



## CHAPTER xx.

An Act to provide for the vesting in the county council of the administrative county of Anglesey of the existing water undertakings in that county to empower the said county council to construct waterworks and supply water throughout the county and for other purposes.

[3rd August 1944.]

**W**HEREAS the existing waterworks in the county of Anglesey are inadequate for the supply and prospective needs of the inhabitants of that county and it is expedient to make further and better provision in regard to the supply of water therein :

And whereas for that purpose it is expedient to provide for the transfer to the county council of the administrative county of Anglesey (in this Act called " the Council ") of the existing waterworks and water undertakings by means of which water is supplied in portions of the said county and to empower the Council to construct the waterworks authorised by this Act and to supply water throughout the county :

And whereas it is expedient that further and better provision should be made with reference to the finances of the Council and that the powers of the Council should be enlarged and extended as in this Act provided :

And whereas it is expedient that the other provisions contained in this Act be enacted :

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

And whereas estimates have been prepared for the purposes hereinafter mentioned and such estimates are as follows:—

	£
The purchase of land and easements and the construction of Work No. 1 and Work No. 2 authorised by this Act ...	62,000
The construction of Work No. 3 Work No. 4 Work No. 5 Work No. 6 and Work No. 7 authorised by this Act ... ..	123,000
Water mains and other waterworks purposes ... ..	288,000.

And whereas the several works included in such estimates are permanent works and it is expedient that the cost thereof should be spread over a term of years:

23 & 24  
Geo. 5. c. 51.

And whereas in relation to the promotion of the Bill for this Act the requirements of Part XIII of the Local Government Act 1933 have been complied with by the Council:

And whereas plans and sections showing the lines and levels of the works authorised by this Act and also a book of reference containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were duly deposited with the clerk of the county council of the administrative county of Anglesey which plans sections and book of reference are in this Act respectively referred to as the deposited plans sections and book of reference:

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

## PART I.

### PRELIMINARY.

Short title.

1. This Act may be cited as the Anglesey County Council (Water &c.) Act 1944.

Division of  
Act into Parts.

2. This Act is divided into Parts as follows:—

Part I—Preliminary.

Part II—Transfer of existing undertakings.

Part III—Lands.

Part IV—Waterworks.

Part V—Supply of water.

Part VI—Finance.

Part VII—Miscellaneous.

3.—(1) The following enactments (so far as the same are applicable for the purposes and are not inconsistent with the provisions of this Act) are hereby incorporated with this Act (namely):—

PART I.  
—cont.

Incorporation  
of Acts.

(a) The Lands Clauses Acts with the following exceptions and modification:—

(i) Sections 127 to 132 of the Lands Clauses Consolidation Act 1845 are not incorporated with this Act; 8 & 9 Vict.  
c. 18.

(ii) The bond required by section 85 of the Lands Clauses Consolidation Act 1845 shall be sufficient without the addition of the sureties mentioned in that section;

(b) The Waterworks Clauses Act 1847 except—

10 & 11 Vict.  
c. 17.

(i) 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 section 44;

(ii) Sections 75 to 82 with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit and section 83 relating to accounts;

(c) The Waterworks Clauses Act 1863;

26 & 27 Vict.  
c. 93.

(d) The provisions of the Railways Clauses Consolidation Act 1845 with respect to the temporary occupation of lands near the railway during the construction thereof and in the construction of those provisions “the railway” shall mean the works authorised by this Act. 8 & 9 Vict.  
c. 20.

(2) In the construction of the provisions of the Lands Clauses Acts the Waterworks Clauses Acts 1847 and 1863 and the Railways Clauses Consolidation Act 1845 incorporated with this Act the expressions “the promoters of the undertaking” “the undertakers” and “the company” mean respectively the Council.

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. Interpretation.

And in this Act unless the subject or context otherwise requires—

“The Council” means the county council of the administrative county of Anglesey;

“The county” means the administrative county of Anglesey;

PART I.  
—cont.

- “ The clerk ” and “ the county accountant ” respectively mean the clerk to the Council and the county accountant for the county and respectively include any person duly appointed by the Council to discharge temporarily the duties of either such officer;
- “ The water undertaking ” means the whole of the water undertaking for the time being of the Council;
- “ The water engineer ” means the engineer appointed by the Council to be in charge of the water undertaking;
- “ The limits of supply ” means the limits for the time being of the Council for the supply of water;
- “ War period ” means the period for which the Emergency Powers (Defence) Act 1939 is in force;
- “ The Holyhead Company ” means the Holyhead Waterworks Company;
- “ Lord Anglesey ” means the Most Honourable Charles Henry Alexander Sixth Marquess of Anglesey (as tenant for life of the Anglesey Settled Estates) his successors in title or assigns being the estate owner or owners of the Bull Bay undertaking as hereinafter defined;
- “ The Anglesey Trustees ” means the Right Honourable Reginald Earl of Pembroke and Montgomery and Cecil Thomas Ashworth Beevor or other the trustees for the time being of the Anglesey Settled Estates;
- “ The scheduled agreement ” means the agreement dated the fifteenth day of July nineteen hundred and forty-four and made between the Holyhead Company of the one part and the Council of the other part and set out in the First Schedule to this Act;
- “ The first day of transfer ” means (in the case of the Holyhead undertaking) the first day of January nineteen hundred and forty-five and (in the case of the Bull Bay undertaking) that day or such later day (not being later than the second day of transfer as hereinafter defined) as may be agreed between the Council and Lord Anglesey;
- “ The second day of transfer ” means the first day of October nineteen hundred and fifty-four or the expiration of a period of eight years after the termination of the war period (whichever be the later) or (in relation to any water authority undertaking as hereinafter defined) such earlier day as may be agreed between the Council and the water authority owning that undertaking;

“ The Holyhead undertaking ” has the same meaning as in the scheduled agreement;

“ The Bull Bay undertaking ” means the water undertaking of Lord Anglesey including—

(a) all the lands buildings waterworks waters sources of supply works machinery mains pipes meters plant spare parts tools apparatus vehicles stock-in-trade stores furniture chattels and effects belonging to Lord Anglesey for the purposes of or in connection with the said water undertaking on the first day of transfer;

(b) all bank balances and cash and other balances (including consumers' deposits) in relation to the said water undertaking and in the hands of Lord Anglesey or in the hands of his bankers agents or servants on the first day of transfer and investments and securities for money forming part of any fund established in connection with that undertaking;

(c) all rates rents book debts and other sums of money which on the first day of transfer are due or payable to or are accruing due to Lord Anglesey in connection with the said water undertaking;

(d) all estates rights powers easements interests and privileges vested in or had or enjoyed by Lord Anglesey at the first day of transfer as part of or in connection with the said water undertaking;

(e) all contracts and benefits of contracts in connection with the said water undertaking being in force on the first day of transfer;

(f) all registers books accounts maps plans specifications engineering reports and other documents relating to the said water undertaking;

(g) all other the real and personal property forming part of the said water undertaking and belonging to Lord Anglesey at the first day of transfer;

“ The water authorities ” means the mayor aldermen and burgesses of the borough of Beaumaris the urban district councils of Amlwch Llangefni and Menai Bridge and the rural district councils of Aethwy Twrcelyn and Valley;

PART I.  
—cont.

“ The water authority undertakings ” means the water undertakings of the water authorities including in the case of each of those undertakings—

(a) all the lands buildings waterworks waters sources of supply (including public wells pumps conduits and other works used for the supply of water) machinery mains pipes meters plant spare parts tools apparatus vehicles stores and other real and personal property assets and effects rights powers privileges and liabilities vested in or enjoyed by the water authorities respectively for or in relation to such water undertakings immediately before the second day of transfer or to which the water authorities are subject for or in relation to those undertakings;

(b) all contracts and benefits of contracts being in force on the second day of transfer in respect of the undertaking;

(c) all registers books of accounts maps plans specifications engineering reports and other documents relating to the undertaking;

but does not include any funds or money or securities for money of the local authorities respectively whether invested or in hand;

“ The existing undertakings ” means the Holyhead undertaking the Bull Bay undertaking and the water authority undertakings;

41 & 42 Vict.  
c. 76.

“ Telegraphic line ” has the same meaning as in the Telegraph Act 1878;

“ Daily penalty ” means a penalty for each day on which an offence is continued by a person after conviction;

9 & 10 Geo. 5.  
c. 57.

“ Lands Clauses Acts ” means the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919;

“ The tribunal ” means the arbitrator or other authority to whom any question of disputed purchase money or compensation under this Act is referred in pursuance of the Acquisition of Land (Assessment of Compensation) Act 1919;

“ A supply of water for domestic purposes ” means a sufficient supply for drinking washing cooking and sanitary purposes but not for any bath having a capacity (measured to the centre line of the overflow pipe) in excess of fifty gallons and includes—

(a) a supply for the purposes of a profession carried on in any premises the greater part whereof is used as a house; and

(b) where the water is drawn from a tap inside a house and no hosepipe or similar apparatus is used a supply for watering a garden for horses kept for private use and for washing vehicles so kept:

Provided that it does not include a supply of water for the business of a laundry or a business of preparing food or beverages for consumption otherwise than on the premises;

- “ Statutory borrowing power ” means any power whether or not coupled with a duty of borrowing or continuing on loan or re-borrowing money or of redeeming or paying off or creating or continuing payment of or in respect of any annuity rentcharge rent or other security representing or granted in lieu of consideration money for the time being existing under any Act of Parliament public or local passed or to be passed or under any Provisional Order confirmed by Act of Parliament passed or to be passed or under any order or sanction of any Government department made or given or to be made or given by authority of any Act of Parliament passed or to be passed;
- “ Security of the Council ” means any mortgage bond stock or other security granted or issued by the Council;
- “ Statutory security ” means any security in which trustees are for the time being by or under any Act of Parliament passed or to be passed authorised to invest trust money and any mortgage bond debenture debenture stock stock or other security authorised by or under any Act of Parliament passed or to be passed of any county council or municipal corporation or other local authority as defined by section 34 (Definitions) of the Local Loans Act 1875 but does not include annuities rentcharges or securities transferable by delivery nor does it include with reference to the Council any securities of the Council; 38 & 39 Vict. c. 83.
- “ Revenues of the Council ” includes the revenues of the Council from time to time arising from any land undertaking or other property for the time being of the Council and the rates or contributions leviable by or on the order or precept of the Council;
- “ The Act of 1933 ” means the Local Government Act 1933;
- “ The Act of 1936 ” means the Public Health Act 1936; 26 Geo. 5. & 1 Edw. 8. c. 49.

PART I.  
—cont.

“ Local authority ” has the meaning assigned to it by section 1 of the Act of 1936;

“ The Minister ” means the Minister of Health.

Anglesey  
Water  
Committee.

5.—(1) The Council shall appoint a committee to be called “ the Anglesey Water Committee ” and except as otherwise provided in this section all matters exclusively relating to or arising from the exercise by the Council of their functions under this Act shall stand referred to that committee and the Council before exercising any such functions shall unless in their opinion the matter is urgent receive and consider the report of the committee with respect to the matter in question.

(2) The membership of the Anglesey Water Committee shall be as follows:—

Twelve members to be appointed by the Council;

One member to be nominated by the mayor aldermen and burgesses of the borough of Beaumaris;

One member to be nominated by the urban district council of Amlwch;

Two members to be nominated by the urban district council of Holyhead;

One member to be nominated by the urban district council of Llangefni;

One member to be nominated by the urban district council of Menai Bridge;

Two members to be nominated by the rural district council of Aethwy;

Two members to be nominated by the rural district council of Twrcelyn;

Two members to be nominated by the rural district council of Valley:

Provided that each of the authorities (other than the Council) referred to in this subsection may nominate a deputy for any member so nominated by them to attend any meeting of the Anglesey Water Committee in the place of the member so nominated who for any reason is unable to attend that meeting and to vote thereat.

(3) Subject to the provisions of this section section 85 of the Act of 1933 shall apply to the said committee.

(4) The Council may refer to any committee of the Council other than the said committee any matter arising out of and incidental to their functions under this Act which by reason of its relating also to any other service of the Council ought in the opinion of the Council to be so referred and the provisions of subsection (1) of this section shall not apply with reference to any matter which is so referred or to the exercise of any of the said functions so far as they relate to that matter.



## PART II.

## TRANSFER OF EXISTING UNDERTAKINGS.

*(a) Provisions applicable to the Holyhead and Bull Bay undertakings.**(i) Holyhead undertaking.*

6. The scheduled agreement is hereby confirmed and made binding upon the Council and the Holyhead Company and on the first day of transfer the Holyhead undertaking shall by virtue of this Act become and shall thenceforth be transferred to and vested in the Council subject to the provisions of this Act and of the scheduled agreement.

Acquisition of Holyhead Company's undertaking.

7.—(1) From and after the first day of transfer the Holyhead Company shall subsist only for the purpose of receiving and recovering the money or stock to which they or the shareholders of the company are entitled under this Act and of winding up their affairs and carrying into effect the purposes of this Act so far as they relate to the Holyhead Company and the directors of the Holyhead Company who are in office at the first day of transfer and the survivor or survivors of those directors shall continue without re-election to hold office and those directors or the majority of them or (if a liquidator of the company be duly appointed) the liquidator shall have power and authority to take with respect to the Holyhead Company all proceedings necessary for carrying into effect the purposes of this section.

Winding up and dissolution of Holyhead Company.

(2) If the number of directors of the Holyhead Company be reduced by death resignation or otherwise below two before the completion of the winding up of the company or the appointment of a liquidator thereof the continuing director shall from time to time appoint a person or persons who immediately prior to the first day of transfer was or were a stockholder or stockholders or shareholder or shareholders of the company to fill the vacancy or vacancies so caused.

(3) As soon as may be after the first day of transfer the directors of the Holyhead Company or such liquidator as aforesaid shall proceed to wind up the affairs of that company and shall distribute the certificates of Anglesey County Council four per centum water stock and moneys payable to them by the Council to and among the several persons who on the first day of transfer are the registered holders of ordinary shares of the company or their respective executors administrators and assigns in accordance with this section.

(4) The Holyhead Company shall on publication in a local newspaper circulating in the county of a notice signed by two or more directors and certifying that all the provisions of this

PART II.  
—cont.

Act relating to that company have been complied with be dissolved.

(5) In case the directors of the Holyhead Company or such liquidator as aforesaid are for six months after the first day of transfer unable after diligent inquiry to ascertain the person to whom any certificate of stock or money ought to be delivered or paid or who can give an effectual receipt for the same they may deliver such stock or pay such money into the High Court under any Act for the time being in force for the relief of trustees and every such delivery or payment shall effectually discharge the Holyhead Company and the directors of that company from any further liability with respect to such stock or money.

As to Holyhead  
Company's  
debenture  
stock and  
mortgages.

8.—(1) The four per centum debenture stock of the Holyhead Company issued in respect of the Holyhead undertaking and amounting to five thousand one hundred and thirty pounds in nominal value and the mortgages referred to in the schedule to the scheduled agreement which are respectively outstanding at the first day of transfer together with the interest accruing thereon respectively after the first day of transfer shall after that day become and be a charge on the revenues of the Council as if the Council were substituted for the Holyhead Company in respect of such debenture stock and mortgages but in other respects shall be subject to the same terms as would have been applicable thereto respectively if this Act had not been passed and the Council shall indemnify and hold harmless the Holyhead Company against any claims in respect thereof.

(2) The Council may by agreement with the holder of any portion of such debenture stock of the Holyhead Company or any such mortgage at any time substitute for any debenture stock or mortgage so held by him any security of the Council or pay off the amount secured by such debenture stock or mortgage and redeem the security with moneys raised under the powers of this Act and the holder of any such debenture stock or mortgage whether or not he is a trustee or under any disability may agree with the Council to accept any security of the Council in lieu of money in consideration for his debenture stock or mortgage.

Substituted  
securities to be  
held in same  
rights.

9.—(1) Subject to the provisions of this Act and of the scheduled agreement any stock of the Council issued to the holders of ordinary shares or debenture stock or mortgages of the Holyhead Company in pursuance of the scheduled agreement or this Act and any sums of money paid to the Holyhead Company on the said holders of shares or debenture stock or mortgages in pursuance of the said agreement or this Act shall be held in the same rights on the same trusts

and subject to the same powers provisions charges and liabilities as those in on or subject to which the said shares or debenture stock or mortgages of that company were held immediately before the first day of transfer and so as to give effect to and not to revoke any deed will or other instrument or testamentary or other disposition disposing of or affecting the shares or debenture stock or mortgages and every such deed will instrument or disposition shall take effect with reference to the whole or a proportionate part (as the case may be) of the stock of the Council or sum of money.

(2) Any bequest of or any covenant or provision of any deed will or other instrument relating to any specific number of or nominal amount of shares in the capital of the Holyhead Company or any specific amount of debenture stock or any mortgage of the Holyhead Company shall be held to apply to the security of the Council or sum of cash which under the provisions of this Act is issued or (in the case of any sum of cash) paid in substitution for such specific number or nominal amount of shares in the capital of the Holyhead Company or such specific amount of debenture stock of that company or such mortgage.

(3) Trustees executors and administrators and all other holders in any representative or fiduciary capacity and persons under disability may and shall accept the security of the Council so issued to them or sums of cash so paid to them in pursuance of the provisions of the scheduled agreement or this Act for the shares in the capital of the Holyhead Company or debenture stock or mortgages of that company held by them and may hold dispose of or otherwise deal with such security of the Council or sums of cash in all respects as they might have held disposed of or otherwise dealt with the shares or debenture stock or mortgages of the Holyhead Company for which the same are substituted.

(ii) *Bull Bay undertaking.*

10.—(1) On the first day of transfer the Bull Bay undertaking shall by virtue of this Act and without any conveyance or transfer deed become and shall thenceforth be transferred to and vested in the Council free from all mortgages or other similar charges debts or liabilities and shall be carried on used exercised and enjoyed by the Council for the purposes and according to the provisions of this Act and (subject to those provisions) as the same would or might have been carried on used exercised and enjoyed by Lord Anglesey if this Act had not been passed.

Transfer of  
Bull Bay  
undertaking.

