

**CHAPTER clxxv.**

An Act to confirm certain Provisional Orders made by the Board of Trade under the Electric Lighting Acts 1882 to 1909 relating to Castlebar Lurgan and Waterford.

A.D. 1914.

[7th August 1914.]

WHEREAS under the authority of the Electric Lighting Acts 1882 to 1909 the Board of Trade have made the several Provisional Orders set out in the schedule to this Act:

45 & 46 Vict.
c. 56.51 & 52 Vict.
c. 12.9 Edw. 7.
c. 34.

And whereas a Provisional Order made by the Board of Trade under the authority of the said Acts is not of any validity or force whatever until the confirmation thereof by Act of Parliament:

And whereas it is expedient that the several Provisional Orders made by the Board of Trade under the authority of the said Acts as set out in the schedule to this Act be confirmed by Act of Parliament:

Be it therefore 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:—

1. This Act may be cited as the Electric Lighting Orders Confirmation (No. 5) Act 1914.

Short title.

2. The several Orders as amended and set out in the schedule to this Act are hereby confirmed and the same shall from and after the passing of this Act have full validity and effect.

Orders in
schedule
confirmed.

A.D. 1914.

SCHEDULE.

LIST OF ORDERS.

1. CASTLEBAR—Provisional Order granted by the Board of Trade under the Electric Lighting Acts 1882 to 1909 to Messrs. J. Bourke and Sons.
2. LURGAN—Provisional Order granted by the Board of Trade under the Electric Lighting Acts 1882 to 1909 to the urban district council of Lurgan.
3. WATERFORD—Provisional Order granted by the Board of Trade under the Electric Lighting Acts 1882 to 1909 to the mayor aldermen and burgesses of the county borough of Waterford.

CASTLEBAR ELECTRIC LIGHTING.

A.D. 1914.

Provisional Order granted by the Board of Trade under the Electric Lighting Acts 1882 to 1909 to Messrs. J. Bourke and Sons in respect of the urban district of Castlebar in the county of Mayo.

Castlebar.

1. This Order may be cited as the Castlebar Electric Lighting Order 1914. Short title.

2. The provisions contained in the schedule to the Electric Lighting (Clauses) Act 1899 (with the exception of section 83 of that schedule) are incorporated with and form part of this Order. Incorporation of Electric Lighting (Clauses) Act 1899.

3. The Undertakers for the purposes of this Order and within the meaning of section 2 of the schedule to the Electric Lighting (Clauses) Act 1899 are Messrs. J. Bourke and Sons electrical engineers of Ellison Street Castlebar in the county of Mayo. Undertakers.

4. The area of supply for the purposes of this Order and within the meaning of section 4 of the schedule to the Electric Lighting (Clauses) Act 1899 shall be the area which is described in the First Schedule to this Order and is more particularly delineated on the map deposited together with this Order at the Board of Trade by the Undertakers and signed by an assistant secretary to the Board of Trade. Area of supply.

5.—(1) The powers given by this Order shall not be exercised unless within twelve months or such extended period not exceeding in the whole eighteen months as the Board of Trade may allow after the passing of the Act confirming this Order the Undertakers transfer the undertaking to a company to be registered under the Companies Acts 1908 and 1913. Powers not to be exercised unless undertaking transferred to a registered company.

(2) Within that period the Undertakers may transfer and the company to whom the transfer is to be made may take a transfer of the undertaking with the consent of and on such terms and conditions as may be approved by the Board of Trade by deed approved by that Board.

(3) On such transfer the rights powers authorities obligations and liabilities of the Undertakers in respect of the undertaking shall be transferred to and may be exercised by and shall attach to the company to whom the transfer is made and that company shall subject to the provisions of this Order become the Undertakers for the purposes of this Order.

(4) If the transfer has not been made before the expiration of the period limited in that behalf the Board of Trade may revoke this Order upon the expiration of that period.

[Ch. clxxv.] *Electric Lighting Orders* [4 & 5 GEO. 5.]
Confirmation (No. 5) Act, 1914.

A.D. 1914. *Castlebar.*
Compulsory works. 6. The streets throughout which the Undertakers are to lay down suitable and sufficient distributing mains for the purposes of general supply within a period of two years after the commencement of this Order as mentioned in section 21 of the schedule to the Electric Lighting (Clauses) Act 1899 are those mentioned in the Second Schedule to this Order.

