



CHAPTER c.

An Act to empower the South Suburban Gas Company to acquire lands and construct works at Erith and for other purposes. A.D. 1914.
[31st July 1914.]

WHEREAS the South Suburban Gas Company (hereinafter referred to as "the Company") acquired by virtue of the South Suburban Gas Act 1912 (hereinafter referred to as "the Act of 1912") the undertaking of the West Kent Gas Company whose area of supply comprised the parishes of Bexley Crayford Erith and East Wickham in the county of Kent: 2 & 3 Geo. 5.
c. xc. 4

And whereas the works of the Company other than the works at Erith formerly belonging to the said West Kent Gas Company are situate in localities not admitting of the delivery thereto by water carriage of coal and other materials and the said works at Erith though admitting of such delivery are not of an area or capacity suitable for economic development for the purposes of the Company:

And whereas it is expedient in the interests of the consumers of gas supplied by the Company as well as of the Company that the Company should be empowered to acquire the lands adjoining the River Thames described in this Act for the purpose of erecting thereon works for the manufacture and storage of gas and the manufacture and conversion of residual products and that the Company should be empowered to construct the wharf jetty and railway siding authorised by this Act with the object of securing the economical delivery at such works of water-borne coal and other materials and the economical despatch from such works of coke and other residual products and that the Company should be authorised to sell and dispose of the said works at Erith and the site thereof:

A.D. 1914.

And whereas the Company have created and issued five per centum debenture stock to the nominal amount of one hundred and seventeen thousand and fifty-eight pounds:

And whereas by virtue of the Act of 1912 there were created four per centum debenture stock to the nominal amount of fifteen thousand pounds and three and a half per centum debenture stock to the nominal amount of fifty-five thousand pounds and such debenture stocks were pursuant to the said Act issued to holders of debenture stocks of the Bromley and Crays Gas Company (whose undertaking was also acquired by the Company by virtue of the Act of 1912) in exchange for such last-mentioned debenture stocks:

And whereas it was provided by the Act of 1912 that interest on the said four per centum debenture stock and three and a half per centum debenture stock should rank *pari passu inter se* and (in all respects save as to the rate of such interest) *pari passu* with the interest on all debenture stock of the Company issued or to be issued under the provisions of the Acts relating to the Company as if all such respective debenture stocks had been issued by the Company under the Act of 1912:

And whereas it is expedient that the said four per centum debenture stock and three and a half per centum debenture stock of the Company should be converted into five per centum debenture stock to the intent that all the debenture stock of the Company shall form one and the same class and bear an uniform rate of interest:

And whereas it is expedient that the limits of supply of the Company should be extended by the addition thereto of part of the parish of Shoreham in the rural district of Sevenoaks in the county of Kent:

And whereas it is expedient that such further powers should be conferred upon the Company and that such further provisions should be made as are contained in this Act:

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

And whereas plans and sections showing the lines and levels of the works authorised by this Act and plans showing the lands required or which may be taken for the purposes or under the powers of this Act and also a book of reference to such plans containing the names of the owners and lessees or reputed owners

and lessees and of the occupiers of the said lands were duly deposited with the clerk of the peace for the county of Kent and are in this Act respectively referred to as the deposited plans sections and book of reference: A.D. 1914.

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.

INTRODUCTORY.

1. This Act may be cited as the South Suburban Gas Act 1914. Short title.

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

Act divided into Parts.

Part I.—Introductory.

Part II.—Construction of Works.

Part III.—Powers with reference to Lands.

Part IV.—Extension of Limits of Supply.

Part V.—Conversion of Debenture Stocks.

Part VI.—Miscellaneous Provisions.

3. The following Acts and parts of Acts are (except so far as the same are expressly varied by or are inconsistent with the provisions of this Act) incorporated with and form part of this Act (namely):— Incorporation of general Acts.

The Lands Clauses Acts;

The Railways Clauses Consolidation Act 1845;

Part I. (Construction of a railway) of the Railways Clauses Act 1863; and

Sections 14 15 28 99 and 100 of the Harbours Docks and Piers Clauses Act 1847 and the provisions of that Act with respect to the construction of the harbour dock or pier and with respect to the construction of warehouses wharfs and other conveniences (except section 22 of that Act):

Provided that for the purposes of the said Railways Clauses Consolidation Act as applying to the works by this Act authorised such works shall be deemed to be the railway and the centre lines

A.D. 1914. of the said works shown on the deposited plans shall respectively be deemed to be the centre of the railway :

Provided also that in construing section 14 of the Harbours Docks and Piers Clauses Act 1847 the words "take any rates in respect" shall for the purposes of this Act mean "use or enter into any agreement or arrangement for the use" and that in construing section 28 of the same Act the expressions "packet-boat" and "post-office packet" shall mean respectively a vessel employed by or under the Post Office or the Admiralty for the conveyance under contract of postal packets as defined by the Post Office Act 1908 and the expression "post office bag of letters" shall mean a mail bag as defined by the same Act but nothing in the said section or in this Act shall extend to exempt from rates or duties any such vessel as aforesaid if she also conveys passengers live stock or goods for hire.

Interpreta-
tion.

4. In this Act—

The several words and expressions to which meanings are assigned by the Acts wholly or partly incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction ;

The expression "the Company" means the South Suburban Gas Company ;

The expressions "the wharf" "the jetty" and "the railway siding" mean respectively the wharf landing staeg or river wall the jetty and the railway siding by this Act authorised ;

The expression "the Act of 1912" means the South Suburban Gas Act 1912 ;

The expression "the added area" means the portion of the parish of Shoreham by this Act added to the area of supply of the Company ;

"The signed plan" means the plan referred to in the section of this Act of which the marginal note is "As to construction of wharf."

PART II.

CONSTRUCTION OF WORKS.

Power to
make works.

5. Subject to the provisions of this Act the Company may in the parish and urban district of Erith in the county of Kent make and maintain in the lines and situations and upon the

lands delineated upon the deposited plans and described in the deposited book of reference and according to the levels shown on the deposited sections the works hereinafter described (that is to say):—

A.D. 1914.