(2) The price or consideration to be paid by the Council in respect of the Bull Bay undertaking shall be settled by agreement between the Council and Lord Anglesey or failing such

PART II.  
—cont.52 & 53 Vict.  
c. 49.  
24 & 25  
Geo. 5. c. 14.

agreement shall be determined by the arbitration of a single arbitrator to be appointed by agreement between the parties thereto or failing agreement by the President of the Institution of Civil Engineers and subject as aforesaid the provisions of the Arbitration Acts 1889 and 1934 shall apply to any such arbitration.

(3) The said price or consideration may by agreement between the Council and Lord Anglesey be settled in whole or in part by the issue by the Council of stock and the provisions of the Act of 1933 shall with any necessary modifications apply with reference to the issue of such stock as if the Council were exercising a power to borrow money for the payment of the said price or consideration or part thereof as the case may be.

(4) If from any cause other than the wilful default of Lord Anglesey such price or consideration is not so paid on the first day of transfer the Council shall pay interest on the amount thereof (or on so much thereof as is not so paid) at the rate of five pounds per centum per annum as from that day until the actual day of payment.

Council to  
pay debts and  
to be entitled  
to rents &c.  
after transfer.

11. Except as may be agreed between the Council and Lord Anglesey the Council shall pay and discharge (so far as the same shall not have been previously discharged by Lord Anglesey) the debts outgoings and liabilities incurred by Lord Anglesey in respect of the Bull Bay undertaking (other than debts outgoings and liabilities in respect of any mortgages or other similar charges or in respect of any contract agreement liability or other obligation made or entered into in contravention of the provisions of the section of this Act of which the marginal note is "Exercise by Lord Anglesey of powers until transfer &c.") and properly chargeable against Lord Anglesey and shall be entitled as from the first day of transfer to all rates rents profits and other receipts receivable in respect of the Bull Bay undertaking.

Exercise by  
Lord Anglesey  
of powers until  
transfer &c.

12.—(1) As from the date of this Act until the first day of transfer the Bull Bay undertaking shall be managed and carried on until the first day of transfer by Lord Anglesey in the ordinary course of business and in accordance with the provisions of this section and all moneys received and paid by Lord Anglesey in respect of any period after the first day of transfer shall (subject as in this section provided) be deemed to be received and paid for and on account of the Council and the Council shall pay and discharge and indemnify Lord Anglesey against all expenses liabilities and engagements whatsoever incurred or entered into by him in the ordinary course of business in relation to any such period.

for the purposes of and in the course of so carrying on the Bull Bay undertaking.

(2) Lord Anglesey shall not (in relation to the Bull Bay undertaking) without the previous consent of the Council in writing under the hand of the clerk—

- (a) enter into any contract or incur any liability other than in respect of legal accountancy and engineering charges incidental to the carrying of this Act into effect and other than in the ordinary course of carrying on the said undertaking or make any unnecessary or exceptional expenditure;
- (b) raise any money by borrowing or charge or dispose of or distribute any of the assets comprised in the said undertaking or create or issue any capital debentures or debenture stock;
- (c) vary any rates rents or charges which were being demanded or taken by him on the first day of October nineteen hundred and forty-three;
- (d) increase the remuneration salaries or emoluments of the directors auditors officers or servants of the said undertaking beyond their usual remuneration salaries and emoluments at the rate operative on the first day of October nineteen hundred and forty-three;
- (e) grant any pensions or retiring gratuities.

(3) Lord Anglesey shall not be entitled to take or pay any interest or dividend or profit in respect of capital expended on the Bull Bay undertaking in respect of the calendar year nineteen hundred and forty-three other than out of the price or consideration referred to in the foregoing provisions of this Part of this Act or any interest receivable by him thereon.

(iii) *Holyhead and Bull Bay undertakings.*

13. The production of a King Printer's or Royal Assent copy of this Act duly stamped together with a receipt for the price or consideration purporting to be signed by two directors of the Holyhead Company or by the Anglesey Trustees (as the case may be) or by the cashier of the Bank of England shall (unless it be proved that the price or consideration has not been paid) be conclusive evidence in all courts and proceedings of the transfer and vesting in the Council of the Holyhead undertaking or the Bull Bay undertaking (as the case may be). Evidence of transfer.

14. If from any cause the Council are unable to obtain the receipt in writing of two directors of the Holyhead Company for any money stock or other security to be paid or delivered to the Holyhead Company (or any other person with the As to payment of purchase money &c. to bank.

PART II.  
—cont.

consent of that company) under the scheduled agreement or this Act or a receipt in writing of the Anglesey Trustees for any money or other consideration to be paid or delivered by the Council in respect of the transfer to them of the Bull Bay undertaking under this Act they may pay the money or deliver the stock or other security into the Bank of England in the name of the Accountant-General for and on behalf of the Supreme Court to an account to be opened in the matter of this Act and a receipt shall be given to the Council by the cashier of the said bank for the money stock or other security which shall have the same effect as the receipt of two directors of the Holyhead Company or the Anglesey Trustees (as the case may be).

Partial repeal  
of certain  
enactments.  
29 & 30 Vict.  
c. xiv.  
48 & 49 Vict.  
c. lxxv.  
58 & 59 Vict.  
c. xcix.  
6 Edw. 7.  
c. xxix.  
15 & 16 Geo. 5.  
c. lxxxvi.

15.—(1) The Holyhead Waterworks Act 1866 the Holyhead Water Order 1885 the Holyhead Water Order 1895 the Holyhead Water Act 1906 the Holyhead Waterworks Company (Modification of Charges) Order 1924 and the Bull Bay Water Order 1925 shall as from the first day of transfer be repealed except so far as may be necessary to give effect to the provisions of this Act and except the provisions of those enactments which are referred to in Part I of the Second Schedule to this Act.

(2) Subject to the provisions of this Act the Council shall as from the first day of transfer have the powers and rights of and be subject to the obligations contained in the provisions which are set out in Part I of the Second Schedule to this Act as if the Council were named in those provisions instead of the Holyhead Company:

Provided that for the purposes aforesaid article 30 (Differences with railway and other companies) of the Holyhead Water Order 1895 shall have effect as if the words "other than the London Midland and Scottish Railway Company" were inserted therein after the words "any railway canal or other company."

(b) *Provisions applicable to water authority undertakings.*

Transfer of  
water  
authority  
undertakings.

16.—(1) Not later than three calendar months before the second day of transfer the water authorities shall respectively deliver or forward by registered post to the clerk a statement under heads corresponding with paragraphs (a) (b) and (c) in the definition of "water authority undertakings" which is contained in the section of this Act of which the marginal note is "Interpretation" giving particulars of their respective undertakings and any question arising between the Council and any such water authority as to the correctness of such list shall be determined by arbitration.

(2) On the second day of transfer the water authority undertakings shall by virtue of this Act become and shall thenceforth be transferred to and vested in the Council free from all charges debts and liabilities affecting the same and shall be carried on used exercised and enjoyed by the Council for the purposes and according to the provisions of this Act and (subject to those provisions) as the same would or might have been carried on used exercised and enjoyed by the water authorities respectively if this Act had not been passed.

17.—(1) Subject to the provisions of this section the Council shall as consideration for the transfer of the respective water authority undertakings in every financial year as from the second day of transfer repay to the water authorities respectively sums equivalent to the sums (if any) to be expended during that year by the water authorities respectively in the payment of interest upon and for the repayment of money borrowed in respect of their undertakings:

Consideration for transfer of water authority undertakings.

Provided that such sums shall unless otherwise agreed be paid by half-yearly payments.

(2) If any question shall arise as to the method of calculating for the purposes of subsection (1) of this section the sums to be expended by or repaid to the water authorities or any of them the same shall be settled by an arbitrator to be agreed upon between the parties or failing agreement to be appointed by the President of the Law Society.

(3) Notwithstanding the foregoing provisions of this section the Council on the one hand and any water authority on the other hand (with the consent of any person from whom that authority has borrowed money for the purposes of their water undertaking) may enter into and carry into effect agreements for the transfer to the Council by such water authority of the outstanding loan or loans to such water authority by such person and as from the date upon which such transfer takes effect all liability in respect of any loan or loans so transferred shall be borne by the Council.

18. The water authorities shall respectively be entitled to all rates rents profits and sums of money and shall discharge and pay all outgoing and liabilities in respect of the water authority undertakings respectively accruing due up to or which shall have accrued due or become payable prior to the second day of transfer and the Council shall be entitled to all rates rents profits and sums of money and shall respectively discharge and pay all outgoing and liabilities in respect of the said undertakings which shall accrue due or become payable on or after that day and where necessary for the purposes of this section all revenues and outgoing shall be apportioned between the water authorities or any of them and the Council:

Provisions as to receipts and outgoing.

PART II.  
—cont.

Provided that so much of any water rates water rents meter rents deposits or other charges received by the water authorities before the second day of transfer as is in respect of any period subsequent to that day shall be paid to the Council and all rates rents profits and sums of money accruing prior to the second day of transfer in respect of the water authority undertakings but not at that day actually due or payable shall when due be recoverable by the Council who shall pay to the water authorities respectively the proportion of all such rents rates profits and sums of money so recovered which shall be attributable to the period prior to the second day of transfer.

As to exercise by water authorities of powers until transfer.

19. The water authorities shall not without the previous consent in writing of the Anglesey Water Committee—

- (a) enter into any contract or incur any liability other than in the ordinary course of carrying on the respective water authority undertakings or make any unnecessary or exceptional expenditure;
- (b) vary any rates rents or charges which were being demanded or taken by them respectively on the first day of October nineteen hundred and forty-three;
- (c) increase the remuneration salaries or emoluments of their officers or servants in connection with the said undertakings respectively beyond their usual remuneration salaries and emoluments at the rate operative on the first day of October nineteen hundred and forty-three.

As to repeal of enactments of certain water authorities.  
4 & 5 Geo. 5.  
c. xxxvi.  
2 Edw. 7.  
c. ccxxxviii.

20.—(1) The Llanfaelog Water Act 1914 and Part II (Water) of the Menai Bridge Urban District Act 1902 shall as from the second day of transfer be repealed except (in the case of the last-mentioned Act) so far as may be necessary to give effect to the provisions of this Act and except the provisions of the last-mentioned Act which are referred to in Part II of the Second Schedule to this Act.

(2) Subject to the provisions of this Act the Council shall as from the second day of transfer have the powers and rights of and be subject to the obligations contained in the provisions which are set out in Part II of the Second Schedule to this Act as if the Council were named in those provisions instead of the urban district council of Menai Bridge.

(c) *Provisions applicable to all existing undertakings.*

Definition of transferor and transferred undertaking.

21. In the next two succeeding sections of this Act the expression "the transferor" means the Holyhead Company or Lord Anglesey or any of the water authorities (as the case may be) and the expression "transferred undertaking"



means (as the case may be) the Holyhead undertaking or the Bull Bay undertaking or any of the water authority undertakings.

PART II.  
—cont.

22. Notwithstanding the provisions of the section of this Act of which the marginal note is "Partial repeal of certain enactments" and notwithstanding the transfer to the Council of the Holyhead undertaking and the Bull Bay undertaking and the water authority undertakings the following provisions shall have effect (that is to say):—

Savings.

- (1) If on the first day of transfer in the case of the Holyhead Company and Lord Anglesey and the second day of transfer in the case of the water authorities any action arbitration or proceeding or any cause of action arbitration or proceeding is pending or existing against or in favour of the transferor in relation to any property right privilege debt liability or obligation transferred to the Council the same shall not abate or be discontinued or in any wise prejudicially affected by reason of such transfer but the same (save so far as it relates in the case of the Bull Bay undertaking to any mortgages or other similar charges of the transferor or (in the case of any transferred undertaking) to any contract agreement liability or other obligation made or entered into in contravention of the provisions of the scheduled agreement or of the section of this Act of which the marginal note is "Exercise by Lord Anglesey of powers until transfer &c.") may be continued prosecuted and enforced by against or in favour of the Council as and when it might have been continued prosecuted and enforced by against or in favour of the transferor if this Act had not been passed:
- (2) All rates rents and charges in connection with the transferred undertaking which have been lawfully made charged or imposed and which on the first or second day of transfer (as the case may be) are due or if this Act had not been passed would have accrued due to the transferor shall continue in force and be due and payable and may be collected recovered or enforced by the Council as and when the same might have been payable to and collected recovered and enforced by the transferor if this Act had not been passed:
- (3) Except as by this Part of this Act or the scheduled agreement otherwise provided all agreements conveyances contracts deeds and other instruments entered into or made with or by the transferor and

PART II.  
—cont.

in force on the first or second day of transfer (as the case may be) shall be as binding and of as full force and effect in every respect against or in favour of the Council and may be enforced as fully and effectually as if instead of the transferor the Council had been a party thereto:

Provided that no agreement conveyance contract deed or other instrument shall be binding on or of any force or effect against or in favour of the Council if entered into or made in contravention of the provisions of the scheduled agreement or of the section of this Act of which the marginal note is "Exercise by Lord Anglesey of powers until transfer &c.":

- (4) All books and documents which if the transfer had not been made would have been evidence in respect of any matter for or against the transferor shall be admitted in evidence in respect of the same or the like matter for or against the Council.

Existing  
officers and  
servants.

**23.**—(1) Every officer and servant (other than the directors manager and secretary and auditors of the Holyhead Company and any officer or servant who desires voluntarily to relinquish his office or situation) in the whole time employment of the transferor solely in connection with a transferred undertaking immediately before (as the case may be) the first or second day of transfer (in this section referred to as an "existing officer" and an "existing servant") shall as from the appropriate day of transfer become an officer or servant of the Council and shall hold his office or situation by the same tenure and upon like terms and conditions under the Council as he would have held the same under the transferor if the transfer of the transferred undertaking had not taken place and while performing the same duties shall receive not less salary or wage than he would have been entitled to from the transferor if the transfer of the transferred undertaking had not taken place.

(2) Every existing officer and existing servant shall perform such duties in connection with the transferred undertaking as they may be required to perform by the Council.

(3) The Council may abolish the office or situation of any existing officer or existing servant which they deem unnecessary and any existing officer or existing servant required at any time within a period of five years after the first day of transfer or second day of transfer (as the case may be) to perform duties which are not analogous or are an unreasonable addition to those which as an officer or servant of the

transferor in connection with the transferred undertaking he was required to perform may relinquish his office or service.

(4) Every officer or servant who at the first day of transfer or second day of transfer (as the case may be) is in the employment of the transferor and whose office is so abolished or who so relinquishes his office or service as aforesaid or who otherwise suffers any direct pecuniary loss in consequence of the transferred undertaking being transferred to the Council shall be entitled to be paid by the Council compensation for such pecuniary loss.

(5) If within a period of five years after the appropriate day of transfer the services of any existing officer or existing servant are dispensed with by the Council because his services are not required and not on account of misconduct or incapacity or the salary of any existing officer or existing servant is reduced on the ground that his duties have been diminished in consequence of the transferred undertaking being transferred to the Council such officer or servant shall be deemed to have suffered direct pecuniary loss in consequence of the transfer of the undertaking of the transferor to the Council.

(6) In determining the compensation payable to any person who becomes entitled to compensation in pursuance of this section the provisions of the Fourth Schedule to the Act of 1933 shall apply with the following and any other necessary modifications:—

- (a) any reference in that schedule to an officer shall be construed as a reference to an officer or servant who at the appropriate day of transfer is in the employment of the transferor;
- (b) any reference in that schedule to the local authority or the clerk of the authority shall be construed as a reference to the Council or the clerk.

### PART III.

#### LANDS.

24. Subject to the provisions of this Act the Council may enter upon take and use all or any of the lands shown on the deposited plans and described in the deposited book of reference which they may require for the purposes of this Act. Power to take lands.

25.—(1) The Council may in lieu of acquiring any lands for the purposes of the works authorised by this Act acquire such easements and rights only in such lands as they may require for such purposes (including the making maintaining repairing inspecting cleansing managing using working and obtaining access to such works) and may give notice to treat Acquisition of easements.

PART III.  
—cont.

in respect of such easements and rights describing the nature thereof and the restrictions subject to which the owners and occupiers may use the lands and the provisions of the Lands Clauses Acts and of this Act shall apply to and in respect of the acquisition of such easements and rights as fully as if the same were lands within the meaning of those Acts except that no such easement or right shall be deemed to be part of a house or other building or manufactory within the meaning of section 92 of the Lands Clauses Consolidation Act 1845.

(2) As regards any lands in respect of which the Council have acquired easements or rights only under the provisions of this section the Council 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 be subject to such easements or rights and any other restrictions imposed upon the owners and occupiers have the same rights to use and cultivate the said lands at all times as if this Act had not been passed.

Extinction of private rights of way.

26.—(1) All private rights of way over any lands which the Council are authorised by this Act to acquire compulsorily shall as from the date of the acquisition of such lands by the Council be extinguished except to the extent to which the Council shall by resolution otherwise determine.

(2) Provided that the Council shall make compensation to all parties interested in respect of any such rights so determined and such compensation shall be settled in manner provided by law with reference to the taking of lands otherwise than by agreement.

Diversion of track.

27.—(1) The Council may divert in the manner shown on the deposited plans the track in the parish of Llanfihangel-Tre'r-Beirdd leading across the site of Work No. 7 authorised by this Act and marked on the said plans as intended to be diverted and may stop up and cause to be discontinued as a track so much of the said track as will be rendered unnecessary by the new portion of track shown on the deposited plans but the Council shall not stop up the said existing portion of track until two justices acting in and for the county of Anglesey shall have certified that the said new portion of track has been completed to their satisfaction and opened for public use.

(2) As from the date of the said certificate all public rights of way over or along the said existing portion of track shall be extinguished and the Council may appropriate and use for the purposes of the undertaking the site of the portion of track stopped up as far as the same is bounded on both sides by lands of the Council and the site of such portion of track shall be vested in them.

28. At any time after notice to treat has been served for any land which the Council are by this Act authorised to purchase compulsorily the Council may after giving to the owner and occupier of the land not less than ninety days' notice enter on and take possession of the land or such part thereof as is specified in the notice without previous consent or compliance with sections 84 to 90 of the Lands Clauses Consolidation Act 1845 but subject to the payment of the like compensation for the land of which possession is taken and interest on the compensation awarded as would have been payable if those provisions had been complied with.

PART III.

—cont.

Further powers of entry.

29. The powers of the Council for the compulsory purchase of lands for the purposes of this Act shall cease after the expiration of three years from the first day of October nineteen hundred and forty-four or two years after the termination of the war period whichever is the later.