Maximum prices. 7. The maximum prices which may be charged by the Undertakers as mentioned in section 32 of the schedule to the Electric Lighting (Clauses) Act 1899 are those stated in the Third Schedule to this Order.

Deposit. 8. The sum to be deposited or secured in pursuance of section 5 of the schedule to the Electric Lighting (Clauses) Act 1899 is one hundred pounds.

Commencement of Order. 9. Except for the purpose of enabling the said transfer to be made this Order shall not come into force until the day when the transfer takes effect and that day shall be the commencement of this Order.

S C H E D U L E S.

FIRST SCHEDULE.

AREA OF SUPPLY.

The whole of the urban district of Castlebar in the county of Mayo as constituted at the commencement of this Order.

SECOND SCHEDULE.

Streets throughout which the Undertakers are to lay down suitable and sufficient distributing mains for the purposes of general supply within a period of two years after the commencement of this Order.

Ellison Street Main Street Shamble Street Newtown Duke Street
Upper Chapel Street Lower Chapel Street New Line Linenhall Street
Thomas Street Spencer Street The Mall or Green Castle Street Church
Street Market Square.

THIRD SCHEDULE.

A.D. 1914.

Castlebar.

MAXIMUM PRICES.

In this schedule—

The expression "unit" shall mean the energy contained in a current of one thousand ampères flowing under an electromotive force of one volt during one hour.

SECTION 1.

Where the Undertakers charge any consumer by the actual amount of energy supplied to him they shall be entitled to charge him at the following rates per quarter For any amount up to twenty units thirteen shillings and fourpence and for each unit over twenty units eightpence.

SECTION 2.

Where the Undertakers charge any consumer by the electrical quantity contained in the supply given to him they shall be entitled to charge him according to the rates set forth in section 1 of this schedule the amount of energy supplied to him being taken to be the product of that electrical quantity and the declared pressure at the consumer's terminals that is to say such a constant pressure at those terminals as may be declared by the Undertakers under the Board of Trade regulations.

LURGAN ELECTRIC LIGHTING.

Provisional Order granted by the Board of Trade under the Electric Lighting Acts 1882 to 1909 to the urban district council of Lurgan in respect of the urban district of Lurgan in the county of Armagh.

Lurgan.

1. This Order may be cited as the Lurgan Electric Lighting Order 1914. Short title.

2. The provisions contained in the schedule to the Electric Lighting (Clauses) Act 1899 (with the exception of section 83 of that schedule) are incorporated with and form part of this Order. Incorporation of Electric Lighting (Clauses) Act 1899.

3. The Undertakers for the purposes of this Order and within the meaning of section 2 of the schedule to the Electric Lighting (Clauses) Act 1899 are the urban district council of Lurgan. Undertakers.

4. The area of supply for the purposes of this Order and within the meaning of section 4 of the schedule to the Electric Lighting Area of supply.

A.D. 1914.

Lurgan.

(Clauses) Act 1899 shall be the area which is described in the First Schedule to this Order and is more particularly delineated on the map deposited together with this Order at the Board of Trade by the Undertakers and signed by an assistant secretary to the Board of Trade.

Power to
break up
railway.

5. Subject to the provisions incorporated with this Order the Undertakers are specially authorised by this Order to break up the railway which is mentioned in the Second Schedule to this Order.

Compulsory
works.

6. The streets and parts of streets throughout which the Undertakers are to lay down suitable and sufficient distributing mains for the purposes of general supply within a period of two years after the commencement of this Order as mentioned in section 21 of the schedule to the Electric Lighting (Clauses) Act 1899 are those mentioned in the Third Schedule to this Order.

Maximum
prices.

7. The maximum prices which may be charged by the Undertakers as mentioned in section 32 of the schedule to the Electric Lighting (Clauses) Act 1899 are those stated in the Fourth Schedule to this Order.

Revision of
price so as
to balance
revenue and
expenditure.

8.—(1) The Undertakers shall so soon as the annual statement of accounts of the undertaking under this Order has been filled up in the form prescribed by the Board of Trade under the Electric Lighting Act 1882 publish in a newspaper circulating in the urban district a notification that such statement of accounts has been filled up and that copies of it can be obtained at the offices of the Undertakers at a price not exceeding one shilling a copy and such publication shall be in addition to and not in substitution for any publication prescribed by the Board of Trade under the Electric Lighting Act 1882.

