writing or by a stamp or
if it be a notice to pay any charge in respect of a supply of
gas or electricity or of gas or electrical fittings or appliances
by the name either of the secretary or such other officer as
aforesaid being affixed thereto in print or by a stamp and any
such notice may be served on such person either personally or
by sending the same through the post by a prepaid letter
addressed to him by name at his last known or usual place of
abode or business or by delivering the same to some inmate at
his last known or usual place of abode or business or to any
inmate of the premises supplied or if such premises be un-
occupied and the place of abode of the person to be served is
after proper inquiry unknown it shall in the case of any notice
not being a notice to pay any charge be sufficient to affix such
notice or a copy thereof upon some conspicuous part of such
premises.

Several sums
in one
summons. **77.** Where the payment of more than one sum by any
person is due under this Act any summons or warrant issued
for the purposes of this Act in respect of that person may
contain in the body thereof or in a schedule thereto all the
sums payable by him.

Penalties
not cumula-
tive. **78.** Penalties imposed on the Company for one and the
same offence by several Acts of Parliament shall not be

cumulative and for such purposes this Act and the Acts incorporated herewith shall be deemed several Acts. A.D. 1914.

79. Save as otherwise by this Act expressly provided all offences against this Act and all penalties forfeitures costs and expenses imposed or recoverable under this Act or any byelaw made in pursuance thereof 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. Recovery of penalties &c.

80. Proceedings for the recovery of any demand made under the authority of this Act or any incorporated enactment whether provision is or is not made for the recovery in any specified court or manner may be taken in any 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. Recovery of demands.

81. It shall be lawful for the Company to make superannuation and other allowances and to pay pensions to any officers or servants or employees of the Company who may be temporarily or permanently disabled by sickness infirmity or age and for that purpose to apply the funds and revenues of the Company. Power to make superannuation and other allowances.

82. 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 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 the memorandum 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. Copy of Act to be registered.

A.D. 1914.

Costs of
Act.

83. 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 and may in whole or in part be charged against revenue.

The SCHEDULES referred to in the foregoing Act. A.D. 1914.

FIRST SCHEDULE.

LANDS FOR GASWORKS AND FOR GENERATING STATION.

A plot of land (containing by admeasurement 2,900 square yards or thereabouts) in the parish and urban district of Little Crosby in the county palatine of Lancaster situate on the westerly side of and adjoining the Liverpool Crosby and Southport Line of the Lancashire and Yorkshire Railway 470 yards north of the Gorse Lane level crossing at Sniggery Siding forming part of the Francis Nicholas Blundell of Crosby Estate and numbered 233 on the $\frac{1}{2500}$ Ordnance map Lancashire sheet XC. 16 (1908 edition) and which said plot of land is bounded on the north and west sides thereof by sand-hills and lands numbered 234 on the said Ordnance map on the south side thereof by agricultural lands numbered 201 on the said Ordnance map and on the east side thereof by lands and property belonging to the Lancashire and Yorkshire Railway Company.

SECOND SCHEDULE.

LIST OF STREETS throughout which the Company are to lay down reasonably suitable and sufficient distributing mains for the purposes of general electric supply within the period specified in this Act:—

Lower Alt Road
School Road
Alt Road
St. George's Road.

A.D. 1914.

THIRD SCHEDULE.

MAXIMUM PRICES.

In this schedule—

The expression “unit” shall mean the energy contained in a current of one thousand ampères flowing under an electro-motive force of one volt during one hour.

SECTION 1.

Where the Company charge any consumer by the actual amount of energy supplied to him they shall be entitled to charge him at the following rates per quarter For any amount up to twenty units thirteen shillings and fourpence and for each unit over twenty units eightpence.

SECTION 2.

Where the Company charge any consumer by the electrical quantity contained in the supply given to him they shall be entitled to charge him according to the rates set forth in section 1 of this schedule the amount of energy supplied to him being taken to be the product of that electrical quantity and the declared pressure at the consumer's terminals that is to say such a constant pressure at those terminals as may be declared by the Company under the Board of Trade regulations.

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