Period for compulsory purchase of lands.

30. The Council and their surveyors officers and workmen and any person duly authorised in writing under the hand of the clerk may from time to time at all reasonable times in the day upon giving in writing for the first time twenty-four hours' and afterwards from time to time twelve hours' previous notice enter upon and into the lands houses and buildings authorised by this Act to be taken and used or any of them for the purpose of surveying and valuing the said lands houses and buildings without being deemed trespassers and without being subject or liable to any fine penalty or punishment on account of entering or continuing upon any part of the said lands houses and buildings.

Power to enter property for survey and valuation.

31. For the purposes of determining any question of disputed compensation payable in respect of lands taken under the powers of this Act the tribunal shall not award any sum of money for or in respect of any improvement alteration or building made or for or in respect of any interest in the land created after the first day of June nineteen hundred and forty-three if in the opinion of the tribunal the improvement alteration or building or the creation of the interest in respect of which the claim is made was not reasonably necessary and was made or created with a view to obtaining or increasing compensation under this Act.

Compensation in case of recently acquired interest.

32. 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 Council 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

Persons under disability may grant easements.

PART III.  
—cont.

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 that behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Power to purchase additional lands by agreement.

33.—(1) The Council in addition to any other lands acquired or held by them in pursuance of this Act may by agreement purchase take on lease acquire and hold for the purposes of the water undertaking (including the purpose of protecting against pollution nuisance encroachment or injury any of the waters which the Council are empowered to take) any lands or any easement right or privilege (not being an easement right or privilege of water in which persons other than the grantors have an interest) over or in respect of lands which the Council deem necessary for those purposes.

(2) Provided that the Council shall not create or permit the creation or continuance of any nuisance on any such lands nor (without the approval of the Minister) erect any buildings thereon except offices and dwellings for persons in their employment and such buildings and works as may be incident to or connected with the water undertaking but the restrictions of this section shall not apply in respect of lands leased or sold by the Council.

(3) The Council may in and upon the lands referred to in subsection (1) of this section construct and lay down drains sewers watercourses catchpits and other works and conveniences necessary or proper for the purpose of intercepting or taking all foul waters arising or flowing upon such lands or necessary or proper for preventing the water which the Council are empowered to take from being polluted and the Council may for the purposes aforesaid carry any such drain sewer or watercourse under across or along any street or road subject and according to the provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes.

(4) The Council may make and carry into effect agreements with the owners lessees or occupiers of any lands with reference to the execution by the Council or by 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 which the Council are for the time being authorised to take.

Retention and disposal of lands.

34.—(1) Notwithstanding anything in the Lands Clauses Acts to the contrary the Council may retain and hold and use for such time as they may think fit or may sell lease exchange

or otherwise dispose of in such manner and for such consideration and on such terms and conditions as they may think fit and in consideration either of the execution of works or of the payment of a gross sum or of an annual rent or of any payment in any other form any lands or any interest therein acquired by them under this Act or any local Act for the time being in force in the county and may sell exchange or dispose of any rents reserved on the sale lease exchange or disposition of such lands or interest therein and may make do and execute any deed act or thing proper for effectuating any such sale lease exchange or other disposition and on any exchange may give or take any money for equality of exchange:

Provided that the Council shall not without the consent of the Minister sell lease exchange or otherwise dispose of any such lands or any interest therein at a price or rent or for a consideration of a value less than the current market value of such lands or interests but a purchaser or lessee shall not be concerned to inquire whether the consent of the Minister is necessary or has been obtained:

Provided also that nothing in this section shall be taken to dispense with the consent of any Government department to any sale lease appropriation or other disposition of any lands of the Council other than lands acquired under any local Act applying to the Council in any case in which such consent would have been required if this Act had not been passed.

(2) Nothing in this section shall release the Council or any person purchasing or acquiring any lands from them under this section from any rents covenants restrictions reservations terms or conditions payable in respect of or affecting the land other than the restriction imposed by sections 127 to 131 of the Lands Clauses Consolidation Act 1845 but all such rents covenants restrictions reservations terms and conditions shall remain and be of as full force and effect and may be recovered exercised enjoyed and enforced in the like manner and to the same extent as if this Act had not been passed.

35. The Council on selling any lands may reserve to themselves all or any part of the water rights or other rights or easements belonging thereto and may make the sale subject to such reservation accordingly and may also make any such sale subject to such other reservations special conditions restrictions and provisions with respect to the exercise of noxious trades or the discharge or deposit of manure sewage or other impure matter and otherwise as they may think fit. Reservation of water rights &c.

36. The Council may so far as they consider necessary apply subject to the approval of the Minister any capital moneys received by them on the re-sale or exchange of or Proceeds of sale of surplus lands.

PART III.  
—cont.

by leasing any lands acquired under the authority of this Act in the purchase of other lands but as to capital moneys so received and not so applied the Council shall apply the same in or towards the extinguishment of any loan raised by them under the powers of this Act and such application shall be in addition to and not in substitution for any other mode of extinguishment of such loan except to such extent and upon such terms as may be approved by the Minister.

Houses for  
persons in  
employment  
of Council.

37.—(1) The Council may purchase or take on lease houses and other buildings for persons employed by them for the purpose of their several undertakings and offices and other buildings for those purposes and may erect fit up and maintain and let any such houses and buildings upon any lands for the time being belonging to the Council and (subject to the terms of the lease) upon any lands for the time being leased to the Council for those purposes.

(2) Nothing contained in this section shall empower the Council to create or permit a nuisance.

## PART IV.

## WATERWORKS.

38. The Council may—

- (1) maintain repair renew alter enlarge improve and extend the reservoirs wells boreholes pumping stations mains pipes and other waterworks transferred to them by virtue of this Act:
- (2) take intercept and impound any water which can or may be intercepted by any of the said works or which the Holyhead Company or Lord Anglesey or the water authorities might have taken intercepted or impounded if this Act had not been passed:
- (3) erect lay down provide and maintain upon lands vested in the Council by virtue of this Act for the purposes of the water undertaking additional and other works and apparatus:
- (4) lay down provide and maintain additional and other aqueducts mains and pipes subject to the provisions of this Act and of the Acts incorporated therewith; and
- (5) sell and supply water in accordance with the provisions of this Act.

Power to  
maintain &c.  
transferred  
works.

Power to  
make  
waterworks.

39. Subject to the provisions of this Act the Council may make and maintain in the lines and situations and according to the levels shown upon the deposited plans and sections and upon the lands delineated on those plans and described in the



deposited book of reference the following works in the county (namely):—

PART IV.  
—cont.

Work No. 1 An impounding reservoir (to be called the "Cefni reservoir") to be situate in the urban district of Llangefni the parish of Heneglwys (rural district of Valley) and the parishes of Llangwyllog and Tregaian (rural district of Twrcelyn) to be formed by a dam across the Afon Cefni commencing in the said parish of Heneglwys in the enclosure numbered 211 on the 1/2500 Ordnance map of the county sheet XIII.14 (edition of 1922) and terminating in the said urban district in the enclosure numbered 239 on the said Ordnance map sheet XIII.15 (edition of 1920);

Work No. 2 A stream diversion in the said parish of Heneglwys commencing in the enclosure numbered 197 on the said Ordnance map sheet XIII.14 (edition of 1922) and terminating in the Afon Cefni below the Cefni reservoir;

Work No. 3 Treatment works and a pumping station in the said parish of Heneglwys to be situate in enclosure numbered 211 on the said Ordnance map sheets XIII.14 (edition of 1922) and XIII.15 (edition of 1920);

Work No. 4 A line or lines of pipes in the said rural district of Valley commencing in the parish of Heneglwys in Work No. 3 and terminating in the parish of Trewalchmai in Work No. 5 next hereinafter described;

Work No. 5 A service reservoir in the said parish of Trewalchmai to be situate in the enclosures numbered 25 and 55 on the said Ordnance map sheet XII.16 (edition of 1924);

Work No. 6 A line or lines of pipes commencing in Work No. 3 passing through the said urban district of Llangefni the said parishes of Llangwyllog and Tregaian and terminating in the parish of Llanfihangel-Tre'r-Beirdd (rural district of Twrcelyn) in Work No. 7 next hereinafter described;

Work No. 7 A service reservoir in the said parish of Llanfihangel-Tre'r-Beirdd to be situate in enclosures numbered 67 and 70 on the said Ordnance map sheet VII.11 (edition of 1921).

40. Subject to the provisions of this Act the Council may upon the lands for the time being belonging to them in connection with the water undertaking—

Subsidiary  
and  
additional  
works.

(a) make and maintain all such cuts channels wells adits catchwaters pump-houses tunnels pipes conduits

PART IV.  
—cont.

culverts drains sluices bye-washes shafts water-towers overflows waste-water channels gauges filter-beds reservoirs tanks banks walls bridges roads ways embankments piers approaches buildings telegraphic telephonic and other means of communication rails plates sleepers sidings stations depots platforms sheds cranes engines machinery and appliances as may be necessary or convenient for the purposes of the undertaking; and

(b) execute for the purposes of the water undertaking or in connection therewith any of the works and exercise any of the powers mentioned in or conferred by section 12 of the Waterworks Clauses Act 1847;

but the Council shall not under the powers of this section create or permit the creation or continuance of any nuisance on any such lands.

Limits of  
deviation.

41. In the construction of the works authorised by this Act the Council may deviate laterally to any extent within the limits of deviation shown on the deposited plans and where on any road no such limits are shown the boundaries of the road (including for this purpose any roadside waste forming part of or adjoining the 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:

Provided that no embankment for a reservoir shall be constructed at any greater height above the general surface of the ground than that shown on the deposited sections and six feet in addition thereto:

Provided also that except for the purpose of crossing over a river stream canal dyke watercourse or railway no part of the lines of pipes authorised by this Act shall be raised above the surface of the ground unless and except so far as is shown on the deposited sections.

Period for  
completion of  
works.

42. If the works authorised by this Act and shown upon the deposited plans and sections are not completed on or before the first day of October nineteen hundred and fifty-four or eight years after the termination of the war period whichever is the later then as from that date the powers by this Act granted for the making thereof or otherwise in relation thereto shall cease except as to such of them or so much thereof respectively as shall then be completed:

Provided that the Council may extend enlarge alter reconstruct renew or remove any of the said works and in the case of the lines of pipes lay down additional lines of pipes as and when occasion may require.

43. Subject to the provisions of this Act the Council may pump collect impound take use divert and appropriate for the purposes of the water undertaking all such streams springs and waters as shall or may be intercepted by means of any of the works authorised by this Act or referred to in the section of this Act of which the marginal note is "Power to maintain &c. transferred works."

PART IV.

—cont.

Power to  
take waters.

44.—(1) (a) In this section the expression "the specified rate" means a uniform rate of four hundred thousand gallons per twenty-four hours or such other uniform rate as may for the time being be substituted for that rate by order of the Minister under paragraph (b) of this subsection.

Compensation  
water.

(b) If at any time the Minister is satisfied that further water is required by the Council for the purposes of the water undertaking he may by order reduce the said rate of four hundred thousand gallons per twenty-four hours to such other rate (not being less than two hundred and sixty thousand gallons per twenty-four hours) as may be specified in any such order.

(2) During the construction of the Cefni reservoir the Council may subject as hereinafter provided take from any stream to be impounded thereby such water as they may require:

Provided that before taking any water from such stream they shall at or near the site of the dam and in any case at a point not more than one hundred yards from the foot of the dam of the Cefni reservoir construct an approved gauge to gauge the flow of the Afon Cefni and while the flow of water through or over the gauge is less than the specified rate they shall not take any water.

(3) During the first filling of the Cefni reservoir after its completion the Council shall discharge through the gauge to be provided pursuant to subsection (4) of this section a continuous flow of water at the specified rate so long as there shall be in the Cefni reservoir sufficient water to enable them to comply with this provision.

(4) After the first filling of the Cefni reservoir the Council shall at or near the site of the dam of the Cefni reservoir during every day of twenty-four hours reckoned from midnight discharge into the Afon Cefni from that reservoir in a continuous flow water at not less than the specified rate and for the purpose of gauging such discharge they shall construct and maintain in good order approved gauges at or near the site of the embankment of the Cefni reservoir.

(5) If the Council—

(a) neglect to construct or maintain in good order any such gauge as aforesaid or refuse to allow any person

PART IV.  
—cont.

interested to inspect and examine any such gauge or any records made thereby or kept by them in connection therewith or to take copies of any such records; or

- (b) take any water from the stream contrary to the provisions of subsection (2) of this section or neglect to comply with the requirements of subsection (3) or subsection (4) of this section with respect to the discharge of water into the Afon Cefni;

they shall without prejudice to their civil liability (if any) to a person aggrieved be liable in the case of an offence under paragraph (a) of this subsection to a fine not exceeding fifty pounds in respect of each day on which the offence has been committed or has continued and in the case of an offence under paragraph (b) of this subsection—

- (i) on summary conviction to a fine not exceeding fifty pounds in respect of each such day; and  
(ii) on conviction on indictment to a fine not exceeding five hundred pounds in respect of each such day.

(6) In this section the expression “gauge” includes a gauge weir or other apparatus for measuring the flow of water and the expression “approved” means approved by the Minister of Agriculture and Fisheries and for the purposes of this section a catchment board a fishery board a rivers board and a navigation authority shall be deemed to be interested in the flow of water in and the discharge of water into any stream within their area or district or as the case may be any part of their system of navigation and shall be deemed to be aggrieved by the commission of an offence under this section in relation to any such stream.

(7) The foregoing provisions of this section shall be deemed to have been accepted by all persons interested as full compensation for all water impounded by the Cefni reservoir except in respect of any land between the foot of the dam of that reservoir and the point of discharge referred to in subsection (4) of this section.

4 & 5 Geo. 5.  
c. 58.

(8) Subject to the provisions of section 5 of the Criminal Justice Administration Act 1914 any fine recovered under this section on the complaint of a fishery board or of an officer of or person authorised by a fishery board shall as to the whole or such part thereof as the court may determine be paid to the board in respect of the costs of the prosecution.

Restriction  
on works for  
abstraction of  
water.

45. The Council shall not construct any works for taking or intercepting water (other than works for intercepting foul water) from any lands acquired by or vested in 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 or Order confirmed by Act of Parliament:

PART IV.  
—cont.

Provided also that for the purposes of this section works which are comprised in the existing undertakings and any works constructed taken on lease or purchased by the Council in pursuance of the section of this Act of which the marginal note is " Council to have powers of local authority for supply of water " and any works carried out by the Council under the powers of the section of this Act of which the marginal note is " Power to maintain &c. transferred works " shall be deemed to be situate upon lands which are specified in this Act.

46.—(1) The Council during and for the purpose of the execution of the works authorised by this Act may break up and also temporarily stop up divert and interfere with any street and may for any reasonable time divert the traffic therefrom and prevent all persons other than those bona fide going to or from any house or building in the street from passing along and using the same.

Temporary  
stoppage  
of streets.

(2) The Council shall provide reasonable access for foot-passengers bona fide going to or from any such house or building.

(3) The Council shall at all times during the execution of any such work maintain a reasonably sufficient access both for vehicular and pedestrian traffic bona fide to or from any railway station or depot in the neighbourhood of the street.

47.—(1) If in the opinion of the Council it shall be expedient in order to preserve the purity of the waters which they are by this Act authorised to take to prohibit the dipping or washing of sheep (with or without the use of chemicals) in any such waters the Council shall have power to prohibit such dipping or washing of sheep:

Sheep dipping  
and washing.

Provided that before the Council carry this provision into effect in respect of any place where it has been the practice to dip or wash sheep they shall provide and maintain in the nearest convenient and available situation another suitable dipping or washing place and also a suitable folding place in the vicinity thereof.

(2) Any person aggrieved by any prohibition issued by the Council under this section may within three months after the issue thereof appeal to a court of summary jurisdiction held for the petty sessional division in which the prohibition is to take effect provided that he gives not less than fourteen days' notice of the appeal and of the grounds thereof to the Council.

PART IV.  
—cont.

(3) On any such appeal the court shall have power to cancel the prohibition or to allow the prohibition unconditionally or subject to such conditions as to the area within which it shall take effect or as to the provision and maintenance of another suitable dipping or washing place or otherwise as they may think fit and to award costs which costs shall be recoverable summarily as a civil debt.

Application of  
Waterworks  
Clauses Act  
1847.

48. The provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets shall apply with the necessary modifications to the construction laying down erection and maintenance in any streets of the lines of pipes authorised by this Act and of any discharge pipes telephone or telegraph posts wires conductors or apparatus which the Council may erect or lay down for the purposes of the water undertaking:

Provided that the Council shall not construct lay down erect and maintain any discharge pipes telephone or telegraph posts wires conductors or apparatus in through across or under any road or bridge or approach belonging to or maintainable by any railway company except with the consent in writing of such railway company which consent shall not be unreasonably withheld and under the superintendence (if given) and to the reasonable satisfaction of the engineer of such railway company.

For protection  
of Air Ministry.

49. Before constructing erecting or laying down under the provisions of the section of this Act of which the marginal note is "Application of Waterworks Clauses Act 1847" any telephone or telegraph posts wires conductors or apparatus or other means of communication above ground and within a distance of three hundred yards from any Royal Air Force wireless station existing at the passing of this Act the Council shall consult the Royal Air Force officer in command at that station and in carrying out such construction erection or laying down the Council shall take such reasonable precautions (if any) for the purpose of preventing interference with radio communications with such station as that officer may require.

For protection  
of Postmaster-  
General.

50. Any telephone or telegraph posts wires conductors or apparatus or other means of communication made erected laid down or maintained by the Council under the provisions of this Act shall not be used for the transmission of any telegram which is within the exclusive privilege conferred upon the Postmaster-General by the Telegraph Act 1869 or be installed or worked in contravention of the Wireless Telegraphy Acts 1904 to 1926 or any statutory re-enactment or modification thereof and shall be so constructed maintained

31 & 32 Vict.  
c. 110.

and used as to prevent interference with any telegraphic line belonging to or used by the Postmaster-General or with telegraphic communication by means of any such line.

PART IV.  
—cont.

51.—(1) For the purpose of constructing enlarging extending altering repairing cleansing or examining any of the waterworks of the Council the Council may cause the water in any such works to be discharged into any available stream or watercourse and for that purpose the Council may lay down and maintain in any street all necessary discharge pipes and apparatus and the provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets as incorporated with this Act shall with the necessary modifications apply thereto.