(2) The Undertakers shall on the expiration of the fifth complete financial year after they have commenced to supply electrical energy under this Order and on the expiration of each third succeeding year reconsider and if necessary revise and thereafter maintain the scales of prices charged for electrical energy under this Order so that so far as is reasonably practicable no contribution from the rates of the urban district will be required for the purpose of defraying the future expenses of the said undertaking during the next three years Provided nevertheless that—

(a) The prices to be charged shall not exceed the maximum prices which may be charged under this Order:

(b) The scales of prices so reconsidered and revised may be from time to time in like manner reconsidered and revised by the Undertakers.

(3) Nothing in this section contained shall prevent the Undertakers from entering into contracts for periods which may extend beyond the periods at which any revision may take place under the provisions of this section on special terms under special circumstances not applicable to ordinary consumers but each such contract shall provide that the price to be charged for energy supplied under such contract shall either—

A.D. 1914.

Lurgan.

- (a) Be subject to revision at the next triennial revision provided for in this section; or
- (b) Vary in the same proportion as the prices charged to ordinary consumers:

Provided that the Undertakers shall not without their consent be required to accept any price lower than the minimum price mentioned in such contract.

(4) There shall not be made against the district rate or any other rate—

- (a) In respect of energy used by the Undertakers for street lighting or other lighting purpose a charge at any higher rate than that made to consumers using energy for lighting for the like hours of supply; or
- (b) In respect of energy used by the Undertakers for any other purpose in connexion with their powers and duties as a local or sanitary authority a charge at any higher rate than that made to consumers using energy for similar purposes and for like hours of supply.

9. This Order shall come into force upon the day when the Act confirming this Order is passed and that day shall be the commencement of this Order.

Commence-
ment of
Order.

SCHEDULES.

FIRST SCHEDULE.

AREA OF SUPPLY.

The urban district of Lurgan as constituted at the commencement of this Order.

A.D. 1914.

Lurgan.

SECOND SCHEDULE.

Railway which may be broken up by the Undertakers in pursuance of the special powers granted by this Order.

The level crossings of the Great Northern Railway (Ireland) at William Street Kilmaine Street and Lake Street.

THIRD SCHEDULE.

Streets and parts of streets throughout which the Undertakers are to lay down suitable and sufficient distributing mains for the purposes of general supply within a period of two years after the commencement of this Order.

Market Street High Street Queen Street Union Street from Market Street to Hill Street Hill Street Edward Street Church Place North Street from Church Place as far as the Roman Catholic Church William Street and Lough Road.

FOURTH SCHEDULE.

MAXIMUM PRICES.

In this schedule—

The expression “unit” shall mean the energy contained in a current of one thousand ampères flowing under an electro-motive force of one volt during one hour.

SECTION 1.

Where the Undertakers charge any consumer by the actual amount of energy supplied to him they shall be entitled to charge him at the following rates per quarter For any amount up to twenty units thirteen shillings and fourpence and for each unit over twenty units eightpence.

SECTION 2.

Where the Undertakers charge any consumer by the electrical quantity contained in the supply given to him they shall be entitled to charge him according to the rates set forth in section 1 of this schedule the amount of energy supplied to him being taken to be the product of that electrical quantity and the declared pressure at the consumer's terminals that is to say such a constant pressure at those terminals as may be declared by the Undertakers under the Board of Trade regulations.

WATERFORD ELECTRIC LIGHTING.

A.D. 1914.

Provisional Order granted by the Board of Trade under the Electric Lighting Acts 1882 to 1909 to the mayor aldermen and burgesses of the county borough of Waterford in respect of the county borough of Waterford.

Waterford.

1. This Order may be cited as the Waterford Electric Lighting Order 1914. Short title.

2. The provisions contained in the schedule to the Electric Lighting (Clauses) Act 1899 (with the exception of section 83 of that schedule) are incorporated with and form part of this Order. Incorporation of Electric Lighting (Clauses) Act 1899.

3. The Undertakers for the purposes of this Order and within the meaning of section 2 of the schedule to the Electric Lighting (Clauses) Act 1899 are the mayor aldermen and burgesses of the county borough of Waterford. Undertakers.

4. The area of supply for the purposes of this Order and within the meaning of section 4 of the schedule to the Electric Lighting (Clauses) Act 1899 shall be the area which is described in the First Schedule to this Order and is more particularly delineated on the map deposited together with this Order at the Board of Trade by the Undertakers and signed by an assistant secretary to the Board of Trade. Area of supply.

