

[53 & 54 VICT.] *Sutton, Southcoates, and Drypool* [Ch. ccxvii.]
Gas (Electric Lighting) Act, 1890.



CHAPTER ccxvii.

An Act to authorise the Sutton Southcoates and Drypool A.D. 1890.
Gas Company to accept from the mayor aldermen and
burgesses of the borough of Kingston-upon-Hull a
transfer of some of the powers contained in the Kingston-
upon-Hull Electric Lighting Order 1890.

[14th August 1890.]

WHEREAS the Sutton Southcoates and Drypool Gas Company (herein-after called "the Company") were incorporated by the Sutton Southcoates and Drypool Gas Act 1867 and empowered to manufacture and supply gas for all purposes of public and private lighting within part of the borough of Kingston-upon-Hull and of the east riding of the county of York and further powers were conferred on them by the Sutton Southcoates and Drypool Gas Act 1867 Amendment Act 1873:

And whereas the Company have supplied and are now supplying gas on very moderate terms and they are prepared to supply electricity for public and private purposes on terms advantageous to the public if authorised to afford such supply in manner herein-after mentioned:

And whereas the mayor aldermen and burgesses of the borough of Kingston-upon-Hull (herein-after called "the corporation") are the local authority of that borough under the Electric Lighting Acts 1882 and 1888 and the Board of Trade have granted to them the Kingston-upon-Hull Electric Lighting Order 1890:

And whereas it is expedient to authorise the Company to accept from the corporation with the consent of the Board of Trade a transfer of some of the powers contained in the said Order and to exercise the same and to enable the Company to apply a portion of their authorised capital and to borrow money for the purposes of this Act:

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

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

Short title.

1. This Act may be cited as the Sutton Southcoates and Drypool Gas (Electric Lighting) Act 1890.

Power to Company to accept transfer of powers from corporation.

2. In the event of the corporation by virtue of the Kingston-upon-Hull Electric Lighting Order 1890 with the consent of the Board of Trade transferring their powers duties liabilities and works under such Order or any part of them to the Company the Company may accept such transfer and exercise subject to the conditions of such consent such powers and be subject to such duties and liabilities and carry out such works within but not beyond the area in which the Company are now authorised to supply gas within the borough of Kingston-upon-Hull For the purposes of such transfer the Company may appropriate and use any lands now belonging to and held or occupied by them for the purposes of their gas undertaking.

Appropriation of capital.

3. In the event of such transfer as aforesaid the Company may set apart and appropriate so much of their present authorised share and loan capital not yet issued as may be required for the purposes of this Act to an amount not exceeding forty thousand pounds share capital and five thousand pounds loan capital and the sum so set apart and appropriated is herein-after referred to as "the electric lighting capital" and the certificates of all shares and stocks and all mortgages in the electric lighting capital shall be distinguished accordingly and shall contain notice of the provisions of this Act.

Separate accounts to be kept.

4. Separate accounts shall be kept of and applicable to the electric lighting capital and operations of the Company subject to the provisions mutatis mutandis of the Gasworks Clauses Acts 1847 and 1871.

As to dividends on electric lighting capital.

5. The Company and the corporation may with the consent of the Board of Trade as a condition of the transfer by this Act authorised determine and from time to time with the like consent may again determine the rate of dividend or interest to be paid on the electric lighting share capital and whether the same shall be wholly paid out of the revenues derived from electric lighting or

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whether any and if so what part of such dividend or interest may be paid out of the general revenue of the Company. A.D. 1890.

6. Nothing in this Act shall in any way prejudice the right of the corporation themselves to supply or to contract with any other company or person for the supply of electricity within the Company's district of gas supply and except as in this Act is expressly provided nothing in this Act contained shall take away lessen or prejudice any of the rights powers privileges or authorities vested in or exercised or enjoyed by the corporation. Saving
clause for
corporation.

7. The costs charges and expenses of and incident to the preparing for obtaining and passing of this Act and otherwise in relation thereto shall be paid by the Company out of any moneys which they have power to raise or out of their revenues. Costs of Act.

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