A wharf landing stage or river wall (Work No. 1) on the southern bank of the River Thames commencing at the point at which the river wall forming the northern boundary of the enclosure numbered 296 in the said parish of Erith on the $\frac{1}{2500}$ scale Ordnance map (edition of 1909) Kent Sheet II. 4 joins the wall forming the eastern boundary of the enclosure numbered on the said Ordnance map 254 in the said parish and terminating at a point 1 chain or thereabouts eastward of the western side of the river wall forming the northern boundary of the enclosure comprising part of the Belvedere Fish Guano Works and numbered on the said Ordnance map 300 in the said parish and 9 chains or thereabouts north-westward of the south-western corner of the main building of the said works :

A jetty (Work No. 2) commencing on the wharf at a point $2\frac{1}{2}$ chains or thereabouts westward of the termination of the wharf and $11\frac{1}{4}$ chains or thereabouts north-westward of the said south-western corner of the main building of the Belvedere Fish Guano Works and terminating in the River Thames at a point $6\frac{3}{4}$ chains or thereabouts north-westward of the point of commencement of the jetty and 18 chains or thereabouts north-westward of the said south-western corner of the main building of the Belvedere Fish Guano Works :

A railway siding (Work No. 3) commencing on the jetty at the point of termination thereof and terminating by a junction with the North Kent Line of the South Eastern Railway Company at a point $9\frac{3}{4}$ chains or thereabouts westward of the signal box at the Belvedere Station on the said line.

6. Subject to the provisions of this Act the Company may for the purposes of or in connection with the railway siding make and maintain all necessary and proper bridges subways sidings rails junctions turntables approaches signals works apparatus and conveniences and may for the purposes of or in connection with the wharf and the jetty and the construction maintenance repair

Subsidiary works in connection with railway siding wharf and jetty.

A.D. 1914.

and user thereof construct and place from time to time and maintain temporarily or otherwise and use all such entrances cuts channels dams slips trenches sluices embankments walls landing places dolphins mooring places staithes groynes quays wharves caissons coffer dams piles staging pontoons buoys and other works structures and things in the bed banks channel and waterway of the River Thames as they may deem necessary or expedient and may for the last-mentioned purposes and for the purposes of or in connection with the provision and maintenance of approaches to and lay-byes at the wharf dredge excavate and interfere with the bed banks and channel of the said river.

For protection of South Eastern Railway Company and South Eastern and Chatham Railway Companies Managing Committee.

7. For the protection of the South Eastern Railway Company and the South Eastern and Chatham Railway Companies Managing Committee (hereinafter respectively referred to as "the South Eastern Company" and "the managing committee") the following provisions shall unless otherwise mutually agreed in writing and notwithstanding anything in this Act contained or shown on the deposited plans and sections have effect (that is to say):—

- (1) The junction of the railway siding by this Act authorised with the North Kent Line of the South Eastern Company shall be effected at such point within the limits of deviation shown on the deposited plans as may be reasonably required by the managing committee or in the event of difference between the managing committee and the Company at such point as may be determined by arbitration as hereinafter provided and in accordance with plans and sections to be previously submitted to and approved by the managing committee. Provided that such approval shall not be unreasonably withheld and that if the managing committee do not within one month after the submission of such plans and sections signify their approval or disapproval thereof or their requirements in relation thereto they shall be deemed to have approved such plans and sections:
- (2) The said junction and the works in connection therewith so far as they are placed on the property of the South Eastern Company shall be constructed and thereafter maintained by the South Eastern Company or by the managing committee and shall be

so constructed with all reasonable despatch on the requisition of the Company and the reasonable and proper expenses incurred in any half-year in or in connection with such construction and maintenance shall at the end of that half-year be repaid to them by the Company:

- (3) The South Eastern Company or the managing committee may from time to time provide erect maintain and alter such signals and other works and conveniences including any lighting that may be required as may reasonably be found requisite in consequence of the construction or working of the said junction and works and may from time to time appoint and remove such watchmen pointsmen switchmen or other persons as may reasonably be necessary for the working of the said junction or for the prevention of danger or detention to or interference with traffic at or near the said junction between the railway siding hereby authorised and the said North Kent Line of the South Eastern Company and the working of such signals works and conveniences and the control and direction of such watchmen pointsmen switchmen and other persons shall belong exclusively to the South Eastern Company or the managing committee and all the costs and expenses of providing erecting maintaining working and altering such signals works and conveniences including any lighting that may be required and the wages of such watchmen pointsmen switchmen and other persons and all other expenses in connection therewith shall at the end of every half-year be repaid by the Company to the South Eastern Company or the managing committee on demand and in default of such repayment the amount of such costs expenses and wages may be recovered from the Company by the South Eastern Company or the managing committee in any court of competent jurisdiction:
- (4) The Company shall not without in every case obtaining the previous consent of the South Eastern Company or the managing committee under their common seal purchase or take any lands or property belonging to the South Eastern Company and forming part of

A.D. 1914.
—

their railways and works within the South Eastern Company's fences as shown on the deposited plans but they may purchase and take and the South Eastern Company may and shall sell and grant accordingly an easement or right of using such part or parts only of such lands and property as shall be necessary for the purposes of the said junction and works but no further or otherwise :

- (5) The Company shall at their own expense provide on their land at or near the said junction all necessary and proper sidings and accommodation to the reasonable satisfaction of the managing committee for the receiving and forwarding of traffic passing to and from the railway siding from and to the railways of the South Eastern Company :
- (6) The South Eastern Company or the managing committee may at the expense of the Company at any time or times hereafter if and so far as it may be reasonably necessary for them to do so for the purposes of any alteration or widening of the said North Kent Line alter or remove the said junction and works and substitute therefor a new junction and works but any such alteration or removal shall be effected by the South Eastern Company or the managing committee with all reasonable despatch and so as not to unduly interfere with the traffic on the railway siding of the Company The provisions of this Act shall be applicable to the construction and use of any junction and works substituted as aforesaid in the same way as to the junction and works for which they are substituted :
- (7) Notwithstanding anything in this Act contained the Company shall be responsible for and make good to the South Eastern Company or the managing committee all costs losses damages and expenses which may be occasioned to the South Eastern Company or the managing committee by reason of any failure of the works of the said junction (such failure not being occasioned by the act or omission of the South Eastern Company or the managing committee or their contractors or any person in their respective employ) or by reason of any act or omission of the

Company or of any persons in their employ or of their contractors or others and except as aforesaid the Company shall effectually indemnify and hold harmless the South Eastern Company and the managing committee from all claims and demands upon or against them by reason of such execution or failure or of any such act or omission:

- (8) The Company shall not in any way obstruct or interfere with the traffic passing along the South Eastern Company's railway and if by reason of any works or proceedings of the Company there shall be any obstruction or interference with the South Eastern Company's railway so as to impede or prevent the convenient passing of engines and carriages along the same the Company shall pay to the South Eastern Company or the managing committee full compensation in respect thereof:
- (9) If any question or difference shall arise between the Company on the one hand and the South Eastern Company or the managing committee on the other hand touching any plans sections elevations or specifications prepared by the Company for the construction of the said junction or with respect thereto or as to the reasonableness of any requirements of the South Eastern Company or the managing committee or as to any amounts payable to the South Eastern Company or the managing committee or in respect to any of the matters and things provided for or referred to in the foregoing subsections the same shall be settled by an arbitrator to be appointed on the application of either party by the Board of Trade and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any such arbitration.

