



CHAPTER civ.

An Act to confer further powers on the East Grinstead Gas and Water Company and for other purposes. A.D. 1892.

[20th June 1892.]

WHEREAS by the East Grinstead Gas and Water Act 1878 (herein-after called "the Act of 1878") the East Grinstead Gas and Water Company (herein-after called "the Company") were incorporated:

And whereas under the powers conferred upon them by the Act of 1878 the Company are now supplying gas and water within the parish of East Grinstead:

And whereas it is expedient that the Company be authorised to extend their gasworks and to construct additional waterworks and obtain a further supply of water:

And whereas it is expedient that the Company be authorised to raise additional share and loan capital for the purposes of this Act and for the general purposes of their undertaking and that the Act of 1878 be extended and amended:

And whereas plans and sections describing the lines situations and levels of the waterworks authorised by this Act and a book of reference to those plans 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 thereof were duly deposited with the clerk of the peace for the county of Sussex and are in this Act referred to as "the deposited plans sections and book of reference":

And whereas the purposes aforesaid 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

A.D. 1892. — and Commons in this present Parliament assembled and by the authority of the same as follows (that is to say):—

Short title. 1. This Act may be cited as the East Grinstead Gas and Water Act 1892.

Incorporation of general Acts.

2. The Lands Clauses Acts the Gasworks Clauses Act 1847 the Waterworks Clauses Acts 1847 and 1863 except the words in section 44 of the Waterworks Clauses Act 1847 “with the consent “in writing of the owner or reputed owner of any such house or of “the agent of such owner”:

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

The distribution of the capital of the Company into shares;

The transfer or transmission of shares;

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

The forfeiture of shares for nonpayment of calls;

The remedies of creditors of the Company against the shareholders;

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

The conversion of borrowed money into capital;

The consolidation of the shares into stock;

The general meetings of the Company and the exercise of the right of voting by the shareholders;

The making of dividends;

The giving of notices; and

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

And Part I. (relating to cancellation and surrender of shares) Part II. (relating to additional capital) and Part III. (relating to debenture stock) of the Companies Clauses Act 1863 as amended by the Companies Clauses Act 1869 are (except where expressly varied by this Act) incorporated with and form part of this Act.

Interpretation of terms.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith shall have the same respective meanings unless there be something in the subject or context repugnant to such construction and in construing for the purposes of this Act the Acts so incorporated herewith the expression “superior courts” or “court of competent jurisdiction” or any other like expression shall be read and have effect as if the debt or demand in respect of which the

expression is used were a simple contract debt and not a debt or demand created by statute. A.D. 1892.

4. The Company may hold the lands described in the schedule to this Act and may from time to time upon such lands erect construct lay down provide and from time to time maintain alter improve enlarge extend and renew or discontinue gasworks and works for the manufacture and storage of gas and for the manufacture conversion utilisation and distribution of materials used in or residual products resulting from such manufacture together with all necessary retorts gasholders receivers drains sewers mains pipes machinery and other works apparatus and conveniences and do all such acts as they may think proper for making and storing gas and for supplying gas within their limits for the supply of gas and make store and supply gas accordingly and manufacture sell provide supply and deal in lime coke chemicals tar pitch asphaltum ammoniacal liquor and all other products or residuum of any materials employed in or resulting from the manufacture of gas. Power to construct new gasworks.

5. Subject to the provisions of this Act the Company may make and maintain in the lines and according to the levels shown on the deposited plans and sections the following works (that is to say):— Power to make waterworks.

(1.) A tunnel or adit wholly situated in the wood known as Broadstone Warren commencing at a point 11 chains or thereabouts measured in a southerly direction from the butt of the volunteer rifle range which immediately adjoins the northern boundary fence of Broadstone Warren proceeding thence for a distance of 20 chains or thereabouts in a due southerly direction and there terminating:

(2.) An aqueduct conduit or line of pipes commencing at the point of commencement of the tunnel or adit by this Act authorised and terminating at the reservoir by this Act authorised:

(3.) A reservoir and pumping station in the north-west portion of the field numbered 1688 in the said parish of East Grinstead on the Ordnance map scale $\frac{1}{2500}$.