Discharge of  
water into  
streams.

(2) In the exercise of the powers conferred by this section the Council shall do as little damage as may be and shall pay compensation to all persons for all damage sustained by them by the exercise of such powers the amount of compensation to be settled in default of agreement by arbitration.

(3) Any water discharged by the Council under the provisions of this section shall be as free as may be reasonably practicable from mud silt or offensive matter and from matter injurious to fish or spawn or spawning beds or food for fish.

(4) The powers of this section shall not be exercised so as to damage or injuriously to affect the railways or works of any railway company.

52.—(1) Subject to the provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes the Council may for the purpose of measuring the quantity of water supplied or of preventing and detecting waste affix and maintain meters and similar apparatus on the service pipes and mains of the Council and stop-cocks in the pipes supplying houses with water and may insert in the roads or footways the necessary covers or boxes for giving access and protection thereto and may for that purpose break up and interfere with temporarily public and private streets sewers gas or water pipes electric lines wires and apparatus.

Meters may  
be placed in  
streets to  
measure water  
or detect  
waste.

(2) Provided that the Council shall not interfere with any telegraphic line belonging to or used by the Postmaster-General except in accordance with and subject to the provisions of the Telegraph Act 1878.

(3) Provided also that the Council shall not under the provisions of this section enter upon break up or interfere with the railways or works or any street or road or any electric lines wires or apparatus belonging to or maintained by a

PART IV.  
—cont.

railway company without the consent of that company (such consent not to be unreasonably withheld) or unreasonably interfere with or render less convenient the access to or exit from any station or depot of a railway company.

## PART V.

## SUPPLY OF WATER.

Commence-  
ment of this  
Part of Act.

**53.** This Part of this Act and the other provisions of this Act relating to the supply of water shall come into operation with regard to the limits for the supply of water by the Holyhead Company and Lord Anglesey on the first day of transfer and with regard to the rest of the county on the second day of transfer.

Limits of  
supply.

**54.** The limits of supply of the Council shall be the county.

Council to  
have powers  
of local  
authority for  
supply of  
water.

**55.—(1)** Subject to the provisions of this Act the Council shall have and enjoy and may exercise all the powers rights and authorities of a local authority under the Act of 1936 and any Acts amending the same with respect to the supply of water and the acquisition of land (but subject to the restrictions and obligations imposed by such Acts respectively in regard to such powers rights and authorities) as if they were a local authority supplying water under the Act of 1936 and for that purpose the county shall be deemed to be a district and such district shall be deemed to be the district of the Council:

Provided that nothing in the said Acts contained shall authorise the Council to charge for the supply of water any rates other than the rates which they are by this Act authorised to charge.

(2) Section 121 of the Act of 1936 shall apply in relation to the water undertaking as if the Council were a local authority within the meaning of that section.

As to supplies  
from trunk  
mains.

**56.—(1)** Notwithstanding anything in any enactment relating to the Council no person shall be entitled to demand a supply of water from a trunk main belonging to the Council.

(2) In this section the expression "trunk main" means a main constructed for the purpose of conveying water from a source of supply to a filter or reservoir or from one filter or reservoir to another filter or reservoir or for the purpose of conveying water in bulk from one part of the limits of supply to another part of those limits or for the purpose of giving a supply of water in bulk to other undertakers.

Amendment  
of section 35  
of Waterworks  
Clauses Act  
1847.

**57.** The provisions of section 35 of the Waterworks Clauses Act 1847 shall in their application to the Council be read and construed as if the one-tenth part of the expense of providing



and laying down pipes mentioned in that section were one-eighth part of such expense.

PART V.  
—cont.

58. The water supplied by the Council need not at any time be delivered at a pressure greater than that to be afforded by gravitation from the reservoir from which the supply is taken. Limit of pressure.

59.—(1) Subject as hereinafter provided the Council shall at the request of the owner or occupier of any 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 supply of water for such domestic purposes at a rate per annum not exceeding twelve and a half per centum on the net annual value of such dwelling-house: Rates for domestic supply.

Provided that—

(a) The Council shall not be required to supply any such premises with water for a less sum than seventeen shillings and fourpence per annum;

(b) From the first day of transfer and until the Council commence to supply water which is derived from the works authorised by Part IV (Waterworks) of this Act the rates which the Council may charge in respect of a supply of water for domestic purposes from any of the works comprised in the existing undertakings shall not except with the consent of the Minister exceed such rates as (in the case of the Holyhead undertaking and the Bull Bay undertaking) were authorised to be taken by the Holyhead Company and Lord Anglesey respectively immediately before the first day of transfer and as (in the case of the water authority undertakings) may be agreed between the Council and the local authority of the district in which the supply is to be afforded or failing such agreement as may be determined by the Minister.

(2) The net annual value of any such premises as aforesaid shall be ascertained by the valuation list in force at the commencement of the period for which the rate accrues or by any alterations in or additions to such list made during such period:

Provided that where the water rate is chargeable on the net annual value of a part only of any hereditament entered in the valuation list such net annual value shall be a fairly apportioned part of the net annual value of the whole hereditament ascertained as aforesaid the apportionment in case of dispute to be ascertained by a court of summary jurisdiction.

(3) (a) In addition to the foregoing charges the Council may charge in respect of every first bath having a capacity in

PART V.  
—cont.

excess of fifty gallons a sum not exceeding ten shillings per annum and in respect of every other bath in excess of fifty gallons such sum as the Council may think fit.

(b) For the purposes of this subsection the capacity of a bath shall be measured to the centre line of the overflow pipe.

Agreements  
as to supply  
of water in  
certain cases.

60. The Council may agree with the owner or occupier of any premises within the limits of supply who is not entitled to demand a supply of water from the Council to extend their mains to or over the property of such owner or occupier or to supply such premises with water in either case upon such terms as may be agreed and may recover from such owner or occupier any sum or sums of money agreed to be paid in respect of such supply in the same manner as water rates are recoverable by them.

As to net  
annual value  
of two or more  
houses in one  
occupation.

61.—(1) Where two or more houses or buildings or parts of one or more houses or buildings connected by any internal means of communication or by any bridge subway yard or passage not being a public highway are in the occupation of one and the same company body firm or person they shall if the Council so decide be deemed for the purposes of determining the amount of the water rate chargeable by the Council in respect of any supply of water for domestic purposes furnished by the Council to such houses or buildings or parts thereof (being in such single occupation as aforesaid) to be one tenement having a net annual value (within the meaning of the section of this Act of which the marginal note is "Rates for domestic supply") equal to the aggregate net annual values of the separate houses or buildings or parts of houses or buildings so occupied.

(2) A person aggrieved by a decision of the Council under this section may appeal to a court of summary jurisdiction and the procedure shall be by way of complaint for an order and the Summary Jurisdiction Acts shall apply to the proceedings. The time within which any such appeal may be brought shall be twenty-one days from the date on which notice of the decision of the Council was served upon the person desiring to appeal and for the purposes of this subsection the making of the complaint shall be deemed to be the bringing of the appeal. The document notifying to the person concerned the decision of the Council in the matter shall state the right of appeal to a court of summary jurisdiction and the time within which such an appeal may be brought.

(3) The Council or any person aggrieved by any decision of a court of summary jurisdiction under this section may appeal to a court of quarter sessions.

62.—(1) Where in consequence of a proposal under section 37 of the Rating and Valuation Act 1925 an amendment is made in the valuation list for the time being in force the amendment shall for the purpose of calculating the amount due in respect of the water rate have effect retrospectively as from the date when the proposal was made and any necessary adjustments shall be made in the then current instalment of the rate and any subsequent instalments of rates.

PART V.  
—cont.  
Effect on  
water rate of  
alterations in  
valuation list.  
15 & 16  
Geo. 5. c. 90.

(2) If it is found that by reason of the foregoing provisions too much or too little has been paid in respect of any water rate the difference shall be repaid or allowed or as the case may be shall be paid and may be recovered in the manner in which water rates are recoverable.

63.—(1) Where water which the Council supply for domestic purposes and in respect of which they charge a water rate—

Additional  
charges where  
water supplied  
for domestic  
purposes and  
paid for by  
water rate is  
used for other  
purposes.

(a) is used for watering a garden ; or

(b) is used for horses washing vehicles or other purposes in stables garages or other premises where horses or vehicles are kept ;

the Council may in either case if a hosepipe or other similar apparatus is used charge in respect of that use of the water an additional annual sum of not exceeding twenty-five shillings.

(2) Where in either of such cases the water used is drawn from a tap outside a house but no hosepipe or similar apparatus is used the Council may charge an additional annual sum of not exceeding twelve shillings and sixpence.

(3) Sums charged under the provisions of this section shall be paid in advance either quarterly or half-yearly as the Council may determine and shall be recoverable in the manner in which water rates are recoverable.

64.—(1) Where a person who takes a supply of water for domestic purposes from the Council otherwise than by measure desires to use any of the water so supplied for—

Charges for  
supplies for  
refrigerating  
apparatus &c.

(a) a water-cooled refrigerating apparatus; or

(b) any apparatus depending while in use upon a supply of continuously running water; or

(c) any apparatus used for softening water which requires water for cleaning regenerating motive power or similar purposes;

PART V.  
—cont.

the Council may if they think fit require that all water so used shall—

- (i) be taken by measure and paid for accordingly and in that event the minimum quarterly charge for the water shall be ten shillings; or
- (ii) be paid for at such rates as may be agreed between such person and the Council.

(2) No charge shall be made under this section in respect of an apparatus used within the premises for which the supply of water is taken for softening water if one such apparatus only is used and the water softened thereby can be drawn off into a receptacle at one point only and is used solely for purposes for which the domestic rate is paid.

Rates and charges payable by owners of small houses.

65.—(1) Where (a) the net annual value of a house supplied with water does not exceed thirteen pounds or (b) the house 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 Council so determine pay the water rate but the rate may be recovered by the Council from the occupier and if the occupier be not himself liable therefor under any lease or agreement 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 such 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:

Provided also that where the owner of premises is liable to pay the water rate for the supply of water to those premises and is not himself the occupier thereof the Council shall not cut off the supply of water to the premises for a failure by him to pay the water rate.

(2) The provisions of section 73 of the Waterworks Clauses Act 1847 shall mutatis mutandis extend and apply to any payments made under this section by the owner of any house and as if that section applied in the case of any lease or agreement whether made before or after the passing of this Act.

Supply to houses partly used for trade &c.

66.—(1) The Council 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 business or manufacturing purpose for which water is required;
- (b) any hospital (whether public or private) or sanatorium;

- (c) any club hotel hostel assembly hall place of public entertainment restaurant public-house inn or common lodging-house;
- (d) any boarding-house lodging-house or public institution capable of accommodating at least twelve persons including the persons usually resident therein;
- (e) any school; or
- (f) any swimming bath.

(2) (a) Where a supply of water to a farmhouse is used for farming purposes the Council may require that the supply for farming purposes shall be taken by meter but nothing in this section shall authorise the Council to refuse a supply of water for domestic purposes to a farmhouse at the rates authorised by or in pursuance of this Act.

(b) For the purposes of this subsection the expression "farming purposes" includes dairy purposes.

(3) The amount to be paid under the provisions of this section exclusive of meter rent shall not in any one quarter of a year be less than the sum which would have been payable in respect of such premises had the supply thereto been furnished at the rate for the time being payable for water supplied for domestic purposes.

67.—(1) Notwithstanding anything in any Act relating to the Council a person shall not be entitled to demand or continue to receive from the Council a supply of water to any caravan shack hut tent or other like structure unless he has agreed with the Council to take a supply of water by meter and to pay to the Council such minimum annual sum as will give them a reasonable return on the capital expenditure incurred by them in providing the supply or supplies required by him and will cover other standing charges incurred by them in order to meet the possible maximum demand for his caravan shack hut tent or structure and will yield a reasonable return on the cost of the water consumed or used by him and unless he has secured to the reasonable satisfaction of the Council by way of deposit or otherwise payment of such a sum as may be reasonable having regard to the possible maximum demand of such person for his caravan shack hut tent or structure.

Special terms  
for supplies to  
caravans  
shacks &c.

(2) The sum to be so paid and the security to be so given shall be determined in default of agreement by a court of summary jurisdiction who may also order by which of the parties the costs of the proceedings before them shall be paid and the decision of the court shall be final and binding on all parties.

PART V.  
—cont.  
Supply by  
meter.

68. The Council may supply water for other than domestic purposes on such terms and conditions as they 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.

Price of water  
supplied by  
meter.

69. The price to be charged by the Council for a supply of water by meter shall not exceed two shillings and sixpence per thousand gallons. Provided that the Council shall be entitled to charge for water supplied by meter otherwise than under the sections of this Act of which the marginal notes are "Charges for supplies for refrigerating apparatus &c." and "Supply to houses partly used for trade &c." such minimum annual sum as will give them a reasonable return on the capital expenditure incurred by them in providing the supply and will cover other standing charges incurred by them in order to meet the possible maximum demand for the premises so supplied.

Revision of  
water rates  
and charges.

70.—(1) The Minister may if he thinks fit from time to time on the application of the Council or of any local authority by order vary either by way of increase or decrease the rates and charges for the supply of water which the Council are by this Act authorised to charge:

Provided that the rates and charges prescribed in any such order shall be of such amounts as in the opinion of the Minister will provide a reasonable sum as a contribution towards a reserve fund in respect of the water undertaking so long as such fund does not amount to the maximum authorised by the section of this Act of which the marginal note is "Application of moneys received by Council."

(2) Any order made by the Minister in pursuance of the foregoing provisions of this section may provide for the alteration of the basis of the rates and charges for the supply of water which the Council are for the time being authorised to charge and may fix the date upon which any such variation as is referred to in subsection (1) of this section or any such alteration as is referred to in this subsection shall come into force.

Cisterns to be  
provided for  
high level  
supplies.

71. The Council may require that any dwelling-house the supply of water to which is commenced after the passing of this Act and which is situate on land at a higher level than fifty feet below the top water level of the service reservoir

from which a supply of water is furnished or to be furnished by them to such dwelling-house shall be provided with a cistern or cisterns capable of containing a total quantity of water sufficient to provide an adequate supply to such dwelling-house for a period of twenty-four hours and the Council shall not be required to supply any such dwelling-house until the same is provided with a cistern or cisterns in conformity with the requirements of this section.

**72.**—(1) If the Council are of opinion that by reason of drought or other cause the water supply of the Council should be conserved the Council may prohibit as from such date as they may determine the drawing or user through any hose or moveable pipe of water supplied by them so far as such drawing or user is for the purpose of gardens or horses or washing vehicles or any outdoor washing purposes and such prohibition shall continue until withdrawn. Power to prohibit use of hosepipe temporarily.

(2) The Council shall before the prohibition comes into force give public notice in two or more newspapers circulating within the limits of supply of the prohibition and of the date when it will come into force.

(3) Any person who shall after the date stated in the said notice fail to comply with the prohibition shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings.

(4) The Council shall not make any charge for the use of a hose or moveable pipe in respect of any period during which the drawing or user of water by means thereof is prohibited as aforesaid if such prohibition is complied with in relation to such hose or moveable pipe and where any consumer has paid to the Council the charge for the use of any such hose or moveable pipe during the year or part of a year which includes the said period and complies with the said prohibition in relation to such hose or moveable pipe the Council shall repay to the consumer the proportion of such charge which is attributable to that period.

**73.** In addition to the powers conferred by section 57 of the Waterworks Clauses Act 1847 the water engineer or any officer of the Council duly authorised by him in writing may at all reasonable times between the hours of seven and nine in the morning and also between the hour of four in the afternoon and one hour after sunset enter into any house or premises supplied with water by the Council in order to examine if there be any waste or misuse of such water and if any person hinder the said engineer or such authorised officer from entering either under the said section 57 or under this section or making such examination as aforesaid he shall Extension of power to inspect premises.

PART V.  
—cont.

for every such offence be liable to a penalty not exceeding five pounds. Provided that no person shall for the same offence have the water supplied to him turned off in pursuance of the said section 57 and also be liable to a penalty under this section.

Maintenance  
of common  
pipe.

74. When several houses or other premises or parts of houses or other premises in the occupation of several persons are supplied with water by one common pipe belonging to the several owners or occupiers of such houses or other premises or parts of houses or other premises the said several owners or occupiers shall be liable to contribute the amount of any expenses from time to time incurred by the Council in the maintenance and repair of such pipe and their respective proportions of contributions shall be settled by the water engineer or other officer duly authorised in that behalf by the Council.

Separate  
communica-  
tion pipes may  
be required.

75.—(1) The Council shall not be bound to supply with water more than one house or part of a house occupied as a separate tenement 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 or part of a house occupied as a separate tenement supplied by them with water.

(2) If the owner of any house or part of a house occupied as a separate tenement which is supplied with water by the Council when so required in pursuance of the preceding subsection fails within a period of one month after the receipt of such requirement to provide a separate pipe from the main into such house or part of a house the Council may themselves do the work necessary in that behalf and may recover from such owner the cost incurred by them in so doing.

Power to  
Council to  
repair com-  
munication  
pipes.

76. If in the opinion of the Council any waste of water or injury or risk of injury to person or property is caused or likely to be caused by reason of any injury to or defect in any communication pipe which the Council are not under obligation to maintain it shall be lawful for the Council to execute such repairs to the communication pipe as they may think necessary or expedient in the circumstances without being requested so to do and if any injury to or defect in the communication pipe shall have been found the expense incurred by the Council for the purposes of ascertaining the injury or defect and executing the repairs (including the expense of breaking up filling in reinstating and making good any road pavement or soil for those purposes) shall be recoverable by the Council in like manner as the water rates in respect of the premises are recoverable:

Provided that (except in case of emergency) the Council shall not under the powers of this section enter into any house



or private premises unless they shall have given to the occupier of such house or premises (and if the water rates in respect of the house or premises are payable by the owner thereof to such owner) not less than twenty-four hours' previous notice of their intention so to enter.

77. Notwithstanding anything in any Act to the contrary the Council shall have the exclusive right of executing any works on any of the water mains of the Council for connecting any communication pipe therewith and the Council shall on the request of any owner or occupier of any premises who is entitled to be supplied with water by the Council execute on any such main (subject to the provisions so far as applicable of the Waterworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes) any work which shall be necessary to connect the communication pipe of such owner or occupier therewith and the reasonable expenses incurred by the Council in so doing shall be repaid by the owner or occupier so requesting and shall be recoverable as a civil debt.

