

**CHAPTER ccxxxiii.**

An Act to empower the Chelsea Electricity Supply Company Limited to acquire lands and erect generating stations and for other purposes. [12th August 1898.] A.D. 1898.

WHEREAS the Chelsea Electricity Supply Company Limited (herein-after called "the Company") are by the Chelsea Electric Lighting Order 1886 authorised to supply electricity within the portion of the parish of Saint Luke Chelsea in the county of London described in the Schedules A and B to that Order annexed and under the provisions of that Order are now supplying electricity accordingly :

And whereas the demand for electricity within the district of supply of the Company has largely increased and is increasing :

And whereas the Company have acquired certain properties in the parish of Saint Luke Chelsea aforesaid abutting upon Flood Street and Manor Street and have thereon erected works for generating electricity and have also acquired other properties or interests in other properties within the said parish for the purpose of their undertaking :

And whereas in order to enable the Company to meet the increasing demand for electricity within their district it is essential that their works be extended and enlarged and it is expedient that power be conferred upon the Company to purchase and acquire the lands described in the schedule to this Act and thereon to erect generating and transforming stations :

And whereas a plan showing the lands which may be compulsorily taken under the powers of this Act and a book of reference to such plan containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of such lands were duly deposited with the clerk of the peace for the county of London and are herein-after referred to as the deposited plan and book of reference :

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

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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 Chelsea Electricity Supply Company's Act 1898.

Incorporation of Lands Clauses Acts.

2. The Lands Clauses Acts are except where expressly varied by this Act incorporated with and form part of this Act.

Interpretation.

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.

Power to take lands and erect generating stations thereon.

4. The Company may enter upon take hold and use the lands delineated on the deposited plan and described in the deposited book of reference and in the schedule to this Act annexed and may thereon or on any part thereof erect maintain work and use a station or stations for generating transforming and distributing electrical energy with all necessary dynamos batteries accumulators engines plant machinery works and conveniences for that purpose and may on such lands generate transform and distribute such energy accordingly for the purpose of supply within their area of supply as for the time being existing:

Provided that the Company shall not use the lands fourthly described in the said schedule for a generating station or for the erection of machinery having reciprocating parts.

Reserving rights to compensation of persons whose lands already acquired.

5. Persons from whom the Company have prior to the passing of this Act acquired the fee simple of any of the lands described in the schedule to this Act shall have the same right to compensation for the injuriously affecting of other lands belonging to them as they would have been entitled to if the lands so acquired had been acquired under the powers of this Act.

For protection of Chelsea Vestry.

6. For the protection of the vestry of the parish of Chelsea (herein-after called "the vestry") the following provisions shall unless otherwise agreed between the vestry and the Company have effect (that is to say):—

(1) Notwithstanding anything in this Act or shown on the deposited plans the Company shall not acquire compulsorily the interest of the vestry in any portion of the lands coloured blue on the plan signed by Thomas Holland on behalf of the vestry and Frank King on behalf of the Company:

(2) The vestry shall on being required so to do by the Company sell to the Company their interest in the lands coloured red on the said plan and shall make no claim for compensation in respect of the severance of the said lands coloured blue from the said lands coloured red. A.D. 1898.

7. Nothing in this Act shall be deemed to exempt the Company or any buildings on the lands by this Act authorised to be acquired by the Company from any of the provisions of the Metropolis Management Acts for the time being in force or from any of the provisions of the London Building Act 1894 and any Act amending the same. Company not exempt from provisions of Metropolis Management Acts and London Building Act.

8. Nothing in this Act shall affect the powers given to the London County Council as successors of the Metropolitan Board of Works under the Chelsea Electric Lighting Order 1886. Act not to affect rights of County Council.

9.—(1) The Company shall not under the powers of this Act purchase or acquire in any parish in the administrative county of London twenty or more houses which on the fifteenth day of December last were or have been since that day or shall hereafter be occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers unless and until— Restrictions as to houses of the labouring class.

(A) They shall have obtained the approval of the Secretary of State for the Home Department to a scheme for providing new dwellings for such number of persons as were residing in such houses on the fifteenth day of December last or for such number of persons as the said Secretary of State shall after inquiry deem necessary having regard to the number of persons on or after that date residing in such houses and working within one mile therefrom and to the amount of vacant suitable accommodation in the immediate neighbourhood of such houses or to the place of employment of such persons and to all the circumstances of the case; and

(B) They shall have given security to the satisfaction of the said Secretary of State for the carrying out of the scheme.

(2) The approval of the said Secretary of State to any scheme under this section may be given either absolutely or conditionally and after the said Secretary of State has approved of any such scheme he may from time to time approve either absolutely or conditionally of any modifications in the scheme.