8. The wharf shall be constructed in the lines shown on the plan signed by Sir Harry Samuel the Chairman of the Committee of the House of Commons to whom the Bill for this Act was referred (of which plan one copy has been deposited in the Private Bill Office of the House of Commons and one copy has been deposited in the Parliament Office of the House of Lords) or in such other lines as may be approved by the

As to construction of wharf.

A.D. 1914.

Port of London Authority and the Commissioners of Sewers for the limits extending from Lombard's Wall to Gravesend Bridge in the county of Kent and under the superintendence and to the satisfaction of the Port of London Authority and (so far as regards any matter affecting the said commissioners) of the said commissioners and in accordance with plans sections and particulars to be previously submitted to and approved by the Port of London Authority and (to the extent aforesaid) the said commissioners. If the Port of London Authority and the said commissioners shall disagree upon any matter affecting the said commissioners and relating to the approval of such plans sections and particulars or to the mode of carrying out the work the matter in dispute shall be referred to and determined (after hearing any representations made to him by the Company) by an arbitrator to be agreed upon between the Company the Port of London Authority and the said commissioners or failing such agreement to be appointed on the application of any of such parties by the President of the Institution of Civil Engineers and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply :

Provided that in constructing the wharf the coping thereof shall not at any point extend in a northerly direction beyond the centre line shown on the said plan for a greater distance than ten feet and the river face thereof shall be constructed at an angle of not less than thirty degrees with the horizontal.

Power to provide locomotives warehouses &c. for railway siding wharf and jetty.

9.—(1) The Company may acquire provide maintain repair renew and use all such locomotives engines trucks carriages machinery and other works conveniences and equipment as may be necessary or convenient for the purposes of the railway siding.

(2) The Company may erect provide maintain repair renew and use on or in connection with the wharf and the jetty or either of them all such warehouses sheds buildings cranes engines lifts drops tips machinery and other works conveniences appliances and equipment as they may think fit.

As to user of railway siding wharf and jetty.

10.—(1) Notwithstanding anything in this Act contained—

(a) The Company shall not be deemed to be a railway company ;

(b) The railway siding (Work No. 3) shall not be deemed to be a railway ;

(c) The said railway siding shall be deemed to be and shall be a private siding or private branch railway belonging to the Company ;

A.D. 1914.

within the meaning of the Railway and Canal Traffic Acts 1854 to 1888 and 1894 :

Provided that with the consent of the Company but not otherwise junctions may be made between the said railway siding (Work No. 3) and the private sidings of any persons whose works and premises are upon or form part of the lands described in the section of this Act of which the marginal note is "Power to acquire additional lands" or are upon or form part of any other lands adjoining the first-mentioned lands.

(2) The wharf and the jetty may be used for any purposes of the undertaking of the Company and with the consent of the Company for the loading or unloading by any other company or person of fuel or any raw or other materials or any goods articles or plant for use or produced in or upon any premises situate upon or forming part of the lands described in the said section of this Act but shall not be used for any other purpose than as aforesaid.

11. Subject to the other provisions of this Act the Company may for the purposes of and in connection with the several works authorised by this Act and within the limits of deviation for such works as shown on the deposited plans raise sink or otherwise alter the position of or may remove any sewer drain gas or water main or pipe or any other obstruction of a like nature making in case of alterations proper substituted works in the meantime and causing as little detriment and inconvenience as circumstances admit and making compensation to any person who suffers damage by any such alteration or removal Provided that nothing in this section shall extend to authorise any interference with any works of any undertakers within the meaning of the Electric Lighting Acts 1882 to 1909 to which the provisions of section 15 of the Electric Lighting Act 1882 apply otherwise than in accordance with such provisions Provided also that the Company shall not raise sink or otherwise alter the position of any telegraphic line (as defined by the Telegraph Act 1878) belonging to or used by the Postmaster-General except under and in accordance with the provisions of the Telegraph Act 1878.

Alteration
of position of
mains and
pipes.

A.D. 1914.

Power to
divert
streams &c.

12. It shall be lawful for the Company to divert and alter the course of and to construct bridges culverts and other works over any streams watercourses ditches or drains on any lands to be acquired or appropriated by them under the powers of this Act and the bed banks channel and site of any diverted portion of such streams watercourses ditches and drains shall by virtue of this Act vest in the Company and may be appropriated and used by the Company for the purposes of this Act or for any other purpose of their undertaking.

As to con-
struction of
diversions of
streams &c.

13.—(1) Before commencing to divert or alter the course of or to construct any bridge culvert or other work over any stream watercourse ditch or drain on any lands to be acquired by the Company under the powers of this Act the Company shall submit plans and sections of the proposed work to the Port of London Authority the Commissioners of Sewers for the limits extending from Lombard's Wall to Gravesend Bridge in the county of Kent and the Erith Urban District Council (hereinafter in this section called "the three authorities").

(2) If the three authorities shall approve of the plans and sections so submitted to them respectively as aforesaid or shall for twenty-one days after the delivery of the same fail to signify disapproval thereof such work shall be carried out in accordance with such plans and sections Provided that if any of the three authorities shall within twenty-one days of the delivery of such plans and sections signify their disapproval of the same in so far as the works shown thereon may affect the authority so disapproving then (unless amendments of the said plans and sections shall be agreed between the Company and the three authorities in which case the said work shall be carried out in accordance with the plans and sections as so amended) the said work shall be carried out in accordance with plans and sections to be settled by an arbitrator to be appointed by the President of the Institution of Civil Engineers on the requisition of the Company and such arbitrator shall in making his award have regard to any representations made to him by any of the said authorities whether the authority making such representations shall or shall not have disapproved the plans and sections as originally submitted to them Subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any arbitration under this section.

For protec-
tion of Erith

14. Notwithstanding anything contained in this Act or shown upon the deposited plans and sections the following

provisions for the protection and benefit of the Erith Urban District Council (in this section called "the council") shall except so far as may be otherwise agreed in writing between the Company and the council apply and have effect (that is to say):—

A.D. 1914.
Urban Dis-
trict Council.