Council to connect communication pipes with mains.

78.—(1) On every service pipe laid after the first day of transfer in the limits for the supply of water by either of the companies or the second day of transfer in the limits for the supply of water by any of the water authorities the Council shall and on every service pipe laid before that date the Council may fit a stop-cock enclosed in a covered box or pit of such size as may be reasonably necessary.

Provisions as to position &c. of stop-cocks.

(2) Every stop-cock fitted on a service pipe after the coming into force of this section shall be placed in such position as the Council deem most convenient:

Provided that—

- (a) a stop-cock in a street shall after consultation with the highway authority concerned be placed as near to the boundary thereof as is reasonably practicable; and
- (b) a stop-cock in private premises shall be placed as near as is reasonably practicable to the street from which the service pipe enters those premises.

(3) Where any person has covered over or otherwise obstructed the access to any stop-cock or has caused or permitted any stop-cock to be covered over or the access thereto to be obstructed the expense incurred by the Council of uncovering the stop-cock or removing the obstruction shall be paid to the Council by that person and may be recovered by them as water rates are recoverable.

PART V.  
—cont.

(4) In this section the expression " service pipe " means so much of any pipe for supplying water from a main of the Council to any premises as is subject to water pressure from that main or would be so subject but for the closing of some tap.

Power to sell  
meters.

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

Power for  
Council to test  
and stamp  
fittings.

80.—(1) The Council at the request of any other water undertaker or of any manufacturer or other person may test pipes meters cocks ferrules valves cisterns and any other water fittings submitted to the Council for the purpose and may stamp the same as being in accordance with the byelaws of the Council and may make and recover such charges for such testing and stamping as the Council may think fit.

(2) Any person who shall forge or counterfeit any stamp or mark used by the Council or by the authority of the Council for the foregoing purpose or who shall use or supply anything marked with any stamp or mark knowing the same to be forged or counterfeited shall for every such offence be liable to a penalty not exceeding twenty pounds.

As to register  
of meters.

81. If a meter or other instrument for measuring water on being tested is proved to register incorrectly to any material degree—

(a) the meter shall be deemed to have registered incorrectly to that degree since the last occasion but one before the date of the test on which a reading of the index of the meter was taken by the Council unless it is proved to have begun to register incorrectly on some later date; and

(b) the amount of any refund to be made to or of any extra payment to be made by the consumer shall be paid or allowed by the Council or paid by the consumer as the case may be and in the case of an extra payment may be recovered in the like manner as water rates are recoverable by the Council.

Charges for  
special  
readings of  
meters.

82. When at the request of and for the convenience of any consumer the reading of any meter in any premises takes place at a time other than that of the usual periodical reading the Council may levy and recover such charges as they think fit not exceeding the sum of one shilling for each such special reading.

Failure of  
meters to  
register.

83. If any meter used by a consumer ceases to register the quantity of water consumed at any premises such cesser shall be deemed in the absence of evidence of any other date to have arisen immediately after the last reading of the meter:

Provided that if the Council and the person to whom the water is supplied differ as to the quantity consumed such difference shall be determined on the application of either party by a court of summary jurisdiction who may also order by which of the parties any costs of the proceedings before them shall be paid and the decision of such court shall be final and binding on all parties.

84. Where any dwelling-house or other building is demolished or appears to the Council to be uninhabitable and the Council have reason to think that waste of water is occurring or is likely to occur they may cut off the communication pipe by which water was supplied to such dwelling-house or building.

Cutting off communication pipes to prevent waste of water.

85.—(1) An owner or occupier of premises supplied with water by the Council who without their consent supplies any of that water to another person for use in other premises or wilfully permits another person to take any of that water for use in other premises shall be liable to a fine not exceeding five pounds unless that other person requires the water for the purpose of extinguishing a fire or is a person supplied with water by the Council but temporarily unable through no default of his own to obtain water.

Penalties for misuse of water.

(2) If a person not supplied with water by the Council wrongfully takes uses or diverts water from a reservoir watercourse conduit or pipe belonging to the Council or from a pipe leading to or from any such reservoir watercourse conduit or pipe or from a cistern or other receptacle containing water belonging to the Council or supplied by them for the use of a consumer he shall be liable to a fine not exceeding five pounds.

(3) Any person who takes from the Council a supply of water otherwise than by meter and uses any water so supplied to him for a purpose other than a purpose for which he is entitled to use it shall be liable to a fine not exceeding forty shillings but without prejudice to the right of the Council to recover from him the value of the water misused.

86.—(1) Notwithstanding anything in section 70 of the Waterworks Clauses Act 1847 the Council shall be entitled to demand payment of water rates in advance by equal quarterly payments on the first day of January the first day of April the first day of July and the first day of October in each year or if the Council so resolve by equal half-yearly instalments on the first day of April and the first day of October in each year.

As to payment and collection of water rates.

PART V.  
—cont.

(2) If and so long as the water rates are payable in advance by half-yearly instalments—

- (a) no proceedings shall be commenced for the recovery of any such instalments until the expiration of two months from the first day of the half-year in respect of which it has been demanded ; and
- (b) if the person who is or who but for the provisions of the section of this Act of which the marginal note is “ Rates and charges payable by owners of small houses ” would be liable to pay the water rate payable in respect of any premises is in occupation of those premises during a portion only of a half-year he or as the case may be the owner of the premises shall be liable to pay so much only of the half-yearly instalments as bears to the whole instalment the same proportion as the number of days within the half-year during which the first-mentioned person is in occupation bears to the number of days in the half-year and if any greater proportion of the instalment has been paid the person by whom it was paid shall be entitled to recover the excess from the Council except in so far as he has previously recovered it from an incoming occupier :

Provided that nothing in this subsection shall exempt the owner of any premises from liability in respect of any subsequent portion of the half-year during which the premises may again become occupied.

(3) Any water rate or other sum payable to the Council with respect to the water undertaking shall be recoverable by the Council either summarily as a civil debt or as a simple contract debt in any court of competent jurisdiction.

Injuring  
meters &c

87.—(1) 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 fitting belonging to the Council 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 Council shall (without prejudice to any other right or remedy for the protection of the Council) be liable to a penalty not exceeding five pounds and the Council may in addition thereto recover the amount of any damage by them sustained.

(2) 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 fitting belonging

to the Council 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 Council the Council may 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 or instrument 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 Council by the person so offending and may be recovered by them as water rates are recoverable.

(3) The existence of artificial means for causing such injury alteration or prevention or for abstracting consuming or using water of the Council when such pipe meter instrument or fitting is under the custody or control of the consumer shall be prima 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 fitting.

88. Before any person connects or disconnects any meter by means of which any of the water of the Council is intended to be or has been registered he shall give not less than twenty-four hours' notice in writing to the Council 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 Council and any person offending against this enactment shall for every such offence be liable to a penalty not exceeding forty shillings.

Notice to Council of connecting or disconnecting meters.

89. A notice to the Council 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 Council.

Notice of discontinuance.

90.—(1) The Council 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 bath meters soil-pans water-closets and other fittings as are required or permitted by their regulations and may provide all materials and execute all work necessary or proper in that behalf and the reasonable charges of the Council in providing such materials and executing such work shall be paid by the person requiring the same.

Power to supply water fittings.

(2) Any fittings let for hire under the provisions of this section shall not be subject to distress or to the landlord's

PART V.  
—cont.

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 Council as the actual owners thereof.

(3) Subject to the proviso to subsection (2) of this section all fittings let by the Council on 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 premises at all times continue to be the property of and removeable by the Council Provided that nothing in this subsection shall affect the amount of the assessment for rating of any premises upon which any such fittings are or shall be fixed:

(4) Provided as follows:—

- (a) The Council shall so adjust the charges to be made by them for any such fittings or for the fixing repairing or removal thereof as to meet any expenditure by them under the powers of this section in connection therewith (including interest upon any moneys borrowed for those purposes and all sums applied to sinking fund for repayment of money so borrowed);
- (b) When a demand note delivered by the Council to a consumer includes a sum charged by the Council in respect of providing such fittings or the fixing repairing or removal thereof such sum shall be clearly stated in such demand note;
- (c) The total sums expended and received by the Council in connection with the purposes in this section mentioned in each year (including interest and sinking fund) shall be separately shown in the published accounts of the water undertaking for such year.

As to recovery  
summarily  
of sums due  
for fittings.

**91.** If the Council commence proceedings for the summary recovery of a sum due for the supply of water any other sum due or payable to the Council in respect of the sale or hire of any fittings supplied by them for or in connection with the supply of water or the provision of materials and work in connection therewith or the fixing setting up repairing altering maintaining or removal thereof may be included in the same summons and may be recovered summarily provided the amount due or payable in respect thereof does not exceed twenty pounds.

92. Any person being the owner or occupier of any house or premises or part of a house or premises to or in respect of which he is not for the time being entitled to a supply or the continuance of a supply of water by the Council who shall without the authority of the Council turn on any valve cock or other work or apparatus attached to any service main or pipe connected with any main of the Council and provided or available for the purpose of affording such supply shall be deemed to commit an offence under section 60 of the Waterworks Clauses Act 1847 and the said section shall extend and apply accordingly.

PART V.  
—cont.  
Penalty for interfering with valves &c.

93. Every person who shall wilfully (without the consent of the Council) or negligently close or shut off any valve cock or other work or apparatus belonging to the Council whereby the supply of water shall be interfered with shall (without prejudice to any other right or remedy of the Council) be liable on conviction to a penalty not exceeding five pounds and the Council may in addition thereto recover the amount of any damage by them sustained. Provided that this section shall not apply to a consumer closing the valve fixed on his communication pipe.

Penalty for closing valves and apparatus.

94.—(1) The Council by their agents or workmen after forty-eight hours' notice in writing under the hand of the water engineer or some other officer of the Council to the occupier or if there be no occupier then to the owner or lessee of any house building or land in which any pipe meter or fitting belonging to the Council is laid or fixed and through or in which the supply of water is from any cause other than the default of the Council discontinued for the space of forty-eight hours may enter such house building or land between the hours of nine in the morning and four in the afternoon or at any other time with the authority in writing of a justice for the purpose of removing and may remove every such pipe meter and fitting repairing all damage caused by such entry or removal.

Power to remove meters and fittings.

(2) If any person hinders any such agent or workman from entering or effecting such removal he shall for every such offence be liable on conviction to a penalty not exceeding five pounds.

95. The Council may enter into and carry into effect agreements with any local authority body company or person supplying water under parliamentary authority and with the approval of the Minister in the case of any water intended for domestic consumption with any other local authority body company or person for the purchase of water in bulk by the Council for such price and on such terms and conditions and

Purchase of water in bulk.

PART V.  
—cont.

for such period as may be agreed upon and any water so purchased may be used by the Council for the purposes of the water undertaking.

Contracts for  
supplying  
water in bulk.

96. The Council may enter into and carry into effect agreements with any local authority body company or person for the supply of water beyond the limits of supply to any such authority body company or person 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 authority body 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 within the limits of supply.

## PART VI.

## FINANCE.

Power to  
borrow.

97.—(1) The Council shall have power in addition and without prejudice to their powers of borrowing under the Act of 1933 from time to time to borrow without the consent of any sanctioning authority for and in connection with the purposes mentioned in the first column of the following table the respective sums mentioned in the second column of the said table and they shall pay off all moneys so borrowed within such periods as the Council may determine not exceeding those respectively mentioned in the third column of the said table (namely):—

1	2	3
Purpose.	Amount.	Period for repayment.
(a) The purchase of the Holyhead and Bull Bay undertakings including the payment of any sum of a capital nature payable by the Council under the scheduled agreement or any sum required for the purpose of paying off any of the debenture stock or mortgages of the Holyhead Company or for paying the costs and expenses incidental to the transfer of the existing undertakings to the Council (other than the costs of this Act) so far as the same are payable by the Council and of any sums payable to any officer or servant as compensation under the section of this Act of which the marginal note is "Existing officers and servants".	The sum requisite.	Sixty years from the date or dates of borrowing.



1 Purpose.	2 Amount.	3 Period for repayment.
(b) The purchase of land and easements and the construction of Work No. 1 and Work No. 2 authorised by this Act.	£62,000	Sixty years from the date or dates of borrowing.
(c) The construction of Work No. 3 authorised by this Act.	£35,000	Twenty - five years from the date or dates of borrowing.
(d) The construction of Work No. 4 Work No. 5 Work No. 6 and Work No. 7 authorised by this Act.	£88,000	Forty years from the date or dates of borrowing.
(e) Water mains and other waterworks purposes.	£288,000	Forty years from the date or dates of borrowing.
(f) The payment of the costs charges and expenses of this Act.	The sum requisite.	Five years from the passing of this Act.

Provided that it shall not be obligatory upon the Council to commence the repayment (by sinking fund or otherwise) of any moneys to be borrowed under this Act for the purposes (b) and (c) until the completion of Work No. 1 authorised by this Act or until the expiration of five years from the date or dates of borrowing whichever shall first happen.

(2) The provisions of Part IX of the Act of 1933 so far as they are not inconsistent with this Part of this Act shall extend and apply to money borrowed under this section as if it were borrowed under Part IX of that Act and the period fixed for the repayment of any money borrowed under this section shall as respects that money be the fixed period for the purpose of the said Part IX.

98.—(1) On the passing of this Act there shall by virtue of this section be created so much stock to be called "Anglesey County Council four per centum water stock" as may be necessary to give effect to the scheduled agreement and the provisions of the sections of this Act of which the marginal notes are "Acquisition of Holyhead Company's undertaking" and "As to Holyhead Company's debenture stock and mortgages." Creation of stock as consideration for transfer.

(2) Such stock shall be transferable in multiples of one pound and shall be redeemable by the Council at par after the expiration of thirty years from the first day of transfer but the Council may purchase the stock or any part thereof by agreement for cancellation with the holders at any time. The whole of such stock shall be redeemed or purchased and extinguished at or before the expiration of sixty years from the first day of transfer.

PART VI.  
—cont.

(3) Such stock and all interest accrued or to accrue due thereon shall be charged indifferently on the revenues of the Council.

(4) The provisions of the Local Authorities (Stock) Regulations 1934 which are set out in the first column of the Third Schedule to this Act and any regulations amending the same shall subject to the provisions of this Act and subject to the modifications set out in the second column of the said schedule apply to the creation issue transfer and redemption of and other dealings with the stock created by virtue of this section as if the same were duly created and issued by the Council under the provisions of the Act of 1933 and the Local Authorities (Stock) Regulations 1934:

Provided that the amounts of the several contributions from the revenues of the Council payable in each year for the redemption and extinction or purchase and extinction of stock issued under this section shall be determined by paragraph (a) of article 7 (1) of the Local Authorities (Stock) Regulations 1934 and the rate per centum per annum for the purposes of those provisions shall be three pounds or such other rate as the Minister may from time to time approve.

(5) If before the expiration of sixty years from the first day of transfer the Council redeem any of the stock created by virtue of this section nothing contained in this section shall prevent the Council from exercising (for the purpose of such redemption) the powers of section 216 (Power to re-borrow) of the Act of 1933 by any of the methods of raising money authorised by the Act of 1933 including the issue of stock under and subject to the provisions of that Act and of the regulations of the Minister made in pursuance of section 204 (Stock regulations) of that Act which are for the time being in force.

(6) Trustees executors administrators and all persons legally holding shares in the capital of the Holyhead Company or debenture stock of the Holyhead Company in any representative or fiduciary capacity may hold stock issued in exchange for such shares in the capital of the Holyhead Company or debenture stock of the Holyhead Company under the powers of this Act and are hereby indemnified for all acts bona fide done by them in pursuance of the provisions of this Act.

Sinking fund  
for debenture  
stock  
mortgages &c.

99.—(1) The Council shall make provision for the extinction or redemption of such of the debenture stock and mortgages of the Holyhead Company referred to in the section of this Act of which the marginal note is "As to Holyhead Company's debenture stock and mortgages" as shall not

be redeemed under the provisions of subsection (2) of that section and for the extinction of any stock mortgage or other security substituted for the same under the provisions of that subsection by means of a sinking fund so as to purchase and extinguish or to be in a position to purchase and extinguish the said debenture stock and mortgages or substituted security within a period of sixty years from the first day of transfer.

(2) The provisions of the Act of 1933 with reference to sinking funds shall extend and apply with any necessary modifications to the sinking fund to be provided under this section and for the purposes thereof the fixed period shall be the period of sixty years from the first day of transfer.

(3) The Council may at any time apply the whole or any part of the sinking fund to be provided under this section in or towards the purchase or redemption of the said debenture stock or mortgages or in or towards the payment off of any stock mortgage or other security substituted for such debenture stock or mortgages. Provided that if such fund be an accumulating sinking fund the Council shall pay into the fund each year and accumulate during the residue of the prescribed period a sum equal to the interest which would have been produced by such sinking fund or part thereof so applied if invested at the rate per centum per annum on which the annual payments to the sinking fund are based.

**100.** So long as the making of an issue of capital in the United Kingdom without the consent of the Treasury is prohibited by regulations made under the Emergency Powers (Defence) Acts 1939 and 1940 it shall not be lawful to exercise the powers of borrowing conferred by this Act (other than the power of borrowing to pay the costs charges and expenses of this Act as hereinafter defined) without such consent. Saving for emergency powers of Treasury. 3 & 4 Geo. 6. c. 20.

**101.** Sections 213 and 214 of the Act of 1933 shall apply with respect to any sinking fund formed by the Council for the repayment of any money borrowed (otherwise than by the issue of stock) before the passing of this Act. under any statutory borrowing power as if it had been borrowed by way of mortgage and the Council shall make such adjustments of any existing sinking funds as may be proper. Application of Act of 1933 to existing sinking funds.

**102.—(1)** Notwithstanding anything in any Act or Order relating to the Council on and after the date of the passing of this Act the Council may (if they think fit) establish a fund to be called "the consolidated loans fund" to which shall be paid— Consolidated loans fund.