6. Subject to the provisions and for the purposes of this Act the Company may enter upon take and use all or any of the lands defined on the deposited plans and described in the deposited books of reference but the Company shall not permanently acquire any greater estate or interest in or over the common lands known as Ashdown Forest shown on the said plans than a right or easement of using the same for constructing laying down and maintaining the aqueduct conduit or line of pipes herein-before described across such Power to take lands by compulsion.

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common lands in manner shown on those plans and the Company may purchase and the owners of and other persons interested in such lands shall sell to the Company such right or easement and the provisions of the Lands Clauses Acts with respect to the purchase of lands shall extend and apply to the purchase of such easement or right.

For protection of Ashdown Forest common lands.

7. Notwithstanding anything in this Act the Company in constructing the portion of the aqueduct which crosses the common lands known as Ashdown Forest shall not deviate upwards from the levels shown on the deposited sections and shall restore the surface of the ground above the said aqueduct and shall during the construction thereof properly guard all temporary excavations so as to prevent accidents to cattle.

Lateral and vertical deviation.

8. In making the waterworks by this Act authorised and shown on the deposited plans the Company may deviate laterally from the lines thereof shown on those plans to any extent within the limits of deviation shown thereon and may also deviate from the levels of such works as delineated on the deposited sections to any extent not exceeding three feet upwards and five feet downwards Provided that the Company shall not in the exercise of the powers of lateral deviation hereby conferred upon them construct any embankment or retaining wall of the reservoir herein-before described and authorised by this Act of greater height above the general surface of the ground than the height of the corresponding embankment or wall shown on the deposited section.

Power to make incidental and distributing works.

9. The Company may also on any lands shown on the deposited plans make and maintain all proper and necessary filtering beds tanks gauges pipes drains sluices catchpits conduits culverts channels wells cuts adits tunnels roads approaches apparatus engines pumps machinery works and conveniences in connexion with the works herein-before described or which may be necessary or convenient to be made on such lands for the purpose of obtaining storing and distributing water.

Power to take and appropriate water.

10. The Company may collect take and use all or any of the underground springs and waters which can or may be collected or taken by means of the waterworks by this Act authorised or which may be found in or near the site of such works or in or under any lands for the time being of the Company.

Period for compulsory purchase of lands.

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

12. The Company may in addition to the lands now belonging to them or which they are by this Act authorised to purchase compulsorily for any of the purposes of their undertaking from time to time by agreement purchase or take any additional quantity of land not exceeding in the whole six acres or any easement or right (not being an easement or right of water) in or over such additional lands or otherwise which they may from time to time think requisite for any of the purposes of their undertaking and may thereon execute for the purposes of and in connexion with the undertaking any of the works mentioned in section 12 of the Waterworks Clauses Act 1847. Provided that the Company shall not on any such lands create or permit any nuisance or erect or authorise or permit the erection thereon (so long as the same are held by them) of any buildings other than buildings connected with or necessary for their undertaking and no such lands shall be used by the Company for the purpose of manufacturing gas or residual products.

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Power to
acquire
additional
lands by
agreement.

13. Nothing in this Act shall authorise the Company to purchase or acquire in any city borough or other urban sanitary district or in any parish or part of a parish not being within an urban sanitary district ten or more houses which after the passing of this Act have been or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers. For the purpose of this section the expression "labouring class" means and includes mechanics artisans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any such persons who may be residing with them.

Restriction
on taking
houses of
labouring
class.

14. If the works authorised by this Act and shown on the deposited plans are not completed within five years from the passing of this Act then on the expiration of such period the powers by this Act granted to the Company for executing the same or in relation thereto shall cease except as to so much thereof as is then completed but nothing herein shall restrict the Company from extending enlarging altering or renewing any of their engines machinery mains or pipes cuts adits tunnels or other incidental works or from exercising any of the powers with respect to the construction of works conferred upon them by the Acts incorporated with this Act from time to time as occasion requires.

Period for
completion
of works.

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Power to
take ease-
ments &c.
by agree-
ment.

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

Power to
raise
additional
capital.