- (1) The Company shall not alter or interfere with any sewer-drain culvert or other work belonging to the council until they shall have provided to the reasonable satisfaction of the council a sufficient and convenient substitute therefor:
- (2) Any such substituted work shall be constructed by the Company in accordance with plans and sections to be previously submitted to and reasonably approved by the surveyor to the council and shall be constructed under his superintendence (if given) and to his reasonable satisfaction:
- (3) If any difference shall arise between the Company and the council under the provisions of this section or with regard to anything to be done or not to be done thereunder such difference shall be referred to and determined by the arbitration of a single arbitrator to be appointed by the President of the Local Government Board on the application of either party after notice in writing to the other and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any such arbitration.

15. For the protection of the Commissioners of Sewers for the limits extending from Lombard's Wall to Gravesend Bridge in the county of Kent (hereinafter in this section called "the commissioners") the following provisions shall unless otherwise agreed apply and have effect (that is to say):—

For protec-
tion of Com-
missioners
of Sewers
for limits
extending
from Lom-
bard's Wall
to Graves-
end Bridge.

- (1) The Company shall construct an extension of the existing sluice or drain known as the Great Breach Sluice shown upon the signed plan and marked "Existing 24-inch C.I. drain pipe" by continuing the present outlet thereof either in the line shown upon the signed plan and marked "Proposed 24-inch C.I. drain pipe" and "Proposed 36-inch C.I. drain pipe" or in such other line westward of the said line as may be agreed in writing between the

A.D. 1914.
—

respective engineers for the time being of the Company and the commissioners :

- (2) The wharf and the work referred to in the preceding subsection of this section shall be completed before the Company interfere with the existing protective works under the jurisdiction of the commissioners :
- (3) The said work referred to in subsection (1) of this section shall be executed by and in all things at the expense of the Company and under the direction and superintendence and to the reasonable satisfaction of the engineer of the commissioners :
- (4) From and after the completion of the wharf the Commissioners shall cease to be under any obligation to maintain that portion of the existing river wall which is situate between the respective points of commencement and termination of the wharf :
- (5) From and after the completion of the wharf the Company shall at all times maintain the same in such a state of repair as shall be adequate for the protection from damage by flooding of the low-lying lands behind the same and if the Company shall neglect to so maintain the same the commissioners may enter upon the wharf and themselves execute any repairs necessary for such adequate protection and any expenses incurred by the commissioners in the execution of such repairs may be recovered from the Company with full costs in any court of competent jurisdiction :
- (6) During the progress of the works by this Act authorised so far as they affect any property works or things of or under the jurisdiction of the commissioners the Company shall at their own expense and under the superintendence and to the reasonable satisfaction of the engineer of the commissioners do all that is necessary to protect such property works and things and also the low-lying lands behind the river banks and the other properties thereon (so far as the commissioners are at present responsible in respect of such lands and other properties) from damage by flooding and in the event of any damage being caused or accruing to the aforesaid properties lands

works and things or any part or parts thereof by through or in consequence of the execution of any of the said works or the maintenance by the Company of the wharf the Company shall make good the same and shall indemnify the commissioners against all claims and demands in respect of any such damage : A.D. 1914.

- (7) The Company shall not at any time hereafter do or cause or permit to be done any matter or thing whatsoever which may in any way interfere with or impede the passage of water through the common sewer ditches or any other ditch sewer watercourse or work whatsoever within the limits and under the jurisdiction of the commissioners Provided that nothing in this subsection shall be construed as preventing or interfering with the right of the Company to exercise the powers conferred by this Act :
- (8) All costs charges and expenses whatsoever which may be reasonably incurred by the commissioners in connection with the construction of such of the works by this Act authorised as affect any matter within the jurisdiction of the commissioners shall (except so far as the payment of such costs charges and expenses may be otherwise provided for by or by virtue of any other provision of this Act) be paid by the Company to the commissioners and in default thereof may be recovered from the Company with full costs in any court of competent jurisdiction :
- (9) The provisions of this section shall be in addition to and not in substitution for or derogation of any other powers rights or privileges of the commissioners under any other provision of this Act :
- (10) If any difference shall arise between the Company and the commissioners under the provisions of this section except with regard to the construction of the work referred to in subsection (1) thereof such difference shall be determined by an arbitrator to be agreed upon between them or failing such agreement to be appointed on the application of either party after notice to the other by the President of the Institution of Civil Engineers and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any such arbitration.

A.D. 1914.

Power to
fill in and
appropriate
land behind
wharf.

16. Subject to the provisions of this Act the Company may fill in level and appropriate and may use for any purposes of their undertaking all or any lands (whether now forming part of the bed banks or channel of the River Thames or not) which may be situate southward of the wharf and which they shall have acquired.

Agreements
as to con-
struction &c.
of wharf and
jetty.

17. The Company on the one hand and the Port of London Authority or any other company body authority or person on the other hand may subject to the express provisions of this Act enter into and carry into effect agreements and arrangements for and with respect to the construction maintenance and user of the wharf and the jetty and any works connected therewith or incidental thereto respectively.

For protec-
tion of Port
of London
Authority.

18. Notwithstanding anything to the contrary in this Act contained the following provisions shall unless otherwise agreed in writing between the Company and the Port of London Authority (in this section called "the port authority") have effect (that is to say):—

(1) The jetty (Work No. 2) so far as the same is to be constructed on the bed or foreshore of the River Thames shall be constructed on the lines and in the situation and in the manner indicated on the signed plan or on such other lines or in such other situation or manner as may be approved by the port authority and the works in connection therewith shall be executed and carried out to the satisfaction and under the inspection of the engineer for the time being of the port authority:

(2) The provisions of the Railways Clauses Consolidation Act 1845 with reference to the temporary occupation of lands near the railway shall not apply to the bed or shores of the River Thames below high-water mark or to any property or lands of the port authority:

(3) All works whether permanent or temporary in any part of the River Thames which is situate northward of the wharf or in under or over any part of the bed or shore thereof below high-water mark which is so situate including any alteration or removal of sewers drains gas or water pipes or other obstructions (other than works in connection with the jetty shown on

the signed plan or the wharf and the works in connection therewith to be approved in accordance with the section of this Act of which the marginal note is "As to construction of wharf") shall be executed and carried out according to plans elevations and sections to be approved in writing by the port authority and deposited at their office and to the satisfaction and under the inspection of the engineer for the time being of the port authority and the Company shall not make or commence any such works unless and until such plans elevations and sections have been so approved by the port authority :

- (4) During the execution under the powers of this Act of any works in the River Thames or in on under or over the bed or shores thereof below high-water mark the Company shall take such precautions for the safety of the navigation as the port authority may direct and the traffic of the said river shall not be interfered with more than may be absolutely necessary in the construction of the said works :
- (5) The works by this Act authorised so far as they are to be constructed in the River Thames or in on under or over the bed or shores thereof below high-water mark shall when commenced be proceeded with and completed with all reasonable dispatch and the Company shall within three months after the receipt of notice in writing from the port authority under the hand of their secretary so to do remove any temporary works and materials for temporary work which may have been placed in the River Thames by the Company and are no longer required for the purposes for which they were so placed and in default of such removal the port authority may remove the same and recover from the Company the expense of so doing :
- (6) The Company shall not (except so far as shall be necessary in the construction of the works by this Act authorised) take any gravel soil or other material from the bed or shore of the River Thames without the previous consent of the port authority under the hand of their secretary :