(a) all moneys borrowed by the Council by the issue of any security of the Council and all moneys borrowed

PART VI.  
—cont.

without security in connection with the exercise of any statutory borrowing power;

- (b) all moneys of a capital nature received by the Council whether from the sale of capital assets or otherwise except such as are applied by the Council with due authority to another capital purpose; and
- (c) the appropriate sums provided in each year out of other funds of the Council to comply with the terms and conditions as to repayment attaching to its several borrowing powers or otherwise provided for the repayment of debt:

And there shall also be carried to the credit of the consolidated loans fund the unapplied balances of all moneys borrowed or received and of all sums provided by the Council as aforesaid before the date on which the consolidated loans fund is established.

(2) The moneys of the consolidated loans fund shall be used or applied by the Council—

- (a) in the redemption or purchase for extinction of any securities of the Council or the repayment of any moneys borrowed by the Council; and
- (b) in the exercise of any statutory borrowing power by crediting the required amount to the appropriate account of the Council:

And the moneys of the consolidated loans fund not used or applied in these ways or about to be so used or applied within a reasonable time shall be invested in statutory securities and the sums realised by the sale of such securities shall be repaid on receipt to the consolidated loans fund. The moneys of the consolidated loans fund shall not except with the consent of the Minister be used or applied otherwise than as provided in this subsection.

(3) There shall also be transferred to the consolidated loans fund such sums as are necessary to meet the interest charged and the financing and other revenue expenses connected with the management of that fund and separate accounts shall be kept of these sums and their application

(4) The Council may pay into the consolidated loans fund any moneys forming part of any reserve renewals depreciation contingent insurance superannuation or other similar fund (hereinafter respectively referred to as "the lending fund") and not for the time being required subject to the following conditions:—

- (a) the moneys so used shall be repaid to the lending fund as and when required for meeting the obligations for which the lending fund was established; and

(b) an amount equal to interest on any moneys so used and for the time being not repaid at such rate per centum per annum as may be determined by the Council to be equal as nearly as may be to the average rate of interest payable by the Council on their current borrowings shall be credited to the lending fund.

(5) Save as in this section expressly provided all the obligations of the Council to the holders of any securities of the Council shall continue in force.

(6) Nothing in this section shall apply to moneys borrowed from the Public Works Loan Commissioners.

(7) The powers conferred by this section shall not be put into operation by the Council except in accordance with a scheme to be approved by the Minister and such scheme may make provision for any matters incidental to the establishment and administration of the consolidated loans fund.

**103.** The interest received in any year from the investment of any sums forming part of any sinking fund or redemption fund shall notwithstanding the provisions of any Act or Order relating to any such fund form part of the revenue for that year of the county fund but the contributions to be made to any redemption fund out of the county fund shall in that year be increased by a sum equal to the interest that would have accrued to the redemption fund during that year if interest had been accumulated in the fund at the rate per centum per annum on which the annual payments to the fund are based. As to interest accruing on sinking and other funds.

**104.—(1)** Where the Council are authorised by any statutory borrowing power to raise moneys for any purpose they may instead of exercising such borrowing power by the issue of any fresh security in respect thereof exercise the said power and raise the said moneys either wholly or partially by using for such purpose so much of any moneys for the time being forming part of a sinking fund as shall be available for the repayment of any loan of the Council. Power to use sinking fund instead of borrowing.

(2) The Council when exercising the powers conferred on them by this section shall—

(a) withdraw from the sinking fund a sum equal to the amount of the statutory borrowing power proposed to be exercised by the user of moneys from such sinking fund;

(b) credit such sinking fund with the repayment of an amount of the principal moneys for the repayment of which the fund is established equal to the sum withdrawn from the sinking fund and thereupon the

PART VI.  
—cont.

amount so credited shall be deemed to be principal moneys discharged by application of the sinking fund;

- (c) debit the account of the statutory borrowing power proposed to be exercised with an amount of the principal moneys equal to the sum withdrawn from such sinking fund and thereupon the statutory borrowing power shall be deemed to have been exercised as fully as if the said amount had been raised by the issue of a fresh security and the provisions of any enactment as to the repayment and re-borrowing of sums raised under the statutory borrowing power shall apply thereto accordingly.

38 & 39 Vict.  
c. 83.

- (3) The provisions of this section shall not apply to any sinking fund formed under the Local Loans Act 1875.

- (4) The Council shall furnish all such information (if any) to the Minister with regard to the exercise of the powers contained in this section as the Minister shall require.

Use of moneys  
forming part  
of sinking and  
other funds or  
accounts.

**105.**—(1) Notwithstanding anything in this or any other Act or Order the Council may use for the purpose of any statutory borrowing power exercisable by them any moneys forming part but not for the time being required for the purposes of any fund or account established for the redemption of debt or of any stock issued by the Council or as a reserve depreciation contingency insurance renewal and repairs or other similar fund or account (in this section respectively referred to as "the lending fund") subject to the following conditions:—

- (a) The moneys so used shall be repaid out of the county fund to the lending fund within the period and by the methods within and by which a loan raised under the statutory borrowing power would be repayable:

Provided that the Council shall repay to the lending fund the moneys so used or the balance thereof for the time being outstanding (as the case may be) as and when the same shall be required for the purposes of the lending fund and may if they so resolve repay the same at any time within the period aforesaid and in either case the repayment shall be made out of the county fund or out of moneys which would have been applicable to the repayment of a loan if raised under the statutory borrowing power;

- (b) In the accounts of the county fund an amount equal to interest calculated at such rate per centum per annum

as may be determined by the Council to be equal as nearly as may be to the rate of interest which would be payable on a loan raised on mortgage under the statutory borrowing power on any moneys so used and for the time being not repaid shall (subject to any prescribed limit on the amount of the lending fund) be credited to the lending fund and debited to the undertaking or purpose with reference to which the moneys are so used and for the purpose of any statutory provisions governing the lending fund such interest shall be deemed to be interest on investments;

- (c) The statutory borrowing power shall be deemed to be exercised by such use as fully in all respects as if a loan of the same amount had been raised in exercise of the power and the provisions of any enactment as to re-borrowing of sums raised under the statutory borrowing power shall apply accordingly.

**106.**—(1) In addition to any other form of borrowing the Council may exercise any statutory borrowing power by the issue of bonds to be called “ Anglesey county bonds ” (and in this Act referred to as “ bonds ”) in accordance with the provisions of this Act. Power to issue bonds.

(2) The provisions set out in the Fourth Schedule to this Act shall have effect with regard to bonds.

(3) Bonds shall be deemed to be loan capital or funded debt within the meaning of section 8 of the Finance Act 1899 as amended by section 10 of the Finance Act 1907. 62 & 63 Vict.  
c. 9.  
7 Edw. 7. c. 13.

(4) The provisions of section 115 of the Stamp Act 1891 (which relates to the composition for stamp duty) shall with the necessary adaptations apply in the case of bonds as if those bonds were stock or funded debt within the meaning of that section. 54 & 55 Vict.  
c. 39.

**107.**—(1) The Council may close the register of transfers of any class of security of the Council for a period not exceeding thirty days next before any date on which any interest or dividend on the class of securities to which such register relates is payable. Closing of registers.

(2) Any transfer of any security of the Council made during the period when the register of transfers of such security is so closed shall as between the Council and the persons claiming under the transfer (but not otherwise) be considered as made subsequently to the payment of the dividend or interest on such security as the case may be.

PART VI.  
—cont.  
Application of  
moneys  
received by  
Council.

**108.**—(1) All moneys received by the Council in respect of the water undertaking except—

- (i) borrowed money;
- (ii) money arising from the disposal of lands acquired for the purposes of this Act; and
- (iii) other capital money received by them in respect of the water undertaking;

shall be applied by them in manner and in the order following (that is to say):—

- (a) in payment of the working and establishment expenses and cost of maintenance of the water undertaking including all costs expenses penalties and damages incurred or payable by the Council consequent upon any proceedings by or against them their officers clerks or servants in relation to the water undertaking;
- (b) in payment of the interest on money—
  - (i) borrowed by the Council under this Act; or
  - (ii) used in pursuance of the section of this Act of which the marginal note is “ Use of moneys forming part of sinking and other funds or accounts ”;
- (c) in providing the requisite appropriations instalments or sinking fund payments in respect of moneys borrowed by the Council under this Act;
- (d) in payment of all other expenses of executing this Act so far as it relates to the Council not being expenses properly chargeable to capital;
- (e) in extending improving and constructing (if the Council think fit) any works for the purpose of the water undertaking;
- (f) in providing working capital (if the Council think fit);
- (g) in providing a reserve fund (if the Council think fit) by setting aside such money as they think reasonable and (unless the money so set aside is used or applied in any other manner authorised by this Act) investing the same in statutory securities until the fund amounts to a sum equal to ten per centum of the aggregate capital expenditure for the time being on the water undertaking. The reserve fund shall be applicable from time to time to make good to the general county account any deficiency at any time happening in the income of the Council from the water undertaking to meet any extraordinary claim or demand at any time arising against the Council in respect of the water undertaking or for payment of the cost of renewing improving or extending any



part of the works forming part of or otherwise for the benefit of the water undertaking and so that if that fund be at any time reduced it may thereafter be again restored to the prescribed maximum and so on as often as the reduction happens. All interest received in any year from investments of any reserve fund so formed shall be carried to and shall form part of the revenue for that year of the Council but the reserve fund shall in that year be increased by a sum equal to the amount of such interest except to the extent that such interest would raise the reserve fund above the prescribed maximum:

Provided that resort may from time to time be had to the reserve fund for any of the purposes aforesaid although such fund may not at the time have reached or may have been reduced below the prescribed maximum.

(2) The balance remaining over in any year (including any balance brought forward) shall be carried forward to the following year and if such balance exceeds two thousand pounds the excess shall be applied in extending improving and constructing (if the Council think fit) any works for the purposes of the water undertaking or in reducing the rates and charges of the Council for a supply of water in such manner as the Council may think fit.

109.—(1) The Council shall not be bound to see to the execution of any trust whether express implied or constructive to which any security of the Council may be subject but the receipt of the person in whose name any security of the Council stands in the register of such security shall be a sufficient discharge to the Council in respect thereof notwithstanding any trusts to which such security may be subject and whether or not the Council has had express or implied notice of any such trust or of any charge or incumbrance upon or transfer of such security or any part thereof or interest thereon not entered on its register.

Council not to regard trusts.

(2) No notice of any trust relating to any security of the Council shall be entered in any register or other book kept by the Council or be receivable by the Council.

110. If any money is payable to a holder of any security of the Council being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge to the Council.

Receipt in case of persons not sui juris.

111. Where more persons than one are registered as joint holders of any security of the Council any one of them may give an effectual receipt for any interest thereon unless written

Interest on securities held jointly.

PART VI.  
—cont.

notice to the contrary has been given by another of them to the clerk or the county accountant.

Dividends to  
executors &c.

**112.** The Council shall not be required to pay to any executors or administrators any interest or dividend on any security of the Council held by their testator or intestate until the probate of the will or the letters of administration has or have been left with the Council for registration.

Evidence of  
transfer or  
transmission  
of securities.

**113.** It shall not be obligatory on the Council to receive or register any transfer assignment certificate of death burial bankruptcy or marriage probate letters of administration or other document evidencing a transmission of any security of the Council (except securities issued under the Local Loans Act 1875) except upon the production to and temporary deposit with the clerk of the security or the certificate thereof for the purpose of the endorsement thereon of a memorandum of such transmission or the issue of a new security or certificate thereof and in case of the issue of a new security or certificate for the purpose of cancellation of the security or certificate so deposited.

Evidence of  
title.

**114.**—(1) The Council before allowing any transfer of any security of the Council or before paying any interest or dividend on any such security may if the circumstances appear to them to make it expedient require evidence of the title of any person claiming a right to make the transfer or to receive the interest or dividend.

(2) That evidence shall be a statutory declaration by one or more competent persons or of such other nature as the Council may require.

Interest orders  
and dividend  
warrants by  
post.

**115.**—(1) The Council may give notice to any person being registered as a holder of any security of the Council that they intend to send interest or dividends to him by post if he does not object and if such person does not within fourteen days from the receipt of such notice give notice to the Council of such objection the Council may from time to time send letters containing orders for the payment of interest or dividend warrants to the address of such person appearing in the register Provided that if such person give notice to the Council that he desires such orders or warrants to be sent to another person at a given address the Council may from time to time send letters containing the same to such other person at such address.

(2) Where more persons than one are registered as joint holders of any security of the Council any one of them may for the purpose of this section be regarded as the holder of the security unless contrary notice has been given to the Council by any other of them.

(3) The posting by the Council of a letter containing an order for the payment of interest or a dividend warrant in pursuance of this section shall as respects the liability of the Council be equivalent to the delivery of the order or warrant to the registered holder of the security of the Council.

PART VI.  
—cont.

(4) Every order or warrant so sent by post shall be deemed to be a cheque and the Council shall in relation thereto be deemed a banker within the Bills of Exchange Act 1882.

45 & 46 Vict.  
c. 61.

116. All expenses incurred by the Council in carrying into execution the provisions of this Act including the interest and loan charges in respect of moneys borrowed under or for the purposes of this Act shall (except where this Act otherwise expressly provides) be paid out of the county fund and be deemed to be expenses for general county purposes.

Expenses of  
execution  
of Act.

117. The Council may defray any expenses necessarily incurred by members of the Council or of the Anglesey Water Committee in travelling by direction of the Council or of that committee for the purpose of carrying out any duty necessary for the discharge of the functions of the Council or that committee.

Travelling  
expenses.

## PART VII.

### MISCELLANEOUS.

118. The provisions of the Town and Country Planning Act 1932 (in this section referred to as "the Act of 1932") the Town and Country Planning (Interim Development) Act 1943 and any interim development order or scheme made under either of those Acts or under any enactment repealed by the Act of 1932 and for the time being in force shall have effect with reference to the powers conferred by Part III (Lands) and Part IV (Waterworks) of this Act and by the section thereof of which the marginal note is "For protection of London Midland and Scottish Railway Company" as if this Act had been passed before the commencement of the Act of 1932.

Application of  
Town and  
Country  
Planning  
Acts &c.

119. The following provisions for the protection of the London Midland and Scottish Railway Company (in this section referred to as "the company") shall notwithstanding anything contained in this Act or shown on the deposited plans and sections and unless otherwise agreed in writing between the Council and the company apply and have effect:—

For protection  
of London  
Midland and  
Scottish  
Railway  
Company.

(1) The Council shall not purchase or acquire any lands or property of the company but the Council may purchase and take and the company shall sell and

PART VII.  
—cont.

grant accordingly such easements or rights of using so much of the lands or property of the company in perpetuity as may be reasonably necessary for the construction maintenance and user of the works by this Act authorised:

- (2) Before commencing the construction of Works Nos. 1 and 6 by this Act authorised or executing repairs or renewals thereof upon across over under or within ninety yards from the centre line of any railway of the company the Council shall (except in cases of emergency) submit to the principal engineer of the company (in this section referred to as "the principal engineer") for his approval plans sections and specifications of the works proposed to be carried out within the said limits (in this section called "the works") Such approval shall not be unreasonably withheld and shall be deemed to have been given unless the principal engineer shall within twenty-eight days after the submission of the plans sections and specifications to him express his disapproval thereof and his requirements in relation thereto:
- (3) The works shall be carried out under the superintendence if given and to the reasonable satisfaction of the principal engineer and in accordance with the plans sections and specifications approved or deemed to have been approved as aforesaid or in case of difference in accordance with such plans sections and specifications as may be determined by arbitration:
- (4) The works shall (so far as may be reasonably practicable) be constructed and executed so as not to cause any injury to the railways or works of the company or interference with the traffic thereon and if any such injury or interference shall be caused by the construction or the subsequent bursting leakage or failure of the works whether or not due to the negligence of the Council the Council shall make compensation to the company in respect thereof:
- (5) If the company give to the Council notice that they themselves desire to construct any part of the works situate on the lands and property of the company the company may themselves execute such work (other than the actual laying of any water main or pipe) under the superintendence (if given) and to the reasonable satisfaction of the engineer of the Council and may recover the reasonable costs incurred by them in so doing from the Council:

- (6) The Council shall at all times maintain the works where the same are situate over or under or adjoin any railway or work of the company in substantial repair and good order and condition to the reasonable satisfaction of the principal engineer and if and whenever the Council fail so to do the company may make and do all such works and things as may be reasonably requisite in that behalf and the expenditure reasonably incurred by the company in so doing shall be repaid to them by the Council:
- (7) The Council shall bear and on demand pay to the company any expense reasonably incurred by them in the employment of such inspectors signalmen or watchmen (if any) as may be reasonably necessary for inspecting the works and for watching the railways and works of the company and the conduct of the traffic thereon with reference to and during the execution of the works:
- (8) The Council shall indemnify the company from and against all claims for damages or compensation in respect of any damage injury or loss which may be suffered by the employees of the company or by any passenger owners of merchandise traders or owners of property adjoining the works or any other person or persons by reason of the existence construction or failure of the works or of any such operations as aforesaid except so far as any such damage injury or loss shall have been occasioned by or through the acts or defaults of the company or those for whom they are responsible:
- (9) If the company shall at any time after the construction of the works desire under their existing powers to alter or extend their railways or any of the works or conveniences connected therewith the Council shall give to the company every reasonable facility for the execution of such alteration or extension and any additional expense to which the company may be put owing to the existence of the works in carrying out any such alteration or extension of their railway shall be repaid to them by the Council:
- (10) Where Work No. 6 by this Act authorised passes under the railway of the company it shall be constructed of mild steel pipes not exceeding twenty-four inches in diameter bedded in and surrounded with a thickness of not less than twelve inches of good Portland cement concrete such concrete to be square in section Such steel pipes and concrete shall extend to the boundary fences of the railway

PART VII.  
—cont.

and to such distance beyond these fences not exceeding two yards on each side of the railway as may be reasonably required by the company. No part of such concrete where the said Work No. 6 passes under the said railway shall be above the level of the company's existing drains culverts ditches or apparatus nor less than three feet six inches below the level of the rails:

- (11) The Cefni reservoir (Work No. 1) by this Act authorised shall be so constructed that the level of the sill of the overflow weir shall not at any time be higher than 98.00 feet above ordnance datum:
- (12) Before filling the said reservoir with water the Council shall at their own expense and in accordance with plans sections and specifications to be submitted to and approved by the principal engineer or settled by arbitration in accordance with this section construct a bridge in substitution for the culvert by means of which a tributary of the river Cefni is now carried under the railway of the company within the limits of deviation of the said Work No. 1. Such bridge shall be constructed with a span of not less than twenty-seven feet and with the underside of the superstructure not less than five feet above the top water level of the Cefni reservoir as shown on the deposited plans and an invert shall be provided at the base of the bridge between the abutments thereof. The abutments of the said bridge but not the superstructure shall be constructed so as to be capable of carrying one additional line of railway on the west side of the existing single line and such embankments together with the said invert shall at all times be maintained by the Council to the reasonable approval of the company. Any temporary works which the principal engineer may deem necessary for the support of the railway with reference to and during the construction of the said bridge shall be carried out by the company and the reasonable expense incurred by them in so doing shall be repaid to them by the Council:
- (13) The slopes of the said reservoir where they adjoin the railway of the company shall be properly beached and in constructing the same the Council shall make provision for the future widening of the railway on the west side thereof to the extent of one additional line of rails by the construction of a berm finished to a level of four feet six inches above the top water level of the reservoir and the Council shall also

provide a similar berm at the same level on the east side of the railway not less than five feet in width for the purpose of providing access to the railway and works of the company for maintenance repair and other purposes. The Council shall erect concrete post and wire fences along the whole length of the said berms for the purpose of separating the same from the reservoir such fences to be thereafter maintained by and at the expense of the company:

- (14) The provisions of subsections (2) (3) (4) (7) (8) and (9) of this section shall extend and apply for the protection of the company in relation to the making and maintenance by the Council under the powers of this Act of any mains pipes or other works in so far as the same may be situate upon across over or under any existing railway of the company as if such mains pipes and other works were comprised in "the works" within the meaning of those subsections provided that the said subsection (9) shall not apply in respect of the maintenance of any mains pipes or other works which are in existence at the date of this Act:
- (15) If any difference shall arise between the Council and the company under this section such difference shall be referred to and determined by a single arbitrator to be appointed on the application of either party after notice in writing to the other by the President of the Institution of Civil Engineers and subject as aforesaid the provisions of the Arbitration Acts 1889 to 1934 shall apply to any such arbitration.