5.—(1) Subject to the provisions of this Order the Undertakers may enter upon and take all or any part of the lands described in Part I. of the Second Schedule to this Order and delineated on the plan deposited together with this Order at the Board of Trade. Purchase and use of land for generating station.

(2) For the purpose of the acquisition of the said lands the provisions of the Lands Clauses Acts which relate to the purchase and taking of lands otherwise than by agreement and to the entry upon lands by the promoters of the undertaking are incorporated with this Order.

(3) The Undertakers after they shall have acquired the said lands may use the same for the purposes of the undertaking authorised by this Order and may thereon erect construct maintain use and work a station or stations together with all such buildings engines batteries dynamos accumulators and other plant machinery apparatus works and conveniences as may be necessary or suitable for generating electricity for the purpose of giving a supply under this Order.

(4) The Undertakers may also on the expiration or sooner determination of a certain indenture of lease dated the twelfth day of January one thousand eight hundred and twenty-eight and made between the Undertakers of the one part and Mathew Poole and John Harris of the other part use the land described in Part II. of the

[Ch. clxxv.] *Electric Lighting Orders* [4 & 5 GEO. 5.]
Confirmation (No. 5) Act, 1914.

A.D. 1914. Second Schedule to this Order for the same purposes as they are
Waterford. authorised by subsection (3) of this section to use the lands described
in Part I. of the said schedule.

Period for compulsory purchase of land. 6. The powers of the Undertakers for the compulsory purchase of land for the purposes of this Order shall cease after the expiration of five years from the commencement of this Order.

Power to break up railway. 7. Subject to the provisions incorporated with this Order the Undertakers are specially authorised by this Order to break up the railway mentioned in the Third Schedule to this Order.

Works across River Suir. 8. The Undertakers may erect lay down and maintain electric mains and works across the River Suir under and upon the bed and foreshores thereof Provided that Section 14 of the Schedule to the Electric Lighting (Clauses) Act 1899 incorporated with this Order shall as regards the Postmaster-General apply to such electric mains and works as if the said river were a street within the meaning of the said Section.

Compulsory works. 9. The streets throughout which the Undertakers are to lay down suitable and sufficient distributing mains for the purposes of general supply within a period of two years after the commencement of this Order as mentioned in section 21 of the schedule to the Electric Lighting (Clauses) Act 1899 are those mentioned in the Fourth Schedule to this Order.

Maximum prices. 10. The maximum prices which may be charged by the Undertakers as mentioned in section 32 of the schedule to the Electric Lighting (Clauses) Act 1899 are those stated in the Fifth Schedule to this Order.

Revision of price so as to balance revenue and expenditure. 11.—(1) The Undertakers shall so soon as the annual statement of accounts of the undertaking under this Order has been filled up in the form prescribed by the Board of Trade under the Electric Lighting Act 1882 publish in a newspaper circulating in the borough a notification that such statement of accounts has been filled up and that copies of it can be obtained at the offices of the Undertakers at a price not exceeding one shilling a copy and such publication shall be in addition to and not in substitution for any publication prescribed by the Board of Trade under the Electric Lighting Act 1882.

(2) The Undertakers shall on the expiration of the fifth complete financial year after they have commenced to supply electrical energy under this Order and on the expiration of each third succeeding year reconsider and if necessary revise and thereafter maintain the scales of prices charged for electrical energy under this Order so that so far as is reasonably practicable no contribution from the rates of the borough will be required for the purpose of defraying the future expenses of

the said undertaking during the next three years Provided nevertheless that —

A.D. 1914.

Waterford.

(a) The prices to be charged shall not exceed the maximum prices which may be charged under this Order :

(b) The scales of prices so reconsidered and revised may be from time to time in like manner reconsidered and revised by the Undertakers.

(3) Nothing in this section contained shall prevent the Undertakers from entering into contracts for periods which may extend beyond the periods at which any revision may take place under the provisions of this section on special terms under special circumstances not applicable to ordinary consumers but each such contract shall provide that the price to be charged for energy supplied under such contract shall either—

(a) Be subject to revision at the next triennial revision provided for in this section ; or

(b) Vary in the same proportion as the prices charged to ordinary consumers :

Provided that the Undertakers shall not without their consent be required to accept any price lower than the minimum price mentioned in such contract.

(4) There shall not be made against the sanitary rate or any other rate—

(a) In respect of energy used by the Undertakers for street lighting or other lighting purpose a charge at any higher rate than that made to consumers using energy for lighting for the like hours of supply ; or

(b) In respect of energy used by the Undertakers for any other purpose in connexion with their powers and duties as a local or sanitary authority a charge at any higher rate than that made to consumers using energy for similar purposes and for like hours of supply.