(3) Every scheme under this section shall contain provisions prescribing the time within which it shall be carried out and shall require the new dwellings proposed to be provided under the

A.D. 1898. — scheme to be completed fit for occupation before the persons residing in the houses in respect of which the scheme is made are displaced :

Provided that the said Secretary of State may dispense with the last-mentioned requirement subject to such conditions (if any) as he may see fit.

(4) Any provisions of any scheme under this section or any conditions subject to which the said Secretary of State may have approved of any scheme or of any modifications of any scheme or subject to which he may have dispensed with the above-mentioned requirement shall be enforceable by a writ of Mandamus to be obtained by the said Secretary of State out of the High Court.

(5) If the Company acquire or appropriate any house or houses under the powers by this Act granted in contravention of the foregoing provisions or displace or cause to be displaced the persons residing in any house or houses in contravention of the requirements of the scheme they shall be liable to a penalty of five hundred pounds in respect of every such house which penalty shall be recoverable by the said Secretary of State by action in the High Court and shall be carried to and form part of the Consolidated Fund of the United Kingdom. Provided that the Court may if it think fit reduce such penalty.

(6) For the purpose of carrying out any scheme under this section the Company may appropriate any lands for the time being belonging to them or which they have power to acquire and may purchase such further lands as they may require.

(7) The Company may on any lands belonging to them or purchased or acquired under this section erect such dwellings for persons of the labouring class as may be necessary for the purpose of any scheme under this section and may sell demise or let or otherwise dispose of such dwellings and any lands purchased or acquired as aforesaid and may apply for the purposes of this section to which capital is properly applicable or any of such purposes any moneys being in their hands or which they have power to raise :

Provided that all lands on which any buildings have been erected or provided by the Company in pursuance of any scheme under this section shall for a period of twenty-five years from the date of such scheme be appropriated for the purpose of such dwellings and every conveyance demise or lease of such lands and buildings shall be endorsed with notice of this enactment :

Provided also that the said Secretary of State may at any time dispense with all or any of the requirements of this subsection subject to such conditions (if any) as he may see fit.

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(8) All buildings erected or provided by the Company for the purpose of any scheme under this section shall be subject to the provisions of the London Building Act 1894 and the Metropolis Management Act 1855 and any Act or Acts amending those Acts respectively.

(9) The said Secretary of State may direct any inquiries to be held which he may deem necessary in relation to any scheme under this section and for giving effect to any of the provisions of this section and may appoint or employ inspectors and the inspectors so appointed or employed shall for the purposes of any such inquiry have all such powers as the inspectors of the Local Government Board have for the purposes of inquiries by that Board under the Public Health Act 1875.

(10) The Company shall pay to the said Secretary of State any expenses incurred by him in relation to any inquiries under this section including the expenses of any witnesses summoned by the inspector and a reasonable sum to be fixed by the said Secretary of State for the services of such inspector.

(11) For the purposes of this section the expression "labouring class" means 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 of such persons who may be residing with them.

10. The Company shall not use the lands and tenements Nos. 41 to 60 Rossetti Gardens Mansions purchased by them of Mr. H. Cholmondeley Pennell for any of the purposes of the section of this Act whereof the marginal note is "Restrictions as to houses of the labouring class."

For protection of Mr. H. Cholmondeley Pennell.

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

Power to take easements &c. by agreement.

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Company's Act, 1898.

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Period for
compulsory
purchase of
lands.

12. The powers by this Act conferred upon the Company for the compulsory purchase of lands shall cease after the expiration of three years after the passing of this Act.

Application
of funds.

13. The Company may for any of the purposes of this Act to which capital is properly applicable from time to time apply any moneys for the time being in their hands or which they for the time being have power to raise.

Expenses of
Act.

14. The costs charges and expenses preliminary to and of and incidental to the preparing of and applying for and the obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company.

The SCHEDULE referred to in the foregoing Act. A.D. 1898.

1. (A) Lands houses and buildings lying between Flood Street and Manor Street which lands houses and buildings are bounded on the south by the yard at the back of the houses on the north side of St. Loo Avenue known as Rossetti Gardens Mansions and by the strip of vacant land on the north side of St. Loo Avenue extending from Rossetti Gardens Mansions to Manor Street and are bounded on the north by Alpha Place and also (B) the lands houses and buildings lying between Flood Street on the east Alpha Place on the south Manor Street on the west and Collingwood Street on the north.

2. Certain houses buildings and premises on the southern side of Milner Street at and near its western end and respectively numbered 2 4 and 6 in that street.

3. The lands houses and buildings in the north-east corner of Carlyle Square numbered respectively 19 and 20 in that square with the garden ground yards passages and forecourts adjoining and surrounding the above premises on three sides thereof.

4. The houses on the westernmost side of Slaidburn Street respectively numbered 53 54 and 55 in that street.

Printed by EYRE and SPOTTISWOODE,

FOR

T. DISBY FIGOTT, Esq., C.B., the Queen's Printer of Acts of Parliament.

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