**120.** The following provisions for the protection of the North Wales Power Company Limited (in this section referred to as "the company") shall notwithstanding anything contained in this Act or shown on the deposited plans and sections and unless otherwise agreed in writing between the Council and the company apply and have effect with reference to the exercise of the powers of this Act (that is to say):—

For protection  
of North Wales  
Power  
Company  
Limited.

- (1) In this section "apparatus" includes all or any electric lines (as defined in the Electric Lighting Act 1882) main transmission lines (as defined in the Electricity (Supply) Act 1919) posts poles works and apparatus belonging to the company:
- (2) The Council shall not be entitled to acquire any apparatus or any such interest easement or right in any lands in under or over which the company possess an easement or right of laying down erecting constructing or maintaining any apparatus as would

45 & 46 Vict.  
c. 56.  
9 & 10 Geo. 5.  
c. 100.

PART VII.  
—cont.

prevent or unreasonably interfere with the enjoyment or exercise by the company of the easement or right so possessed by them:

- (3) The Council shall not alter the position of or interfere with any apparatus laid down erected or constructed by the company in exercise of statutory powers in existence at the passing of this Act except to the extent which shall be reasonably necessary for the purpose of constructing or maintaining the works authorised by this Act and where the Council require to alter the position of or interfere with any such apparatus the provisions of section 15 of the Electric Lighting Act 1882 and of section 17 of the schedule to the Electric Lighting (Clauses) Act 1899 shall (mutatis mutandis and subject to the provisions of this section) apply in relation to such alteration or interference whether or not such apparatus is under a street or place authorised to be broken up by the Council and shall be deemed to extend to any apparatus laid down erected or constructed upon or above the level of the ground and the Council shall not alter the position of or interfere with any such apparatus except in accordance with and subject to the said provisions as applied and extended as aforesaid:
- (4) The Council shall not carry out any work authorised by this Act near to which any apparatus has been lawfully placed except in accordance with and subject to the provisions of section 18 of the schedule to the Electric Lighting (Clauses) Act 1899 as modified by this section:
- (5) Any question or difference which may arise between the Council and the company under this section or under section 15 of the said Act of 1882 or section 17 of the schedule to the said Act of 1899 as respectively applied and extended by this section or under section 18 of the said schedule shall be referred to and determined by an arbitrator to be appointed upon the application of either party (after notice in writing to the other) by the President of the Institution of Civil Engineers and subject as aforesaid the provisions of the Arbitration Acts 1889 to 1934 shall apply to any such reference and determination.

Byelaws for preventing pollution of water.

121.—(1) The Council may make byelaws for preventing the pollution fouling or contamination of the water which they are authorised to take for the purposes of any of their water-works and may by such byelaws prescribe the construction maintenance and use of proper drains sewers and works and



make provision for the prevention of any act or thing tending to pollution of the water.

(2) The byelaws made under this section shall be in force within the area or areas defined in the byelaws being the whole or part of the urban district parish or parishes any part of which is situate within a distance of two miles from any of the said waterworks which is used by the Council for the purpose of pumping collecting or impounding water.

(3) Any landowner who may be affected by any such byelaws shall be entitled to be furnished with a copy thereof and to oppose the confirmation thereof.

(4) The Council shall pay compensation to the owners of and other persons interested in any lands in respect of which byelaws shall be made under the provisions of this section whose legal rights shall be injuriously affected by the restrictions imposed by such byelaws or who are required by such byelaws to construct any works or to do any act or thing which could not lawfully be required by the local sanitary authority of the district in which such lands are situate and such compensation shall be settled in default of agreement by arbitration in accordance with the provisions of the Arbitration Acts 1889 to 1934 and for the purposes of this subsection the expression "legal rights" shall include a user of land in respect of which the local authority might have taken proceedings under the Public Health Acts or under their byelaws but have decided not to do so having regard to the character or situation of the land.

(5) Section 298 of the Act of 1936 shall with any necessary modifications extend and apply in respect of proceedings for the recovery of any penalty imposed by any byelaw made under this section.

**122.**—(1) The Council and any local authority may enter into and carry into effect agreements with respect to the collection by such authority of the rates and charges which the Council are authorised to levy and take for and in connection with the supply of water and any agreement under this section may with respect to the whole or any part of such rates and charges provide that the authority may levy and recover such rates and charges as though they were payable to the authority and not to the Council and may collect them with the general rate.

Agreements  
as to  
collection of  
rates &c.

(2) A local authority authorised to levy and recover rates and charges in pursuance of subsection (1) of this section shall have the same powers as the Council for such purposes.

(3) The Council on the one hand and any local authority on the other hand may also enter into and carry into effect

PART VII.  
—cont.

agreements for or with respect to any of the other purposes or provisions of this Act.

Application of  
Emergency  
Powers  
(Defence) Acts  
1939 and 1940.

**123.** Paragraph (d) of subsection (2) and subsection (4) of section 1 of the Emergency Powers (Defence) Act 1939 as amended by subsection (2) of section 1 of the Emergency Powers (Defence) Act 1940 shall have effect as if this Act had been passed before the commencement of the last-mentioned Act.

Recovery of  
rates from  
persons  
removing.

**124.** If a justice be satisfied on complaint by any collector of water rates due to the Council that any person is quitting or about to quit any premises to which the Council supply water and has failed to pay on demand any water rate which may be due from him and intends to evade payment of the same by departing from the said premises the justice may in addition to issuing a summons for non-payment of the same issue a warrant under his hand authorising the said collector to seize forthwith and detain the goods and chattels of such person until the complaint is determined upon the return of the summons.

Power to grant  
allowances or  
gratuities in  
certain cases.  
15 & 16 Geo. 5.  
c. 84.  
1 Edw. 8 &  
1 Geo. 6. c. 68.  
2 & 3 Geo. 6.  
c. 18.

**125.**—(1) The Council may if they think fit in cases not within the Workmen's Compensation Act 1925 and not entitled to benefits under the Local Government Superannuation Acts 1937 and 1939 grant a weekly or other periodical allowance (not exceeding one-half of his salary or wages) or in lieu thereof a gratuity of any sum (not exceeding two years' salary or wages) to any of their officers or servants who may be disabled or injured in their service or may become incapacitated through age sickness or other infirmity or to the widow or family of any such officer or servant who may die in their service.

(2) Every such allowance or gratuity shall be charged on and paid out of the fund of funds on or out of which the salary wages or emoluments of such officer or servant would have been charged or been paid if he had continued in his office or service.

As to  
payments due  
to deceased  
employees.

**126.**—(1) On the death of an employee to whom a sum not exceeding one hundred pounds is due on account of salary wages superannuation allowance or grant if probate of the will of the employee or letters of administration to his estate are not produced within such time (not being less than one month after his death) as the Council may think reasonable then at the expiration of that time the Council may pay the sum to the person or persons entitled in distribution to the residuary estate of the employee in accordance with the provisions of paragraphs (i) to (v) inclusive of section 46 (1)

of the Administration of Estates Act 1925 and section 9 of the Legitimacy Act 1926 and in default of any such person to the solicitor for the affairs of His Majesty's Treasury:

PART VII.

—cont.

15 Geo. 5. c. 23.

16 &amp; 17

Geo. 5. c. 60.

Provided that—

(a) the Council may if they think fit pay to any person who has paid the funeral expenses of the deceased employee such amount (not exceeding the total amount of such expenses) as the Council shall deem it reasonable to allow;

(b) if the Council receive notice of any claim of a creditor of the deceased employee before the expiration of one month from the death of the employee they shall retain the whole amount due to the deceased employee in their hands or a sufficient sum thereof to satisfy the claim (whichever amount shall be the less) until the claim has been satisfied disproved or withdrawn.

(2) The Council before paying or distributing any moneys under this section to or among any person or persons other than the legal personal representative of the deceased employee shall require—

(a) where the total estate of the deceased employee including the amount of such moneys does not after deduction of debts and funeral expenses exceed one hundred pounds a declaration to that effect by the person or one of the persons to or among whom the Council propose to pay or distribute such moneys; and

(b) where the total estate of the deceased employee including the amount of such moneys but after deduction of debts and funeral expenses exceeds one hundred pounds the production of a certificate from the Commissioners of Inland Revenue of the payment of the estate duty and of a duly stamped receipt for the legacy or succession duty payable in respect of such moneys or of a certificate stating that no legacy or succession duty is payable.

127.—(1) The Council may pay—

(a) reasonable subscriptions whether annually or otherwise to the funds of any association of local authorities or their officers formed for the purpose of consultation as to their common interests and the discussion of matters relating to local government and any reasonable expenses of the attendances of any members or officers of the Council at conferences or meetings of such associations or any of them and the cost of purchasing reports and contributing

Subscriptions  
to certain  
associations  
and other  
expenses.

## PART VII.

—cont.

towards the expenses of the proceedings of any such conferences or meetings; and

(b) the reasonable expenses of the Council in providing public entertainments on the occasion of or otherwise in connection with public ceremony or rejoicing and in the reception and entertainment of distinguished persons residing in or visiting the county.

(2) The Council may also pay as expenses of executing this Act reasonable subscriptions (whether annually or otherwise) to the funds of any association of water undertakers formed for the purpose of consultation as to their common interests and the discussion of matters relating to water supply or of the officers of any such undertakers or to the funds of any scientific or other society or body (not carrying on business for profit) which or the members of which are engaged in investigations or the keeping of records of use or value to water undertakers and any reasonable expenses of the attendance of any members or officers of the Council at conferences or meetings of such association society or body and the cost of purchasing reports and contributing towards the expenses of the proceedings of any such conferences or meetings.

School  
agreements.

128. Any agreement entered into between the Council and the parent or guardian of a pupil at any secondary or technical school belonging to or controlled or maintained by the Council may make provision for the payment by such parent or guardian to the Council of any sum not exceeding ten pounds in the event of the pupil ceasing without reasonable cause to attend such school before the date fixed by such agreement for the pupil to cease such attendance and the Council shall be entitled without proof of any actual damage incurred by reason of such pupil ceasing to attend such school to recover from such parent or guardian any sum not exceeding the sum specified in the agreement which the court may think fit to award in all the circumstances of the case.

Extension of  
section 303 of  
Public Health  
Act 1875 and  
certain  
sections of  
Act of 1933  
to Council.  
38 & 39 Vict.  
c. 55.

129.—(1) Section 303 of the Public Health Act 1875 shall extend and apply to and the powers thereof may be exercised by the Council as if they were within the meaning of that section the local authority for a district consisting of the county and on the application of the Council the Minister may make such orders as he is by that section empowered to make on the application of a local authority.

(2) The Minister may by means of a Provisional Order made by him and confirmed by Parliament authorise the Council to acquire land compulsorily for any purposes of the water undertaking and for that purpose sections 160 and 161 of the Act of 1933 shall extend and apply.

(3) The provisions of this section shall be in addition to and not in derogation of any other powers conferred by this Act.

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—cont.

(4) Nothing in this section shall authorise the compulsory acquisition by means of a compulsory purchase order of land which has been acquired by statutory undertakers for the purpose of their undertaking.

130. The provisions of sections 250 to 252 of the Act of 1933 shall with all necessary modifications apply to all byelaws made by the Council under the powers of this Act.

Confirmation  
of byelaws.

131. The Minister may hold such inquiries as he may consider necessary in regard to the exercise of any powers conferred upon him or the giving of consents under this Act as if such powers were conferred by and such consents were required to be given under the Act of 1933 and section 290 of that Act shall apply accordingly.

Inquiries by  
Minister.

132. Subject to the provisions of this Act the powers of the local authorities with reference to the supply by them of water within the limits of supply shall respectively cease and determine as from the second day of transfer.

Cesser of  
powers of  
local  
authorities to  
supply water.

133. Any question of disputed compensation payable under this Act or under any enactment incorporated with this Act shall (except where otherwise provided by this Act) be referred to and determined by arbitration in accordance with the provisions of the Lands Clauses Acts and those provisions with any necessary alterations shall apply accordingly.

Determination  
of  
compensation.

134. Where under this Act any question or dispute is referred to arbitration other than questions or disputes to which the provisions of the Lands Clauses Acts apply the arbitrator shall except where it is otherwise provided and unless it is otherwise agreed be appointed by the Minister and the provisions of the Arbitration Acts 1889 to 1934 shall apply thereto.

Arbitration.

135. The sections of the Act of 1936 hereinafter-mentioned shall have effect as if they were re-enacted in this Act and in terms made applicable thereto (that is to say):—

Application of  
provisions of  
Act of 1936.

Section 283 (Notices to be in writing; forms of notices &c.);

Section 284 (Authentication of documents);

Section 285 (Service of notices &c.);

Section 286 (Proof of resolutions &c.);

Section 293 (Recovery of expenses &c.);

Section 296 (Summary proceedings for offences);

Section 297 (Continuing offences and penalties);

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—cont.

Section 299 (Inclusion of several sums in one complaint &c.);

Section 304 (Judges and justices not to be disqualified by liability to rates);

Section 328 (Powers of Act to be cumulative).

Works below high-water mark not to be constructed without consent of Minister of War Transport.

**136.** The Council shall not under the powers of this Act construct on under or over the shore or bed of the sea or of any creek bay arm of the sea or navigable river communicating therewith below high-water mark of ordinary spring tides any work without the previous consent of the Minister of War Transport to be signified in writing under the hand of a secretary or some person authorised by the said Minister to act in that behalf and then only according to such plan and under such restrictions and regulations as the said Minister may approve of in writing under hand as last aforesaid and where any such work may have been constructed the Council shall not at any time alter or extend the same without obtaining previously to making any alteration or extension the like consent or approval. If any work be commenced altered extended or completed contrary to the provisions of this section the Minister of War Transport may abate and remove the same and restore the site thereof to its former condition at the cost and charge of the Council and the amount of such costs and charges shall be a debt due from the Council to the Crown and shall be recoverable either as a debt due to the Crown or summarily as a civil debt.

Crown rights.

**137.** Nothing in this Act affects prejudicially any estate right power privilege or exemption of the Crown and in particular nothing herein contained authorises the Council to take use or in any manner interfere with any land or hereditaments or any rights of whatsoever description belonging to His Majesty in right of His Crown and under the management of the Commissioners of Crown Lands without the consent in writing of those Commissioners on behalf of His Majesty first had and obtained for that purpose.

Crown minerals.

**138.** Notwithstanding the provisions contained in the section of this Act of which the marginal note is "Crown rights" or in any public statute His Majesty and his lessees for their respective interests may work any minerals belonging to His Majesty in right of His Crown under or adjacent to lands and works of the Council authorised to be taken or constructed by this Act.

Costs of Act.

**139.** The costs charges and expenses of and incidental to preparing applying for and obtaining this Act as taxed by the taxing officer of one of the Houses of Parliament shall be paid by the Council out of the county fund or out of moneys to be borrowed under this Act.

The SCHEDULES referred to in the foregoing Act.

### THE FIRST SCHEDULE.

AN AGREEMENT made the fifteenth day of July nineteen hundred and forty-four between THE HOLYHEAD WATERWORKS COMPANY (hereinafter referred to as "the Holyhead Company") of the one part and the COUNTY COUNCIL OF THE ADMINISTRATIVE COUNTY OF ANGLESEY (hereinafter referred to as "the Council") of the other part.

WHEREAS:

(1) The Holyhead Company are the proprietors of the undertaking authorised by the Holyhead Waterworks Act 1866 and certain subsequent enactments and pursuant to the said enactments are authorised to supply water within the limits therein defined:

(2) The Council have promoted in the present session of Parliament a Bill intituled "A Bill to provide for the vesting in the county council of the administrative county of Anglesey of the existing water undertakings in that county to empower the said county council to construct waterworks and supply water throughout the county and for other purposes" (hereinafter referred to as "the Bill") and in the event of the Bill becoming law the Council are desirous of purchasing the said undertaking of the Holyhead Company:

Now therefore this agreement witnesseth and it is hereby agreed between the parties:—

I. In this agreement unless the context otherwise requires—

"The appointed day" means the first day of January 1945;

"The Holyhead undertaking" means the undertaking of the Holyhead Company including—

(a) All the lands buildings waterworks waters sources of supply works machinery mains pipes meters plant spare parts tools apparatus vehicles stock-in-trade stores furniture chattels and effects belonging to the Holyhead Company on the appointed day;

(b) All bank balances and cash and other balances (including consumers' deposits) in the hands of that company or in the hands of their bankers agents or servants on the appointed day and investments and securities for money;

(c) All rates rents book debts and other sums of money which on the appointed day are due or payable to or are accruing due to that company;

(d) All estates rights powers easements interests and privileges vested in or had or enjoyed by that company at the appointed day;

(e) All contracts and benefits of contracts being in force on the appointed day;

1ST SCH.  
—cont.