12. If the Undertakers obtain the consent of the Board of Trade under subsection (1) of section 5 of the Electric Lighting Act 1909 to the supply by them within their area of supply of electricity for the purposes of haulage or traction on any railway situate partly within and partly without that area or for the purposes of lighting vehicles used on any such railway they may so supply electricity to be used for purposes incidental to the working or lighting of such railway other than the purposes aforesaid.

Supply to
railways for
incidental
purposes.

13. This Order shall come into force upon the day when the Act confirming this Order is passed and that day shall be the commencement of this Order.

Commence-
ment of
Order.

A.D. 1914.

Waterford.S C H E D U L E S.FIRST SCHEDULE.AREA OF SUPPLY.

The county borough of Waterford as constituted at the commencement of this Order.

SECOND SCHEDULE.LANDS FOR THE ERECTION OF GENERATING STATION OR STATIONS.PART I.

A plot or parcel of ground situate at Waterpark in the parish of St. John's Without and county borough of Waterford adjoining the passage belonging to the Undertakers leading from Newtown Road to the sewage pumping station of the Undertakers containing 2 roods and 23 perches statute or thereabouts and bounded on the north by property belonging to the Undertakers in the occupation of the Christian Brothers on the south by the sewage works belonging to the Undertakers on the east by the River Suir and on the west by the passage herein-before mentioned and numbered 1 and coloured pink on the plan deposited in relation thereto at the Board of Trade.

A plot or parcel of ground used as a garden situate at Waterpark in the parish of St. John's Without and county borough of Waterford adjoining the passage belonging to the Undertakers leading from Newtown Road to the sewage pumping station of the Undertakers containing 1 rood 27 perches statute or thereabouts and bounded on the north by property belonging to the Undertakers in the occupation of Alfred Joseph Fanning and William Newton Fanning on the south by the sewage works belonging to the Undertakers on the east by the passage herein-before mentioned and on the west by Newtown Pill and numbered 2 and coloured pink on the said plan.

PART II.

A plot or parcel of ground used as a garden situate at Waterpark in the parish of St. John's Without and county borough of Waterford adjoining the passage belonging to the Undertakers leading from Newtown Road to the sewage pumping station of the Undertakers containing 33 perches statute or thereabouts and bounded on the north by property belonging to the Undertakers in the occupation of Alfred

Joseph Fanning and William Newton Fanning on the south by property belonging to the Undertakers in the occupation of David O'Hanlon on the east by the passage herein-before mentioned and on the west by Newtown Pill and numbered 3 and coloured pink on the said plan. A.D. 1914.
Waterford.

THIRD SCHEDULE.

Railway which may be broken up by the Undertakers in pursuance of the special powers granted by this Order.

The level crossing of the Waterford and Tramore Railway in Bath Street.

FOURTH SCHEDULE.

Streets throughout which the Undertakers are to lay down suitable and sufficient distributing mains for the purposes of general supply within a period of two years after the commencement of this Order.

The Quays The Mall Parnell Street Manor Street Barronstrand Street Broad Street Michael Street John Street John's Hill Upper Grange Road South Parade Catherine Street High Street Lady Lane Frenchchurch Street Cathedral Square Lombard Street William Street Newtown Road Lower Newtown Road Patrick Street Ballybricken Summerhill Bridge Street Mary Street O'Connell Street Great George's Street Thomas Street Barrack Street and Mayors' Walk.

FIFTH SCHEDULE.

MAXIMUM PRICES.

In this schedule—

The expression "unit" shall mean the energy contained in a current of one thousand ampères flowing under an electro-motive force of one volt during one hour.

SECTION 1.

Where the Undertakers charge any consumer by the actual amount of energy supplied to him they shall be entitled to charge him at the following rates per quarter:—

For any amount up to twenty units thirteen shillings and fourpence and for each unit over twenty units eightpence.

A.D. 1914.

Waterford.

SECTION 2.

Where the Undertakers charge any consumer by the electrical quantity contained in the supply given to him they shall be entitled to charge him according to the rates set forth in section 1 of this schedule the amount of energy supplied to him being taken to be the product of that electrical quantity and the declared pressure at the consumer's terminals that is to say such a constant pressure at those terminals as may be declared by the Undertakers under the Board of Trade regulations.

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