A.D. 1914.
—

- (7) Notwithstanding anything contained in this Act or in the Acts incorporated herewith the compensation or consideration payable to the port authority in respect of the lands taken or easements acquired under the powers of this Act or in respect of the permanent or any temporary works placed in the River Thames or in on under or over the banks bed or shores thereof shall be assessed in accordance with the provisions of section 116 of the Thames Conservancy Act 1894 or any statutory provision in lieu thereof for the time being in force :
- (8) Notwithstanding anything contained in the section of this Act of which the marginal note is "Repair of diverted footpaths" the port authority shall be under no obligation to repair any portion of the diverted footpath described in subsection (a) of the section of this Act of which the marginal note is "Power to divert footpaths" after the same has been diverted in accordance with such section :
- (9) The Company shall bear and on demand repay to the port authority any expense incurred by them in altering any moorings which in the opinion of the port authority it may be necessary or desirable to alter by reason of the construction of any of the works by this Act authorised :
- (10) Nothing in this Act shall authorise the Company to contravene any of the provisions of the Thames Conservancy Act 1894 in reference to the pollution of the River Thames :
- (11) The Company shall during the construction and after completion of the wharf and jetty hang out and exhibit at or near the said works every night from sunset to sunrise lights to be kept burning by and at the expense of the Company and proper and sufficient for the navigation and safe guidance of vessels and the Company shall also in like manner and at the like expense hang out and exhibit at or near the said works every day from sunrise to sunset such signals as may be proper and sufficient for the navigation and safe guidance of vessels and such lights and signals or any of them as the case may be shall

be of such kind and number and be so placed and used and shall from time to time be altered by the Company in such manner as the port authority by writing under the hand of their secretary or other authorised officer shall approve or direct and in case the Company fail so to exhibit and keep burning the lights or to exhibit the signals they shall for every such offence forfeit to the port authority ten pounds which may be recovered by that authority in a summary manner in any court of summary jurisdiction.

A.D. 1914.

19. The works referred to in the section of this Act of which the marginal note is "Power to make works" shall for all purposes form part of the undertaking of the Company.

Works to form part of Company's undertaking.

20. Subject to the provisions of this Act the Company may in the said parish and urban district of Erith make in the lines shown on the deposited plans the diversions of footpaths hereinafter described and exercise the powers hereinafter referred to (that is to say):—

Power to divert footpaths.

(a) They may divert the existing public footpath leading in a westerly direction along the northern boundary of the Belvedere Fish Guano Works and thence along the river wall forming the northern boundary of the enclosures respectively numbered 296a and 302 in the said parish on the $\frac{1}{2500}$ scale Ordnance map (edition of 1909) Kent II. 4 such diversion commencing at the point of termination of the wharf and terminating by a junction with the existing public footpath leading in a westerly direction across the enclosure numbered on the said Ordnance map 254 in the said parish to the southern outfall works of the London County Council at a point in that footpath $3\frac{3}{4}$ chains or thereabouts south-westward of the point of commencement of the wharf:

(b) They may divert the existing public footpath leading in a north-westerly direction from Norman Road to the north-western corner of the said enclosure numbered on the said Ordnance map 302 in the said parish and thence along the existing river wall to the said southern outfall works such diversion commencing at a point in the said existing footpath

A.D. 1914.

5 chains or thereabouts north-westward of the south-eastern corner of the enclosure shown or partly shown on the said Ordnance map and thereon numbered 301 in the said parish and terminating by a junction with the diversion (a) hereinbefore described at a point $1\frac{1}{4}$ chains or thereabouts westward of the point of commencement of that diversion :

(c) They may stop up so much of the said existing footpaths as will be rendered unnecessary by the said diversions.

Stopping up
footpaths
in case of
diversion.

21. Where this Act authorises the diversion of a public footpath and in connection therewith the stopping up of an existing footpath or any portion thereof such stopping up shall not take place until two justices shall have certified that the diversion has been completed to their satisfaction and is open for public use.

As from the date of the said certificate all rights of way over or along the existing footpath or portion thereof shall be extinguished and the Company may appropriate and use for the purposes of their undertaking the site and soil of the portion of footpath stopped up so far as the same is bounded on both sides by lands of the Company.

Repair of
diverted
footpaths.

22. Where this Act authorises the diversion of a public footpath and in connection therewith the stopping up of an existing footpath or portion thereof the footpath as diverted shall be maintained and repaired by the body or person liable immediately before such diversion to maintain and repair the existing footpath.

Power to
deviate in
construction
of works.

23. Subject to the provisions of this Act the Company in constructing the works by this Act authorised may deviate from the lines thereof shown on the deposited plans to the extent of the limits of deviation marked on such plans respectively and may deviate from the levels thereof shown on the deposited sections to any extent not exceeding five feet upward or downward.

PART III.

POWERS WITH REFERENCE TO LANDS.

Power to
acquire lands
for purposes
of works.

24. Subject to the provisions of this Act the Company may enter upon take and use such of the lands delineated on the deposited plans and described in the deposited book of

reference as they may require for the purposes of the works authorised by this Act to be constructed by them and any mines or minerals in or under such lands. A.D. 1914.

25. Subject to the provisions of this Act the Company in addition to the other lands which they are by this Act authorised to acquire may enter upon take use and purchase for the purposes of their undertaking all or any of the lands in the said parish and urban district of Erith hereinafter described which are shown on the deposited plans and described in the deposited book of reference and any mines or minerals in or under such lands (that is to say):—

Power to acquire additional lands.

Certain lands situate in the said parish and urban district of Erith lying between the River Thames on the north and the North Kent Line of the South Eastern Railway Company on the south and comprising the fields or closes respectively numbered 253 296 296A 301 302 376 377 397 to 402 (both inclusive) 408 409 411 and 412 in that parish on the $\frac{1}{2500}$ scale Ordnance map (edition of 1909) Kent Sheets II. 4 and 8.

26. 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 over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Persons under disability may grant easements &c.

27. Notwithstanding anything contained in section 92 of the Lands Clauses Consolidation Act 1845 the Company may in exercise of the powers of this Act take so much of the property shown on the deposited plans and thereon numbered 5 in the parish of Erith as is within the limits of deviation for Work No. 1 by this Act authorised marked on the said plans or such part of the said property as they may require without being required or compellable to purchase any greater part or the whole of such property or of any property of which the same forms part.