(f) All debts and liabilities of the Holyhead Company including their four per centum debenture stock amounting to five thousand one hundred and thirty pounds in nominal value and the mortgages referred to in the schedule hereto which are respectively outstanding on the appointed day;

(g) All deeds agreements registers books accounts maps plans specifications engineering reports vouchers letters records of the business and proceedings of the Holyhead Company and other documents relating to the undertaking of that company and whether in the possession of the company or of their solicitors agents or resident or consulting engineers but not including the directors' minute books and other books and papers relating exclusively to the shareholders in and constitution of the Holyhead Company which may be necessary to be retained for the purpose of winding up that company;

(h) All other the real and personal property belonging to that company at the appointed day but not including a sum of money sufficient to enable the Holyhead Company to pay or complete the payment of the dividends which they may pay in pursuance of clause 6 of this agreement;

“ The original shares ” means the shares of ten pounds each (800 in number) authorised as capital of the Holyhead Company by section 12 of the Holyhead Waterworks Act 1866;

“ The additional shares ” means the shares of ten pounds each (2,198 in number) authorised as capital of the Holyhead Company by section 7 of the Holyhead Water Order 1885 (in that section referred to as “ additional capital ”) section 7 of the Holyhead Water Order 1895 (in that section referred to as “ the new capital ”) and section 30 of the Holyhead Water Act 1906 (in that section referred to as “ additional capital ”).

2. Subject as hereinafter provided the Holyhead Company shall on the appointed day transfer to the Council as a going concern the Holyhead undertaking as it exists on the appointed day in so far (if at all) as such transfer is not effected by the Bill when the same becomes an Act and on the appointed day the Holyhead Company and all other necessary parties shall execute and do all such assurances and things for vesting the Holyhead undertaking in the Council (if and so far as the same shall not be or become vested in the Council without any assurance by or in pursuance of this agreement and the said Act) and for giving to the Council the full benefit of this agreement as shall be reasonably required by the Council.

3. Not less than fourteen days before the appointed day the Holyhead Company shall deliver to the Council a statement containing the names of all holders of shares in the capital of the company with their addresses and descriptions and the number and class of such shares held by such holders respectively and the amount of Anglesey County Council four per centum water stock to which such holders are respectively entitled under the provisions hereof The



register of transfers of the Holyhead Company shall be closed from the day which immediately precedes the date upon which the said statement is so delivered until the appointed day.

1ST SCH.  
—cont.

4. In consideration of the transfer of the Holyhead undertaking to the Council the Council shall on the appointed day issue in the respective names of the holders of the shares of the Holyhead Company whose names appear in the Holyhead Company's books on the day upon which the register of transfers is closed in accordance with the last preceding clause hereof and whose names (together with all other necessary particulars) are delivered to the Council by the Holyhead Company in accordance with the last preceding clause hereof the following amounts of Anglesey County Council four per centum water stock to be issued in exchange for the original and additional shares in the capital of the Company respectively (that is to say):—

- (a) Eighteen pounds of such stock for each original share;
- (b) Twelve pounds ten shillings of such stock for each additional share:

Provided that in every case where under this agreement a holder of a share or shares in the capital of the Holyhead Company would be entitled to a fractional part of one pound of such stock the Council shall (in lieu of issuing such fractional part in stock) satisfy the same by the payment of a sum of money equal to the nominal value of such fractional part:

Provided also that in every case where a holder of a share or shares in such capital would be entitled to receive an amount of such stock not exceeding a nominal value of £100 such holder shall be entitled (if he give notice of his desire in that behalf to the Council and to the directors of the Holyhead Company not later than the fourteenth day before the appointed day) to be paid the nominal value of such stock in cash instead of having such stock issued in his name.

The certificates of Anglesey County Council stock when issued under the foregoing provisions of this clause and any sums of money payable thereunder shall (subject to any provision contained in the Bill when the same becomes an Act) be delivered or paid (as the case may be) by the Council to the Holyhead Company for distribution by them and the receipt in writing of any two directors of the Holyhead Company or of any liquidator appointed for the purpose of winding up that company for any such certificates or sums of money shall effectually discharge the Council from the obligations of this clause in respect of the certificates or sums of money the receipt of which is so acknowledged.

5. The stock referred to in the last preceding clause hereof shall carry interest from the appointed day payable half-yearly and shall not be redeemable by the Council (except by purchase in the open market or by agreement with the holder thereof) before the expiration of thirty years from the date of the issue thereof. After the expiration of the said period of thirty years the said stock shall (on three months' notice in writing from the Council to the holder thereof) be redeemable in cash at par at the option of the Council and the Council shall redeem the same at par within sixty years from the said date of the issue. Provided that the Council shall be entitled to purchase

1st Sch.  
—cont.

the said stock at any time in the open market or by agreement with the holder thereof.

6. Up to the appointed day the directors of the Holyhead Company shall be entitled to declare and pay in respect of the year 1944 on the original and additional shares dividends at the rate of seven and one-seventh per centum and five per centum respectively in so far as such dividends have not been paid before the date hereof but the Holyhead Company or their directors shall not pay anything in respect of dividend for any period prior to the first day of January nineteen hundred and forty-four other than dividends (if any) which have been declared but have not been paid to any shareholder or shareholders.

7. Until the appointed day the Holyhead Company shall—

- (a) maintain the assets comprised in the Holyhead undertaking in fair working order as a going concern; and
- (b) permit a member of the Council (appointed by the Council for the purpose and accompanied if desired by an officer of the Council or one of their consulting advisers) to attend the meetings of the board of directors of the Holyhead Company.

8. The Council shall take over bear pay discharge and indemnify the Holyhead Company against all the debts and liabilities of the Holyhead Company in respect of the Holyhead undertaking and the Council shall also observe and perform all the obligations attaching to the Holyhead Company after the appointed day in respect of the Holyhead undertaking and shall indemnify the Holyhead Company against any claim or demand in respect thereof.

9. From the date of this agreement until the appointed day or the determination of this agreement as hereinafter provided the Holyhead undertaking shall be managed and carried on by the Holyhead Company in the ordinary course of business except that neither the Holyhead Company nor the directors of the Holyhead Company shall between the date of this agreement and the appointed day without the consent in writing of the Council—

- (a) make any outlay or incur any liability in respect of the Holyhead undertaking otherwise than in the ordinary way of business;
- (b) create any new shares or stocks or raise any further share or loan capital;
- (c) incur any capital expenditure;
- (d) alter the rates rents or charges for water or the rental of meters and other appliances which were in operation on the 1st day of May 1944;
- (e) increase the remuneration of the directors auditors or (otherwise than in pursuance of any award of a Joint Industrial Council) officials or servants or enter into any new agreement or contract of service with any officer or servant;
- (f) grant any pensions or retiring gratuities; or
- (g) enter into any contract in respect of or affecting the Holyhead undertaking (except such contracts as are in the ordinary course of business) the duration of which shall extend beyond the appointed day.

10. The Council shall on the appointed day issue to those persons who are the directors of the Holyhead Company at the date hereof and who shall still be in office as such directors at the appointed day Anglesey County Council four per centum water stock of a nominal value of five hundred pounds as compensation for loss of office. The said stock shall be divided among the said directors in such proportions as they may determine and of such their determination shall give notice in writing to the Council not less than 14 days before the appointed day.

11. The Council shall on the appointed day issue to Messrs. Harmood Banner & Son the auditors of the Holyhead Company the sum of one hundred and fifty pounds of Anglesey County Council four per centum water stock as compensation for loss of office.

12. The Council shall on the appointed day issue to Henry Charles Adams the engineer manager and secretary of the Holyhead Company Anglesey County Council four per centum water stock of a nominal value of one thousand pounds as compensation for loss of office.

The Council shall also for a period of two years from the appointed day pay to the said Henry Charles Adams a retaining fee of two hundred and fifty pounds per annum for such consultative and supervisory duties as the Council may during that period require him to perform. Provided that if such duties involve travelling expenses to Holyhead or elsewhere in Anglesey the Council shall repay to the said Henry Charles Adams all such expenses as may be reasonably incurred by him.

13. The Council shall on the appointed day pay to the Holyhead Company the sum of £100 in respect of or towards the expense of winding up the Holyhead Company.

14. This agreement shall be scheduled to the Bill and is subject to the approval of Parliament and to such alterations as may be made by Parliament therein. This agreement is also subject to the passing into law of the Bill and to such alterations as may be made by Parliament therein. In the event of Parliament making any material alteration in this agreement or in so much of the Bill as relates to the transfer of the Holyhead undertaking it shall be in the option of either party to withdraw from this agreement.

15. The Council shall promote and use its best endeavours to procure the passing of the Bill in the present session of Parliament with such clauses as may be necessary to carry this agreement into effect or as may be agreed with the Holyhead Company and the Holyhead Company shall aid and assist the Council in obtaining the passage of the Bill into law and in furtherance of this object shall supply to the Council free of charge such information particulars and evidence in the possession of the Holyhead Company or of any of their officers or servants as the Council may reasonably require. The Holyhead Company shall also by themselves their officers and servants support the Bill by evidence or otherwise if requested by the Council so to do and the Council shall pay any costs which the Holyhead Company may reasonably incur for this purpose.

16. On and from the passing of the Bill into law any officer or officers of the Council duly authorised in that behalf shall have access to the offices of the Holyhead Company during office hours and may

1ST SCH.  
—cont.

inspect the books papers records and writings of the Holyhead Company and make themselves acquainted with the affairs of the Holyhead Company preparatory to the taking over of the Holyhead undertaking on the appointed day and the Holyhead Company shall direct their manager and secretary or other officers to give to the said officer or officers such assistance and information relating to such affairs as they may reasonably require.

17. Any difference arising under this agreement between the Holyhead Company and the Council shall be referred to a counsel to be nominated by the President of the Law Society on the application of either party hereto and subject as aforesaid the provisions of the Arbitration Acts 1889 and 1934 or any statutory amendment thereof for the time being in force shall apply to such reference.

In witness whereof the parties hereto have caused their respective common seals to be hereunto affixed the day and year first above written.

The SCHEDULE above referred to.

PARTICULARS OF MORTGAGES.

Date.	Present mortgagees.	Amount.
17th March 1877 ...	Elizabeth Jones ... ..	£700
6th September 1906 ...	Elizabeth Jones ... ..	£500
30th November 1908 ...	James Francis Chadwick Myfanwy Chadwick and Richard Musgrave Chadwick ... ..	£300
30th November 1908 ...	Mary Conway Burton ... ..	£366

THE COMMON SEAL of the Holyhead  
Waterworks Company was hereunto  
affixed in the presence of

O. H. STANLEY  
*Chairman.*

HENRY C. ADAMS  
*Secretary.*

L. S.

THE COMMON SEAL of the county  
council of the administrative county  
of Anglesey was hereunto affixed in  
the presence of

W. J. HUGHES  
R. D. BRIERCLIFFE  
*Two members of the Council.*

WILLIAM JONES  
*Clerk of the Council.*

L. S.

## THE SECOND SCHEDULE.

## PART I.

PROVISIONS OF HOLYHEAD COMPANY'S ENACTMENTS SAVED FROM  
REPEAL.

## Holyhead Waterworks Act 1866—

Section 11 (Not to interfere with springs or take lands of London  
and North Western Railway Company);

Section 32 (Company to supply shipping in Holyhead harbours);

Section 33 (Company not to divert water from Government  
tank).

## Holyhead Water Order 1885—

Article 25 (For protection of London and North Western Railway  
Company) except paragraph (1) thereof;Article 26 (As to pipes crossing the works of a railway or other  
company).

## Holyhead Water Order 1895—

Article 30 (Differences with railway and other companies).

## Holyhead Water Act 1906—

Section 21 (For protection of Lady Margaret Maria Verney);

Section 22 (For the protection of the Anglesey County Council).

## PART II.

## Menai Bridge Urban District Act 1902—

Section 10 (Provisions as to fouling of water).

## THE THIRD SCHEDULE.

PROVISIONS OF LOCAL AUTHORITY (STOCK) REGULATIONS 1934  
APPLIED.

Article of Local Authorities (Stock) Regulations 1934.	Modification.
5 to 7 (inclusive)	—
9 to 13 (inclusive)	—
16 to 19 (inclusive)	—
21 to 23 (inclusive)	—
24	The omission of the words " Unless the local " authority have compounded for stamp duty " and the words " notwithstanding anything in " any resolution of the local authority or in " these regulations."
25 to 31 (inclusive)	—
37 to 40 (inclusive)	—
42	—
43	The omission of paragraphs (a) and (b) and of the words " stock certificate to bearer " in para- graph (c).
44	—
45	The omission of paragraph (1).
The schedule	Only so much as relates to article 44 of the regulations.

## THE FOURTH SCHEDULE.

## PROVISIONS AS TO BONDS.

1. Bonds shall be issued in such amounts in denominations of five pounds and multiples of five pounds and for such periods not being less than seven years as the Council may from time to time determine.

2. (a) Bonds may be issued at such price and at such rates of interest as the Council may from time to time determine Provided that bonds shall not be issued at a price lower than par except with the consent of the Minister.

(b) Bonds shall not be issued of greater aggregate nominal amount than will together produce according to the price of issue the actual amount of money for the time being authorised to be borrowed by the Council.

(c) Where a bond has been issued at a price lower than par so much of the issue as represents the difference between the price of the bond as issued and its nominal value shall be treated as a loan authorised by a statutory borrowing power and repayable out of the county fund and the revenues of the Council on or before the date for repayment specified in the certificate issued in respect of the bond.

3. Bonds shall be repayable at par (unless previously cancelled by purchase in the open market or by agreement with the bondholder) at the offices of the Council at Llangefni on the dates specified in the certificates issued in respect of the bonds and no interest shall be payable thereon in respect of any period after the date on which the bond is repayable.

4.—(1) The county accountant shall keep a register to be called "the register of Anglesey county bonds" of all persons who are holders for the time being of bonds.

(2) The register shall contain the following particulars:—

(a) The name address and description of each holder a statement of the denomination of the bonds held by him the price at which and the periods for which they are issued and the numbers and dates of the certificates issued to him as hereinafter provided;

(b) The date of registration of each holder and the date on which he ceased to be so registered.

(3) The register shall be prima facie evidence of any matter entered therein in accordance with the provisions of this Act and of the title of the persons entered therein as holders of bonds.

5.—(1) The Council shall issue to each holder of a bond a certificate in respect thereof duly numbered and dated and specifying the denomination of the bond and the period for which it is issued.

(2) If a certificate is worn out or damaged the Council on the production thereof may cancel it and issue a new certificate in lieu thereof.

(3) If a certificate is lost or destroyed the Council on proof thereof to their satisfaction and if they so require on receiving an indemnity

against any claims in respect thereof may give a new certificate in lieu of the certificate lost or destroyed.

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—cont.

(4) An entry of the issue of a substituted certificate shall be made in the register.

(5) A certificate shall be in the following form or in a form substantially to the like effect:—

No.

. . . PER CENT. ANGLESEY COUNTY BOND.

This is to certify that

of

is the registered holder of a bond for pounds issued by the county council of the administrative county of Anglesey and repayable at par on the day of one thousand nine hundred and at the shire hall Llangefni.

Signed

County accountant.

Date.

6. The certificate shall be prima facie evidence of the title of the person therein named his executors administrators or assigns to the bond therein specified but the want of a certificate if accounted for to the satisfaction of the Council shall not prevent the holder of the bond from disposing of and transferring the bond.

7.—(1) The transfer of a bond shall be by deed in the following form or in a form substantially to the like effect:—

FORM OF DEED OF TRANSFER.

. . . PER CENT. ANGLESEY COUNTY BOND[S].

I

in consideration of the sum of  
paid by

(hereinafter called "the transferee") do hereby assign and transfer to the transferee:—

To hold unto the transferee his executors administrators and assigns subject to the several conditions on which I held the same immediately before the execution hereof.

And I the transferee do hereby agree to accept and take the said bond[s] subject to the conditions aforesaid.

As witness our hands and seals this day of  
one thousand nine hundred and

(2) A bond may be transferred in whole or in part so however that any part transferred shall not be for an amount other than an amount for which a bond may be issued by the Council.

(3) The deed of transfer shall be delivered to and retained by the Council and the Council shall enter a note thereof in a book to be called "the register of transfers of Anglesey county bonds" and shall endorse on the deed of transfer a notice of that entry.

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—cont.

(4) The Council shall on receipt of the deed of transfer duly executed and properly stamped together with the certificate issued in respect of the bond enter the name of the transferee in the register and shall issue a new certificate or certificates to the transferee or to the transferor and transferee as the case may require.

(5) Until the deed of transfer and the certificate have been delivered to the Council as aforesaid the Council shall not be affected by the transfer and the transferee shall not be entitled to receive any payment of interest on the bond.

8.—(1) Any person becoming entitled to a bond by reason of the death or bankruptcy of a holder or by any lawful means other than a transfer may by the production of such evidence of title as the Council may require either be registered as holder of the bond or instead of being himself registered may make such transfer of the bond as the holder could have made and the Council shall issue a certificate accordingly.

(2) Until such evidence as aforesaid has been produced the Council shall not be affected by the transmission of the bond and no person claiming by virtue thereof shall be entitled to receive any payment of interest thereon.

(3) Where two or more persons are registered as holders of a bond they shall be deemed to be joint holders with right of survivorship between them.

9.—(1) If at any time any interest due on any bonds remains unpaid for two months after demand in writing the persons entitled thereto may apply to the High Court for the appointment of a receiver and the court may if it thinks fit appoint a receiver on such terms as it thinks fit.

(2) The receiver shall have the like power of collecting receiving recovering and applying moneys and of assessing making and recovering all rates for the purpose of obtaining the same as the Council or any other officer thereof would or might have and such other powers and duties as the court thinks fit and shall apply all moneys so collected and received after paying all such costs as the court may direct for the purposes for which he was appointed and shall pay any balance remaining in his hands into the county fund.

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