16. The Company may apply to the purposes of this Act to which capital is properly applicable any moneys they may have already raised or are authorised to raise and may from time to time raise (in addition to any capital which they may have at present power to raise) additional capital to such nominal amount as shall be sufficient to produce including the premiums if any which may be obtained on the sale thereof the sum of forty thousand pounds by the creation and issue of new ordinary shares or stock or new preference shares or stock or wholly or partly by one or more of those modes respectively but the Company shall not issue any share of less nominal value than ten pounds nor shall any such share or stock vest in the person or corporation accepting the same unless and until the full nominal amount of such share or stock (if such share or stock shall be issued at or above par) together with any premium obtained upon the sale thereof shall have been paid in respect thereof Provided that the Company shall not create a greater amount than twenty thousand pounds (nominal value) of such additional capital as preference capital.

Privileges
&c. of the
holders of
additional
capital.

17. The additional capital from time to time raised by the Company under this Act by shares or stock shall be part of the general capital of the Company and save as otherwise provided in respect of such capital by this Act the holders of shares or stock in such additional capital shall be entitled to the like rights of voting and other rights qualifications and privileges in proportion to the amount of their shares or stock from time to time paid up and be subject to the like provisions forfeitures and liabilities as the holders of shares or stock in the present capital of the Company Provided that except as otherwise expressly provided by the resolution creating the same no person shall be entitled to vote in respect of any new shares or stock to which a preferential dividend shall be assigned.

Limit of
profit on
additional
capital.

18. The Company shall not in any one year pay out of their profits any larger dividend on the additional capital to be raised

under the powers of this Act than seven pounds in respect of every one hundred pounds actually paid up of such capital as shall be issued as ordinary capital and six pounds in respect of every one hundred pounds actually paid up of such capital as shall be issued as preference capital. A.D. 1892.

19. In case in any half year the net revenues of the Company applicable to dividend shall be insufficient to pay the full amount of the prescribed maximum rates of dividend on each class of ordinary stock or shares in the capital of the Company a proportionate reduction shall be made in the dividend of each class. Dividends on different classes of ordinary capital to be paid proportionately,

20. Notwithstanding anything in this Act contained the Company shall when any shares or stock created under the powers of this Act are to be issued and before offering the same to the holder of any other shares or stock in the Company and whether the ordinary shares or ordinary stock of the Company are or is at a premium or not offer the same for sale by public auction or by tender in such manner at such times and subject to such conditions of sale as the Company shall from time to time determine Provided that at any such sale no single lot shall comprise more than one hundred pounds nominal value of shares or stock and that the reserved price put upon such shares or stock shall not be less than the nominal amount thereof and notice of the amount of such reserved price put upon such shares or stock shall be sent by the Company in a sealed letter to the Board of Trade not less than twenty-four hours before the day of auction or the last day for the reception of tenders as the case may be and such letter may be opened after such day of auction or last day for the reception of tenders and not sooner And provided that no priority of bid or tender shall be allowed to any holder of shares or stock in the Company except that if any bid or offer by tender of any holder or holders of shares or stock in the Company be the same in amount as any bid or offer made by any other person the bid or offer of such holder or holders of shares or stock shall be accepted in preference. New shares or stock to be offered by auction or tender

21. It shall be one of the conditions of any sale of shares or stock under this Act that the whole nominal amount thereof together with any premiums given by any purchaser at such sale shall be paid to the Company within three months after such sale. Purchase money of capital sold by auction to be paid within three months.

22. The intention to sell any such shares or stock by auction or by tender shall be communicated in writing to the clerk to the East Grinstead Local Board and the clerk to the guardians of the As to notice to be given as to sale

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—
&c. of
shares or
stock.

East Grinstead Union and to the secretary of the Committee of the London Stock Exchange at least twenty-eight days before the day of auction or the last day for the reception of tenders as the case may be and notice of such intention shall be duly advertised once in each of two consecutive weeks in one or more local newspapers circulating within the parish of East Grinstead.

Shares or
stock not
sold by
auction or
by tender
to be offered
to share or
stock
holders.