Power to acquire part only of certain property.

A.D. 1914.

The provisions of this section shall be stated in every notice given thereunder by the Company to sell and convey the said property or any part thereof.

Costs of arbitration in certain cases.

28. The tribunal to whom any question of disputed purchase money or compensation under this Act is referred shall if so required by the Company award and declare whether a statement in writing of the amount of compensation claimed has been delivered to the Company by the claimant giving sufficient particulars and in sufficient time to enable the Company to make a proper offer and if the tribunal shall be of opinion that no such statement giving sufficient particulars and in sufficient time shall have been delivered and that the Company have been prejudiced thereby the tribunal shall have power to decide whether the claimant's costs or any part thereof shall be borne by the claimant :

Provided that it shall be lawful for any judge of the High Court to permit any claimant after seven days' notice to the Company to amend the statement in writing of the claim delivered by him to the Company in case of discovery of any error or mistake therein or for any other reasonable cause (such error or mistake or cause to be established to the satisfaction of the judge after hearing the Company if they object to the amendment) and such amendment shall be subject to such terms enabling the Company to investigate the amended claim and to make an offer de novo and as to postponing the hearing of the claim and as to the costs of the inquiry and otherwise as to such judge may seem just and proper under all the circumstances of the case :

Provided also that this section shall be applicable only in cases where the notice to treat under the Lands Clauses Consolidation Act 1845 either contained or was endorsed with a notice of the effect of this section.

As to private rights of way over lands taken compulsorily.

29. All private rights of way over any lands which shall under the powers of this Act be acquired compulsorily shall as from the date of such acquisition be extinguished Provided that the Company shall make full compensation to all parties interested in respect of any such rights and such compensation shall be settled in manner provided by the Lands Clauses Acts with reference to the taking of lands otherwise than by agreement.

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

A.D. 1914.
—
Limitation of time for purchase of lands.

31. Notwithstanding anything in the Lands Clauses Acts or in any other Act or Acts to the contrary the Company may retain hold and use for such time as they may think fit and may sell lease exchange or otherwise dispose of in such manner and for such consideration and purpose and on such terms and conditions as they may think fit and in case of sale either in consideration 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 acquired by them under the powers of this Act or any interest therein and may sell exchange or dispose of any rents reserved on the sale exchange lease or disposition of such lands 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 money for equality of exchange.

Power to retain sell &c. lands.

The provisions of section 6 of the Gasworks Clauses Act 1871 shall not apply to any sale under the powers of this section of any of such lands which shall have been acquired by agreement.

PART IV.

EXTENSION OF LIMITS OF SUPPLY.

32.—(1) From and after the passing of this Act the limits of supply of the Company as existing immediately before the date of such passing shall be extended so as to include so much of the parish of Shoreham in the rural district of Sevenoaks in the county of Kent as lies to the west of the Sevenoaks Branch Railway of the London Chatham and Dover Railway Company.

Extension of limits of supply.

(2) The Company shall have and may exercise within the added area all and the like powers privileges and authorities for and in relation to the supply of gas and shall be subject to all and the like duties liabilities and obligations in respect thereof as they for the time being have and are subject to within the remainder of their limits of supply.

A.D. 1914.

(3) For the purpose of the price to be charged by the Company for gas supplied by them to persons who consume the same by meter in the added area the added area shall be deemed to form part of that part of the Bromley district as defined in the Act of 1912 which is described in Part II. of the Second Schedule to that Act and the provisions of section 35 (As to price of gas in Bromley district) of the said Act shall extend and apply thereto accordingly.

As to calorific value of gas supplied in added area.

33. The provisions of section 43 (Substituting standard calorific value for prescribed illuminating power) of the Act of 1912 (except paragraphs (a) and (b) of subsection (1) of that section) and of section 45 (Penalties for deficient calorific value) of that Act shall as from the passing of this Act extend and apply to the added area as if the same were one of the specified districts referred to in Part IV. (Calorific value and testing) of the Act of 1912.

Testing for calorific value and purity of gas supplied in added area.

34.—(1) Any gas examiner appointed by the parish council of the parish of Shoreham under the provisions of section 29 of the Gasworks Clauses Act 1871 may at any testing place within any of the specified districts at which apparatus for the testing of the calorific value of the gas supplied by the Company shall have been provided test at any hour of the day or night the calorific value of such gas at that testing place and may at any testing place within any of the specified districts at which apparatus for the testing of the purity of the gas supplied by the Company shall have been provided test at any time at which such testing may be made under the said section 29 the purity of such gas at that testing place.

(2) The provisions of section 44 (Provisions as to testing for calorific value) of the Act of 1912 (except subsection (1) of that section) shall with the necessary modifications extend and apply to any testings of the calorific value of the gas supplied by the Company made under the provisions of this section at any such testing place as is hereinbefore referred to.

As to application of Gasworks Clauses Acts.

35. The provisions of the Gasworks Clauses Act 1847 as amended by the Gasworks Clauses Act 1871 (except sections 30 to 34 both inclusive of the first-mentioned Act and sections 12 and 28 of the secondly-mentioned Act) are hereby incorporated with this Part of this Act so far as such provisions are applicable for the purposes and are not inconsistent with or varied by the provisions of this Act:

Provided that—

A.D. 1914.

- (a) Section 13 of the said Gasworks Clauses Act 1847 in its application to the Company in respect of the added area shall be read as if the words “or any premises” were inserted after the words “private building”:
- (b) Section 35 of the same Act in its application to the Company in respect of the added area shall be read as if the words from “in case the whole” down to “have been paid” were omitted therefrom:
- (c) Notwithstanding anything contained in the said Gasworks Clauses Act 1871 the provisions of sections 128 to 132 (both inclusive) of the Lands Clauses Consolidation Act 1845 shall not apply to any lands acquired by the Company by agreement within the added area:
- (d) So much of sections 29 30 33 and 36 of the said Gasworks Clauses Act 1871 and so much of Part II. of Schedule A to that Act as relates to the illuminating power of gas shall not apply to or within the added area.

36. The provisions of section 39 (For protection of Metropolitan Water Board) of the Act of 1912 shall as from the passing of this Act extend and apply to the added area as if the same had been named in that section in addition to the parishes of Cudham Downe and Halstead.

Extension of provisions for protection of Metropolitan Water Board to added area.

PART V.

CONVERSION OF DEBENTURE STOCKS.

37. As on and from the first day of January one thousand nine hundred and fifteen (which date is in this Part of this Act referred to as “the prescribed date”) the existing four per centum debenture stock and three and a half per centum debenture stock of the Company shall by virtue of this Act and without any other requisite be converted into five per centum debenture stock of the Company in manner hereinafter provided.

Conversion of debenture stocks.

38. On or as soon as reasonably practicable after the prescribed date the Company shall subject to and in accordance with the provisions of this Part of this Act issue to those persons who at the prescribed date are registered in the books of the

Issue of substituted stock to holders of four per centum debenture stock

A.D. 1914.

and three
and a half
per centum
debenture
stock.

Company as holders of four per centum debenture stock or of three and a half per centum debenture stock of the Company such amounts of five per centum debenture stock of the Company as are hereinafter specified (that is to say):—

To each such holder of four per centum debenture stock for each one hundred pounds of such debenture stock held by him the sum of eighty pounds of such five per centum debenture stock ;

To each such holder of three and a half per centum debenture stock for each one hundred pounds of such debenture stock held by him the sum of seventy pounds of such five per centum debenture stock ;

and so in proportion for any less amount than one hundred pounds of such four per centum debenture stock or three and a half per centum debenture stock.

Company to
register sub-
stituted de-
benture stock
in names of
persons en-
titled.

39. Subject to the provisions of this Act the Company shall on the prescribed date register in the name of every person entitled to be the holder of any of the four per centum debenture stock or the three and a half per centum debenture stock of the Company the amount of five per centum debenture stock to which he is under this Act entitled and shall in due course on application by him issue to every person entitled to be such a holder as aforesaid free of charge in exchange for his certificate or certificates of his holding of or title to any of the said four per centum debenture stock or three and a half per centum debenture stock a certificate for and representing such amount of five per centum debenture stock as he is entitled to under the provisions of this Act Provided that the Company shall not be required to issue any new certificate unless and until the existing certificate or certificates in substitution for which it is to be issued shall either have been given up to the Company and cancelled or have been proved to the reasonable satisfaction of the Company to have been lost or destroyed and an indemnity shall have been given to the Company against any and every claim in respect thereof and that the Company shall not be compellable to pay any interest on any five per centum debenture stock to be issued under the provisions of this Act which may be payable in respect of any half-year after that ending on the thirty-first day of December one thousand nine hundred and fourteen unless and until the exchange of certificates relative to such stock in accordance with this Act has been applied for and the exchange has been duly effected.

40. In every case where under the foregoing provisions of this Part of this Act a holder of four per centum debenture stock or three and a half per centum debenture stock would be entitled to be registered as the holder of any fractional part of one pound of five per centum debenture stock of the Company or of any amount of such stock including any such fractional part as aforesaid the Company in lieu of registering such holder and issuing to him a certificate as holder of such fractional part of one pound of debenture stock or of an amount of debenture stock including such fractional part shall at the same time as they register such holder in their books as a holder of five per centum debenture stock pay to him such a sum in cash as shall be equal to the value of such fractional part at the market price on the date of transfer and shall register such holder and issue to him a certificate as holder of the amount (if any) of five per centum debenture stock of the Company to which he shall be entitled as aforesaid excluding such fractional part and the receipt of such holder for the sum in cash so to be paid as aforesaid shall be a sufficient discharge to the Company in respect of such fractional part. The Company may either cancel all or any of the five per centum debenture stock in respect of which such payment has been made or issue the same to any willing purchaser thereof in amounts of one pound or multiples thereof but not otherwise and any loss or expense which may be incurred in connection with such issue shall be borne by the Company.

A.D. 1914.
As to fractional parts of one pound.

41.—(1) On the prescribed date there shall be by virtue of this Act and without any other requisite created by way of conversion for the purposes of the section of this Act of which the marginal note is “Issue of substituted stock to holders of four per centum debenture stock and three and a half per centum debenture stock” five per centum debenture stock of the Company to the nominal amount of fifty thousand five hundred pounds.

Creation of five per centum debenture stock for purposes of conversion.

(2) The interest on the five per centum debenture stock of the Company created by virtue of this Act shall rank *pari passu* inter se and with the interest on the existing five per centum debenture stock of the Company as if the debenture stock so created and the said existing debenture stock had all been issued by the Company under this Act.

42. The substituted debenture stock to be allotted under the foregoing provisions of this Part of this Act shall remain

Substituted debenture stock to be

A.D. 1914.)
 —
 held on trusts
 affecting
 stock for
 which same
 substituted.

and be vested in the persons respectively entitled under the provisions of this Act to such debenture stock and be held by them on the same trusts and subject to the same powers provisions declarations agreements covenants conditions engagements charges liabilities and incumbrances as affect the existing debenture stock in substitution for which such substituted debenture stock is issued and any deed or instrument or any testamentary or other disposition referring to the existing debenture stocks shall take effect with reference to the whole or a proportionate part (as the case may be) of the substituted stock.

As to rights
 and liabilities
 of holders of
 substituted
 debenture
 stock.

43. The holders of the four per centum debenture stock and the three and a half per centum debenture stock of the Company shall subject to the express provisions of this Act respectively be and continue entitled and subject to all their existing rights and liabilities as holders of the existing debenture stocks except that on and after the prescribed date they shall cease to be entitled to any interest other than the interest provided for by this Act and that as from the said date they shall be entitled to be and be holders of their proper proportions of the substituted debenture stock created by virtue of this Act and to receive the interest payable on such debenture stock.

Transfers
 of existing
 debenture
 stocks to
 operate as
 transfers of
 substituted
 debenture
 stock.

44. All transfers or other dispositions of any four per centum debenture stock or three and a half per centum debenture stock of the Company made but not registered prior to the issue by the Company to the holder of such debenture stocks of the certificate or certificates for the five per centum debenture stock to which such holder is entitled under the provisions of this Act shall notwithstanding the provisions of this Act be valid and have due effect given to them respectively as transfers or dispositions of (as the case may be)—

- (a) The amount (being in each case a multiple of one pound) of five per centum debenture stock of the Company which represents the debenture stock thereby expressed to be transferred or disposed of and which is substituted for the same by this Act; or
- (b) Five per centum debenture stock of the Company to the amount of the multiple of one pound next below the amount of such debenture stock which but for the provisions of the section of this Act of which the marginal note is "As to fractional parts of one

pound” would have represented the four per centum debenture stock or the three and a half per centum debenture stock transferred or disposed of by such transfer or disposition as aforesaid and a sum in cash equal to the value at the market price at the date of transfer of any fractional part of one pound of the five per centum debenture stock of the Company ;

A.D. 1914.

although the instrument or disposition shall describe the same as four per centum debenture stock or three and a half per centum debenture stock of the Company and the Company shall accordingly register the five per centum debenture stock in the name of the transferee or person claiming under the disposition and pay to such transferee or person the sum (if any) payable in cash and any bequest of or any covenant or provision of any deed or instrument which ought in the circumstances to apply to the four per centum debenture stock or the three and a half per centum debenture stock of the Company so transferred or disposed of as aforesaid shall be held to apply to—

- (i) an amount of five per centum debenture stock of the Company equal to that which is under the provisions of this Act substituted for such four per centum debenture stock or three and a half per centum debenture stock ; and
- (ii) any sum in cash payable under the provisions of this Act in respect of any fractional part of one pound of five per centum debenture stock of the Company.