23. When any shares or stock created under the powers of this Act have been offered for sale by auction or tender and not sold the same shall be offered at the reserved price put upon the same respectively for the purpose of sale by auction or tender to the holders of ordinary shares or ordinary stock of the Company in manner provided by the Companies Clauses Act 1863 Provided always that any shares or stock so offered and not accepted within the time prescribed by the said Act shall again be offered for sale by public auction or by tender in the manner and subject to the provisions of this Act with respect to the sale of shares and stock created under the powers of this Act Except that the reserve price put upon such shares or stock may upon such second sale (if the directors of the Company think fit) be less than the nominal amount thereof and the provisions of this section with respect to the offer of any shares or stock not sold by auction or tender to the holders of ordinary shares or stock of the Company shall apply to any shares or stock not sold at such second sale and so from time to time.

Application
of premium
arising on
issue of
shares or
stock.

24. Any sum of money which shall arise from the issue of any such shares or stock by way of premium after deducting therefrom the expenses of and incident to such issue shall not be considered as profits of the Company but shall be expended in extending or improving the works of the Company or in paying off money borrowed or owing on mortgage or any debenture stock issued by the Company and shall not be considered as part of the capital of the Company entitled to dividend.

Power to
borrow.

25. The Company may from time to time subject to the provisions of this Act borrow on mortgage of the undertaking any sum or sums not exceeding in the whole one-fourth part of the amount of the additional capital by this Act authorised to be raised and at the time actually issued by shares or stock but no part thereof shall be borrowed until the whole of the shares or stock at the time issued together with the premium (if any) realised on the sale thereof shall have been fully paid up and the Company have proved to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act 1845 before he so certifies that

such shares and stock and premium (if any) have been issued and fully paid up and upon production to such justice of the books of the Company and of such other evidence as he shall think sufficient he shall grant a certificate that the proof aforesaid has been given which certificate shall be sufficient evidence thereof.

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26. Section 45 of the Act of 1878 (for appointment of a receiver) is hereby repealed but without prejudice to any appointment heretofore made or to any proceedings pending at the passing of this Act and in lieu thereof the mortgagees of the Company may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver. And in order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than one thousand pounds in the whole.

Appointment
of
receiver.

27. The Company shall not have power to raise the money by this Act authorised to be borrowed on mortgage or by the issue of debenture stock or any part thereof by the creation of shares or stock instead of borrowing or to convert into share capital any money borrowed under the provisions of this Act unless in either case all dividends upon the shares or stock whether ordinary or preferential are limited to a rate not exceeding five pounds per centum per annum.

As to con-
version of
borrowed
money into
capital.

28. The Company may create and issue debenture stock subject to the provisions of Part III. of the Companies Clauses Act 1863 but notwithstanding anything therein contained the interest of all debenture stock and of all mortgages at any time after the passing of this Act created and issued or granted by the Company under the Act of 1878 or this or any subsequent Act shall subject to the provisions of any subsequent Act rank *pari passu* (without respect to the dates of the securities or of the Acts of Parliament or resolutions by which the stock and mortgages were authorised) and shall have priority over all principal moneys secured by such mortgages. Notice of the effect of this enactment shall be endorsed on all mortgages and certificates of debenture stock.

Debenture
stock.

29. All mortgages granted by the Company under the powers of the Act of 1878 before the passing of this Act and subsisting at the passing hereof shall during the continuance of such mortgages have priority over any mortgages granted or debenture stock issued by virtue of this Act.

Priority of
existing
mortgages.

30. All money to be raised by the Company under the provisions of this Act on mortgage or by the issue of debenture stock

Priority of
mortgages

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and debenture stock over other debts.

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

Application of moneys.

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

Power to lay pipes in streets not dedicated to public use.

32. The Company may upon the application of the owner or occupier of any premises abutting on or being erected in any street or road laid out or made but not dedicated to public use supply such premises with water or gas and may lay and from time to time take up alter relay or renew in across or along such street or road such pipes as may be requisite or proper for the furnishing such supply and the provisions of the Waterworks Clauses Act 1847 and of the Gasworks Clauses Act 1847 respectively with respect to the breaking up of streets for the purpose of laying pipes and for the protection of pipes when laid so far as they are respectively applicable for the purpose of this section shall extend and apply *mutatis mutandis* to and for the purposes thereof.