PART VI.

MISCELLANEOUS PROVISIONS.

45. The Company may sell or otherwise dispose of the lands in the parish of Erith forming the site of their existing Erith works together with all or such as they may think fit of the works buildings structures erections plant engines machinery or appliances works and conveniences erected or being upon such lands and notwithstanding anything in the Gasworks Clauses Act 1871 contained the provisions of sections 128 to 132 of the Lands Clauses Consolidation Act 1845 shall not apply to any lands sold or disposed of by the Company under the powers of this section :

Power to sell existing Erith Gasworks.

A.D. 1914.

Provided that nothing in this section shall prejudice or affect any rights which may at the date of any such sale or disposition as aforesaid be vested in the Erith Urban District Council of discharging surface water storm water or other matter into the stream known as the Bedon stream or into any other existing stream ditch or culvert which flows through or is situate in under or upon the said lands.

Power to use
lands for
manufacture
of gas &c.

46.—(1) The Company may upon the lands described in the section of this Act of which the marginal note is “Power to acquire additional lands” or any part thereof erect maintain alter enlarge renew improve and use gasworks with all such erections and buildings as they may think fit and may make and store gas and all residual products arising directly or indirectly from the manufacture of gas and may do all such acts and things as they may consider necessary and proper for or in connection with the purposes aforesaid or any of them.

(2) Notwithstanding anything contained in section 73 (As to purchase of materials by South Suburban Company) of the Act of 1912 the Company may at or for use at any works erected upon the said lands—

- (a) Work up and convert the residual products arising directly or indirectly from the manufacture of gas by them:
- (b) Purchase whether from other gas undertakers or elsewhere and use the materials required to work up and convert such residual products:
- (c) Purchase the residual products arising from the manufacture of gas by other gas undertakers and therewith manufacture other products of the same kind as the Company are manufacturing from their own residual products Provided that the quantity of any residual product so purchased by the Company in any year shall not exceed one-third of the quantity of the like residual product which shall in that year arise directly or indirectly from the manufacture of gas by them:
- (d) Purchase from other gas undertakers or elsewhere and use the materials required to work up and convert the residual products so purchased:

But the Company shall not manufacture chemicals exclusively from raw materials purchased from sources other than gas

undertakings or in the manufacture of which the use of residual products produced by the Company or purchased from other gas undertakings is merely subsidiary. A.D. 1914.

47.—(1) If and when the Company shall sell the lands referred to in the section of this Act of which the marginal note is “Power to sell existing Erith Gasworks” they may notwithstanding anything contained in section 49 (Testing place at Erith to be retained temporarily) of the Act of 1912 abolish and remove the testing place provided and equipped upon the said lands or part thereof and if and when they shall abolish and remove such testing place they shall re-establish the same as a prescribed testing place in a suitable position upon the lands described in the section of this Act of which the marginal note is “Power to acquire additional lands” or upon such other lands as may be agreed upon between the Company and the Erith Urban District Council and the provisions of the Act of 1912 with any necessary modifications and of any other Act relating to the prescribed testing places of the Company shall apply to such testing place as if it were one of the prescribed testing places referred to in that Act. As to testing place at Erith.

(2) Provided that if the Erith Urban District Council exercise the powers conferred upon them by section 48 (As to testing place at Erith) of the Act of 1912 the testing place provided by them and equipped with all necessary apparatus by the Company under the provisions of that section shall become a prescribed testing place within the meaning and subject to the provisions of the Act of 1912 (with any necessary modifications) and of any other Acts relating to the prescribed testing places referred to in the Act of 1912 and the testing place provided by the Company under the provisions of subsection (1) of this section shall cease to be a prescribed testing place and the Company shall be at liberty to remove any apparatus provided by them thereat.

48. As from the passing of this Act section XXVIII. (Power to reduce number of directors) of the Crystal Palace District Gas Company’s Act 1858 shall be and the same is hereby repealed and every or any resolution passed by the Company under that section shall be and the same is hereby annulled and the number of directors of the Company (exclusive of any directors for the time being holding office pursuant to any scheme prepared adopted and approved under section 5 (Scheme may be made

Altering number of directors.

A.D. 1914. — for representation of employees in the management of the Company) of the South Suburban Gas Act 1904) shall be not more than eight nor less than five.

Differential prices in added area and in certain other districts not to be taken into account in calculating dividend payable.

49. The price for the time being charged by the Company for gas supplied by them to persons who consume the same by meter within the added area or within the Bromley district or the West Kent district (as those districts are respectively defined in the Act of 1912) shall not (so long as such price shall be different from the price for the time being charged by the Company for gas supplied by them to persons consuming the same by meter within the limits of supply of the Company as existing immediately before the passing of the Act of 1912) be taken into account for the purposes of section 2 (As to standard price and rate of increase or decrease of dividend payable) of the South Suburban Gas Act 1906 and the Act of 1912 shall as regards the said Bromley district and West Kent district be read and have effect as if provisions to the effect of this section had been enacted therein.

Application of funds.

50. The Company may apply to the purposes of this Act to which capital is properly applicable any of the moneys which they are already or which by virtue of any Act to be passed during the present session of Parliament they may be authorised to raise and which may not be required by them for the purposes for which the same were authorised to be raised.

Costs of Act.

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

Printed by EYRE and SPOTTISWOODE, LTD.,

FOR

FREDERICK ATTERBURY, Esq., C.B., the King's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from
WYMAN AND SONS, LTD., 29, BREAMS BUILDINGS, FETTER LANE, E.C., and
28, ABINGDON STREET, S.W., and 54, ST. MARY STREET, CARDIFF; or
H.M. STATIONERY OFFICE (SCOTTISH BRANCH), 23, FORTH STREET, EDINBURGH; or
E. PONSONBY, LTD., 116, GRAFTON STREET, DUBLIN;
or from the Agencies in the British Colonies and Dependencies,
the United States of America, the Continent of Europe and Abroad of
T. FISHER UNWIN, LONDON, W.C.