Power to erect &c. cottages for officers and servants.

33. The Company may from time to time on any land for the time being belonging to them erect fit up maintain and let houses cottages and buildings for any officers and servants employed by the Company for the purposes of their undertaking.

When several houses supplied with water by one pipe each to pay.

34. When several houses or parts of houses in the occupation of several persons are supplied with water by one common pipe the several owners or occupiers of such houses or parts of houses shall be liable to the payment of the same rates for the supply of water as they would have been liable to if each of such several houses or parts of houses had been separately supplied with water from the works of the Company by a distinct pipe.

Supply of water to tenements in a row.

35. Where there is a pair of tenements or there are several tenements in a row or group no tenant or occupier of any one of the tenements nor any person on his behalf shall take or use the

water laid on by the Company to any other of such tenements unless such tenant or occupier be in respect of the tenement so occupied by him rated for a supply of water.

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36. For preventing waste misuse undue consumption or contamination of the water of the Company the following provisions shall have effect (that is to say) :—

Regulations for preventing waste of water.

- (1.) The Company may from time to time make regulations for the purpose of preventing the waste undue consumption or misuse or contamination of water and may by such regulations prescribe the size make nature materials workmanship and strength and the mode of arrangement connexion disconnexion alteration and repair of the pipes meters cocks ferrules valves soil-pans waterclosets baths tanks cisterns and other apparatus fittings means contrivances receptacles or appliances whatsoever to be used and forbid any arrangements and the use of the several things before mentioned or any or either of them which may allow or tend to waste or undue consumption misuse erroneous measurement or contamination :
- (2.) No such regulations shall be of any force or effect except within the district in which the Company is bound to give and does give or is prepared to give a constant supply or unless and until the same shall have been submitted to and confirmed by the Local Government Board who are hereby empowered to confirm the same :
- (3.) No such regulations shall be confirmed until after the expiration of one month after notice in writing to submit the same for confirmation together with a copy of the proposed regulations shall have been given by or on behalf of the Company to the East Grinstead Local Board and the guardians of the poor of the East Grinstead Union who may within the said period of one month make such representations to the Local Government Board as they see fit :
- (4.) A copy of all such regulations in force for the time being shall be kept at the office of the Company and all persons may at all reasonable times inspect such copy without payment and the Company shall cause to be delivered a printed copy of all regulations for the time being in force to every person applying for the same on payment of a sum not exceeding twopence for each copy :
- (5.) A printed copy of any such regulations dated and purporting to have been made as aforesaid and to be sealed with the seal of the Company and to have been confirmed by the Local

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Government Board shall be evidence until the contrary be proved in all legal proceedings of the due making confirmation publication and existence of such regulations without further or other proof :

(6.) In case of failure of any person to observe such regulations as are for the time being in force the Company may if they think fit after twenty-four hours notice in writing enter and by and under the direction of their duly authorised officer repair replace or alter any pipe meter valve cock ferrule tank cistern bath soil-pan watercloset or other apparatus means contrivance or receptacle fittings or appliances belonging to or used by such person and the expense of every such repair replacement or alteration shall be repaid to the Company by the person on whose credit the water is supplied and may be recovered by them as water rent is recoverable :

(7.) Any person who shall offend against any such regulations shall (without prejudice to any other right or remedy for the protection of the Company or punishment of the offender) be liable to a penalty not exceeding five pounds for each offence and to a further daily penalty not exceeding forty shillings for each day or part of a day whereon such offence shall occur after conviction thereof and the Company may in addition thereto recover the amount of any damages sustained by them.

Power to
supply gas
fittings &c.
for heating
and other
purposes.

37. The Company as they from time to time think fit may manufacture purchase provide supply sell let for hire use and otherwise deal in fit up alter repair remove and refix fittings engines stoves ranges pipes and other apparatus and appliances for lighting for motive power for the warming and ventilating of houses and buildings the cooking of food and for all other purposes for which gas can or may be used and may provide all materials and do all works necessary or proper in that behalf Any such letting for hire may be for such rent or remuneration in money and on such terms with respect to the repair of articles and fittings let and for securing the safety and return to the Company of such articles and fittings and otherwise as may be agreed upon between the Company and the persons to or for whom the same are sold supplied let fixed up altered or removed and the Company may supply gas for heating cooking motive power warming ventilating and other purposes and for the particular requirements of any trade industry manufacture or business and may do all things needful therefor on such terms and conditions in all respects as may be agreed on between the Company and the party to whom such supply shall be given.

38. The Company if they think fit may under the provisions of the Electric Lighting Acts 1882 and 1888 or any other Act for the time being in force with respect to the supply of electricity make application for a provisional order or license to produce and supply electricity for public and private purposes and if such provisional order or license be obtained may produce and within the limits authorised by such provisional order or license supply electricity for public and private purposes and construct and acquire such works patented or protected processes inventions licenses rights machinery apparatus methods materials and things and enter into such contracts and generally do all such acts and things as may be necessary and incidental to such production and supply and any moneys raised under this Act may be employed for the foregoing purposes including the defraying of the costs of any such application as aforesaid but nothing in this section shall empower the Company to create or permit any nuisance or be deemed to confer upon the Company any prior claim to supply electricity within the district of the East Grinstead Local Board.

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Powers
as to
electricity.

39. Section 75 of the Act of 1878 is hereby repealed and the Company may supply water by measure either for domestic or other purposes and may from time to time enter into agreements in that behalf Provided that any such supply for other than domestic purposes shall be discontinued if and so long as the affording of such supply would prevent the Company from giving a full and sufficient supply for domestic purposes.

Repeal of
section 75
of the Act
of 1878.

40. Section 60 of the Act of 1878 is hereby repealed and from and after the passing of this Act the prescribed number of candles shall be fifteen.

Quality of
gas.

41. Where the Company deem it necessary so to do they may require prepayment for gas required to be supplied for a period of six months or any shorter period and in such case may refuse to supply gas unless the estimated cost thereof for such period as the Company may from time to time fix be prepaid and at the end of each such period the Company shall be paid or shall repay any excess or deficiency of money actually payable for gas so supplied and the Company shall pay or allow interest after the rate of not less than four pounds per centum per annum on every sum of ten shillings so prepaid during each such period as aforesaid.

Prepay-
ment of
gas rates
in certain
cases.

42. If a person requiring a supply of gas from the Company has previously quitted premises at which gas was supplied to him by them without paying to them all gas meter rent or other moneys

Power to
refuse to
supply per-
sons in debt

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for other
property.
Period of
error in
defective
meters.

due from him to the Company they may refuse to furnish to him a supply of gas until he pay the same.

43. In the event of any meter used by a consumer of gas being tested in manner provided by the Act passed in the session of Parliament held in the twenty-second and twenty-third year of the reign of Her present Majesty intituled "An Act for regulating measures used in sales of gas" and being proved to register erroneously within the meaning of the said Act such erroneous registration shall be deemed to have arisen only during the current quarter of the year in which the said meter shall be so tested unless the contrary shall be proved to the satisfaction of the inspector testing the said meter under the said Act.

The amount of the allowance to be made to or of the surcharge to be made upon the consumer by the Company in pursuance of the certificate of the inspector shall be paid by or to the Company to or by the consumer as the case may be and shall be recoverable in any court of competent jurisdiction for the recovery of debts of like amount.

Form and
service of
notices by
Company.

44. Any notice to be served by the Company on a person supplied with water or gas may be in writing and shall be sufficiently authenticated in the case of a notice served by the Company by the name of the secretary to the Company or if it be a notice to pay any charge in respect of a supply of water or gas by the name of the secretary or of any collector of the Company being affixed thereto or by a stamp and may be served in manner provided by section 45 of the Gasworks Clauses Act 1871.

Expenses
of Act.

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

SCHEDULE referred to in the foregoing Act.

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Lands in the parish of East Grinstead and county of Sussex containing one acre and two roods or thereabouts adjoining the northern side of the existing gasworks and lands of the Company and bounded on the west by the railway of the London Brighton and South Coast Railway Company on the north by lands belonging or reputed to belong to the trustees of the late Edward Steer and to Edward Lawton Hannam respectively and on the east by the existing waterworks property of the Company.

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